

MAPLETON CITY COUNCIL MEETING

September 2, 2009

PRESIDING AND CONDUCTING: Mayor Laurel Brady

Council Members: Ben Christensen
Mike Cobia
Michael Nelson
Ann H. Tolley
Brian Wall

Also Present: Robert Bradshaw- City Administrator
Gary Calder -City Engineer
Cory Branch- Planning Director
Chief D. Pettersson- Police Chief
Camille Brown- City Recorder

Minutes Recorded by: Camille Brown- City Recorder

CALL TO ORDER: Mayor Brady called the meeting to order at 8:30 p.m. Brian Wall gave the invocation and City Administrator, Bob Bradshaw, led the meeting in Pledge of Allegiance. She welcomed the Council, staff, and audience and thanked them for their attendance and stated that the Council and Staff have been to the official opening of the Crowd Canyon Water Tank and then on a site visit of the Ensign Bickford Company property.

OPEN FORUM:

John Roylance: He recognized the council and Mayor and thanked them for their countless hours of meetings and having to donate so much time to the city. He said he was there to share his concerns about the possible annexation of the Ensign Bickford Company property into Mapleton City. He and other citizens have set up a group that will protest this matter and he is still having individuals contact him to get involved. The group will get involved at all costs and will continue to fight so they can be assured this project will not be apart of Mapleton. He said they would make fliers and have a website to disseminate information. Cl. Cobia stated that the council is going to do their duty and comply with the laws while dealing with this annexation. Cl. Christensen added that he hoped that Mr. Roylance and his group would make sure that the information that is circulated to the public would be accurate. Mr. Roylance is very concerned about notification as to when this item will be voted on. Cl. Cobia added that there are noticing laws that have to be followed and it is the council's duty to follow those laws when dealing these matters.

Sallie Korman inquired about the information provided by the State a few weeks ago pertaining to the CAP that was referenced. The council explained that this is the Corrective Action Plan that Ensign Bickford is abiding by to clean up the site. It was explained that all information on this subject is located in our library and on the state's website and links are on Mapleton City's website.

It was further asked that at the last meeting the council made the decision to widen Dogwood Dr. and Ms. Korman is concerned that there is a gap of pavement that does not line up with 2000

North by the new Clyde Park and asked if there would be monies left to cover this. Engineer Calder stated that this part of the road is Springville City's responsibility and they would need to take care of this matter.

Motion: Cl. Cobia moved to close the regular meeting and open a closed meeting pursuant to U.C.A. §52-4-205 for the purpose of discussing reasonably imminent litigation.

Second: Clw. Tolley seconded the motion

Cl. Cobia Aye

Cl. Christensen Aye

Cl. Nelson Aye

Cl. Wall Aye

Clw. Tolley Aye

Vote: Passed 5:0 at 9:00 pm

Motion: Cl. Nelson moved close the closed meeting and open the regular session at 10:40 pm

Second: Clw. Tolley seconded the motion

Vote: Passed unanimously

1. Approval of City Council meeting minutes- August 19, 2009

Motion: Cl. Cobia moved to approve the minutes of the August 19, 2009 meeting.

Second: Cl. Christensen seconded the motion.

Vote: Passed 5:0

PUBLIC HEARING:

2. 1100 West Maple Street -Final Plat approval of Whisper Rock Subdivision, Phase 1 (5 units proposed) The subject property is currently located in the Planned

Residential Development - 1 (PRD-1) Zone. Cory Andersen, agent for Whisper Rock Planning Director Branch presented the staff report to the Council in which he explained that this item has been considered by the council on multiple occasions and tonight the applicant is requesting final plat approval of the Whisper Rock Subdivision. Cl. Christensen questioned if exhibit c was accurate in showing a 5 ft. sidewalk and this was confirmed. The vinyl fencing was discussed along Maple Street and it was suggested that an alternative type of fencing be used. The architect stated that vinyl was suggested due to privacy along Maple Street for the backyards of the first 5 homes. The public hearing was opened at 10:50, no comments were made, the public hearing was closed.

