

**Pleasant Grove City
City Council Regular Meeting Minutes
January 6, 2015
6:00 p.m.**

PRESENT:

Mayor: Michael W. Daniels

Council Members: Dianna Andersen
Cindy Boyd
Cyd LeMone
Jay Meacham
Ben Stanley

Staff Present: Scott Darrington, City Administrator
David Larson, Assistant to the City Administrator
Dean Lundell, Finance Director
Deon Giles, Parks and Recreation Director
Tina Petersen, City Attorney
Mike Smith, Police Chief
Dave Thomas, Fire Chief
Ken Young, Community Development Director
Lynn Walker, Public Works Director
Kathy Kresser, City Recorder
Sheri Britsch, Library and Arts Director
Degen Lewis, City Engineer
Libby Flegal, NAB Chairperson

The City Council and staff met in the City Council Chambers at 86 East 100 South, Pleasant Grove, Utah.

1) **CALL TO ORDER**

Mayor Daniels called the meeting to order and noted that Council Members Andersen, Boyd LeMone, Meacham and Stanley were present.

2) **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Dave Thomas.

3) **OPENING REMARKS**

The opening remarks were given by Council Member Stanley.

APPROVAL OF AGENDA

It was noted that items 7b and 7c will be continued to next week's Council Meeting. Items 9a and 9b will be continued to January 20, 2015.

ACTION: Council Member Stanley moved to approve the agenda, with the changes noted above. Council Member Meacham seconded the motion. The motion passed with the unanimous consent of the Council.

4) OPEN SESSION

Mayor Daniels opened the open session.

Jennifer Baptista gave her address as 32 North 1500 East, and requested that public comments be allowed for item 8b.

Molly Andrew gave her address as 1107 Nathaniel Drive, and spoke about National Law Enforcement Appreciation Day, which is coming up this Friday. Ms. Andrew read an email that outlined the details of the event. She encouraged those present to thank a police officer, should they come into contact with one in the community. As part of the Friday event, people may wear blue in recognition of the service and sacrifices made by law enforcement. Ms. Andrew encouraged those in attendance to participate in the Blue Light Project and to advertise the event through social media. Lastly, Ms. Andrew emphasized that she is a strong supporter of law enforcement, and expressed her hope that as a community, Pleasant Grove can rally around their police officers.

Gary Yeates who resides at 1225 Nathaniel Drive thanked the police officers who traveled to New York to attend a funeral. He was proud that there are local officers to represent Pleasant Grove in honoring one of their fallen brothers.

Council Member Stanley was pleased to know that there will be a NOVA graduation for law enforcement officers that have been working with schools. Mayor Daniels read a letter from Diane Moss who is in favor of road taxes only going toward city roads rather than furthering mass transit. It was noted that the letter was sent to the Mayor and each of the Council Members.

There were no further public comments. Mayor Daniels closed the open session.

5) CONSENT ITEMS

- a) **City Council and Work Session Minutes:
City Council Minutes for the September 18, 2014 Emergency Meeting.
City Council Minutes for the November 18, 2014 Meeting.
City Council Minutes for the December 2, 2014 Meeting.
City Council Minutes for the December 9, 2014 Meeting.
City Council Minutes for the December 18, 2014 Special Meeting.
Redevelopment Agency Minutes for the December 2, 2014 Meeting.**
- b) **To consider approval the reappointment of David Holdaway and Rich Tullis as Metropolitan Water District Board of Trustees (6 year term) and the appointment of Frank Mills as a Metropolitan Water Board Trustee to fill Art Estes remaining term ending January 1, 2017.**
- c) **To consider for approval paid vouchers for (December 23, 2014).**

The consent items were reviewed and discussed. Mayor Daniels drew attention to the reappointments of David Holdaway and Rich Tullis as Trustees to the Metropolitan Water District Board, as well as the appointment of Frank Mills as a Trustee to filling Art Estes' remaining term. In response to an inquiry from Council Member Andersen, Mayor Daniels explained that the Metropolitan Water District manages all of the water shares for the City. City Administrator, Scott Darrington added that the Board is comprised of individuals in the community who have served in similar capacities. According to the State Constitution, a city entity cannot sell, move, or trade water rights. Therefore, most cities create a Metropolitan Water Board, which allows for more flexibility in managing water shares.

