

PUBLIC HEARING AND CITY COUNCIL MEETING  
Tuesday, February 2, 2010 7:00 p.m.  
Public Safety Building  
3925 W Cedar Hills Drive, Cedar Hills, Utah

Present: Mayor Eric Richardson, Presiding  
Council Members: Scott Jackman, Ken Kirk, Stephanie Martinez, Jim Perry, Marisa Wright  
Konrad Hildebrandt, City Manager  
Kim Holindrake, City Recorder  
Cathy Larsen, Deputy Recorder  
David Bunker, City Engineer  
Greg Robinson, Assistant City Manager  
Rebecca Tehero, Finance Director  
Others: Shawn Richins, Cliff Chandler, Harlow Clark (Timpanogos Times), Wayne Williams, Erin Preston, David Driggs, Geri Clements, Lori Fullmer, Alan Fullmer, Lori Waddel, Greg Gordon, Troup 1316, Dave Blackhurst, Mark Ahres, Corey Jackson, Zonda Perry, Logan Jones, Don Simons, Adele Jones, Barbara Aldredge, April Sutch, Jared Sutch, Tom Gleason, Brian Gibb, Debbie Peacock, Ken Knapton, Marty Southworth, Larry Southworth, David Blake, Ron Peck, Dennis Nuckles, Brent Ubel

COUNCIL MEETING

1. This meeting of the City Council of the City of Cedar Hills, having been properly noticed, was called to order at 7:04 p.m. by Mayor Richardson.

Invocation given by C. Perry

Pledge of Allegiance led by Bridger Beal with Troup 1316

2. Public Comment (7:07 p.m.)

Lori Waddle: Ms. Waddle stated that she owns a small preschool business. The fee for her business has increased 500% because of the number of students. Eleven home businesses in the City are being designated as high impact, most of which are preschools and music teachers. It benefits the community to have these types of businesses. She has given scholarships to students who may need assistance; other preschool teachers have done the same. The income from her business helps pay her children's college tuition. She shouldn't have to consistently monitor what the City is doing; she wants to feel the City is looking out for her. The business licensing fee should reflect the actual cost of the business; it shouldn't be \$300.

Corey Jackson: Mr. Jackson stated that when he previously spoke on this topic, he was referred to the website. He didn't find information pertaining to the actual costs that determined this tiered-approach. He would like the link sent to him, or he would like to make an appointment with the City Manager. Mr. Jackson has not continued teaching lessons since the new fee structure has been put in place. He is hoping some exceptions can be made. If it is based on the number of vehicles, he can have students walk. He does believe in paying his fair share.

- Mayor Richardson directed staff to send Mr. Jackson the staff memos that have the breakdown and analysis pertaining to business licensing fees. Mayor Richardson stated that the City is trying to figure out what the real costs of business licensing and to come up with a fiscally conservative policy. The City may not yet have the right criteria. Commercial businesses have always paid higher than home-based businesses.

- C. Perry stated that the intent of the new business licensing fee structure was to make sure a business that generates no impact on the City would not be paying the same as a high impact business. The City is trying to come up with a scheme that will accomplish this.

Brent Ubel: Mr. Ubel stated that at the last Council meeting, he was quite taken by the rhetoric from the Council pertaining to the agenda at hand. There didn't seem to be any preparation in reference to a solution. He hopes everyone will come more prepared to deal with the issues in order for things to be conducted in a more civilized manner.

**PUBLIC HEARINGS**

3. Amendments to the Fiscal Year 2010 Budget (July 1, 2009 to June 30, 2010) (7:20 p.m.)

No comment.

**CONSENT AGENDA**

4. Minutes from the January 19, 2010, Regular City Council Meeting (7:21 p.m.)

**MOTION: C. Kirk - To continue the approval of the January 19, 2010, regular City Council meeting minutes until the next Council meeting.** Seconded by C. Jackman.

Yes - C. Jackman  
 C. Kirk  
 C. Martinez  
 C. Perry  
 C. Wright Motion passes.

