

MINUTES  
EAGLE MOUNTAIN CITY COUNCIL MEETING

November 20, 2012

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 – CITY COUNCIL CHAMBERS**

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

CITY STAFF PRESENT: Ifo Pili, City Administrator; Jason Walker, Assistant City Administrator; Jeremy Cook, City Attorney; Fionnuala Kofoed, City Recorder; Melanie Lahman, Deputy Recorder; Kent Partridge, Building Official; Adam Ferre, Energy Director; David Mortensen, City Treasurer; Rand Andrus, Fire Chief; Steve Mumford, Planning Director; Linda Peterson, Public Information Director; Chris Trusty, Public Works Director; Eric McDowell, Sheriff's Deputy.

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

Mayor Jackson presented a plaque to Asst. Public Works Director David Norman for earning the Utility Management Certification from the Rural Water Association.

She also signed off on an Eagle Scout project recently, in which mile markers were posted on the Pony Express running/walking trail.

1. **PRESENTATION – Outrage Youth Group, signs for the Skate Park.**

Outrage is an anti-tobacco youth group in Utah County. James Johnson of the group presented the Mayor and Council with signs to be posted in the skate park, reminding skaters to stay away from tobacco.

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

**Item 16. Budget Amendments**

Budget amendments for purchase of a dump truck and pump truck were tabled at the last meeting so that the City Administrator and Finance Department could work out the details of financing vs. outright purchase of the vehicles. Mr. Pili proposed that the pump truck be financed and the dump truck be purchased outright. Zions Bank is willing to finance the pump truck for an average of 1.03% over five years. The City earns approximately 1.3% on its funds annually. If the Council prefers, the City can afford to purchase the pump truck without financing it.

Councilmember Steinkopf asked if there is a penalty for prepayment. Mr. Pili said there is not.

**Item 17. Pony Express Townhomes**

This project is located north of the Porter's Crossing Town Center area. It's just south and west of the Saratoga Springs city boundary. The north area of the site is unbuildable due to the slope of

the natural wash. The project has only one access road. Although the City generally requires secondary access for a project of this size, a second road was unworkable on this parcel, so the developer is proposing a 72-foot wide primary access.

Councilmember Painter asked if this design would create a precedent. Chief Andrus said the design complies with the letter of the International Fire Code, although it is not preferable as far as safety is concerned; however, it doesn't set a precedent.

Councilmember Steinkopf asked if the driveways gave enough room for residents to back out without risk of hitting a neighbor's vehicle. Mr. Mumford said the driveways are designed with adequate space to ensure safety.

Councilmember Ochsenhirt asked if a traffic study has been done. Mr. Mumford said one is not required. Tig Brown, the developer's representative, said the only requirement he was given was a left-turn lane. Mayor Jackson pointed out that the condition given was a choice of a left-turn lane or a traffic study. Mr. Brown said the developer has also provided a large easement to be available for the planned widening of Pony Express Parkway, as well as a temporary right-turn lane.

#### Item 18. Purchasing Policy

City Attorney Jeremy Cook stated that the purchasing policy revision is designed to clarify the requirements for bidding and for Council approval of contracts. Any contract worth over \$40,000 will have to be approved by the City Council, except for public utilities equipment and supplies, which are budgeted each year. These items have a narrow installation window each summer. Those will have to be approved if they cost \$125,000 or more. Items that aren't budgeted for will have to be approved by the Council if they cost over \$10,000.

As far as bidding goes, any materials purchases over \$40,000 will have to go through a formal sealed bid process. Items under \$40,000 will require three documented price quotes. It's difficult to get sealed bids from vendors for projects or materials under \$40,000. Quotes are often good for only seven days. Some of the more specialized equipment is only available from one or two vendors in the state.

#### Item 19. Energy Building Furniture

Energy Director Adam Ferre said the initial quote was for \$67,251.02. The quote has changed to \$67,453. About \$61,000 worth of furniture will be purchased under the State contract. Approximately \$6,300 is for upgrades to make the furniture more durable. The change in the quote is to extend the reception desk to the wall to improve the receptionist's security.

#### Item 20. Bleachers International Bid Award.

The original agenda summary for this item said that the contract will be for 2,326 seats. The actual number of seats is 3,006. If the City were to choose to purchase the bleachers, Bleachers International offered to apply the rental amount to the purchase price. The rented bleachers will be in place from March through June, or until after the next budget is approved. If the purchase is approved, the installed bleachers will remain in place.

