

**Pleasant Grove City
City Council Meeting Minutes
Regular Session
September 6, 2022
6:00 p.m.**

Mayor: Guy L. Fugal

Council Members: Dianna Andersen
Brent Bullock
Eric Jensen
Cyd LeMone
Todd Williams

Staff Present: Scott Darrington, City Administrator
Daniel Cardenas, Community Development Director
Deon Giles, Parks Director
Tina Petersen, City Attorney
Kathy Kresser, City Recorder
Neal Winterton, Public Works Director
Britt Smith, Police Captain
Denise Roy, Finance Director
Drew Engemann, Fire Chief
Sheri Britsch, Library and Arts Director
DaSheek Akwenye, Recreation Director

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 Guy Fugal called the meeting to order at 6:00 p.m. All City Council Members were present.

2) **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Council Member Williams.

3) **OPENING REMARKS**

The opening remarks were offered by Council Member LeMone.

4) **APPROVAL OF MEETING AGENDA**

ACTION: Council Member Williams moved to APPROVE the meeting agenda as published. Council Member Andersen seconded the motion. Council Members vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes and Todd Williams, Yes. The motion passed unanimously.

5) **OPEN SESSION**

There were no public comments.

6) **CONSENT ITEMS**

- A. **City Council Minutes:
City Council Minutes for the August 16, 2022, Meeting.**
- B. **To Consider Approval of Payment Request No. 5 for Hydro Resources – Rocky Mountain, Inc. for the BLVD Well Project.**
- C. **To Consider Approval of Change Order No. 1 for Cody Ekker Construction, Inc. for the 1100 North Street and Utility Improvement Project.**
- D. **To Consider Approval of Change Order No. 2 and Payment Request No. 2 for A Wolf Construction, LLC for the Veterans Memorial Park Sidewalk Project.**
- E. **To Consider Approval of Change Order No. 2 and Payment Request No. 2 for A Wolf Construction, LLC for the 400 East Central Elementary SRTS Project.**
- F. **To Consider Approval of Payment Request No. 3 for S&L, Inc. for the Discovery Park Tennis Court Rehabilitation Project.**
- G. **To Consider Approval of Payment Reports for August 25, 2022.**

ACTION: Council Member Bullock moved to APPROVE the Consent Items. Council Member Andersen seconded the motion. Council Members vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes and Todd Williams, Yes. The motion passed unanimously.

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

There were no appointments.

8) **PRESENTATIONS**

There were no presentations.

9) **PUBLIC HEARING ITEMS**

- A. **Public Hearing to Consider for Adoption an Ordinance (2022-17) to Amend City Code Section 10-14-24-1: The Grove Commercial Sales Subdistrict Requirements, by Modifying the Provisions and Requirements for Permitted Principal Uses within The Grove Commercial Sales Subdistrict, to Permit Use # 6496 (Locksmiths and Key Shops). (City Wide) (Jarren Staker Applicant) Presenter: Director Cardenas.**

Community Development Director, Daniel Cardenas, presented the staff report and stated that the application came from a new business owner seeking to have a new use for locksmiths and key shops added to The Grove Commercial Sales Subdistrict. Using an aerial map, Director Cardenas provided information pertaining to the shops in the area of North County Boulevard. He noted that, if allowed, the applicant would be able to provide both retail sales and services pertaining to locksmith work. He stated that the item was before the Planning Commission who determined that the proposed use was compatible with the zone and approved its use.

Council Member Williams asked that the location included in the zone change be identified.

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

The actual property where the business was to be located was identified and clarifications made.

ACTION: Council Member Andersen moved to ADOPT Ordinance 2022-17 to amend City Code Section 10-14-24-1: The Grove Commercial Sales Subdistrict requirements, by modifying the provisions and requirements for permitted principal uses within The Grove Commercial Sales Subdistrict, to permit Use # 6496 (Locksmiths and Key Shops). (City Wide). Council Member Jensen seconded the motion. Council Members vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes and Todd Williams, Yes. The motion passed unanimously.

10) **ACTION ITEMS READY FOR VOTE**

- A. **To Consider for Adoption a Resolution (2022-048) Authorizing the Mayor to Execute a Professional Services Contract with Jacques and Associates for Public Engagement Services for the 2600 North Roadway Widening and Improvements Project and Construction Services and Providing an Effective Date. Presenter: Director Winterton.**

Public Works Director, Neal Winterton, presented the staff report and stated that Jacques and Associates provides public engagement services for various entities and will be able to help the City gather the 70 different agreements and navigate the various components of the project along 2600 North. This proposed resolution provides the Master Service Agreement to perform those duties.

