

**Pleasant Grove City  
City Council Meeting Minutes  
Regular Session  
June 25, 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  
Daniel Cardenas, Community Development Director  
Denise Roy, Finance Director  
Deon Giles, Parks Director  
Tyler Wilkins, Recreation Director  
Tina Petersen, City Attorney  
Kathy Kresser, City Recorder  
Marty Beaumont, Public Works Director  
Kyler Ludwig, Assistant City Administrator  
Sheri Britsch, Library Director  
Mike Roberts, Police Chief  
Dave Thomas, Fire Chief

The City Council and staff met in the Community Room, 108 South 100 East, Pleasant Grove, Utah.

**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 Alex Carter.

**3) OPENING REMARKS**

The opening remarks were given by Council Member Andersen.

**4) APPROVAL OF MEETING AGENDA**

**ACTION:** Council Member Jensen moved to approve the agenda, as written. Council Member Andersen seconded the motion. The motion carried with the unanimous consent of the Council.

5) **OPEN SESSION**

There were no public comments.

6) **CONSENT ITEMS**

- a. **City Council Minutes:  
City Council Minutes for the June 4, 2019 Meeting.**
- b. **To Consider for Approval Partial Payment 1 to Cody Ekker Construction for the 300 East Street and Utility Improvement Project.**
- c. **To Consider for Approval Partial Payment 1 to C&L Water Solutions, Inc. for the FY 2018-19 Sewer Rehabilitation Project.**
- d. **To Consider Approval of Payment Approval Reports for (June 6, 13, and 20, 2019).**

**ACTION:** Council Member Jensen moved to APPROVE the Consent Items. Council Member Andersen seconded the motion. The motion carried with the unanimous consent of the Council.

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

There were no appointments.

8) **PRESENTATIONS**

A) **VICTIM ADVOCATE – KIMBERLY SCHROPPEL.**

Kim Schroppe presented statistics from the Victim Advocate Program, including domestic violence cases, sexual assault cases, and death investigations. She explained that most of the funding for this program comes from the Victims of Crime Act grant, and the City funds another portion. At the request of the Council, Ms. Schroppe described her duties as a Victim Advocate and gave examples of her work. The Council thanked Ms. Schroppe for her service to the community.

B) **PRESENTATION ON THE CAFR AWARD. *Presenter: Administrator Darrington.***

Administrator Darrington explained that the City received the Distinguished Budget Award, which is the highest level of recognition they can receive for their budget. Finance Director, Denise Roy has received this award for each of the three years she has worked with Pleasant Grove City.

9) **PUBLIC HEARING ITEMS**

A) **PUBLIC HEARING TO CONSIDER FOR ADOPTION AN ORDINANCE**

**(2019-13) PERMANENTLY CLOSING AND ABANDONING AN APPROXIMATELY 270' BY 40' ROAD RIGHT-OF-WAY LOCATED BETWEEN NORTH COUNTY BLVD AND PLEASANT GROVE BLVD ALONG 700 SOUTH; AND PROVIDING FOR AN EFFECTIVE DATE.**  
*Presenter: Director Beaumont.*

Public Works Director, Marty Beaumont reported that staff had been working with the developer on a piece of property at the address listed above, and there is an old road there that is no longer used. The City has water and sewer lines in the road, but the road can be vacated if the owners agree to maintain the easement through the property.

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

**ACTION:** Council Member Williams moved that the City Council ADOPT Ordinance 2019-13 permanently closing and abandoning an approximately 270' x 40' road right-of-way located between North County Boulevard and Pleasant Grove Boulevard along 700 South; and providing for an effective date. Council Member Andersen seconded the motion. A roll call vote was taken with Council Members Andersen, Jensen, LeMone, Walker, and Williams voting "Aye". The motion carried unanimously.

