

**Pleasant Grove City
City Council Meeting Minutes
Regular Session
March 19, 2019
6:00 p.m.**

Mayor: Guy L. Fugal

Council Members: Dianna Andersen
Eric Jensen
Cyd LeMone
Lynn Walker
Todd Williams

Staff Present: Scott Darrington, City Administrator
Denise Roy, Finance Director
Deon Giles, Parks and Recreation Director
Tina Petersen, City Attorney
Mike Roberts, Police Chief
Dave Thomas, Fire Chief
Kathy Kresser, City Recorder
Marty Beaumont, Public Works Director
Daniel Cardenas, Community Development Director
Kyler Ludwig, Assistant City Administrator
Sheri Britsch, Library Director

The City Council and staff met in the Library, Main Level, at 30 East Center Street.

6:00 P.M. REGULAR CITY COUNCIL MEETING

1) **CALL TO ORDER**

Mayor Fugal called the meeting to order and noted that all Council Members were present.

2) **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Parks and Recreation Director, Deon Giles.

3) **OPENING REMARKS**

The opening remarks were given by City Attorney, Tina Petersen.

4) **APPROVAL OF MEETING'S AGENDA**

ACTION: Council Member Jensen moved to approve the agenda, with Item 8A being heard prior to Item 5, and Items 9A and 9B being continued to the April 9, 2019 meeting. Council Member Walker seconded the motion. The motion carried with the unanimous consent of the Council.

8) PRESENTATIONS

A) MAYOR FUGAL PRESENTATION TO JUDGE BULLOCK.

Judge Brent Bullock, who retired recently, stated that this would be his 28th year serving Pleasant Grove. He spoke about the changes he had seen during his years of service. Council Member LeMone asked what advice he would give to parents. Judge Bullock encouraged them to get involved with their children and in the community. He noted that a lot of children he meets have grown up without consequences. He also encouraged them to simply love each other.

Council Member Andersen commended Judge Bullock for being able to work in the community he lives in, and still lead a happy life. She expressed gratitude for his service.

Judge Bullock spoke about his concerns with increased high-density. He encouraged the Council to speak with the Police Department before approving more multi-family housing in the City. He also stressed the importance of adhering to the Master Plan. He also suggested mandating another officer for every multi-family development that is approved.

5) OPEN SESSION

Jon Hawkins, House Representative, reported that he was able to serve on the Judiciary Committee in the House and the Government Operations Committee in the House. He also served on the Higher Education Appropriations Committee. In the Judiciary, they heard a lot of bills that were highly emotional, including two abortion bills, two marriage amendments, a bill on polygamy, and a discussion about conversion therapy. In Government Operations, they discussed a new State flag, and rank choice voting. On the floor of the House, they passed 573 bills this year, which was a new record. Mr. Hawkins was proud to be involved with a bill that helps gather sales tax from online sales. He reported that the tax reform bill did not pass but would be revisited at a later date.

Council Member Jensen asked when they will begin formulating bills for the next session. Mr. Hawkins stated that he could submit ideas for bill beginning on May 14 but they could start formulating ideas now. He spoke about his experience with the constituents and making sure he represents their needs.

Administrator Darrington stated that Mr. Hawkins had been very responsive to him and Mayor Fugal when they had questions or concerns. He thanked him for his service.

Jason Crawley reported that he stood before the Council five years ago and proposed the trail system. It was difficult to get the trail system approved but they had seen a lot of success. Since 2016, there had been over 180 high school team practices held at Valley Vista Trails, which equated to over 13,000 individual rides and riders. According to an app called Trail Forks, over 27,659 people checked in at Valley Vista Trails since construction. That number did not include hikers, equestrians, runners, etc. Trail Forks also ranked the trails as 85 out of 100 on the

popularity scale. Maintenance costs proved to be extremely low because of the many volunteers that have come to help with maintenance. The community has shown great support for the project, including more volunteers and donations for the upcoming Phase 2.

Council Member LeMone commended him for his commitment to the project. He has done everything that he said he would, and more.

