

**MINUTES OF THE TOWN COUNCIL MEETING
TOWN OF EAGLE MOUNTAIN, UTAH
Eagle Mountain Community Center
1668 E. Heritage Dr
Eagle Mountain, UT 84043
October 17, 2000**

POLICY SESSION 7:00 p.m.

Mayor Paul Bond called the meeting to order at 7:10 p.m.

1. Roll Call:

Council Members present: Mayor Paul Bond, Dave Albrecht, Bert Ankrom, Greg Kehl and Brigham Morgan.

Town Staff:

Town Administrator: John Newman
Town Attorney: Jerry Kinghorn
Town Engineer: Korey Walker
Town Planner: Ken Leetham
Town Recorder: Janet Valentine
Deputy Recorder: Fionnuala Kofoed
Fire Chief: Robert DeKorver

Others present: Jody Hooley, resident; Diane Jacob, resident; Trish Austin, resident; Rob Smith, resident; Rick Pierce, resident; Bonnie & Greg Jeppson, landowners; Ruth Brandt, resident; Darrin Brandt & Vincent Liddiard, Economic Development Board; Carl Allred, The Ranches; Josh Elledge, resident; Richard Erickson, resident; Mark & Beth Elmer, residents; Candice Pratt, resident; Mr. & Mrs. Larson, residents; Arlene Erickson, resident; Brad & Sabrina Cowan, residents; Stacie Dalton, resident.

2. Pledge of Allegiance:

Shelia Curtis led the town in the Pledge of Allegiance.

3. Approval of Minutes:

MOTION *Greg Kehl to approve the minutes of October 3, 2000 as amended. Brigham Morgan seconded the motion. Ayes: 4, Nays: 0. Motion passed. Bert Ankrom abstained.*

4. General Discussion/Questions/Announcements:

Bert Ankrom announced the October Fest scheduled for October 30, 2000 at 5:00 p.m. at the Community Center.

5. Appointments:

A. Telecommunications Board Members.

MOTION *Greg Kehl moved to approve the Mayors appointment of James Skinner and Richard Erickson to the Telecommunication Board. Dave Albrecht seconded the motion. Ayes: 5. Nays: 0. Motion passed.*

6. **Public Notices:**

There were no public notices.

7. **Public Comment:**

Darrin Brandt, Economic Development Board, commented on conditional use permits for temporary facilities in the Town. Mr. Brandt also mentioned the possibility of bonding for a school in Eagle Mountain.

Ruth Brandt, resident, discussed the need for a school in Eagle Mountain. Mrs. Brandt was willing to do the legwork and poll the community regarding the possibility of bonding for a school in Eagle Mountain.

Vincent Liddiard, Economic Development Board, suggested that residents should be involved in policy making for small home businesses within the community.

Rick Pierce commented on the use of temporary facilities in the Town. Mr. Pierce believed it was necessary to keep an open mind with respect to commercial business. In order to promote commercial growth the Town needed to be more flexible and allow the use of temporary facilities.

8. **Town Office Hours:**

Mayor Bond announced that the Town Offices would be adjusting their office hours. The new schedule would be Monday-Thursday 7:30 a.m. to 5:30. It was anticipated that the new hours would better serve the needs of the community.

MOTION *Brigham Morgan moved to approve the new Town Office Hours as presented for a six-month trial period. Mayor Bond would decide the date when the new hours would be implemented. Dave Albrecht seconded the motion. Ayes: 5, Nays: 0. Motion passed.*

9. **Consideration of Resolution #24-00, a Resolution of the Town of Eagle Mountain, Utah County, Utah Authorizing the Issuance of Sale of its Telecommunications Revenue Bonds, Series 2000; Authorizing the Execution by the Town of a Telecommunications General Indenture of Trust and First Supplemental Telecommunications Indenture of Trust (Collectively, The "Indenture"), a Bond Purchase Contract, an Official Statement and Other Documents Required in Connection Therewith; and Authorizing the Taking of all Other Actions necessary to the Consummation of the Transactions contemplated by this Resolution, the Indenture, the Bond Purchase Contract and The Official Statement ; Providing a Severability Clause; Repealing Resolution in Conflict; Providing an Effective Date; and Related Matters:**

The Council considered Resolution #24-00 for approval.