ACTION: Council Member Andersen moved to ADOPT Resolution 2022-048 authorizing the Mayor to execute a Professional Services Contract with Jacques and Associates for Public Engagement Services for the 2600 North Roadway Widening and Improvements Project and Construction Services and providing an effective date. Council Member Jensen seconded the motion. Council Members vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes and Todd Williams, Yes. The motion passed unanimously.

B. To Consider for Adoption a Resolution (2022-049) Authorizing the Mayor to Execute an Engineering Services Master Agreement with Hansen, Allen & Luce, Inc. for General Engineering Services on a Task Project Basis and Providing an Effective Date. Presenter: Director Winterton.

Director Winterton presented the item and stated that Hansen, Allen, and Luce, Inc. provides specialized water and hydrology engineering services. The Public Works Department would like to engage them to design and implement permanent chlorinators at two different wells in the City, by way of the proposed Master Agreement.

ACTION: Council Member Jensen moved to ADOPT Resolution 2022-049 authorizing the Mayor to execute an Engineering Services Master Agreement with Hansen, Allen & Luce, Inc. for general engineering services on a task project basis and providing an effective date. Council Member Bullock seconded the motion. Council Members vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes and Todd Williams, Yes. The motion passed unanimously.

C. To Consider Awarding Fullmer Excavation, LLC Battle Creek Park Sewer Project Bid in the Amount of \$174,015.85. Authorize the Mayor to Sign the Notice of Award and Authorize the Mayor to Sign the Notice to Proceed and Agreement Upon Receipt and Approval of Final Contract Documents. Presenter: Director Winterton.

Director Winterton presented the item and stated that the project involves the sewer system in the Battle Creek Park where a pad would be prepared for placement of a pre-fabricated restroom. He stated that the bidding process was very competitive and advantageous for the City. Nine bids were received.

ACTION: Council Member Andersen moved to AWARD Fullmer Excavation, LLC Battle Creek Park Sewer Project Bid in the amount of \$174,015.85 and authorize the Mayor to sign the Notice of Award and authorize the Mayor to sign the Notice to Proceed and Agreement Upon Receipt and Approval of Final Contract Documents. Council Members vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes and Todd Williams, Yes. The motion passed unanimously.

- D. To Consider for Adoption a Resolution (2022-050) Authorizing the Mayor to Sign an Application for a Special Use Permit with the United States Department of Agriculture to Allow Rehabilitation of the “G” on Little Mountain in Utah County, Utah and Providing an Effective Date. *Presenter: Director Giles.***

Park Director, Deon Giles, presented the item and stated that the scope of work for the “G” project went beyond normal maintenance requirements requiring a Special Use Permit Application with the U.S. Forest Service. They are trying to get this completed this month so that work can begin in October.

ACTION: Council Member Williams moved to ADOPT Resolution 2022-050 authorizing the Mayor to sign an Application for a Special Use Permit with the United States Department of Agriculture to allow rehabilitation of the “G” on Little Mountain in Utah County, Utah, and providing an effective date. Council Member Bullock seconded the motion. Council Members vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes and Todd Williams, Yes. The motion passed unanimously.

- E. To Consider for Adoption a Resolution (2022-051) Authorizing the Mayor to Sign a Fire and 911 Ambulance Services Interlocal Agreement between Utah County and Pleasant Grove City to Provide Reimbursement of Costs for Service Calls in the Unincorporated Area of the County and Provide an Effective Date. *Presenter: Chief Engemann.***

Fire Department Chief, Drew Engemann, presented the item and stated the proposed resolution involves an agreement affecting services in the unincorporated areas of the County that allows the Fire Department to assist with search and rescue calls and be reimbursed by the County.

ACTION: Council Member Jensen moved to ADOPT Resolution 2022-051 authorizing the Mayor to sign a Fire and 911 Ambulance Services Interlocal Agreement between Utah County and Pleasant Grove City to provide reimbursement of costs for service calls in the unincorporated area of the County and provide an effective date. Council Member Andersen seconded the motion. Council Members vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes and Todd Williams, Yes. The motion passed unanimously.