Council Member Andersen asked if the Metropolitan Water District oversees the City's irrigation. Administrator Darrington explained that the Pleasant Grove Irrigation Board is its own separate organization. Finance Director, Dean Lundell, stated that the Metropolitan Water Board owns Pleasant Grove Irrigation's shares. Therefore, when the Pleasant Grove Irrigation Board dissolves, the responsibilities will be assumed by the Metropolitan Water District.

ACTION: Council Member Boyd moved to approve the consent items. Council Member Andersen seconded the motion. The motion passed with the unanimous consent of the Council.

6) **PRESENTATIONS**

A) **Administration oath of office to the new Fire Chief, Dave Thomas.**

City Recorder, Kathy Kresser, administered the Oath of Office to Fire Chief, Dave Thomas.

B) **Discussion regarding adding curb-side recycling as a city service. Presenter: Richard Guernsey** *Continued to January 13, 2015.

C) **Becca Mallory, Victim Advocate, to update the Council on the program status.** *Continued to January 13, 2015.

D) **Presentation and discussion on the results of the City's accessory apartment survey.** Presenter: Director Young.

Community Development Director, Ken Young, stated that staff began conducting this survey last October, based on requests made by the City Council. He noted that historically, the City has been involved in several discussions and proposals regarding accessory apartments. A new code was adopted in 1985 and since that time accessory apartments have not been permitted in the City. Therefore, a survey was developed in order to revisit the matter.

Director Young noted that the survey was posted on the City's website and approximately 885 responses were received. The survey was turned off last night by City Planner, Royce Davies. There were 188 comments, which were categorized and distributed to the Mayor and Council for review. Director Young pointed out that most of the feedback indicates that citizens are generally in favor of approving accessory apartments in the City. He then presented a slide show presentation outlining the questions included in the survey and the results based on percentages.

The first question on the survey dealt with the importance of affordable housing in Pleasant Grove. Of the 517 responses received, 59% considered affordable housing to be "very important". According to the survey, 77% were in favor of accessory apartments in the City. Another question related to requiring approval and regulation by Pleasant Grove City for accessory apartments with 55% voting in favor of this action. The fourth question pertained to the number of accessory apartments that should be permitted on a property with 56% in favor of allowing one. The next question on the survey dealt with the type of registration that should be required in Pleasant Grove City for an accessory apartment. The largest response was to have no registration, the second was to have an annual fee that is paid and renewed annually.

The sixth question dealt with whether to require a business license in order to operate an accessory apartment. Director Young noted that 83% of respondents were opposed to this requirement. Furthermore, he explained that most cities that allow accessory apartments do not require business licensure. The last question on the survey asked if home businesses should be allowed in accessory apartments with 63% voting "yes". Director Young stated that an ordinance is under way for accessory apartments and will be reviewed at the January 22 Planning Commission Meeting.

Mayor Daniels asked if the survey specifies whether respondents were specifically Pleasant Grove residents. Director Young responded that the challenge with surveys is that anyone can take them; however, the survey reflected matters of specific interest to Pleasant Grove. Mayor Daniels asked if there was a way to limit survey submissions per respondent. Director Young answered in the affirmative and noted that respondents were limited to one response per email address. Mayor Daniels asked if 885 responses was statistically significant. Director Young explained that in the past staff has conducted surveys both online and on paper and this time only the online format was used. The purpose of the survey was to get an idea from the community as to the direction the City should take with regard to accessory apartments. Compared to surveys conducted in the past, 885 responses was considered to be a high number.

Council Member LeMone asked if other communities were also researched. Director Young responded in the affirmative. Most of the communities researched were either in the Utah or Salt Lake counties. In response to a question raised by Council Member LeMone, Director Young suggested that staff present the findings to the Council at a future meeting. Administrator Darrington stated that the committee that is spearheading the project is currently working on a model ordinance that reflects the data collected. Director Young noted that the committee is comprised of neighborhood chairs, as well as other interested individuals.