**B) PUBLIC HEARING TO CONSIDER FOR ADOPTION A RESOLUTION (2019-027) THE REQUEST OF DEE W. JENSE TO AMEND THE ADOPTED CITY LOCAL STREETS VICINITY PLAN FOR UNDEVELOPED PROPERTIES, ON PROPERTY LOCATED AT APPROXIMATELY 326 WEST 1100 NORTH IN THE R1-8 (SINGLE-FAMILY RESIDENTIAL) ZONE (NORTH FIELD NEIGHBORHOOD)**  
*Presenter: Director Cardenas.*

Community Development Director, Daniel Cardenas presented the staff report and explained that the applicant was proposing to amend the road shown on the existing vicinity map to facilitate the development of the property. Only two properties would be affected by this change. The Planning Commission heard the proposal and had no concerns about connectivity. The Engineering Department had concerns about hydrology, but those concerns had been addressed. Staff and the Planning Commission recommended approval of the request. There was discussion regarding the applicant's intention for developing the property.

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

**MOTION:** Council Member Jensen moved that the City Council ADOPT Resolution 2019-027 to amend the adopted City Local Streets Vicinity Plan for Undeveloped Properties, on property located at approximately 326 West 1100 North in the R1-8 (Single-Family Residential) Zone. Council Member Walker seconded the motion. A public hearing was held. A roll call vote was taken with Council Members Andersen, Jensen, LeMone, Walker, and Williams voting "Aye". The motion carried unanimously.

- C) **PUBLIC HEARING TO CONSIDER FOR ADOPTION A RESOLUTION (2019-028) ADJUSTING AND AMENDING THE REVENUES AND EXPENDITURES OF THE 2018/2019 FISCAL YEAR BUDGET.** *Presenter: Director Roy.*

Director Roy explained that the proposed amendment to the current fiscal year budget includes the need to increase base and overtime pay in the Parks Division, additional budget authority in the CARE Tax Fund, and additional money to the swimming pool fund for equipment modification.

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

**ACTION:** Council Member Walker moved that the City Council ADOPT Resolution 2019-028 adjusting and amending the revenues and expenditures of the 2018/2019 Fiscal Year Budget. Council Member Williams seconded the motion. A public hearing was held. 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 (2019-029) ADOPTING THE REVENUES AND EXPENDITURES OF THE FY 20 FINAL BUDGET. THE FINAL BUDGET INCLUDES THE COMPREHENSIVE FEE SCHEDULE AND THE PLEASANT GROVE CITY REDEVELOPMENT AGENCY (RDA) BUDGET AND ADOPTING THE CERTIFIED TAX RATE OF 0.001734; AND PROVIDING FOR AN EFFECTIVE DATE.** *Presenter: Director Roy.*

Director Roy stated that nothing had changed since the last time the Council discussed the budget. She presented the one-pager for their review.

Administrator Darrington identified the graph showing the Certified Tax Rate and explained how the it was valuated. If the City ever wants to change this from what was valuated, they would have to go through the Truth in Taxation process.

**ACTION:** Council Member Andersen moved that the City Council ADOPT Resolution 2019-029 adopting the revenues and expenditures of the FY 20 Final Budget. The final budget includes the comprehensive fee schedule and the Pleasant Grove City Redevelopment Agency (RDA) Budget and adopting the Certified Tax Rate of 0.001734; and providing for an effective date. Council Member Walker seconded the motion. A public hearing was held. A roll call vote was taken with Council Members Andersen, Jensen, LeMone, Walker, and Williams voting “Aye”. The motion carried unanimously.

- B) **ADJOURN AND CONVENE AS THE REDEVELOPMENT AGENCY OF PLEASANT GROVE CITY.**

**ACTION:** At 6:52 p.m., Council Member Williams moved that the City Council adjourn and reconvene as the Redevelopment Agency of Pleasant Grove City. Council Member LeMone seconded the motion. The motion carried with the unanimous consent of the Council.

- C) ADJOURN AS THE REDEVELOPMENT AGENCY OF PLEASANT GROVE CITY AND RECONVENE AS THE PLEASANT GROVE CITY COUNCIL.**

**ACTION:** Board Member Williams moved to adjourn as the Redevelopment Agency of Pleasant Grove City and reconvene as the Pleasant Grove City Council at 6:56 p.m. Board Member Andersen seconded the motion. The motion carried with the unanimous consent of the Board.