- F. To Consider for Adoption a Proclamation Declaring September 17 through September 23, 2022, as Constitution Week. *Presenter: Attorney Petersen.***

City Attorney, Tina Petersen, reported that she received a request from the committee sponsoring the yearly event that the matter be placed on the Council’s agenda to formally declare September 17 to 23 as Constitution Week. Attorney Petersen stated that the group provides guest speakers and does a lot of public education in the County with school children regarding the Constitution. The group is identified as the Daughters of the American Revolution. Attorney Petersen stated that the request falls within the criteria set for such declarations. The group was asking for the City’s support.

ACTION: Council Member Williams moved to ADOPT a Proclamation declaring September 17 through September 23, 2022, as Constitution Week. Council Member Jensen seconded the motion. Council Members vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes and Todd Williams, Yes. The motion passed unanimously.

11) ITEMS FOR DISCUSSION

A. Continued Items from the Work Session, if Needed.

Library and Arts Director, Sheri Britsch reminded the Council that the Heritage Festival will take place on Monday. She noted that a few of the Council members were involved in the storytelling. She also stated that the Harry Potter Party will occur within a few weeks. She reported that they are not selling tickets in advance for the party but are selling advanced tickets for the Bird Show.

Police Captain, Britt Smith, reported that the Citizen's Academy's final class is on Wednesday. They will be experiencing a day in the life of a police officer, making traffic stops, and going on simulated calls.

Chief Engemann reported that the three new hires will be in a Training Alliance in Northern Utah County. They had a fire involving several storage units and received help from Orem and American Fork. The response was rapid. They continue to be busy with calls and requests for CPR training. It was noted that they were all grateful that the City had not had any more fires.

Recreation Director, DaSheek Akwenye, described the projects they have been involved with including work on LED lights for the Recreation Center, bathroom remodels, and removal of the mushroom. He reported that they are starting the Fall sports and enrichment programs.

Director Giles indicated that they have been dealing with staffing issues. Additionally, with the help of Public Works, they installed a wall on 2600 North and did some grading. They will be taking down a fence at 600 North and doing some drainage work that will help with irrigation.

Director Cardenas reported that staff has finished a report showing the number of inspections conducted and Building Permits issued for the year, which totaled 3,000 and 655 respectively. He noted that they are working on requiring a Tenant Improvement Plan versus Building Permits for new businesses.

Attorney Petersen stated that their Legal Assistant will be attending a training session in St. George as part of getting their own Terminal Agency Coordinator ("TAC") with the Bureau of Criminal Identification ("BCI") records rather than relying heavily on the Police Department. She stated that this is one of the final steps in that process.

12) REVIEW AND DISCUSSION OF THE SEPTEMBER 13, 2022, CITY COUNCIL MEETING AGENDA

Administrator Darrington stated that for the next week, they will be addressing the parameters resolution and the Citizen's Academy's graduating class will make an appearance. The Work

Session will be dedicated to meeting with St. John's properties as it has been asked to come with more specific information regarding retail, office, housing, and revenue information to discuss. This meeting would provide an opportunity for feedback from the elected officials and staff. Council Member Williams was not interested in having housing in that area and did not want the bulk of time spent on that topic. Administrator Darrington stated that they wanted to get a better feel about potential revenues and taxes and stated that if the Council wants to send a message to the developer regarding the housing, it could be done. Council Member Bullock stated that he would not be present at that meeting. He was advised to submit any questions or comments to Administrator Darrington. Administrator Darrington stated that they want to have an opportunity to make a presentation with everyone in the room with specific feedback. Attorney Petersen reminded all that the meeting was a Work Session with no final decisions being made. She stated the developer was looking for a sense of direction due to requested changes in the zoning ordinances.

13) MAYOR AND COUNCIL BUSINESS.

Council Member Jensen reported on a Ribbon Cutting event for a new business.

Council Member LeMone reported that she witnessed a medical emergency and the Fire Department's response. She commented that the response was very dramatic and professional.

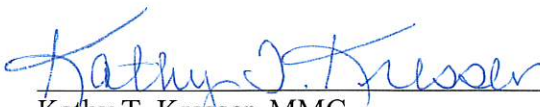
14) SIGNING OF PLATS.

15) REVIEW CALENDAR.

16) ADJOURN

ACTION: At 6:41 p.m. Council Member Andersen moved to ADJOURN. Council Member Bullock seconded the motion. Council Members vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes and Todd Williams, Yes. The motion passed unanimously.

The City Council minutes of September 6, 2022, were approved by the City Council on September 27, 2022.



Kathy T. Kresser, MMC
City Recorder

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