In response to a question raised by Mayor Daniels, Director Young explained that in addition to holding public hearings at upcoming meetings, staff would like to advertise the new ordinance in the February newsletter. It was noted that this item will go before the Planning Commission before coming to the Council for a formal vote. There was discussion regarding the history behind the matter. Director Young stated that he had been involved with this issue for about 12 years and Council Member LeMone asked if there had been any other surveys conducted. Director Young replied that a short, two question survey was conducted around five years ago. At the time, the majority of the respondents were in favor of accessory apartments similar to what was specified in the most recent survey.

Council Member LeMone commented that she receives frequent inquiries from the public on this matter. She was interested in pursuing the establishment of an ordinance so that more clear

directives and answers can be provided to the citizens. City Attorney, Tina Petersen, stated that currently the question of accessory apartments is clear in that they are not permitted within the City. She remarked that citizens should not be confused about the matter and stated that the law is enforced if a complaint is made.

Council Member LeMone was of the opinion that the public is unclear on the issue. Administrator Darrington replied that the purpose of the ordinance is to provide a complete understanding and enforce the decision. Council Member Boyd referred to a previous interpretation made by Director Young that accessory apartments are currently not permitted but are not expressly prohibited either. Attorney Petersen disagreed with that interpretation. Mayor Daniels remarked that it will be beneficial to receive broad-based feedback from the public on the item, so that an ordinance can be developed that incorporates various concerns.

7) ACTION ITEMS READY FOR VOTE:

A. Elect a Mayor Pro-Tem for 2015.

Mayor Daniels explained that the Mayor Pro-Tem takes the Mayor's place when the Mayor is unable to carry out his responsibilities, based on long periods of absence.

ACTION: Council Member Boyd nominated Council Member LeMone to serve as the Mayor Pro-Tem for 2015. Council Member Stanley seconded the motion. The motion passed with the unanimous consent of the Council.

B) To consider for adoption a Resolution (2015-01) encouraging the State of Utah to address comprehensive transportation funding; and providing for an effective date.
Presenter: Administrator Darrington.

Administrator Darrington explained that the Utah League of Cities and Towns (ULCT) is working toward transportation funding for municipalities. They are working on a comprehensive plan with municipalities and other groups to encourage the Legislature to address the issue.

In the first section of the proposed resolution, there are a couple of options that the ULCT would like the Legislature to consider for funding. The first option would be a one-quarter cent local sales tax to be used for transportation. Administrator Darrington explained that transportation is being defined as roads, trails, mass transit, etc. The first section of the resolution also suggests that the Legislature assess the motor fuel tax, which is currently tied to per gallon usage rather than a percentage of what the consumer pays on the overall gasoline price. Furthermore, the ULCT is encouraging the State Legislature to look at alternatives for incorporating the various types of vehicles such as hybrid cars.

In the second section of the proposed resolution, comprehensive transportation options are outlined. Administrator Darrington stated that ULCT's proposal is about more than simply fixing roads; rather, it is about the overall quality of life of Utahans. He continued that if the quarter cent sales tax increase is implemented, a portion of that revenue would come back to Pleasant Grove City, which could be up to \$1 million. The funds would be specifically earmarked for transportation and would not be able to be used on parks or public safety. Administrator Darrington was of the

opinion that every dollar that the City receives from these funds should be used specifically for roads since there isn't a huge need for mass transit in Pleasant Grove.

Administrator Darrington stated that the purpose of the proposed resolution is to encourage the State Legislature to review both options as they have been outlined. He noted that the gasoline tax would be used specifically for roads, including salt, road care, maintenance, etc. The ULCT is working on one comprehensive bill that will address these issues and be specific in terms of what municipalities will receive and how the monies can be used. At this point, they are seeking widespread support.

Mayor Daniels asked the proposed resolution states that the funds collected would go directly back to the municipalities. Attorney Petersen identified the section in the ordinance that addresses the "local option" and stated that by definition it refers to local tax. Mayor Daniels explained that that would mean that as a governing body, the Pleasant Grove City Council would vote to implement the one-quarter cent sales tax; however, he asked for clarification on whether or not the tax would go directly to the City or to the State first for redistribution. Attorney Petersen replied that currently the subcommittee is not sure how this will work out as it will be determined on the final bill. She stated that the ULCT is recommending that the municipalities collect the money in order to maintain local control.

