

MAPLETON CITY COUNCIL MEETING

July 20, 2010

PRESIDING AND CONDUCTING: Mayor Wall

Council Members: Ben Christensen
Mike Cobia
Ryan Farnworth
Jim Lundberg
Mike Nelson

Also Present: David Allen- Finance Controller
Robert Bradshaw- City Administrator
Camille Brown- City Recorder
Cory Branch- Planning Director
Gary Calder- City Engineer
Dean Petttersson- Police Chief

Minutes Recorded by: Camille Brown- City Recorder

CALL TO ORDER: The Mayor called the meeting to order at 7:13 p.m. Cl. Nelson gave the invocation and Chief Petttersson led the meeting in the Pledge of Allegiance.

OPEN FORUM:

Jeff Sullivan- 84 South Slant Rd. – South Hollow and has lived here for 10 years. He is frustrated with the issue of Rick Salisbury never cleaning up the weeds and other debris in the common area of South Hollow subdivision. He has had to sue Mr. Salisbury civilly to try and get resolution with the Home Owners Association, but would like the City's help with trying to encourage Rick to clean up the area. Cory Branch the Planning Director issued a letter from the Community Development Department on the 17th of July and has given Salisbury Development 10 days to comply which would end on July 26th. Mr. Sullivan is concerned with the amount of debris that is in the area at this time and he believes it is a danger to those that live in the area. There are 3 areas that Mr. Sullivan would like to seek the city's help with: 1: Give him 72 hours to clean up the common area that was platted to be a park, which has been sold to a private owner who now has horses on it; 2. Weed Abatement should be done by Salisbury Development; and 3. the citizens should not continue to have to clean these up, if not the city should clean this up and bill him for the labor.

It was agreed that Cory Branch would do a staff report on August 3rd and a second letter should be drafted to Salisbury Development to include in the staff report for the next council meeting. It was also suggested that if the land is not cleaned up that the city should clean up and bill Mr. Salisbury.

Orpha Dee Johnson stated that she is concerned after living here all of her life that people do not have to identify themselves to be able to serve a lawsuit on the city. Also, as part of the Shade Tree Commission, she wanted to verify that funds were still set aside for the Arbor Day Fund so that Mapleton could still be eligible to be a Tree City.

Rea Bleggi stated that she also is very upset with the civil lawsuit that was filed against the city. She thinks that it is very upsetting to know that people can do this and the city has to pay thousands of dollars to have them go away. It was explained by Cl. Lundberg that this type of lawsuit is a nuisance lawsuit and this isn't the only kind, they are everywhere. The city was not happy about paying out the money, but it

was the economical way to settle the issue without having to spend a lot more money at tax payer expense.

MAYOR, COUNCIL AND ADMINISTRATIVE REPORTS:

Cory Branch wanted to clarify if a staff report for the next council meeting needed to be prepared for the South Hollow Subdivision matter. The Mayor stated that a summary document should be prepared after Monday and have open communication with the council.

Gary Calder gave an update on many projects that the Public Works Department is working on. Those include: Signal at 1600 South and Hwy 89; chip seal on several different roads throughout town; the upgrade to the Spanish Fork Sewer Treatment Digester; water line upgrades; It was also reported that the Master Plan for the Pressurized Irrigation is almost in draft form, this explains how the PI will tie to into the other water lines and how water is going to be delivered to the city. Also he met with CUP and this piping project for the pressurization of the pipe will be postponed for another year, different meters are being looked at which will be more efficient to work with.

On the pipeline work at Dogwood, Gary stated that he has negotiated a change order for Sunroc in the amount of \$200,000 that would cover the costs to do the pipeline while the road is under construction for the widening.

He also stated that No Parking signs have been placed on the west side of the road on Nemelka Way to help with the traffic concern at the Thueson Barn. Cl. Lundberg stated that the Bankhead's are working out an agreement with the Thueson's for them to use a parcel of land that they own that could be used for parking.

Chief Pettersson reported that CERT will be helping with traffic control for the parade on Saturday.

Cl. Christensen inquired from the City Engineer if negotiations were still underway with Springville about the house that has had sewer concerns. Gary Calder stated that this has not been a priority for Mr. Stapley of Springville City and it would need to go through their Council.

Mayor Wall reported that a mailer was sent out to all of Mapleton residents about the Saturday night events. He thanked the sponsors for their generous donations for the 1st Annual Ping Pong Ball Drop.

APPROVAL OF MINUTES

1. Approval of City Council meeting minutes- July 6, 2010

Motion: Cl. Christensen moved to approve the minutes of the July 6, 2010 City Council meeting.

Second: Cl. Cobia seconded the motion.

Vote: Passed 5:0

ACTION ITEM:

2. Consideration of a resolution authorizing not more than \$2,500,000 excise tax revenue refunding bonds, Series 2010, to refund the city's outstanding excise tax revenue bonds, Series 2007; Calling a public hearing; Providing for publication of a Notice of Public Hearing and Bonds to be issued; Providing for a pledge of excise tax revenues; fixing the maximum amount, maturity, interest rate, and discount at which the bonds may be sold; providing for the running of a contest period; and related matters.

Johnathan Ward with Zion's Bank, reported that this is an opportunity refinance the revenue bonds to as low as 3 ½ % interest rate. Under current market conditions it will save the city

about \$35,000 a year for the next 17 years.

This process will take about 3 months to complete, and this will be an opportunity for the bank to lend you money to pay off old debt. By adopting this parameters resolution, it does not commit the city to issue bonds, but sets out parameters of what bonds would be sold. With the refinancing, the amount the city would be responsible for the publications and the work associated with obtaining the bond rating.