**MOTION: C. Perry - To move item #9 next on the agenda, followed by item #8.** Seconded by C. Jackman.

Yes - C. Jackman  
 C. Kirk  
 C. Martinez  
 C. Perry  
 C. Wright Motion passes.

**SCHEDULED ITEMS**

9. Discussion/Presentation Regarding the New Quail Run Charter School Located in Pleasant Grove (7:22 p.m.)

See handouts.

**Quail Run Charter School Presentation:**

Gary Fullmer, Director of Facilities and Operations, stated this school will be a great opportunity for Cedar Hills' residents. There will be beautiful landscaping, a beautiful facility, a community recycling program, and preservation of old growth trees along the existing stream bed. A number of things have been considered such as legal obligations, the current and future funding available, short-term and long-term plans, and most importantly the students. The plan is to install a new roadway (540 West) that will connect the school to Cedar Hills by Valley View Drive and Canyon Road. The intent is to also pursue the completion of 540 West to the south to 3300 North in Pleasant Grove. This roadway is part of the Pleasant Grove Master Plan. The school is donating tracks of land for the roadway and working with private individuals from both Pleasant Grove and Cedar Hills. The completion of the southern connection cannot be determined. It would be costly and destroy more trees to build a temporary connection to the

south. The school is sensitive to the impact on Cedar Hills and the community. A number of steps have been taken to insure safety, i.e. a Traffic Plan, a Pick-up and Drop-off Plan, three 72-capacity buses, aggressive carpooling and walking support, and working with state and local officials. Input has been gathered, community meetings have been held, school representatives have been active on the community forum, and there have been supportive parent volunteers. There may not be agreement on everything, but school representatives want to leave the City with a positive working relationship.

Erin Preston, Building Officer and Attorney Representative, stated that schools are a permitted use under State Code. Many people want to have good schools in the community, and many people are impacted by the schools. Charter schools are public schools that run on public funding and follow the same guidelines. Approval has been given for the site by Pleasant Grove City. The coordination of the school access has to be balanced with the needs of the school and the students. School representatives have gone above and beyond to come up with a safe and effective traffic plan and to minimize the impact to the site and the local community. There will be a number of nervous parents dropping off kids the first day of school, so the traffic totals will not be met the first day. The school intended to build a road through Pleasant Grove to overflow to 900 West. Changes were made in December because of the Murdock Canal project.

Ryan Heels, Traffic Engineer and the owner of Hales Engineering, discussed the impact of traffic on the roadway to the school. In preparing the Traffic Study, Hales Engineering conducted a count at 4000 West and 9600 North, 4000 West and Monson Place, and Valley View Drive and SR-146 (Canyon Road). These counts took place in January on a Tuesday, Wednesday, or Thursday during peak periods in the morning between 7:00-9:00 a.m., which captured the students going to Deerfield Elementary School. The counts were seasonally adjusted according to the Department of Transportation. The school will have a 648-student capacity with 40 employees. During the a.m. peak hours there will be 250 vehicles per hour with 144 entering and 106 exiting. During the p.m. peak hours there will be 232 vehicles per hour with 106 entering and 106 exiting. Two conditions were analyzed at the three intersections, background conditions before school traffic and background conditions following the placement of the school. The intersections at 4000 West/9600 North and 4000 West/Monson Place operate at a Level-A condition and will continue at that level. The intersection at View Drive and SR-146 (Canyon Road) operates at a Level-A condition but will operate at a Level-C condition after the school is in place. The worse-case condition is identified at each intersection, which is an average of all cars that come to that intersection in a single hour. No mitigating measures were found to be required.