Mayor Daniels felt that the proposed resolution does not communicate this discussion very strongly. Administrator Darrington responded that as a governing body they have the ability to change the wording in any resolution that is passed. Mayor Daniels stated that he would like the resolution to specifically indicate that the money collected remain at the local level. There was discussion about how to add this type of language to the resolution. Mayor Daniels made reference to a statement contained in the proposed resolution addressing health disadvantages for Utahans. He felt this information was irrelevant. Administrator Darrington explained that it is included to gain support for trails, bike lanes, and sidewalks. If, however, it is determined to be too broad of a statement, it can be stricken.

Council Member LeMone pointed out the second section on page two of the resolution contains a list of examples of items that could be eligible for funding, such as trails, bike lanes, sidewalks, safety equipment, traffic calming, signage, and lighting. She noted that roads were not specifically included and suggested that they be included in the resolution. Administrator Darrington added that while some cities want flexibility to use the money for other transportation needs, the main priority for Pleasant Grove is roads. Mayor Daniels reiterated that the resolution should include a statement that indicates that the money is spent at the discretion of local governments.

Council Member Stanley remarked that he is interested in receiving public input on this item. He received several calls and messages from individuals who expressed concern. He suggested holding off on making a decision until the Council has had more time to further review materials. There was further discussion on how to proceed. Council Member LeMone asked if this was a binding document. Attorney Petersen replied that it is binding in the sense that Pleasant Grove City will be supporting the idea that they want the ULCT to go to the Legislature and they want the Legislature to consider the proposal of expanded transportation funding. At this point, passing the proposed resolution does not mean that the City will be supporting a plan or a specific bill.

Mayor Daniels stated that as a Council and as citizens, they need to focus efforts on Brian Greene, who will be their representative on the floor. Additionally, he noted that Al Jackson is their new Senator, who represents a broader area. Administrator Darrington remarked that the ULCT has encouraged cities to strongly engage their legislators on the issue. This will be especially critical when the bill is crafted. Furthermore, when it gets to that point, ULCT will be at the table assisting in the development of the bill and their intent is to obtain money for municipalities to use at their own discretion.

Administrator Darrington noted that staff has already met with Brian Greene to discuss the specific needs of Pleasant Grove City. Mayor Daniels added that Mr. Greene and Senator Jackson need to hear from everyone. Council Member LeMone informed those in attendance that Mr. Greene will be holding a Town Hall Meeting on Wednesday, January 14 from 7:00 to 8:30 p.m. in the Pleasant Grove Junior High Auditorium. He was asking citizens to come and share their insights on this matter. Attorney Petersen stated that ULCT has also already met with Senator Jackson, who specifically asked for Pleasant Grove's financial figures and deficit in funding roads and other transportation needs. Council Member Andersen asked if the motor fuel tax will be divided by B and C road types or by population. Director Lundell answered that road types and population are both factors.

Mayor Daniels invited members of the public to share their comments.

Gary Yeates gave his address as 1225 Nathaniel Drive and mentioned that he spoke with Kay Christopherson, who is Brian Greene's counterpart in Lehi. Mr. Christopherson is on the Transportation Interim Committee and he relayed that the gasoline tax was instituted in the mid-90s, and that it has lost 40% of its value due to inflation and more efficient vehicles. Therefore, in order to break even again the tax will need to be increased. Mr. Yeates was of the opinion that by gaining local control of the gasoline tax, these funds would cover roads everywhere. Mayor Daniels explained that the gasoline tax is an amount per gallon and does not fluctuate with the price or amount of gas. Mr. Yeates replied that car manufacturers are required to increase their average fuel economy on an annual basis. He reiterated other points previously made.

Bill West, who resides at 48 North 1400 East, was concerned that taking collections in Pleasant Grove would result in being shorted because this is a bedroom community. He felt that basing the distribution of funds off of population, B and C road types and mileage would be more advantageous for Pleasant Grove. Mr. West was also in favor of gaining local control on the expenditure of funds.