The rodeo won the Best Small Rodeo Award in the Wilderness Circuit for the second year in a row.

Councilmember Steinkopf suggested that the City purchase one section of bleachers each year. Mayor Jackson said that Great Western offered a plan for a phased purchase of bleachers.

3. 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.

Administration is considering a bond parameters resolution to reallocate some bond funds to accelerate the payback of some of the City's projects.

Mayor Jackson reported that, since the City proposes to annex to the Salt Lake Valley Fire Service Area, the Unified Fire Authority Board met today and approved the annexation. The 30-day protest period is going on, but no protests have been received so far. If the City joins, the name of the district will be changed, possibly to the United Fire Area.

4. 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 Ochsenhirt seconded the motion. Those voting aye: Donna Burnham, Ryan Ireland, Nathan Ochsenhirt, John Painter and Richard Steinkopf. The motion passed with a unanimous vote.*

The meeting was adjourned at 5:35 p.m.

### **POLICY SESSION – CITY COUNCIL CHAMBERS**

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

CITY STAFF PRESENT: Ifo Pili, City Administrator; Jason Walker, Assistant City Administrator; Jeremy Cook, City Attorney; Fionnuala Kofoed, City Recorder; Melanie Lahman, Deputy Recorder; Kent Partridge, Building Official; Adam Ferre, Energy Director; Rand Andrus, Fire Chief; Steve Mumford, Planning Director; Linda Peterson, Public Information Director; Chris Trusty, Public Works Director; Eric McDowell, Sheriff's Deputy.

5. CALL TO ORDER

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

6. PLEDGE OF ALLEGIANCE

Kevin Graves led the Pledge of Allegiance.

7. INFORMATION ITEMS/UPCOMING EVENTS

- **Turkey Trot** – The 5<sup>th</sup> annual Turkey Trot will be held on Thanksgiving morning. Registration is free and is available on the City website, Events page. Check in begins at 7:15 a.m. and the event starts at 8 a.m. at Hidden Hollow Elementary. The route is from Hidden Hollow to the Eagle Park entry (across from City Hall). Prizes will be given for fastest times, most family members participating, best Thanksgiving-themed costume and more.
  - **Christmas Tree Lighting Event** – The traditional Christmas tree lighting event will be held on Friday, December 7 at 6:30 p.m. Join us in lighting our tree and City Hall building, with a little help from Santa Claus. Free photo opportunities with Santa will be offered after the ceremony (bring your own camera). For information on the gingerbread house and elementary kids' essay contests, please visit the Events page of the City website.
  - **Santa on the Fire Truck** -- Santa gets a lift from the EM Fire Department to visit neighborhoods in Eagle Mountain and throw candy to the children on Saturday, December 8. Please note, the fire truck will not be attempting to go down dead-end streets, and may not be able to drive down every street in the city due to time restrictions. Listen for sirens and watch in your neighborhood for the fire truck. Proceed safely to the area where the fire truck is. Please have your children stay on the sidewalk and wait for Santa to throw the candy. Please do not allow them to run into the street.
  - **Pony Express Days Holiday Sale** – Get Pony Express Days tickets at a great discounted price for the holidays, only \$5 each for the PRCA Rodeo, Demolition Derby, and Chris Cagle Concert & Fireworks. Tickets are available on the City website, Pony Express Days page.
8. PUBLIC COMMENTS – Time has been set aside for the public to express their ideas, concerns and comments. *(Please limit your comments to three minutes each.)*

None.

9. CITY COUNCIL/MAYOR'S ITEMS – Time has been set aside for the City Council and Mayor to make comments. *(Comments are limited to three minutes each.)*

Councilmember Ochsenhirt

Councilmember Ochsenhirt asked that residents park cars off the street when snow is predicted so that snow plows can get through, and asked that they help their neighbors keep their snow shoveled. He also mentioned that UTA buses have been using engine brakes in neighborhood boundaries. That's too much noise for residential areas.

Councilmember Ireland

No comment.

Councilmember Burnham

Councilmember Burnham asked for residents' patience as she doesn't feel well and may have to leave early.

Councilmember Steinkopf

Councilmember Steinkopf said the Youth Council will be helping with the Turkey Trot. They will also be involved with Santa on the Fire Truck. He mentioned the HEAT program, which helps low-income, elderly and disabled people to pay their heating bills.