- D) TO CONSIDER FO APPROVAL A SITE PLAN FOR TWO, SINGLE-TENANT RESTAURANTS, ON PROPERTY LOCATED AT 1757 WEST STATE STREET IN THE GROVE ZONE – COMMERCIAL SALES SUBDISTRICT. (SAM WHITE’S LANE NEIGHBORHOOD) (REED REINHOLD, APPLICANT) *Presenter: Director Cardenas.***

Director Cardenas presented proposed site plan for an Iceberg Drive-Thru and Taki-Taki Grill. He identified the drive-thru aisle and the access points for the site. The applicant would be constructing the Iceberg Drive-Thru immediately, and the other site would remain empty until they were ready to construct the Taki-Taki Grill next year. The Planning Commission unanimously recommended approval of the site plan.

**ACTION:** Council Member Williams moved that the City Council APPROVE the Site Plan for two, single-tenant restaurants, on property located at 1757 West State Street in The Grove Zone – Commercial Sales Subdistrict. Council Member Jensen seconded the motion. The motion carried with the unanimous consent of the Council.

- E) TO CONSIDER AWARDING THE SEWER IMPROVEMENT PROJECT BID WITH THE BASE 2 SCHEDULE TO CONDIE CONSTRUCTION COMPANY IN THE AMOUNT OF \$1,153,011.00 AND AUTHORIZING THE MAYOR TO SIGN THE NOTICE TO PROCEED AND TO SIGN THE AGREEMENT UPON RECEIPT AND APPROVAL OF FINAL CONTRACT DOCUMENTS. *Presenter: Director Beaumont.***

Director Beaumont explained that the City was doing a project with a two-base bid. Currently, there is a sewer line extending from 600 South, between two buildings, and down State Street to 220 South. The existing pipe is a 14-inch line going into an 18-inch line. They had been discussing the project with UDOT, and they felt that they had a good plan moving forward. However, UDOT would not allow the City to cut across State Street, so staff was only recommending the bidding of Base 2 to Condie Construction Company.

**ACTION:** Council Member Andersen moved that the City Council AWARD the Sewer Improvement Project Bid with the Base 2 Schedule to Condie Construction Company in the

amount of \$1,153,011.00 and authorize the Mayor to sign the agreement upon receipt and approval of final contract documents. Council Member Walker seconded the motion. The motion carried with the unanimous consent of the Council.

- F) TO CONSIDER AWARDING THE WALKER TANK LANDSCAPING PROJECT BID TO STRATTON AND BRATT IN THE AMOUNT OF \$119,271.40 WITH ADDITIVE ALTERNATE A AND AUTHORIZE THE MAYOR TO SIGN THE NOTICE TO PROCEED AND TO SIGN THE AGREEMENT UPON RECEIPT AND APPROVAL OF FINAL CONTRACT DOCUMENTS. *Presenter: Director Beaumont.***

Director Beaumont briefly described the Walker Tank Landscaping Project and recommended awarding the bid to Stratton and Bratt. There was a brief discussion regarding fencing, and staff indicated that they had no intention of installing fencing because of the location.

**MOTION:** Council Member Andersen moved that the City Council AWARD the Walker Tank Landscaping Project Bid to Stratton and Bratt in the amount of \$119,271.40, with Additive Alternate A and authorizing the Mayor to sign the notice upon receipt and to sign the agreement upon receipt and approval of final contract documents. Council Member Jensen seconded the motion. The motion carried with the unanimous consent of the Council.

- G) TO CONSIDER FOR ADOPTION A RESOLUTION (2019-030) AUTHORIZING THE PLEASANT GROVE CITY PUBLIC WORKS DIRECTOR TO SUBMIT APPLICATION FOR FINANCIAL ASSISTANCE FROM THE FEDERAL GOVERNMENT FOR THE AMERICAN FORK-DRY CREEK WATERSHED PLEASANT GROVE & LINDON CITIES FLOOD CHANNEL PROJECT; AND PROVIDE FOR AN EFFECTIVE DATE. *Presenter: Director Beaumont.***

Director Beaumont explained that the City has discussed the concept of extending a storm water pipe down to Utah Lake for many years. Staff looked into a number of alternatives and they came up with a plan to bring the storm water to the new doTERRA site and then down along 2000 West to the transfer station, which discharges into Utah Lake. This would be a huge undertaking, and their preliminary estimates were in the \$4 million range. Staff felt it would be worthwhile to apply for Federal funding to help alleviate the cost.