Mayor Daniels explained that the City is advocating that any collected monies be given directly to municipalities and that they be used at the discretion of local governments. Administrator Darrington stated that the ULCT has run various models, including an increase in B & C Road Funds. This model showed an increase of about \$200,000 to municipalities, whereas an increase in sales tax projected an increase of \$1 million. This was because they used the same distribution formula used for typical sales taxes.

Steve Shrader asked if there would be an option to opt out of the bigger plan but still increase the sales tax by one-quarter cent and take 100% of the money generated from the increase that way. He was concerned that if the City adjoins with the overall plan they may only get a portion of the funds collected from the sales tax increase.

Mayor Daniels described the current sales tax model. He noted that 1% of what is collected is divided in half with half going to the city in which the money was generated. The other half is pooled and distributed based on population. This creates a net gain for Pleasant Grove, based on population. Furthermore, a business boom in Pleasant Grove would generate even more of a gain. Mr. Shrader was of the opinion that the formula would not cover all of Pleasant Grove's road needs. Mayor Daniels agreed but noted that there will still be money generated that the City currently does not have. Supporting ULCT and working through the State Legislature would create a means by which to collect necessary funds for the City's transportation needs.

Blaine Thatcher gave his address as 120 North 1400 East. He asked what the purpose of broadening the definition of transportation was and if the main deficiency is roads specifically. Furthermore, Mr. Thatcher wanted to know how supporting ULCT will benefit Pleasant Grove.

Mayor Daniels explained that at the County level, there are funds distributed to the City through the Mountainland Association of Governments (MAG). These funds consist of UDOT funds and federal matching funds. He explained that there are a number of people who comprise MAG and who have to compromise and agree upon the prioritization of different projects. Therefore, if a solution is reached in such a way that as many concerns as possible can all be met, the base of support is widened. With a greater support base, ULCT has greater capacity at the state level to achieve the main objective. Mayor Daniels stressed that the City's stance is that they would like to have jurisdiction over where the funds are spent.

Mr. Thatcher suggested that broadening the definition might make the issue more difficult. Administrator Darrington acknowledged that while this might be the risk, Pleasant Grove as a solitary entity would probably get ignored if they tried to approach the State Legislature on their own. However, if a group of cities approach the Legislature together, more pressure is put on them to find a solution to funding transportation as a whole.

There was continued deliberation on the matter. Mr. Shrader asked how much of the funding will be tied to mass transit. Administrator Darrington replied that a bill has not yet been drafted. However, the goal is that cities will determine how the funds are spent. For example, if Provo wants to spend their funds on bus rapid transit, they should have the ability to spend their funds accordingly. Mayor Daniels reiterated the important goal of having local control over the spending of funds.

Jennifer Baptista gave her address as 32 North 1500 East and asked for clarification on sales tax distribution. She wanted to know where the portion of funds that isn't sent to the City will go. Mayor Daniels explained that the one-quarter cent sales tax increase would be a local option, meaning that Pleasant Grove would have the option of raising sales taxes for the City. In this situation, the governing body would request that 100% of those funds come directly back to the City. However, there are other formulas that may need to be reviewed in order to determine whether or not this would be the best funding option. Mayor Daniels clarified that as per State Law, currently municipalities do not have the ability to enact their own sales tax. The proposed resolution would encourage the Legislature to permit this ability, by way of the creation of a bill.

Matt Gotsey, who resides at 1026 East 1100 North, expressed that the City is getting too caught up in the details of this issue. He agreed with Mayor Daniels that the City simply needs to move forward at this point and press for keeping the control of money at the local level. Mr. Gotsey was

supportive of Pleasant Grove joining with the ULCT on this matter and agreed that the Legislature needs to be pushed.

Molly Andrew gave address as 1107 Nathaniel Drive and thanked Council Member LeMone for bringing order back to the meeting back and eliminating public chatter in the room.

Debbie Hong gave her address as 992 East 100 North and asked if it was possible to have neighborhood representation at ULCT and other pertinent meetings on the matter. She felt it would be important for the residents to have a voice during these discussions. Mayor Daniels explained that currently most of the discussions are being handled through the legal process. He noted that Attorney Petersen sits on the Legal Advisory Board and they are trying to work through the details of the proposed support resolution. When it gets to the point where groups are deciding how to formulate what the ULCT will specifically lobby for at the State level, there will likely be other people involved.

