

**Pleasant Grove City
City Council Meeting Minutes
Regular Session
Tuesday, June 20, 2023
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
Deon Giles, Parks Director
Kathy Kresser, City Recorder
Denise Roy, Finance Director
Drew Engemann, Fire Chief
Sheri Britsch, Library and Arts Director
Neal Winterton, Public Works Director
Daniel Cardenas, Community Development Director

Excused: Tina Petersen, City Attorney
Keldon Brown, Police Chief
Megan Zollinger, Recreation Director
David Packard, Human Resources Manager

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 Library and Arts Director, Sheri Britsch.

3) **OPENING REMARKS**

The opening remarks were offered by Council Member Williams.

4) **APPROVAL OF MEETING AGENDA**

City Administrator, Scott Darrington, requested that Item 10F be addressed first.

ACTION: Council Member Jensen moved to APPROVE the Pleasant Grove City Council Meeting Agenda, with the amendment that Item 10F be discussed first under the Presentations section. Council Member LeMone seconded the motion. City Council Member vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes; and Todd Williams, Yes. Motion carried unanimously.

5) **OPEN SESSION**

There were no comments. The Open Session was closed.

6) **CONSENT ITEMS**

- A. **City Council Minutes:
City Council Minutes for the June 6, 2023, Meeting.**
- B. **To Consider Approval of Payment Reports for June 15, 2023.**

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

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

There were no appointments.

8) **PRESENTATIONS**

- A. **To Consider for Approval a Proclamation Declaring July 19, 2023, as Dahlia's Hope Day to Celebrate the 4th Birthday of Providing Aftercare for Survivors of Human Trafficking. *Presenter: Mayor Fugal.***

Mayor Fugal read the Dahlia's Hope Day Proclamation, which was included in the Meeting Materials Packet. Two of the founders of Dahlia's Hope, Cherstyn and Matt Stockwell, were present. Pleasant Grove was near and dear to the organization because the survivor that inspired the organization received her first job in Pleasant Grove and had done a lot of her healing in the community. Dahlia's Hope was the only place taking survivors of trafficking who were removed from their trafficker and providing necessary resources. The goal was to focus on independence and self-reliance. It was noted that the offices were located in Pleasant Grove. An official invitation for the birthday celebration on July 19, 2023, would be sent to the Council. Council Member Jensen reported that he attended the gala in October. It was amazing to hear stories from survivors and learn about the organization. He thanked everyone involved.

ACTION: Council Member LeMone moved to APPROVE a Proclamation Declaring July 19, 2023, as Dahlia's Hope Day to celebrate the 4th birthday of providing Aftercare for survivors of human trafficking. Council Member Jensen seconded the motion. City Council Member vote: Dianna

Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes; and Todd Williams, Yes. Motion carried unanimously.

9) **PUBLIC HEARING ITEMS**

- A. **Public Hearing to Consider for Adoption a Resolution (2023-028) Adjusting and Amending the Revenues and Expenditures of the Fiscal Year 2023 Budget and Providing an Effective Date. *Presenter: Director Roy.***

Finance Director, Denise Roy, reported that a few clean-up items needed to be done for the Fiscal Year 2022/2023 Budget. The adjustments and amendments were related to the actual and expected expenditures. Director Roy explained that the Cemetery Fund would use some Fund Balance for anticipated expenditures, operational expenses, and personnel expenses. That was up to \$35,000. If the full amount was not needed, it would remain in the Cemetery Fund. In the Sanitation Fund, some money needed to be appropriated for operational costs out of the Fund Balance. That was up to \$60,000. The last adjustment was related to the revenue over expenditures for the General Fund. It was a requirement that the City stay below 35% so it was suggested that \$1.5 million from the General Fund be moved to the Capital Projects Fund.

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

ACTION: Council Member Andersen moved to ADOPT a Resolution (2023-028) Adjusting and Amending the Revenues and Expenditures of the Fiscal Year 2023 Budget and Providing an Effective Date. Council Member Bullock seconded the motion. City Council Member vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes; and Todd Williams, Yes. Motion carried unanimously.

10) **ACTION ITEMS READY FOR VOTE**

- A. **To Consider for Approval a 4-Flag Lot Final Subdivision Plat Called Chriswood Subdivision Plat 'C', on 1.13 Acres of Land Located at Approximately 600 East 500 North R1-8 (Single-Family Residential) Zone. (MONKEY TOWN NEIGHBORHOOD) (Jeff Strong, Applicant) *Presenter: Director Cardenas.***

Community Development Director, Daniel Cardenas, reported that two subdivisions were being done next to one another. At the last City Council Meeting, one of those was presented incorrectly. The correct information would be presented at the current meeting. The zone was R1-8 (Single-Family Residential), which means that every lot needs to be at least 8,000 square feet. The subject property was located at 600 East 500 North and the application was to create four new flag lots. The lots at the back were 10,000 square feet and another was approximately 12,000 square feet. Every lot was found to meet the requirements of the zone. The item went to the Planning Commission in February 2023 and received a unanimous recommendation of approval at that time.