Mayor Fugal asked how Lindon City would participate in this, since they had some shared water here. Director Beaumont explained that they would have to enter into an interlocal agreement between the City, Lindon, and UDOT. There was an agreement in place, but it had not yet been finalized.

**ACTION:** Council Member Jensen moved that the City Council ADOPT Resolution 2019-030 authorizing the Pleasant Grove City Public Works Director to submit application for financial assistance from the Federal Government for the American Fork-Dry Creek Watershed Pleasant Grove and Lindon Cities' Flood Channel Project; 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.

- H) TO CONSIDER FOR ADOPTION A RESOLUTION (2019-031) AUTHORIZING THE MAYOR TO ENTER INTO A COOPERATIVE AGREEMENT WITH UTAH DEPARTMENT OF TRANSPORTATION (UDOT) FOR SAFE ROUTES TO SCHOOL LOCATED AT APPROXIMATELY 400 EAST BETWEEN 200 SOUTH AND 300 SOUTH FOR A DISTANCE OF 330’ ON THE EAST SIDE OF THE ROAD, PLEASANT GROVE, UTAH; AND PROVIDING FOR AN EFFECTIVE DATE. *Presenter: Director Beaumont.***

Director Beaumont reported that the Resolution was the result of the efforts of Mario Gonzalez, a former employee, a few years ago. They had been in discussions with UDOT and have come to an agreement on several items. He briefly described the project for street improvements and stated that the agreement would allow the City to be reimbursed for the project.

The Council briefly discussed the Safe Routes program.

**ACTION:** Council Member LeMone moved that the City Council ADOPT Resolution 2019-031 authorizing the Mayor to enter into a cooperative agreement with Utah Department of Transportation (UDOT) for Safe Routes to School located at approximately 400 East between 200 South and 300 South for a distance of 330 feet on the east side of the road, Pleasant Grove, Utah; and provide for an effective date. Council Member Andersen seconded the motion. A roll call vote was taken with Council Members Andersen, Jensen, LeMone, Walker, and Williams voting “Aye”. The motion carried unanimously.

- I) TO CONSIDER AWARDED THE CUSTODIAL BID FOR THE POLICE AND COURTS BUILDING TO JANI-KING AND AUTHORIZING THE MAYOR TO SIGN THE INDEPENDENT CONTRACT AND MAINTENANCE AGREEMENT. *Presenter: Director Giles.***

Parks Director, Deon Giles reported that staff sent out RFPs to different services for the custodial services of the Police and Courts Building, and the recommended awarding the bid to JANI-KING. Their bid came in just a few dollars above the budgeted \$30,000.

**ACTION:** Council Member Andersen moved that the City Council AWARD the custodial bid for the Police and Courts Building to JANI-KING and authorize the Mayor to sign the Independent Contract and Maintenance Agreement. Council Member LeMone seconded the motion. The motion carried with the unanimous consent of the Council.

- J) TO CONSIDER FOR ADOPTION A RESOLUTION (2019-032) AUTHORIZING THE MAYOR TO DECLARE FIVE (5) INFLATABLE TOYS/BOUNCE HOUSES AS SURPLUS AND DIRECTS THAT THEY BE DISPOSED OF ACCORDING TO THE CITY’S POLICY FOR DISPOSING**

**OF SURPLUS PROPERTY; AND PROVIDING FOR AN EFFECTIVE DATE. *Presenter: Director Wilkins.***

Recreation Director, Tyler Wilkins explained that there were several inflatable toys and/or bounce houses that had been sitting in storage for at least three years. The City is unable to use them because of insurance reasons. He proposed surplussing the items to free up the storage space.

**ACTION:** Council Member Williams moved that the City Council ADOPT Resolution 2019-032 authorizing the Mayor to declare five (5) inflatable toys/bounce houses as surplus and directs that they be disposed of according to the City's policy for disposing of surplus property; and provide for an effective date. A roll call vote was taken with Council Members Andersen, Jensen, LeMone, Walker, and Williams voting "Aye". The motion carried unanimously.