Administrator Darrington pointed out that Attorney Petersen sits on the committee that is pushing for a grassroots movement with the ULCT. Furthermore, there is a broader group called the Legislative Policy Committee that is comprised of various elected and appointed officials throughout the State. Both Administrator Darrington and Attorney Petersen attend those meetings, which take place weekly during the Legislative Session, and monthly the rest of the year.

There were no further public comments. Mayor Daniels closed the public comment period.

At the request of Mayor Daniels, Attorney Petersen crafted the following statement to be added to Section II of the proposed resolution:

"The City supports additional funding mechanisms that will result in expanded active transportation infrastructure, upon the condition that the funds generated are distributed to the localities, and the localities shall have sole discretion as to how the funds are spent."

The Council voiced their support for this additional verbiage. Administrator Darrington asked Recorder Kresser to make the change to the document. Mayor Daniels stated that the Council can take action based on this additional sentence. He then summarized the discussion that took place.

Council Member LeMone asked what other options the City has for moving forward regardless of how other communities proceed. Administrator Darrington responded that should the City decide not to support this initiative, they could consider implementing other fees or taxes over which they have control, such as property taxes. He added that a full presentation will be made at the planning and budget retreat to review all of the City's yearly needs.

Council Member Andersen asked what the State's current concern is with the roads that have been deteriorating for nearly 20 years. Administrator Darrington replied that they don't want to raise taxes. However, he also noted that according to a recent article, the State of Utah has around \$11 billion in deferred maintenance on roads. Therefore, there is concern and they are examining the issue. It can be assumed that the State's definition of transportation, can also be included in the definition as it has been outlined in the proposed resolution.

Mayor Daniels explained that everything being discussed is about the citizens' money and roads. This is a situation where the citizenry has built massive infrastructure and failed to maintain the resources. As a people, Mayor Daniels remarked that it is time to pony up and decide whether or not to fix these resources or switch to a different mode of transportation that doesn't include nice roads. Regardless of which governing body makes this decision, it is still a collective citizen effort.

Council Member Stanley commented that he likes the language drafted by Attorney Petersen proposed for inclusion in the resolution. He felt, however, that it would be valuable to have this same phrasing included in every resolution that is produced by each participating municipality. It is good for every locality to have the ability to decide how to spend their funds. Council Member Stanley expressed concern that there might come a day when the City will regret having teamed with this coalition, because they thought their interests were in line, but in reality it turned out to be different. At that point, it could potentially turn into a battle. Council Member Stanley wanted more time to research and ponder the matter. He explained that there is more relevant information to examine prior to making a decision, especially in terms of what type of tax formula to adopt.

Administrator Darrington replied that the formulas are being addressed by the ULCT and they have been working on the project for several years. He explained that time is of the essence because the Legislative Session begins within the next few weeks. However, there will be opportunities during discussions of the bill where City representatives will be able voice whether certain factors will work based on the City's needs.

ACTION: Council Member Meacham moved that the Council adopt Resolution (2015-01) and encourage the State of Utah to address comprehensive transportation funding, with the addition of the following legal statement in Section II:

"The City supports additional funding mechanisms that will result in expanded active transportation infrastructure, upon the condition that the funds generated are distributed to the localities, and the localities shall have sole discretion as to how the funds are spent."

Council Member LeMone seconded the motion. A voice vote was taken. Council Members Andersen, Boyd, LeMone, Meacham voted "Aye". Council Member Stanley voted "Nay". The motion passed 4-to-1.

Mayor Daniels expressed gratitude for those who have taken an active interest in the matter.

C) To consider for adoption a Resolution (2015-02) appointing a Member of the Council to the TSSD Board; and providing for an effective date. Presenter: Administrator Darrington.

ACTION: Council Member LeMone moved to adopt a Resolution (2015-02) appointing Council Member Meacham to the TSSD Board and providing for an effective date. Council Member Boyd seconded the motion. A voice vote was taken. Council Members Stanley, LeMone, Boyd, Andersen and Meacham voted "Aye". The motion passed unanimously.