#### Staff Presentation:

David Bunker met with representatives from Peck Ornsby, Quail Run Charter School, and Hales Engineering. The first meeting was January 12, and the possible impact to Cedar Hills was discussed. All utilities will come from Pleasant Grove; the main impact to Cedar Hills will be traffic. As it was presented to Cedar Hills, the only access would be 540 West, which is the road to Valley View Drive. At that time there was a Traffic Plan but not a Traffic Study. Hales Engineering was engaged to perform a Traffic Study, which did not match the Traffic Plan. The Traffic Plan states there will be 250 ADT (average daily trips); the Traffic Study states 250 vehicles per hour. He doesn't feel the assumptions of the Traffic Study can hold true; it does not include a worst-case scenario. The City collected data from Odyssey Charter School in American Fork during the peak hours of 7:30-8:30 a.m. There were 388 vehicles per hour; most trips were single or double drop-offs. The charter for Odyssey covers 452 students, which is much less than Quail Run Charter School. There was a bus that was covered in snow and hadn't been driven in quite some time. If Quail Run Charter School operates in the same manner, there will be 566 vehicles per hour during the peak hour. The approval given by Pleasant Grove City requires two accesses, Valley View Drive and 3300 North. The ordinance in Pleasant Grove requires an

ingress/egress to 950 West (4000 West in Cedar Hills) if the traffic exceeds 250 ADT. Cedar Hills' staff was shown a different plan that gave only one access road connecting to Valley View Drive. Pleasant Grove staff has been very willing to work with Cedar Hills, and stated that Quail Run Charter School will need re-approval if the Site Plan changes.

Konrad Hildebrandt questioned that if the School doesn't follow through with its criteria, what should be the consequences. The neighborhood will feel the impact if it doesn't meet the criteria.

**Public Comment:**

Dave Driggs: Mr. Driggs disputes the Traffic Study performed by Hales Engineering. This study ended at 9:00 a.m. and Deerfield Elementary has a second track that starts at 9:15 a.m. Another count needs to be done that continues until 9:30 a.m. He does like the concept of a school but is concerned about pedestrian traffic. The study includes 120 students walking to school; the only way to walk to school is through Valley View Drive. He is concerned about future budget cuts that may eliminate the buses. Things will be difficult to change once the school is in place. The school is trying to get access on a road that wasn't designed to have that much traffic.

Geri Clements: Ms. Clements stated that the Traffic Study is not realistic. A hundred students walking would be a good day. She is concerned about the future use of the building if the school fails. Even if the school does its best to educate parents, shortcuts will be taken by parents. There will be parents asking children to walk a block to be picked up to avoid traffic. If a barrier is put in, there will be individuals making u-turns even if u-turn signs are posted. She likes the idea of a school, but it would be better to have the southern road in place first. She understands that if the school does not open this year, they may have to reapply to open the next year. Waiting may not be a bad idea.

Wayne Williams: Mr. Williams agrees with Mr. Driggs and Ms. Clements. The plans don't take after-hour parking into consideration when there are after school events. He would like to know the plans for that.

Marty Southworth: Ms. Southworth agrees with the last comments. She does not feel this is a safe thing for children. Vehicles will be backing up on Canyon Road and in front of houses, and buses will be trying to pick up children in this traffic. She feels a new study needs to be done.

Lori Fullmer: Ms. Fullmer supports the school and has faith in it. It is not too far fetched to think students will walk.

Allen Fullmer: Mr. Fullmer completely understands the concerns and frustration. He does support the school, and feels the school will work with the City. The school should not be prevented.

Logan Jones: Mr. Jones wants the traffic to be taken south. There are already a number of accidents on SR-146 (Canyon Road).

Zonda Perry: Ms. Perry stated the school is a great idea. Her children have attended charter and private schools in which she has carpooled. She has a strong concern about the traffic. Not being a traffic engineer, she can't give all the statistics; but she is aware of parent behavior. When she carpooled to a school, there was one place to enter and one place to exit with 100 kids being dropped off at the same time. The people that lived there were stuck in driveways until the traffic was gone; the line was there for 30 minutes every morning and every afternoon. When Mountain View Charter School proposed going in, they went to three different sites. Nobody wanted the school in their area. The school was patient and made the correct steps to make Alpine residents happy. Even though there were seven buses, the traffic lines were huge. Because Alpine has their own police force, police were out there everyday. Cedar Hills does not have its own police force; the City contracts with American Fork City Police. This situation will be a nightmare.

David Jackman: Mr. Jackman stated there was an open house for school, and the plan is to add 9<sup>th</sup> grade by 2012. This will increase the amount of traffic to and from the school.