Councilmember Painter

Councilmember Painter said he has received feedback in appreciation of the OHV ordinance, acknowledging that it's a beginning step and hoping it will be extended to allow street-legal ATVs on all City streets. He also hoped that the sign replacement program will replace the City's damaged ladder signs on a regular schedule.

Mayor Jackson invited Bonnie ElHalta, President of the Lehi Area Chamber of Commerce, to speak on sign replacement. Ms. ElHalta said there will be a regular replacement and maintenance program, either quarterly or semi-annually.

Mayor Jackson

Mayor Jackson said the turnout for the election was awesome and she hoped that would be repeated next year for the municipal election. She said the City is continuing the process of joining the Unified Fire Authority.

10. APPOINTMENTS

- A. Economic Development Board – Kevin Graves (replacing Jon Celaya)
- B. Planning Commission – Bonnie ElHalta (replacing Daniela Camacho)

**MOTION:** *Councilmember Painter moved to appoint Kevin Graves to the Economic Development Board to complete a term ending on December 31, 2014, and to appoint Bonnie ElHalta to the Planning Commission to complete a term ending on December 31, 2013. Councilmember Ochsenhirt seconded the motion. Those voting aye: Donna Burnham, Ryan Ireland, Nathan Ochsenhirt, John Painter and Richard Steinkopf. The motion passed with a unanimous vote.*

City Recorder Finn Kofoed administered the oath of office to Mr. Graves and Ms. ElHalta.

**CONSENT AGENDA**

11. MINUTES

- A. October 16, 2012 – Regular City Council Meeting

12. BOND REDUCTION

- A. Eagle Point Townhomes

13. FINAL PAYMENT

- A. Library Trail – Kenny Seng

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

**SCHEDULED ITEMS**

14. PUBLIC HEARING

ORDINANCE – Consideration and Adoption of an Ordinance of Eagle Mountain City, Utah, Amending the 2012 Capital Facilities Plan.

This item was presented by Public Works Director Chris Trusty. The 2012 Capital Facilities Plan was adopted at the October 16, 2012 City Council meeting. It has since been updated to more accurately reflect reimbursements identified in the master development agreement with SITLA for Mid Valley Park, and to add needed infrastructure for the Clearview Estates subdivision, north of SR 73. Also included are costs for an electrical line on Mid Valley road, and all current reimbursements have been reconciled to reflect the remaining capacities on those systems.

*Mayor Jackson opened the public hearing at 7:27 p.m. As there were no comments, she closed the hearing.*

Councilmember Painter asked if the plan will be scheduled to be updated every two to three years. Mr. Trusty said the plan is to update it every two years, unless City growth dictates an adjustment to that schedule.

**MOTION:** *Councilmember Steinkopf moved to adopt an Ordinance of Eagle Mountain City, Utah, amending the 2012 Capital Facilities Plan. Councilmember Burnham seconded the motion. Those voting aye: Donna Burnham, Ryan Ireland, Nathan Ochsenhirt, John Painter and Richard Steinkopf. The motion passed with a unanimous vote.*

#### **PUBLIC HEARING**

15. ORDINANCE – Consideration and Adoption of an Ordinance of Eagle Mountain City, Utah, Approving the Impact Fee Analysis.

This item was presented by Public Works Director Chris Trusty. This document assigns a dollar amount to the facilities detailed in the Capital Facilities Plan. The proposed ordinance revises impact fees charged to Eagle Mountain builders when issuing building permits. Impact fees are a one-time charge to new developments for the purpose of raising revenue for new or expanded public facilities necessitated by each development. Impact fees cannot be used to increase an existing level of service, and all fees must be spent within 6 years of being collected. Impact fees cannot be used to correct existing system deficiencies. However, impact fees can be collected for existing debt service on facilities which have excess capacity for which the development will receive a benefit. This item was tabled from the October 16, 2012 meeting for minor corrections and to include infrastructure for the Clearview Estates subdivision.

There is a minor error in the impact fee analysis, which can be covered in the motion.

Because the impact fees are being reduced rather than raised, the City will allow the impact fee analysis to take effect before the 90-day statutory time limit.