ACTION: Council Member Bullock moved to APPROVE a 4-Flag Lot Final Subdivision Plat Called Chriswood Subdivision Plat 'C,' on 1.13 Acres of Land Located at Approximately 600 East 500 North R1-8 (Single-Family Residential) Zone. Council Member Andersen seconded the motion. City Council Member vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes; and Todd Williams, Yes. Motion carried unanimously.

B. To Consider for Approval a Commercial Site Plan for a Restaurant, Located at Approximately 1495 West State Street in The Grove Zone – Commercial Sales Subdistrict. (SAM WHITE’S LANE NEIGHBORHOOD) (Boyd Preece Applicant) Presenter: Director Cardenas.

Director Cardenas explained that the intention was to Master Plan the North Grove development. He shared an aerial image with the Council of the North Grove commercial project and reviewed some of the restaurants there. The application currently being considered was a Commercial Site Plan for a soda shop called Soda Time. He noted that it was a narrow lot. Director Cardenas informed the Council that there would be a drive-thru and the business would be vehicle-focused. He shared the elevation of the building. It would be a wood building with metal used as an accent material. The item went to the Design Review Board (“DRB”) first and the DRB made sure that the use of metal was only as an accent and not a primary material. The recommendation from the Planning Commission was to keep it as a wooden building. The Planning Commission unanimously recommended approval of the Commercial Site Plan.

ACTION: Council Member Williams moved to APPROVE a Commercial Site Plan for a restaurant located at approximately 1495 West State Street in The Grove Zone – Commercial Sales Subdistrict. Council Member Andersen seconded the motion. City Council Member vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes; and Todd Williams, Yes. Motion carried unanimously.

C. To Consider for Adoption a Resolution (2023-029) Authorizing the Mayor to Declare Several Miscellaneous Items that are Located at the Pipe Plant as Surplus and Direct that they be Disposed of According to the City Policy for Disposing of Property and Providing an Effective Date. Presenter: Director Winterton.

Public Works Director, Neal Winterton, reported that there was a list of miscellaneous items included in the Meeting Materials Packet for review. Those items were collected from the various departments. To clean up the property and take down a couple of the buildings, consolidation was necessary. It was anticipated that an auction and giveaway would be held. He clarified that he was referring to the items within the structures and not the structures themselves. The actual structures would be part of the Demolition Plan. However, if the contractor wanted to take down the buildings and relocate them, that would be included as part of their bid. Director Winterton reviewed some of the items in the structures, such as trailers with a title that had not been used in a long time, old aluminum tables, benches, and leftover pipe sections.

ACTION: Council Member Andersen moved to ADOPT a Resolution (2023-029) Authorizing the Mayor to Declare Several Miscellaneous Items that are located at the Pipe Plant as surplus and direct that they be disposed of according to the City Policy for Disposing of Property and providing an effective date. Council Member Jensen seconded the motion. City Council Member vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes; and Todd Williams, Yes. Motion carried unanimously.

D. To Consider for Adoption a Resolution (2023-030) Authorizing the Mayor to Execute an Agreement with Hydro Vac Excavation for the Installation of

**Secondary Water Meters and Other Appurtenances to Construct and Install the City Wide Secondary Water Metering Project and Providing an Effective Date.
Presenter: Director Winterton.**

Director Winterton noted that there was a representative from Hydro Vac Excavation present who would address the Council. He reported that the City solicited and received proposals for the large-scale project. Customer service, experience, history, and cost were all evaluated. Shiloh Mulestine from Hydro Vac Excavation introduced himself to the Council. He shared a success story from Lindon City where a project was completed three months ahead of schedule. The company has handled approximately 20,000 meters in the State so far. He praised the Open House that was held in Pleasant Grove and the commitment to sharing information with residents. Director Winterton explained that Hydro Vac Excavation does all of its excavation with a jet vac truck. That means there is minimal impact on the yard and the street. There might be some digging, when necessary, but the majority was performed with the truck, which is quick and easy. That was one of the reasons Hydro Vac Excavation was selected to handle the work.

Council Member Jensen wondered if there would be a point of contact for customer service. Mr. Mulestine reported that they had been working with Horrocks Engineering on that and there would be door hangers distributed. There was also an interactive website that would be used. Mayor Fugal asked about the estimated completion time. Director Winterton stated that it would be a couple of years. Obtaining the parts would be the biggest challenge. Council Member LeMone asked if there was a map of the areas that would be done first. Director Winterton clarified that it had not been phased out, because it depended on what parts would be received first. Council Member Andersen suggested that there be something that could be handed to the residents. Mr. Mulestine confirmed that this would be done. Residents would receive multiple notifications. Director Winterton added that there would be a 24-hour number that residents could call. There would be a seven to 10-day flyer, which would allow residents to make plans. There would also be a 24 to 48-hour flyer explaining the steps that would occur. Once the work is completed, there would be another flyer distributed to let residents know. The information would also be shared on social media and the final door hanger would have a QR code to scan.