Cristian Denny: Mr. Denny wants kids to go to school. It needs to be taken into account how long the vehicles will be in the neighborhood; this will add CO<sub>2</sub> to the area. He is not sure this is the most efficient way to handle the vehicles going in and out of the area.

#### Council Discussion:

- C. Wright stated she is not against charter schools and applauds the charter school for the future. The plan now is disastrous and needs to include a south-bound road with an entrance at 3300 South. Just because the school can do this, doesn't mean it should. The school will want to have a better relationship with the residents. She read this statement: "My husband Joel Wright has worked as a volunteer attorney for Quail Run Charter School on matters against the IRS and the schools landlord. The school has not paid him for his work and does not owe him anything for this work. My husband has not represented this school on any matters against Pleasant Grove or Cedar Hills and has no plans to do so. I do not think this requires me to recues myself on any matters adverse to Quail Run, however to remove any concerns, I will not vote on any matter regarding Quail Run Charter School." She has faith that the Council will make the right decision.
- C. Kirk stated that the approvals were based on a trip generation of no more than 250 ADT, and not on 250 vehicles per hour. The school will be an asset, and the location is admirable. He has looked at the Traffic Study and feels it is totally flawed. It doesn't address all the issues such as the traffic that already exits. He did a traffic study of his own at a local school where the traffic entered at one location and exited from another. There were a lot of local children; some of these children were standing on the end of the road on the adjacent corners waiting for parents to pick them up. Cars were stacked down the road. He cannot say in clear conscience that he is in favor of only one access to the school, and he doesn't think the Fire Marshall would be in favor of one access. He hopes there will be cooperation with City staff. Safety is the main issue and education for students is important. If it means removing a couple of trees, then the trees are removed.
- C. Martinez stated she didn't know much about this issue until a month ago. She thinks it will be a beautiful school and is a great concept. She is concerned with the safety of the kids and the traffic. Utah Code, Title 53A-20-106 states, "(a) A school district or charter school shall notify the affected local governmental entity without delay prior to the purchase of a school site or construction of a school building of its intent to purchase or construct. (b) Representatives of the local governmental entity and the school district or charter school shall meet as soon as possible after delivery of the notice under Subsection (1)(a) to: (i) discuss concerns that each may have, including potential community impacts and site safety." If the intent was to connect to Valley View Drive, the school should have contacted the City right away. The issues would have been resolved already, and the school would not need immediate approval.
- C. Perry stated he thinks it will be a great school. He does have serious concerns regarding the traffic and the safety of children and residents. There will be kids walking through the area, and there will be hundreds of cars every day. The Traffic Study missed half the traffic from Deerfield Elementary School. At 22 seconds per vehicle, the traffic will last approximately 80 minutes. Canyon Road is congested and dangerous. Pleasant Grove expected two accesses, and he wants the school to comply with the requirements. Pleasant Grove is in agreement and is not sure how the plan changed. No charter school has ever achieved that low of a level of vehicle traffic. His family was asked to carpool to school, and everyday single kids were dropped off. Schools have no control over this. He looks forward to working with school representatives to come up with an approval process.
- C. Jackman stated that Valley View Drive was never meant to be a collector street. The City shouldn't be expected to change the Cedar Hills Plan to accommodate traffic on 540 West. It will be a long time before Pleasant Grove will finish its Master Plan. It is hard to turn southbound onto Canyon Road. Cars may be stacked past the entrance; and when there is a traffic buildup, people will do dumb things. Kids may walk, but that will also be dangerous. There is a plan to cover the canal, but there may be a period of time that there is a bridge and the canal will not be covered. To see the danger level, he would like to look at the number of accidents there have been at the intersection of Valley View Drive and Canyon Road. The count of 250 vehicles per hour will exceed 250 ADT. At a minimum a road to 3300 North needs to be completed. He does like charter schools and applauds their efforts.

- Mayor Richardson thanked everyone for coming and being involved. There is no approval requested at this time; this is just for discussion. He personally loves charter schools; it is good to have another option for parents. He encouraged school representatives to come and engage in the approval process. The City has a responsibility for the safety issues. The site plan approvals need to make sure the standards are met. There have been too many serious accidents on Canyon Road. If a person is injured, most likely it will be a parent and/or student living in the neighborhood or going to school. He wants to work together to find a workable solution.
8. Review/Action on Resolution Adopting Fees (business licensing fees) (8:42 p.m.)