*Mayor Jackson opened the public hearing at 7:32 p.m. As there were no comments, she closed the hearing.*

**MOTION:** *Councilmember Ochsenhirt moved to adopt an Ordinance of Eagle Mountain City, Utah, approving the update impact fee analysis and making the new impact fees effective on December 3, 2012; with the stipulation that the fees reflect correctly the changes shown on the table on page 21 throughout the entire document. Councilmember Steinkopf seconded the motion.*

Councilmember Painter asked if the impact fee analysis reflects the slowdown in growth and the

increase in infrastructure, while covering the increases with this lower fee amount. Mr. Trusty responded that the costs are covered, mostly by adjusting projects previously scheduled in one to five years to be constructed in the six to ten year period.

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

## **PUBLIC HEARING**

### 16. ORDINANCE – Consideration and Adoption of an Ordinance of Eagle Mountain City, Utah, Amending the Fiscal Year 2012-2013 Budget.

This item was presented by City Administrator Ifo Pili. The proposed amendment to the FY 2012-2013 budget is for the purchase of a dump truck and a pump truck for Public Works. This item was tabled from the October 16, 2012 City Council meeting.

Mr. Pili discussed options for either financing the vehicles or purchasing them outright. Staff recommends financing the pump truck, as the interest charged will be less than the interest the City makes on existing funds.

Councilmember Painter asked Mr. Pili to reiterate why the City needs these vehicles. Mr. Pili referred the question to Mr. Trusty. He explained that the City's pump truck is used to haul sludge and to keep the storm drain pipes cleaned out on a regular schedule. It's so old and requires so many repairs that any costs are excessive. The new dump truck is three times bigger than the old dump truck, which will make hauling more efficient. The cost savings in fuel and staff time will recoup the cost of the truck in less than a year.

Councilmember Painter asked why the cost is being partially paid by the water fund. Mr. Trusty said it will only be used for snow plowing for half the year. During the other half, it will be used for water projects.

Councilmember Ochsenhirt asked Mr. Pili why the CWP purchase was included in this amendment and why it wasn't budgeted earlier. Mr. Pili said that the CWP purchase was inadvertently left out of the regular budget process, so it made sense to bundle it into this amendment.

*Mayor Jackson opened the public hearing at 7:49 p.m. As there were no comments, she closed the hearing.*

**MOTION:** *Councilmember Painter moved to adopt an Ordinance of Eagle Mountain City, Utah, amending the Fiscal Year 2012-2013 budget for the purchase of a pump truck, a dump truck and paying the contractual obligation for CWP water; and do it by financing the pump truck and also pursuing options for financing the dump truck. Councilmember Steinkopf seconded the motion.*

Councilmember Steinkopf asked about the financing option stated in the motion. Mayor Jackson explained that it enables the staff to finalize financing options, without the City being obligated to any one option.

Councilmember Ireland asked if the water bond has been available, waiting for this allocation. Mr. Pili said it has.

Councilmember Ochsenhirt asked if the motion gives Mr. Pili the option to purchase the dump truck, or only to find an option for financing. Mayor Jackson responded that Mr. Pili will evaluate the options for financing the truck.

Councilmember Painter clarified that his motion is to finance the pump truck, get a bid on the dump truck, and finance the dump truck if that saves the City money, or else buy it outright.

Mr. Pili suggested that if the City can finance the dump truck for less than 1.3%, that would be the thing to do; otherwise, purchasing outright would be the right option.

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

17. PONY EXPRESS TOWNHOMES

- A. ORDINANCE – Consideration and Adoption of an Ordinance of Eagle Mountain City, Utah, Rezoning the Pony Express Townhome Project from Agricultural to Residential – Public Hearing.
- B. FINAL PLAT - Consideration and Approval of a Final Plat for Pony Express Townhomes.
- C. SITE PLAN – Consideration and Approval of a Site Plan for Pony Express Townhomes.

This item was presented by Planning Director Steve Mumford. The proposed ordinance rezones the property from Agricultural to Residential for a 46-unit townhome project. The property is located on the north side of Pony Express Parkway, northwest of the SilverLake development. The northern one-third of the property is unbuildable due to a natural wash. This proposal includes a final plat and site plan approval for the townhome project.

Rezone

Councilmember Painter asked what Saratoga's plans are for future development on the adjoining property. Mr. Mumford said that the land was approved to be residential years ago.

The site plan and final plat were recommended for approval by the Planning Commission. The developer provided more than double the required improved open space.

Access for this narrow piece of land was problematic. Chief Andrus approved a double-wide primary access road, as no secondary access was workable.