**K) TO CONSIDER FOR ADOPTION A RESOLUTION (2019-033) AUTHORIZING THE MAYOR TO ENTER INTO AN AMENDMENT TO THE 2016 INTERLOCAL UTAH COUNTY CDBG AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE. *Presenter: Administrator Darrington.***

Administrator Darrington explained that there was a program through MAG called the Community Development Block Grant (CDBG), which has funds available to communities with certain special needs. The City used this grant to fund the elevator in the Library. The City had an agreement with MAG that allowed them to apply for this money, and they were proposing two changes to that agreement now. Attorney Petersen stated that the amendments reflect changes to the rules and regulations of the Federal Government.

**ACTION:** Council Member Andersen moved that the City Council ADOPT Resolution 2019-033 authorizing the Mayor to enter into an amendment to the 2016 Interlocal Utah County CDBG Agreement; 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.

**L) TO CONSIDER FOR APPROVAL STAFF'S REQUEST TO AMEND THE FULL-TIME COMPENSATION CYCLE TO REFLECT ACTUAL TIME WORKED. *Presenter: Attorney Petersen.***

Attorney Petersen explained that staff had become aware of a pattern or policy that the City had been following for some time in the way that they have on-boarded new employees. Currently, the City pays new employees for the whole pay period regardless of when they started within that period. Staff suggested this be changed so that employees are paid for the actual hours worked.

**ACTION:** Council Member Williams moved that the City Council AMEND the full-time compensation cycle to reflect actual time worked, as proposed by staff. Council Member Walker seconded the motion. The motion carried with the unanimous consent of the Council.

**11) ITEMS FOR DISCUSSION**



**A) Continued Items from the Work Session, if needed.**

**i. Staff Business**

Fire Chief, Dave Thomas thanked the Council and staff for their support during Strawberry Days. He reported that there were roughly 400 participants in the race, and they were up 500 to 800 people at the breakfast from last year. He reminded everyone that there are firework-restricted areas in the City, and the map could be found on the website.

Director Giles reported that the grass was coming along at Discovery and Downtown Park. They hoped to have drinking fountains in both parks this week. During the previous meeting, the Council discussed the potential of saving two aged trees at an intersection that was being reconstructed by the County. Upon further research, they found that the two trees are London Plane trees, and many of these trees in the valley are diseased. There was no cure for the infection. They could study the specific trees further to see if they are infected, or they could allow the County to remove them and continue with their project. Director Beaumont reported that staff had already informed the County that they were planning to relocate the trees, but they had not yet negotiated an official agreement. There was still a chance to stop that agreement.

The Council and staff discussed the options for the trees. It was possible that they could remove the trees and they would still become infected. Council Member Williams was in favor of giving the project back to the County and allow them to remove the trees. Staff would speak to the County and discuss their options.

Director Wilkins reported on the pool incident three weeks ago, and thanked the emergency responders for their service in this instance. The pool was reopened last Thursday for Strawberry Days. The equipment had been repaired and fail safes were installed to ensure that this situation does not happen again.

Director Cardenas reported that this will be a busy summer, and the Council will have a lot to cover in their upcoming meetings. He briefly reported on the status of the McKay Christensen Project application.

Director Beaumont updated the Council on various road projects throughout the City, including 300 East and 380 East. The Battle Creek Springs Rehabilitation Project is scheduled to begin in mid-July due to the ground conditions in the canyon.

Assistant City Administrator, Kyler Ludwig reported that there is an open fire fighter position.

The Council Members each expressed their appreciation to staff for their work on Strawberry Days. The event was a success, and it brought the community together. Council Member LeMone noted that the Centennial Celebration will be pushed back to 2021. They found a discrepancy in a history book and adjusted the celebration accordingly.

**12) REVIEW AND DISCUSSION ON THE JULY 16, 2019 CITY COUNCIL MEETING AGENDA**

The aforementioned meeting agenda was briefly discussed.

13) **MAYOR AND COUNCIL BUSINESS**

14) **SIGNING OF PLATS**

15) **REVIEW CALENDAR**

16) **ADJOURN**

Council Member LeMone moved to adjourn the meeting at 8:23 p.m. Council Member Williams seconded the motion. The motion carried with the unanimous consent of the Council.

The City Council Minutes of June 25, 2019 were approved by the City Council on July 16, 2019

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Kathy T. Kresser, MMC  
City Recorder

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