6) **CONSENT ITEMS**

- a. **City Council Minutes:**
- b. **To consider for approval Change Order #1 and Pay Request #1 for Hidden Peak Electric for the 220 South and 550 South Signals Project.**
- c. **To consider approval of payment approval reports for (March 7, 13, and 14, 2019)**

ACTION: Council Member Williams moved to APPROVE the Consent Items. Council Member LeMone seconded the motion. The motion carried with the unanimous consent of the Council.

7) **BOARD, COMMISSION, COMMITTEE APPOINTMENTS**

There were none.

9) **PUBLIC HEARING ITEMS**

- A) **CONTINUED PUBLIC HEARING TO CONSIDER FOR ADOPTION AN ORDINANCE (2019-3) AMENDING PLEASANT GROVE CITY BOUNDARIES BY ANNEXING A 10.71-ACRE PARCEL FROM UTAH COUNTY INTO PLEASANT GROVE. PARCEL IS OWNED BY KEB ENTERPRISE, LLC. LOCATED AT APPROXIMATELY 2435 W 700 S PLEASANT GROVE, UTAH (PARCEL #14:054:0155) WITH THE ZONING DESIGNATION AS GROVE BUSINESS PARK (GBP) AND PROVIDING FOR AN EFFECTIVE DATE. *Presenter: Director Cardenas *Continued to the April 9, 2019 meeting.***
- B) **PUBLIC HEARING TO CONSIDER FOR ADOPTION AN ORDINANCE (2019-4) APPLYING THE GROVE BUSINESS PARK (GBP) OVERLAY ZONE TO APPROXIMATELY 10.7 ACRES ON PROPERTY LOCATED AT APPROXIMATELY 2435 WEST 700 SOUTH. (SAM WHITE'S LANE NEIGHBORHOOD) (STEVEN RICHARDS, APPLICANT) *Presenter: Director Cardenas *Continued to the April 9, 2019 meeting.***
- C) **PUBLIC HEARING TO CONSIDER FOR ADOPTION AN ORDINANCE (2019-5) AMENDING CITY CODE SECTION "10-12B-2: PERMITTED, CONDITIONAL AND ACCESSORY USES" BY REVISING THE PERMITTED AND CONDITIONAL USES AND ADDING QUALIFYING PROVISIONS IN THE MANUFACTURING DISTRIBUTION (MD) ZONE. (PLEASANT GROVE CITY, APPLICANT) *Presenter: Director Cardenas***

Director Cardenas reported that other cities have their industrial uses along the freeway or on the west side of the freeway closer to the lake. Pleasant Grove did not have that advantage. The industrial zone in the City was surrounded by residential uses, school, light industrial, and the Grove Zone. Because of this, staff was proposing to remove four of the most intense uses from the MD zoning code. Those uses include manufacturing of meat products, manufacturing of dairy products, solid waste transfer station, and recycle center. Staff considers these uses to be incompatible with the surrounding uses. Director Cardenas noted that staff may circle back to the MD zone and address the other uses, but they wanted to first take care of the four uses now. This item was heard by the Planning Commission on March 14, and they unanimously recommended approval.

Mayor Fugal opened the public hearing. There were no public comments. Mayor Fugal closed the public hearing.

ACTION: Council Member LeMone moved that the City Council ADOPT Ordinance 2019-5 amending City Code Section “10-12B-2: Permitted, Conditional and Accessory Uses” by revising the permitted and conditional uses and adding qualifying provisions in the Manufacturing Distribution (MD) Zone. Council Member Jensen seconded the motion. A roll call vote was taken with Council Members Andersen, Jensen, LeMone, Walker, and Williams voting “Aye”. The motion carried unanimously.

10) ACTION ITEMS READY FOR VOTE

- A) TO CONSIDER FOR ADOPTION A RESOLUTION (2019-010) AUTHORIZING THE MAYOR TO SIGN A PERPETUAL, NON-EXCLUSIVE DRAINAGE EASEMENT IN FAVOR OF THE METROPOLITAN WATER DISTRICT OF SALT LAKE AND SANDY TO ALLOW THE DISTRICT TO DRAIN WATER INTO THE CITY STORM DRAIN SYSTEM UNDER CERTAIN CONDITIONS AT THE GROVE CREEK, WADLEY AND NORTH WADLEY BLOWOFF SITES; AND PROVIDING FOR AN EFFECTIVE DATE. *Presenter: Director Beaumont***