Motion: Cl. Nelson moved to approve the resolution authorizing not more than \$2,500,000 excise tax revenue refunding bonds, Series 2010, to refund the city's outstanding excise tax revenue bonds, Series 2007; Calling a public hearing; Providing for publication of a Notice of Public Hearing and Bonds to be issued; Providing for a pledge of excise tax revenues; fixing the maximum amount, maturity, interest rate, and discount at which the bonds may be sold; providing for the running of a contest period; and related matters

Second: Cl. Cobia seconded the motion.

Cl. Christensen Aye

Cl. Cobia Aye

Cl. Farnworth Aye

Cl. Nelson Aye

Cl. Lundberg Aye

Vote: Passed 5:0

Resolution No. 2010-18

PUBLIC HEARING:

3. Amendment to Title 18, Development Code, Part III, Zoning Chapter 18.86 Signs, as it relates to political signs

The Mayor explained that it has been requested that this item be continued. The public meeting was opened, no comments were made.

Motion: Cl. Nelson moved to continue the matter.

Second: Cl. Farnworth seconded the motion.

Cl. Christensen Aye

Cl. Cobia Aye

Cl. Farnworth Aye

Cl. Nelson Aye

Cl. Lundberg Aye

Vote: Passed 5:0

4. Mapleton City requests to amend Mapleton City Code 13.08.040: SERVICE PIPES; SPECIFICATIONS, and 17.14.010: ADOPTED in order to adopt by reference current American Public Works Association (APWA) Standard Specifications and Drawings and addendums.

Cory Branch, the Planning Director, stated that the standards of the APWA have been adopted by most cities throughout the nation. These are standards nation and state wide. This makes it so all cities are consistent with each other. Gary Calder, the City Engineer would suggest adopting the specifications and the addendum. The public hearing was opened no comments were made.

Motion: Cl. Christensen moved to approve an ordinance amending Mapleton City Code 13.08.040: SERVICE PIPES; SPECIFICATIONS, and 17.14.010: ADOPTED in order to adopt by reference current American Public Works Association (APWA) Standard Specifications and Drawings and addendums

Second: Cl. Cobia seconded the motion.

Cl. Christensen Aye

Cl. Cobia Aye

Cl. Farnworth Aye

Cl. Nelson Aye

Cl. Lundberg Aye

Vote: Passed 5:0

Ordinance No. 2010-05

5. Draft Transportation and Trails Master Plan, as recommended by the Transportation Advisory Commission and Planning Commission.

Cory Branch, Planning Director, thanked the trails and transportation committee for their time and efforts that they have put into this project. Gary Calder, City Engineer, stated that a variety of people have served on the committees. The maps were reviewed and the roads were classified and pointed out for the council. All roads were brought in line with the current cross sections. This has been a tough project with a lot of different minds working together. A guideline has been presented for the transportation map. For the trails map, Matt Brady has worked very hard to get these trails in place.

Public Hearing was opened, no comments were made.

Motion: Cl. Christensen moved that the draft Transportation and Trails Master Plan as recommended by the Transportation Advisory Commission be approved and adopted including Cl. Christensen's grammatical changes; a UDOT Cooperative Agreement for the Mayor to sign and remove cross sections and use the first set of specifications.

Second: Cl. Lundberg seconded the motion.

Cl. Christensen Aye

Cl. Cobia Aye

Cl. Farnworth Aye

Cl. Nelson Aye

Cl. Lundberg Aye

Vote: Passed 5:0

Ordinance No. 2010-06

ACTION ITEMS:

6. Public Safety Building- Approval of the lowest suitable bid and authorization for the Mayor to execute the construction contract.

Mayor Wall gave a run down of the bid process, the bids were shown and the architect still needs to review the numbers and it was requested that this be heard at the August 3rd City Council meeting.

Motion: Cl. Nelson moved to continue this item to the August 3rd City Council meeting.

Second: Cl. Cobia seconded the motion.

Cl. Christensen Aye

Cl. Cobia Aye

Cl. Farnworth Aye

Cl. Nelson Aye

Cl. Lundberg Aye

Vote: Passed 5:0

7. Wage and Personnel Committee-July 20th- to consider recommendations relating to the Police Department

Bob Bradshaw, the City Administrator, reported that a second meeting was held with the Wage and Personnel committee and the minutes of the meeting were circulated showing a final number of \$2,800 for a total cost for the year of the proposal of the Police Department to promote Tony Kropf to Sergeant and the corporal position will be eliminated. There was a unanimous vote of approval from the wage and personnel committee.

Motion: Cl. Nelson moved to adopt the recommendation of the wage and personnel for the proposal for the police department (i) that the personnel structure be revised by the deletion of the corporals position and the creation of an additional sergeant position; (ii) That the internal promotion of Corporal Tony Kropf, to the rank of sergeant, pay scale of \$18.01 to \$23.75 commencing at step 9 of the scale (\$21.29) be approved with effect from July 1, 2010; (iii) That the approved positions list of employees as adopted at the June 1, 2010 City Council meeting be amended by the addition of a second sergeant's position and elimination of the corporal position.

Second: Cl. Christensen seconded the motion.

Cl. Christensen Aye

Cl. Cobia Aye

Cl. Farnworth Aye

Cl. Nelson Aye

Cl. Lundberg Aye

Vote: Passed 5:0

Motion: Cl. Nelson 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 pending litigation

Second: Cl. Farnworth seconded the motion

Vote: Passed unanimously

Meeting adjourned at 10:15 pm

Camille Brown, City Recorder

APPROVED: August 3, 2010