See handouts.

#### Staff Presentation:

Brad Kearl stated that many options have been presented and studied, and staff has reviewed at the numbers. The cost to process each application is the same as well as administration fees. The inspection fees are a separate cost. The impact cost has been taken out. A true pass-through cost is the goal; a \$65.00 base fee would achieve this goal. Those that need inspections will be added, and those that violate ordinances will be dealt with at that time. When a business license comes due, the owner gets a 30-day, advance notice. There is a \$10 late fee for each month the business is not renewed. If the individual starts up a business under a new name, the City can't assess late fees from a previous business. This has happened a few times in the last few months.

Konrad Hildebrandt stated that it is not prudent to give away business licenses without charging a fee; all Cedar Hills residents would be paying for the business licenses. The State will contact any individual that pulls out of a business to verify they are not still in business. The cost for business licensing includes staff hours of about 20 hours a week. It is nice for residents to have a piano teacher or baby sitter around the corner.

Becky Tehero stated that setting up a new business takes up more time than renewing a license. Staff needs to talk with the business, get pertinent information, and verify the form completed correctly.

David Bunker stated that the City has to coordinate with the state regarding businesses and staff has to complete training and certification. More is required than just a piece of paper.

#### Council Discussion:

- C. Jackman stated that it takes time to issue the business licenses. There is also the negative impact to the community. One construction company may not have much impact on the City, but another construction company may have a high impact. He is in favor of the way the ordinance is written now. He later wants to find a way to assess the impact.
- C. Kirk stated that the Council approved the tiered-fee system. Staff has to verify individuals are actually able to conduct business in the City.
- C. Martinez stated that there should be a flat rate, and not a set-up fee.
- C. Perry stated he wants a system that shows the actual cost of licensing the business. The City is relooking at the business licensing fee structure because the tiered-fee system needs retuning. He does not want a flat fee; he wants the individuals that are imposing a higher impact to incur a higher cost. He has a hard time understanding why the fee is \$65.00.
- C. Wright stated that the Council has tried to do what is fair, but it has been difficult to come up with a fair system. She understands that Cedar Hills is the only City with a tiered-fee system. The Council wanted to ease the burden on certain businesses that have no impact on the community. She feels this new proposal is a better way of keeping residents within the parameters.

- Mayor Richardson stated that individuals should have equal access to a fair process. He is a proponent of a tiered system; he doesn't believe the fee should be the same for everyone. The City has never really had a negative experience with a business in Cedar Hills. He suggested getting rid of business licensing fees for home-based businesses. The costs could be incurred in other ways such as dump passes.

**MOTION: C. Wright - To approve Resolution No. 2-2-2010A, a resolution adopting the business licensing fee rate changes per staff recommendation.** Seconded by C. Kirk.

Further Discussion:

- C. Perry is concerned with where the costs are coming from.
- C. Wright wants to move forward with a decision.
- C. Jackman would like the Council to continue to work on the business impact.
- C. Kirk called for a vote.

Yes	-	C. Jackman	
		C. Kirk	
		C. Martinez	
		C. Wright	
No	-	C. Perry	Motion passes.

5. Review/Action on the Concept/Preliminary/Final Plat for a 1-Lot Subdivision Located at Approximately 3800 West and Box Elder Drive (9:16 p.m.)

See handouts.

Staff Presentation:

Greg Robinson stated that Mr. Blake has requested a 1-lot subdivision that will be sold. The sale of this property meets all requirements for a metes and bounds division. It will remain a parcel and not become a lot in a subdivision plat. Setbacks were met without greatly changing what is there. The rear/east corner of the building envelope will be reduced by about 12 feet. The Bond is done with the perspective property owner as the responsible party. The pencil section was taken out to show that a road would be possible in the future. It is a difficult lot to build on, but it still meets the City Code. Staff looked at the entire area to see if it could be developed in phases as a PRD but the City Code does not allow for that. The Planning Commission has reviewed the plat and made a positive recommendation to the Council. A deed is recorded at the County and any changes would be recorded at the County. There is an agreement between Mr. Blake and the purchaser that may or may not be recorded. The City will be involved in future subdividing.