Director Beaumont reported that with the approval of the first phase of the bike park, the Metropolitan Water District of Salt Lake and Sandy requested that they enter into a formal agreement with regard to discharge points on the Salt Lake Aqueduct. He explained that in an emergency situation, the District has to drain the water from the 69-inch pipe above the trail. These blow-off areas release water at a controlled rate and the District will contact the City if they need to discharge the water. The contract essentially states that Pleasant Grove will work with the District to drain the water into the City’s storm drain system. It did not specify that Pleasant Grove, at their expense, would extend storm drain infrastructure and other facilities to provide that service. Director Beaumont presented a map and identified the three blow-off locations.

ACTION: Council Member Jensen moved that the City Council ADOPT Resolution 2019-010 authorizing the Mayor to sign a Perpetual, Non-Exclusive Drainage Easement in favor of the Metropolitan Water District of Salt Lake and Sandy to allow the District to drain water into the City Storm Drain System under certain conditions at the Grove Creek, Wadley, and North Wadley

blow-off sites; and provide for an effective date. Council Member Williams seconded the motion. A roll call vote was taken with Council Members Andersen, Jensen, LeMone, Walker, and Williams voted “Aye”. The motion carried unanimously.

B) TO CONSIDER FOR ADOPTION A RESOLUTION (2019-011) AUTHORIZING THE MAYOR TO SIGN ADDENDUM NO. 1 TO THE COOPERATION AGREEMENT FOR NON-DISTINCTIVE USE OF DISTRICT LANDS WITH THE METROPOLITAN WATER DISTRICT OF SALT LAKE AND SANDY AND PLEASANT GROVE (APPLICANT) FOR CONSTRUCTION AND USE OF PHASE 2 FOR THE VALLEY VISTA NON-MOTORIZED MULTI-USE TRAIL; AND PROVIDING FOR AN EFFECTIVE DATE. *Presenter: Director Giles*

Director Giles stated that they were making an addendum to the original agreement to include an additional 5.5 miles of trails on the Valley Vista Trail System. The agreement includes an annual inspection with the Metropolitan Water District of Salt Lake and Sandy. The associated fee was \$2,500.

ACTION: Council Member LeMone moved that the City Council ADOPT Resolution 2019-011 authorizing the Mayor to sign Addendum No. 1 to the Cooperation Agreement for Non-Distinctive Use of District Lands with the Metropolitan Water District of Salt Lake and Sandy and Pleasant Grove (applicant) for construction and use of Phase 2 for the Valley Vista Non-Motorized Multi-use Trail; and providing for an effective date. Council Member Walker seconded the motion. A roll call vote was taken with Council Members Andersen, Jensen, LeMone, Walker, and Williams voting “Aye”. The motion carried unanimously.

C) TO CONSIDER AWARDING THE PLEASANT GROVE TRAIL SYSTEM BID TO SINGLE TRACK TRAILS INC. GREG MAZU, PRESIDENT FOR VALLEY VISTA PHASE II AND AUTHORIZE THE MAYOR TO SIGN THE NOTICE TO PROCEED. *Presenter: Director Giles*

Director Giles stated that Phase 2 of the trail system will be about 3.5 miles and there was the potential for a third phase that would add 2.5 miles of trails. Phase 3 would happen if the City could negotiate with the property owner. He noted that the agreement was written as such. Director Giles submitted 16 requests to different trail builders and received two responses. Single Track was the low bid at \$104,235, and they did impressive work on Phase 1.

There was a brief discussion about the donations that were received. Staff was confident that they would have enough money to fund the project between donations and park impact fees.

ACTION: Council Member LeMone moved that the City Council AWARD the Pleasant Grove Trail System bid to Single Track Trails, Inc., Greg Mazu, President for Valley Vista Phase II, and authorize the Mayor to sign the Notice to Proceed. Council Member Jensen seconded the motion. The motion passed with the unanimous consent of the Council.

It was noted that Volunteer Day for the project would be on June 1, which was also National Trails Day. The Council requested that this information be included on the City’s website.