8) ACTION ITEMS WITH PUBLIC DISCUSSION

- A) **Public Hearing to consider for adoption an Ordinance (2015-1) at the request of Steven Stoddard to amend Section 10-18-2-N of the City Code to allow the slope of a single family residential driveway to exceed the current maximum of 10% grade.** *Presenter: Director Young *Continued to January 20, 2015.*

- B) **Public Hearing to consider for adoption an Ordinance (2015-2) at the request of Guy Fugal to amend Section 10-13-B to allow 60 feet total driveway width and 60 feet between driveways on properties within the Rural Agricultural Overlay.** *Presenter: Director Young *Continued to January 20, 2015.*

9) **DISCUSSION ITEMS FOR THE JANUARY 13, 2015 MEETING**

It was reported that the first item on next week's agenda will be a presentation from the Utah Government Finance Officers Association (GFOA), who will be presenting the City with an award for their budget document. Director Lundell explained that GFOA has a program that allows the City to send in a budget document and have it graded on various criteria. If the document qualifies, the GFOA has an award that they present to the City. Mayor Daniels pointed out that Director Lundell and Assistant to the City Administrator, David Larson, qualified specifically for this award. Mayor Daniels commended them for their work.

Item 7b will be a presentation of certificates to the Leadership Training Graduates. Administrator Darrington explained that staff recently held their inaugural leadership training with 12 of the City's employees. Items 7c and 7d will be items that were continued from this meeting until next week, including Becca Mallory's presentation and a discussion with Mr. Guernsey on implementing a curbside glass recycling service in the City. Administrator Darrington recalled that Mr. Guernsey presented a related proposal at the last meeting on December 16, 2014.

Item 8a will be to consider adoption of Resolution 2015-03 authorizing the Mayor to declare two iPads as surplus and directs that they be disposed of according to the City's policy of disposing of surplus property. Administrator Darrington explained that two of the City's employees would like to purchase the iPads. In order to do so, the items need to be declared as surplus. Mayor Daniels asked if the City is required to allow the public to bid on items that are declared as surplus. Attorney Petersen informed him that a new purchasing policy was adopted about one year ago, which states that items that are under \$500 in value may be sold. In response to a question from Council Member Meacham, Administrator Darrington explained that the items are disposed of according to their fair market value.

Item 8b is an Ordinance (2015-3) authorizing the Mayor to sign a Franchise Agreement with XO Communications, LLC. Attorney Petersen explained that they have requested a franchise agreement to place infrastructure in the Grove Area to service a business building. In order to do this, they will need to go through one of Pleasant Grove's rights-of-way. She noted that they are a fiber company and that the City has requested as part of the agreement that XO Communications provide service to anyone else who asks.

10) **ITEMS FOR DISCUSSION – NO ACTION TAKEN:**

There was no further items for discussion.

11) NEIGHBORHOOD AND STAFF BUSINESS

Mr. Larson announced that the Chamber's award banquet will be this upcoming Thursday and there are more registrations for the event than there were last year. It will be a wonderful event and awards will be given to six businesses and 20 award finalists will also be recognized.

Parks and Recreation Director, Deon Giles, announced a Health Fair that will take place this upcoming Saturday at the Rec Center, from 9:00 a.m. to 12:00 noon. Police Chief, Mike Smith, provided a status update on Addi Fauset. He relayed that one of her wishes was to see dolphins and as a result of the generosity of several individuals and groups, she was able to travel with her family to California and receive VIP treatment at Sea World and the San Diego Zoo, with all expenses paid. Chief Smith reported that they have been so overwhelmed with cards and support that Officer Humes rented them a storage pod to store cards and other gifts. He then read an email that was received by Jim Henson Productions.

Library and Arts Director, Sheri Britsch, reported that representatives from the Community Development Block Grant Program visited the library the previous day to assess the need for an elevator. The representatives agreed that one was needed for Pleasant Grove's facility. While approval had not yet been granted, their site visit was part of the approval process. More information will be available around April or May. Last, Attorney Petersen reported that she is still awaiting feedback from Christina Coronado regarding the Hammond's property.