MOTION *Dave Albrecht moved to approve Resolution #24-00, a Resolution of the Town of Eagle Mountain, Utah County, Utah Authorizing the Issuance of Sale of its Telecommunications Revenue Bonds, Series 2000; Authorizing the Execution by the Town of a Telecommunications General Indenture of Trust and First Supplemental Telecommunications Indenture of Trust (Collectively, The "Indenture"), a Bond Purchase Contract, an Official Statement and Other Documents Required in Connection Therewith; and Authorizing the Taking of all Other Actions necessary to the Consummation of the Transactions contemplated by this Resolution, the Indenture, the Bond Purchase Contract and The Official Statement ; Providing a Severability Clause; Repealing Resolution in Conflict; Providing an Effective Date; and Related Matters. Greg Kehl seconded the motion. Ayes: 5, Nays: 0. Motion passed.*

10. Consideration of Resolution #25-00 a Resolution Authorizing the Issuance and Sale of not more than \$21,000,000 Aggregate Principal amount of Gas and Electric Revenue bonds, Series 2000, of the Town of Eagle Mountain, Utah County, Utah; Fixing the Maximum Aggregate Principal Amount of the Bonds, the Maximum Number of Years Over Which the Bonds May Mature, the Maximum Interest Rate Which the Bonds May Bear, and the Maximum Discount From Par at Which the Bonds May be Sold; Providing of the Publication of a Notice of Bonds to be Issued; Providing for the Running of a Contest Period; and Related Matters

The Council considered Resolution #25-00 for approval.

MOTION *Greg Kehl moved to approve Resolution #25-00, a Resolution Authorizing the Issuance and Sale of not more than \$21,000,000 Aggregate Principal amount of Gas and Electric Revenue bonds, Series 2000, of the Town of Eagle Mountain, Utah County, Utah; Fixing the Maximum Aggregate Principal Amount of the Bonds, the Maximum Number of Years Over Which the Bonds May Mature, the Maximum Interest Rate Which the Bonds May Bear, and the Maximum Discount From Par at Which the Bonds May be Sold; Providing of the Publication of a Notice of Bonds to be Issued; Providing for the Running of a Contest Period; and Related Matters. Brigham Morgan seconded the motion. Ayes: 5, Nays: 0. Motion passed.*

11. Approval of Resolution #26-00, a Resolution Authorizing the Issuance and Sale of Not More Than \$9,500,000 aggregate Principal Amount of Water and Sewer Revenue Bonds, Series 2000, of the Town of Eagle Mountain, Utah County, Utah; Fixing the Maximum Aggregate Principal amount of the Bonds, The Maximum Number of Years Over Which the Bonds May Mature, the Maximum Interest Rate Which the Bonds May Bear, and the Maximum Discount From Par at Which the Bonds May be Sold; Providing for the Publication of a Notice of Bonds to be Issued; Providing for the Running of a Contest Period; and Related Matters:

The Council considered Resolution #26-00 for approval.

MOTION *Bert Ankrom moved to approve Resolution #26-00, a Resolution Authorizing the Issuance and Sale of Not More Than \$9,500,000 aggregate Principal Amount of Water and Sewer Revenue Bonds, Series 2000, of the Town of Eagle Mountain, Utah County, Utah; Fixing the Maximum Aggregate Principal amount of the Bonds, The Maximum Number of Years Over Which the Bonds May Mature, the Maximum Interest Rate Which the Bonds May Bear, and the Maximum Discount From Par at Which the Bonds May be Sold; Providing for the Publication of a Notice of Bonds to be Issued; Providing for the Running of a Contest Period; and Related Matters. Dave Albrecht seconded the motion. Ayes: 5; Nays: 0. Motion passed.*

12. Consideration of a Resolution Authorizing the Town of Eagle Mountain to Issue Interim Warrant for SID 2000-1:

This item was tabled for lack of materials.