D) TO CONSIDER FOR ADOPTION A RESOLUTION (2019-12) AUTHORIZING THE PLEASANT GROVE CITY PARKS AND RECREATION DIRECTOR TO SUBMIT APPLICATION FOR THE 2019 UTAH COUNTY COMMISSION MUNICIPAL RECREATION GRANT TO PURCHASE AND INSTALL PLAYGROUND EQUIPMENT FOR THE DOWNTOWN PARK; AND PROVIDING FOR AN EFFECTIVE DATE.

Presenter: Director Giles

Director Giles explained that the resolution was their annual application for the recreation grant with the County. They plan on putting the grant money toward the playground in the Downtown Park. The application was due in April and the amount requested was \$19,391.90.

ACTION: Council Member Andersen moved that the City Council ADOPT Resolution 2019-12 authorizing the Pleasant Grove City Parks and Recreation Director to submit application for the 2019 Utah County Commission Municipal Recreation Grant to purchase and install playground equipment for the Downtown Park; and provide for an effective date. Council Member Walker seconded the motion. A roll call vote was taken with Council Members Andersen, Jensen, LeMone, Walker, and Williams voting “Aye”. The motion carried unanimously.

11) ITEMS FOR DISCUSSION

A) Staff Business.

Library Director, Sheri Britsch, reported that cameras were installed in the Library. There were two Library activities this week including Trouble at Troublesome Creek for teens, and Organize Like a Pro for adults.

Chief Roberts stated that they conducted interviews earlier in the day to fill the two open positions.

Director Giles was pleased to have good weather to help dry out the park. Work began on the Downtown Park earlier in the week and the demolition of Discovery Park was to begin on March 30.

Administrator Darrington stated that they would be conducting interviews for the Recreation Director position on March 25 beginning at 5:00 p.m. in an Executive Session.

The last day to play on the playground at Discovery Park was Wednesday, March 27th, and that had been advertised on social media already. Mark the Park would take place on March 29. On March 30, there will be a short ceremony at Discovery Park before demolition. He noted that Water Gardens, a sponsor for the park project, was running ads for Mark the Park and donations for the park.

Laura Giles did an article on Discovery Park and they had already received 20 emails from people wanting to volunteer. They were selling pickets for \$75 to individuals and families that wanted pickets in the park. There would be about 1,000 pickets at the park. More information could be found at rediscoverdiscoverypark.org.

At the request of Mayor Fugal, Administrator Darrington reported on the grant received through TRCC. He explained that a portion of sales tax from hotels and restaurants went into a County fund and cities could apply to receive a portion of that money. Six months ago, the City requested \$300,000, but the county came back with a number under \$100,000. The City engaged with elected officials and County Commissioners and they were able to get a grant for \$200,000 to put toward Discovery Park. He explained that this would free up more money from the CARE Tax to put toward other projects.

Administrator Darrington reported that the Council reached a consensus regarding a new judge the previous week and they were able to meet with this individual to work out salary terms and other items. Judge Randy Birch, a judge with the Heber City Justice Court, would be working one day per week in the Pleasant Grove Justice Court. He will be officially appointed during the April 9, 2019 meeting.

Finance Director, Denise Roy, reported that they rolled out NATPAY with the last payroll.

12) **REVIEW AND DISCUSSION ON THE APRIL 9, 2019 CITY COUNCIL MEETING AGENDA**

The aforementioned meeting agenda was briefly discussed.

13) **MAYOR AND COUNCIL BUSINESS**

Council Member Jensen reported that staff will be preparing a plaque for the New Public Safety Building to honor those who donated \$100 or more to the project. If anyone still wanted to donate and get their names on the plaque, they needed to get those donations in by tomorrow. Council Member Jensen also reported that he had been selected to be the President of the Chamber.

14) **SIGNING OF PLATS**

15) **REVIEW CALENDAR**

16) **ADJOURN**

Council Member Williams moved to adjourn the meeting at 7:16 p.m. Council Member Jensen seconded the motion. The motion carried with the unanimous consent of the Council.

The City Council Minutes of March 19, 2019 were approved by the City Council on April 16, 2019

Kathy T. Kresser, MMC
City Recorder

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