David Bunker stated that an Escrow Security Bond was required and received. The lot is under a 30% slope, and the driveway is at a 12% grade.

Council Discussion:

- C. Wright stated that residents were concerned with the pencil strip coming down to Canyon Road, which is now gone. These residents were hoping for another road into the parcel to alleviate traffic on Heiselts Hollow Drive. She questioned if there is room for a road.
- C. Kirk stated that as a property rights advocate, if there is a prospective buyer, more power to him. It is buyer beware if they don't like the driveway or slope. It meets all the requirements of the City.
- C. Jackman stated that the plat needs a subdivision name.
- C. Perry stated that this meets the grade levels, but there may be concerns in the winter because of the grade. The subdivision could be called the Hardman Subdivision.



and business licensing. Business licensing was moved away from the Building and Zoning Department to the Finance Department. It is important to keep staff energized by allowing them to do other things. Animal Control is a one-time cost.

David Bunker stated that Public Works staff cleans the park restrooms; it is not hired out.

Council Discussion:

- C. Kirk stated that a resident from The Cedars was questioning how the other two HOA cutouts could be pursued. There were no guarantees or promises that the City would make any other cutouts than what was already done, which is the way the Fire Marshal approved it.
- C. Perry stated that liquor allotment went up when Walmart opened. AT&T claimed only five residents; he is sure there are more.
- C. Wright stated that Jim Madsen, Director of Golf, is doing a good job at keeping within the budget.

7. Review/Action on Amendments to the Fiscal Year 2010 Budget (July 1, 2009 to June 30, 2010) (10:25 p.m.)

See handouts.

**MOTION: C. Jackman - To approve Resolution No. 2-2-2010B, a resolution amending the 2009-2010 Fiscal Year Budget for the City of Cedar Hills, Utah.** Seconded by C. Kirk.

Yes - C. Jackman  
C. Kirk  
C. Martinez  
C. Perry  
C. Wright Motion passes.

10. Review/Action on Provo Reservoir Canal Rights-Of-Ways Greenway Interlocal Agreement (10:27 p.m.)

See handouts.

Staff Presentation:

Greg Robinson stated that the County has not issued a final draft but should be done by the end of the week. The changes are minor and shouldn't affect the agreement. He will forward this to the Council as soon as it is received. The City Attorney has not reviewed the contract.

Konrad Hildebrandt stated that Orem City's attorney is reviewing the contract. Insurance is through the Provo River Water Association because it can get it for considerably less than the cities individually.

Council Discussion:

- C. Kirk stated that the agreement doesn't mention that authorized motorized equipment will be allowed for maintenance by the cities. This is needed for City safety and response. The agreement also doesn't specify that the board can only have one representative from each of the participating cities. He doesn't want representation to be based upon population, therefore giving certain cities an advantage.

Continue to next meeting.

11. Review/Action on Resolution Setting Park Reservation Policies and Park Regulations (10:35 p.m.)

See handouts.

Staff Presentation:

David Bunker stated changes to the resolution are in red. There haven't been too many parties leave the park trashed. He likes the idea of having a credit card on file to cover damages. There is already a deposit required for large group reservations.

**MOTION: C. Kirk - To approve Resolution No. 2-2-2010C, a resolution setting park reservation policies and fees.** Seconded by C. Martinez.

Yes - C. Jackman  
C. Kirk  
C. Martinez  
C. Perry  
C. Wright Motion passes.

12. Review/Action on Appointment and Swearing in of City Treasurer, City Recorder, and Deputy City Recorder; and Appointment of Finance Director/City Accountant, Community Services Director, Chief Building Official/Zoning Administrator, and City Engineer/Public Works Director (10:40 p.m.)

See handouts.

**MOTION: C. Perry - To approve appointments.** Seconded by C. Kirk.

Yes - C. Jackman  
C. Kirk  
C. Martinez  
C. Perry  
C. Wright Motion passes.