13. Approval of a Resolution Establishing Standards for the Consideration of Requests to Extend Development Approvals:

MOTION *Brigham Morgan moved to approve Resolution #27-00, a Resolution of the Town Council of the Town of Eagle Mountain, Utah to Establish Standards for the Consideration of Requests to Extend Development Approval. Greg Kehl seconded the motion. Ayes: 5, Nays: 0. Motion passed.*

14. **Streetlights at Eagle Mountain Boulevard:**

This was not an action item.

15. **South Service Area Developer Funding Requirements:**

MOTION *Brigham Morgan moved to approve the South Service Area Developer Funding Requirement as amended. Dave Albrecht seconded the motion. Ayes: 5, Nays: 0. Motion passed.*

16. **Major Development Approvals:**

A. Final Plat Approval including Development Agreement & CC&R's for Rush Valley, Plat A.

MOTION *Dave Albrecht moved to table Rush Valley, Plat A until the developer is out of Capital Facility Default. Brigham Morgan seconded the motion. Ayes: 5, Nays: 0.*

Items B, C & E were discussed after item 18.

D. Extension of Meadow Ranch, Phase 6.

MOTION *Brigham Morgan moved to direct the Staff to come back at the next Town Council Meeting with a Development Agreement outlining the conditions as specified in the Town Planner and Town Engineer's reports to extend the approval of Meadow Ranch, Phase 6, for one year. Dave Albrecht seconded the motion. Ayes: 5, Nays: 0. Motion passed.*

17. **Mobile Telephone Service Revenue Act:**

Utah League of Cities and Towns had developed a resolution that Towns and Cities could enact to collect revenue from the use of cell phones in their communities. Every cell phone would be assessed \$1/month. The tax would be collected through the cell phone companies who had stated that the tax would not be passed onto their customers.

MOTION *Greg Kehl moved to strike the Mobile Telephone Service Revenue Act. Bert Ankrom seconded the motion. Ayes: 5, Nays: 0. Motion passed.*

18. **Consent Agenda Items:**

MOTION *Dave Albrecht moved to approve the Consent Agenda Items. Brigham Morgan seconded the Motion. Ayes: 5, Nays: 0. Motion passed.*

16E. **Major Development Approvals:**

E. Discussion of the Revised Final Plat, Eagle Point, Plat E

Ken Leatham presented a revised Phasing Plan for Final Plat, Eagle Point Plat E. The developer proposed two specific phases, which would now include a site for a church and 17 lots in Phase I. Phase II would be the remainder of the subdivision. The applicant requested that if the Plat were approved that it be accepted with no changes to the original approval with respect to impact fees, the vested status would be maintained.

Wayne Patterson, Patterson Construction, expressed his concerns with regards to maintaining his vested rights.

Residents Allen Anderson, Trish Austin, Alan Jackson, Tim Jones, Tim Richards and Brad Callan commented on the need for a church within the for a church in the Town Center and requested that the Council do whatever they could to expedite the process.

The Council discussed their concerns regarding the Plat specifically the roundabout, the pedestrian trail access, the loss of open space and the traffic impacts generated by the church on the local street system. The Town Council instructed that the proposed phasing plan be reviewed the Planning Commission and be returned to the Council for final action. Additionally, the Town Council directed the Town Attorney to draft a resolution

B. Final Plat Approval Eagle Point Plat I.

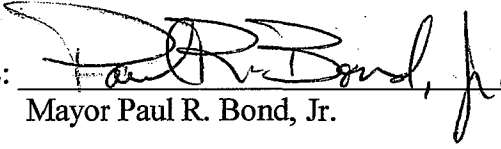
This item was tabled.

C. Final Plat Approval Eagle Point Plat J.

This item was tabled.

19. **Adjournment:**

MOTION *Greg Kehl moved to adjourn the meeting @ 10:07 p.m.*

APPROVAL:  DATE: 11/16/00
Mayor Paul R. Bond, Jr.

This certifies that the minutes of
OCT. 17, 2000 are a true, full and
correct copy as approved by the
City Council on Nov. 7, 2000
Signed: Janet B. Valentine, c.m.c.
City Recorder