*Mayor Jackson opened the public hearing for the rezone at 8:05 p.m. As there were no comments, she closed the hearing.*

**MOTION:** *Councilmember Steinkopf moved to adopt an Ordinance of Eagle Mountain City, Utah, rezoning the Pony Express Townhome project from Agricultural to Residential. Councilmember Painter seconded the motion.*

Councilmember Painter felt that approving this plan, with the concessions from City standards, is forcing the issue. City Attorney Jeremy Cook said the development meets the code. Not accepting this plan will deny the owners the possibility of developing the land.

*Those voting aye: Donna Burnham, Ryan Ireland, Nathan Ochsenhirt and Richard Steinkopf. Those voting no: John Painter. The motion passed with a 4:1*



vote.

Site Plan

Councilmember Painter asked about fencing. Mr. Mumford said that all open space will be fenced with a split rail fence.

Councilmember Ochsenhirt asked about buffering between the commercial and residential areas. Mr. Mumford said buffering is required of any incoming commercial project.

Councilmember Burnham asked if the developer is prepared to inform new residents that the development is adjacent to commercial property, so they're not surprised and upset when the commercial development is built. Mayor Jackson asked the developer to take care of that.

Councilmembers Steinkopf and Painter asked about the unfenced back yards. Mayor Jackson pointed out that the townhome owners won't own the property behind their homes, only the homes and driveways.

Councilmember Ireland said that the Planning Commission would have preferred having a fence to separate the wash from the park to help keep children out of the wash.

Mayor Jackson asked if a perimeter fence is required in the code. Mr. Cook said he didn't think so. The residents can petition the homeowners' association to install a fence. Mayor Jackson thought that the City could require a fence if necessary for safety.

Tig Brown, the developer's representative, said he had no objection to putting a split rail fence on top of the berm, even though it's not required. Regarding the wash, he said one of the selling points of the property is the clear view to the east, which a fence would impair.

Councilmember Painter asked about the monument sign at the entrance. Mr. Brown said it would typically be placed on the median between the two halves of the street. He would like to place it on the berm in front of the project, where it will not restrict sight lines. Mayor Jackson suggested placing it in the median and keeping it very small.

**MOTION:** *Councilmember Burnham moved to approve a final plat for Pony Express Townhomes, with the conditions stated and with the additional condition that a split rail fence be installed on both sides of the development along Pony Express Parkway. Councilmember Steinkopf seconded the motion. Those voting aye: Donna Burnham, Ryan Ireland, Nathan Ochsenhirt and Richard Steinkopf. Those voting no: John Painter. The motion passed with a 4:1 vote.*

**MOTION:** *Councilmember Painter moved to approve a site plan for Pony Express Townhomes, with the conditions stated and with the additional condition that a split rail fence be installed on both sides of the development along Pony Express Parkway. Councilmember Steinkopf seconded the motion. Those voting aye: Donna Burnham, Ryan Ireland, Nathan Ochsenhirt and Richard Steinkopf. Those voting no: John Painter. The motion passed with a 4:1 vote.*

The conditions stated in the staff report are as follows:

1. The applicant will be required to dedicate land for the right-of-way for Pony Express Parkway according to the Future Land Use and Transportation Corridors Map.
2. The applicant shall improve the right-of-way to provide a left turn lane on Pony Express Parkway or provide a traffic study showing that a left turn lane is not needed.
3. The development agreement shall include a provision for a transportation fee-in-lieu for Pony Express Parkway improvements.
4. The asphalt shall taper out on Pony Express Parkway on both sides of development.
5. The owner shall submit plans to the City for approval if there are going to be any modifications to the natural wash at any time.
6. A monument sign at the entrance is required for the project.
7. An easement for the future water line and asphalt trail along the entrance to the project is required.
8. Fencing along the open space areas and the wash is required.
9. The final landscape plan shall be reviewed for approval by the City Parks Foreman.
10. The asphalt trail along the frontage shall be shown on the plans.

18. ORDINANCE – Consideration and Adoption of an Ordinance of Eagle Mountain City, Utah, Amending the Municipal Code Chapter 3.20, Purchasing Policy.

This item was presented by City Attorney Jeremy Cook. This ordinance amends the Purchasing Policy, adding definitions and increasing bid amounts that require competitive bidding to the amount specified by State law. This item was tabled from the September 18, 2012 City Council meeting.