12) MAYOR AND COUNCIL BUSINESS

Council Member Meacham commented on the individual assignments list and wanted to confirm that his assignments have not changed since last year. Council Member Andersen commended those members of City staff who plowed Pleasant Grove streets after the December 24 snow storm. She acknowledged that they accomplished this task on Christmas morning with five men and five trucks and 118 miles of road to plow. She was grateful that the roads were clear because she had family coming into town that morning. She thanked those who provided the service.

Council Member Stanley asked if staff had any updates on Evermore. Administrator Darrington reported that they met with staff and Mayor Daniels about month earlier. The applicant from Evermore explained that the project has become so large that they don't think they can fit everything on the 45 acres they currently have purchased in the Grove. At this point, Mayor Daniels presented an alternative plan to keep them in the City. He suggested that they look at the 60 acres adjacent to their property where the hotel site is located. Evermore agreed to look at that property as an option; however, they want 120 acres, which is not available in Pleasant Grove. Furthermore, they've communicated that land is less costly further west. Administrator Darrington commented that while this may be true, the infrastructure is not in place.

Attorney Petersen made reference to an article in *The Herald* from Evermore's creative team that stated that they will come to Pleasant Grove and open in July. Council Member LeMone stated that she emailed Director Young about that same article and he relayed to her that the article in question was written in October and that *The Herald* re-printed it recently. Per Director Young's response, Evermore indicated that the Grove location will not be large enough and that they are looking at alternative locations further north. Ms. Baptista referenced other information she has heard

regarding the property. Mayor Daniels stated that the City's stance is to let Evermore make their own official public relations statements and that the City support whatever they decide.

Council Member Boyd announced that she will not be present at next week's Council Meeting. Furthermore, she asked Administrator Darrington if Cedar Hills had provided any additional information. He stated that he would follow up with them. It was noted that they will meet with them on January 20. Last, Council Member Boyd stated that she works for Jet Blue and was happy to hear of their support for the Pleasant Grove Police Department.

Mayor Daniels stated that if the Council Members agree with the individual assignments as indicated, he will have Recorder Kresser make them official. Otherwise, he requested that Council Members get in touch with him regarding changes to be made. Mayor Daniels mentioned that he has a New Year's Resolution to change and improve his vocabulary when acting as Mayor. He invited the Council and staff to join him in this resolution and encouraged everyone to maintain careful consideration of the fact that they are public servants of Pleasant Grove's citizens. He explained that as everyone maintains this focus, it will change how Council Members and staff think and respond to public inquiries. Furthermore, Mayor Daniels encouraged those present to consider the essential services needed in the City and how each item should be prioritized.

Council Member LeMone asked if the Council Members should still be assigned to specific City departments. She suggested leaving it more open, rather than having assignments. Administrator Darrington agreed to gather thoughts on this from the department heads, and be prepared to discuss it at the retreat. Mayor Daniels added that there is language in City Code that also needs to be reviewed.

Mayor Daniels announced that there will be a bond rating trip on Thursday and Friday for the refinance of the water bonds. There will be a total of four agencies that will be visited, and Mayor Daniels, Administrator Darrington and Director Lundell will all be out of town on Thursday and Friday for this assignment. Council Member LeMone would act as the Mayor Pro-Tem in their absence.

13) SIGNING OF PLATS

One plat was signed.

14) REVIEW CALENDAR

There were no further calendar items to review.

ACTION: Council Member LeMone moved to adjourn into Executive Session. Council Member Boyd seconded the motion. The motion passed with the unanimous consent of the Council.

Note: The Mayor and Council adjourned into Executive Session at 8:17 p.m.

15) EXECUTIVE SESSION TO DISCUSS THE PURCHASE, EXCHANGE OR LEASE OR REAL PROPERTY (UCA 52-4-205(1)(d))

16) ADJOURN

ACTION: Council Member Stanley moved to adjourn. Council Member Andersen seconded the motion. The motion passed with the unanimous consent of the Council.

The City Council Meeting adjourned at 8:36 p.m.

Minutes approved by the City Council on January 27, 2015.

Kathy T. Kresser, City Recorder

(Exhibits are in the City Council Minutes binders in the Recorder's office.)