Motion: Cl. Nelson moved to approve the Final Plat of Whisper Rock Subdivision, Phase 1 (5 units proposed) The subject property is currently located at 1100 West Maple Street in the Planned Residential Development - 1 (PRD-1) Zone along with the proposed development agreement and staff recommendations

Second: Cl. Tolley seconded the motion.

Cl. Cobia Aye

Cl. Christensen Nay
Cl. Nelson Aye
Cl. Wall Aye
Clw. Tolley Aye
Vote: Passed 4:1
Resolution No. 2009-

3. 2000 East Maple Street - Final Plat approval of Freedom Vista Subdivision, Plat "A" (54 lots proposed). The subject property is located in the PD-2 (Planned Development - 2) zone. Applicant -Wendell A. Gibby

The applicant requested this item be continued.

Motion: Cl. Nelson moved to continue the item at the applicants request until he requests that it resurfaces.

Second: Cl. Wall seconded the motion.

Cl. Cobia Aye
Cl. Christensen Aye
Cl. Nelson Aye
Cl. Wall Aye
Clw. Tolley Aye
Vote: Passed 5:0
Resolution No. 2009-

ACTION ITEMS:

4. Car Injury Insurance Claim, Stacey Hood

Lyle Kunz with URMMA spoke to the Council about the claim Stacey Hood is bringing against the city.

Motion: Cl. Wall moved to approve that the insurers be instructed to move as recommended.

Second: Cl. Nelson seconded the motion.

Cl. Cobia Aye
Cl. Christensen Aye
Cl. Nelson Aye
Cl. Wall Aye
Clw. Tolley Aye
Vote: Passed 5:0

Motion: Cl. Christensen moved to close the closed meeting and open the regular session.

Second: Cl. Wall seconded the motion

Vote: Passed unanimously

MAYOR, COUNCIL AND ADMINISTRATIVE REPORTS:

Cory Branch reported that although the Bleggi building in Alvey Park was approved a few months ago, he does have a few minor design changes. Cory asked if staff could approve these small changes or if the council would want this brought back to the council. The council stated that staff could approve those changes.

City Engineer Calder presented the design of Dogwood Dr. and stated that the plan is to do the improvements that were presented to the Council two weeks ago. There will not need to be any right of way's required as well as no re-platting of the subdivision. Engineer Calder suggested doing the project in phasing and stated the first phase could be started as early as October. The phasing could save money, but the council feels that it should be done all at once. It was decided that Dogwood Dr. would not be done in phasing and would be completed in one project based on the original road width as previously agreed.

Chief Pettersson stated that his officers are all working very hard and have had several drug arrests.

Mike Nelson reported that the summer concert series are over and they went very well. He thanked his committee and stated that they did an excellent job.

Ann Tolley reported that final negotiations of the contract for the methane retrieval plant are underway. It was also reported that there will be a cash flow received for this.

Mayor Brady reported that as of October 1st the garbage totes will be moved to the other side of the street.

With regards to SUWMA there has been some change of shares, some shares may seem desirable at a certain time. It was suggested that it would be good to have a map of the different water shares throughout the city and also it may be good if there is a penalty attached to the using or selling the shares.

Ben Christensen inquired if there had been a Meet the Candidate Night scheduled. The City Recorder reported that it had been scheduled for October 8th at 7:00 pm in the Community Center. It was discussed by some council members that this was not a good date and to possibly suggest a better date to the Youth Council.

Brian Wall observed that the closed session that are being held in the middle of the meetings need to be reconsidered. He does not think that citizens need to be waiting for their items for an hour or more in the lobby.

Motion: Cl. Christensen moved to adjourn the regular meeting, but to allow a closed session requested by members of the council

Second: Cl. Nelson seconded the motion

Vote: Passed unanimously

Meeting adjourned at 11:40 pm

Motion: Cl. Cobia moved to close the regular meeting and open a closed meeting pursuant to U.C.A. §52-4-205 for the purpose of discussing the character of an individual.

Second: Cl. Wall seconded the motion

Cl. Cobia Aye

Cl. Christensen Aye

Cl. Nelson Aye

Cl. Wall Aye

Clw. Tolley Aye

Vote: Passed 5:0

Camille Brown, City Recorder

APPROVED: September 16, 2009