**MOTION:** *Councilmember Painter moved to adopt an Ordinance of Eagle Mountain City, Utah, amending the Municipal Code Chapter 3.20, Purchasing Policy. Councilmember Steinkopf seconded the motion. Those voting aye: Donna Burnham, Ryan Ireland, Nathan Ochsenhirt, John Painter and Richard Steinkopf. The motion passed with a unanimous vote.*

19. MOTION – Consideration and Approval of a Purchase Agreement through the State Contract for Furnishings for the Energy Building.

This item was presented by Energy Director Adam Ferre. This proposal is for the interior furnishings for the new Energy Building. Henriksen/Butler holds the Utah State contract for the procurement of office furniture.

Councilmember Painter asked what process the City used to go above the permitted amount for the furniture purchase. Mr. Ferre said the City had to do a change order for the difference. The approximately \$6,000 extra allows for higher-quality, more durable furniture.

Two Councilmembers questioned the \$200 change in the price. Mayor Jackson suggested that the motion be for up to the proposed contract price and let Mr. Ferre negotiate the final price.

**MOTION:** *Councilmember Ochsenhirt moved to approve a purchase agreement through the State contract for furnishings for the Energy Building up to an amount of \$67,453.64 and authorize the Mayor to sign the contract. Councilmember Steinkopf seconded the motion.*

Councilmember Painter asked what the limit was for purchasing furniture through the State contract. Mr. Pili said it's not a question of amount, but of specific items that are available through the State contract. Upgraded items cost extra. Mr. Ferre said that under the City's purchasing policy, he had to get three bids for the upgraded items.

*Those voting aye: Donna Burnham, Ryan Ireland, Nathan Ochsenhirt and Richard Steinkopf. Those voting no: John Painter. The motion passed with a 4:1 vote.*

20. BID AWARD – Consideration and Award of Bid to Bleachers International for Bleachers for the Pony Express Days Rodeo.

This item was presented by Special Events Director Angie Ferre. The 4<sup>th</sup> Annual Pony Express Rodeo, a Professional Rodeo Cowboy Association (PRCA) certified rodeo, is scheduled on May 24-27, 2013. The City plans to rent seating for 3,006 people from Bleachers International to accommodate seating at the event.

Councilmember Painter asked if any proceeds from use of the bleachers for other events will be dedicated to paying the rental or purchase costs of the bleachers for next year. Ms. Ferre said she hoped so. Since most rodeos are planned a year in advance, it wasn't likely that there would be much rental income.

Ms. Ferre is looking into developing a 4H program in Eagle Mountain.

**MOTION:** *Councilmember Painter moved to approve an award of bid to Bleachers International for the rental of 3,006 bleacher seats, including transportation, set-up and removal costs, and authorize the Mayor to sign the contract. Councilmember Steinkopf seconded the motion. Those voting aye: Donna Burnham, Nathan Ochsenhirt, John Painter and Richard Steinkopf. Those voting no: Ryan Ireland. The motion passed with a 4:1 vote.*

21. 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 Painter

No comment.

Councilmember Ochsenhirt

No comment.

Councilmember Ireland

No comment.

Councilmember Burnham

No comment.

Mayor Jackson

Mayor Jackson stated for the record that during Closed Session, the professional competence of an individual was discussed. She clarified that the title of the ordinance approved in item 15 should read, "An Ordinance Adopting an Impact Fee Enactment; Imposing a Culinary Water, Sanitary Sewer, Transportation, Storm Drain, Police, Parks and Recreation and Electrical Impact Fee; Providing for the Calculation and Collection of Such Fee; Providing for Appeal, Accounting and Severability of the Same; and Other Related Matters.

22. 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.

None.

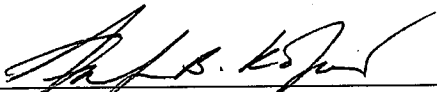
23. COMMUNICATION ITEMS

- A. Upcoming Agenda Items
- B. Financial Report

24. ADJOURNMENT

**MOTION:** *Councilmember Ochsenhirt moved to adjourn the meeting at 8:52 p.m. Councilmember Painter seconded the motion. Those voting aye: Donna Burnham, Ryan Ireland, Nathan Ochsenhirt and Richard Steinkopf. The motion passed with a unanimous vote.*

APPROVED BY THE CITY COUNCIL ON DECEMBER 4, 2012.



Fionnuala B. Kofoed, CMC  
City Recorder