Kim Holindrake swore in Konrad Hildebrandt as Treasurer and Cathy Larsen as Deputy City Recorder. Cathy Larsen then swore Kim Holindrake in as City Recorder.

13. Review/Action on City Council Assignments (10:43 p.m.)

See handouts.

- Mayor Richardson made the following Council assignments. He would like C. Martinez to work with the Parks and Trails Committee to decide how they want the Committee to continue. Anyone Council members can attend the Utah League of Cities and Towns Policy Council. The Finance Committee is not a citizen committee.

C. Martinez	Parks and Trails Committee
C. Martinez	Recreation
C. Wright	Celebrations/Community Events
C. Wright	Library Issues
C. Kirk	North Point Solid Waste Special Service District
C. Kirk	Traffic Safety and Livability Oversight Committee
C. Kirk	Board of Adjustment
C. Perry	Lone Peak Public Safety District

C. Perry	Youth City Council
C. Perry	Utah Valley Dispatch Special Service District
Mayor Richardson	UTOPIA
C. Jackman	Planning Commission
C. Wright and C. Jackman	Recreation/Golf/City Facilities
C. Perry and C. Jackman	Finance Committee
C. Wright	City Beautification
Council (anyone interested)	Utah League of Cities and Towns Policy Council
Brad Kearn	North Utah County Animal Shelter
David Bunker	Timpanogos Special Service District

**MOTION: C. Perry - To approve the Council assignments.** Seconded by C. Kirk.

Yes - C. Jackman  
 C. Kirk  
 C. Martinez  
 C. Perry  
 C. Wright Motion passes.

**MOTION: C. Kirk - To extend the meeting to 11:30 p.m.** Seconded by C. Jackman.

Yes - C. Jackman  
 C. Kirk  
 C. Martinez  
 C. Perry  
 C. Wright Motion passes.

14. City Manager Report and Discussion (10:56 p.m.)

- Konrad Hildebrandt stated that the Monthly Management Report will be ready in a week.

MAYOR AND COUNCIL REPORTS

15. Board and Committee Reports (10:58 p.m.)

- C. Jackman stated the Planning Commission discussed Mr. Blake’s 1-lot subdivision and recommended approval. The Commission will be addressing the PRD ordinance on the next agenda.
- C. Kirk stated that he attended a meeting with the North Point Solid Waste Special Service District (NPSWSSD) last week. The NPSWSSD is sponsoring again this year the Household Hazardous Waste Disposal Day on April 10 at Utah Valley University and will incorporate expired prescription drugs for disposal.
- C. Perry stated that the Lone Peak Public Safety District transport subsidy is coming to an end due to a change in State law. The District is no longer allowed to service the American Fork Hospital, which will be a loss of approximately \$80,000 yearly. The District staff is better trained, and is preferred by the hospital doctors and staff. Chief Carlisle tried to get the Legislature to change the law, but nothing came of it.

EXECUTIVE SESSION

16. Motion to go into Executive Session, Pursuant to Utah State Code 52-4-205 (11:03 p.m.)

**MOTION: C. Kirk – To go into Executive Session, Pursuant to Utah State Code 52-4-205 to discuss pending or reasonably imminent litigation.** Seconded by C. Jackman.

Yes - C. Kirk  
C. Jackman  
C. Wright  
C. Perry  
C. Martinez Motion passes.

\*\*\* EXECUTIVE SESSION \*\*\*

17. Motion to Adjourn Executive Session and Reconvene City Council Meeting (11:24 p.m.)

**MOTION: C. Kirk – To adjourn Executive Session and Reconvene City Council Meeting.**  
Seconded by C. Martinez.

Yes - C. Kirk  
C. Jackman  
C. Wright  
C. Perry  
C. Martinez Motion passes.

ADJOURNMENT

18. Adjourn

This meeting was adjourned at 11:25 p.m. on a motion by C. Kirk, seconded by C. Jackman and unanimously approved.

Approved by Council:  
February 16, 2010

/s/ Kim E. Holindrake  
Kim E. Holindrake, City Recorder