ACTION: Council Member Andersen moved to APPROVE Resolution (2023-030) Authorizing the Mayor to Execute an Agreement with Hydro Vac Excavation for the installation of secondary water meters and other appurtenances to construct and install the City Wide Secondary Water Metering Project and providing an effective date. Council Member LeMone seconded the motion. City Council Member vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes; and Todd Williams, Yes. Motion carried unanimously.

E. To Consider for Adoption a Resolution (2023-031) Authorizing the Mayor to Sign a Security Services Agreement with All Pro Security for the Purpose of Providing Security Services for the Pleasant Grove City Justice Court and Providing an Effective Date.

Administrator Darrington reported that when the Justice Court needed a Bailiff, All Pro Security was used. The contract was up for renewal and renewal was recommended. There were minor items needing to be worked out between All Pro Security and the City, which City Attorney, Tina Petersen, had handled. Attorney Petersen believed that the agreement was ready.

ACTION: Council Member Jensen moved to ADOPT a Resolution (2023-031) Authorizing the Mayor to Sign a Security Services Agreement with All Pro Security for the purpose of providing security services for the Pleasant Grove City Justice Court and providing an effective date. Council Member Bullock seconded the motion. City Council Member vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes; and Todd Williams, Yes. Motion carried unanimously.

- F. To Consider for Approval a Proclamation Declaring July 19, 2023, as Dahlia's Hope Day to Celebrate the 4th Birthday of Providing Aftercare for Survivors of Human Trafficking. Presenter: Council Member Jensen.**

The above item was discussed during the Presentations portion of the City Council Meeting agenda.

- G. To Consider for Approval a Permit to Exceed the Noise Ordinance for Kyle Fox and Follow the Flag on July 5th thru July 9th During the Time Period of 10:00 p.m. and 10:30 p.m. Presenter: Administrator Darrington.**

Administrator Darrington reported that Follow the Flag does events at the Grove Creek Canyon Trailhead. Every year, there is a request for an exception to the noise ordinance from 10:00 p.m. to 10:30 p.m. for the evenings of July 5, 2023, through July 9, 2023.

ACTION: Council Member LeMone moved to APPROVE a Permit to Exceed the Noise Ordinance for Kyle Fox and Follow the Flag on July 5th through July 9th during the time period of 10:00 p.m. and 10:30 p.m. Council Member Andersen seconded the motion. City Council Member vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes; and Todd Williams, Yes. Motion carried unanimously.

- F. To Consider for Adoption a Resolution (2023-032) Adopting a Certified Tax Rate of 0.0012313 for the City of Pleasant Grove for Fiscal Year 2024 (July 1, 2023- June 30, 2024) and Providing an Effective Date. Presenter: Director Roy.**

Director Roy reported that the City Council is required to adopt the Certified Tax Rate before June 22, 2023. The adopted rate would be on the tax statements that are mailed out by the County. Those would be sent out around July 22, 2023. The Certified Tax Rate will generate \$734,348 over the budgeted revenue. The assessed value came in at 3.8%. The Council was being asked to adopt the rate with a Truth in Taxation Hearing to be held on August 1, 2023. She noted that Administrator Darrington sent out a one-page property tax document to the City Council.

ACTION: Council Member LeMone moved to ADOPT a Resolution (2023-032) Adopting a Certified Tax Rate of 0.0012313 for the City of Pleasant Grove for Fiscal Year 2024 (July 1, 2023, to June 30, 2024) and providing an effective date. Council Member Jensen seconded the motion. City Council Member vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes; and Todd Williams, Yes. Motion carried unanimously.

11. ITEMS FOR DISCUSSION

A. Continued Items from the Work Session if needed.

Director Britsch reported that Summer Reading was in full swing. Every day, there are a lot of people in the Library. She discussed the Parade and stated that it has been a good event. She noted that she walked with the Library. There were a lot of good things happening at the Library and she planned to attend the upcoming American Library Association Conference.

Director Cardenas reported that the General Plan was completed. The final document was ready but there were issues with the map. The one in the General Plan was correct so he was working to correct the online version. The map would be removed from the website for a few days to ensure that the materials are consistent. Director Cardenas explained that work was being done with St. John Properties to create a booklet for design standards. That had been taken to the Planning Commission and was in the process of being finalized. He noted that it was the middle of construction season but it was not as busy as it had been last year.

Parks Director, Deon Giles, reported that there weren't many issues with the Strawberry Days. Everything ran smoothly with the exception of the rainy conditions. One issue that occurred was related to a pressure reducer. There was also a spring on Valley Vista that showed up that had not before. 60 feet of temporary bridges had been added there as a result. The hope was that it would go away in the next few weeks. He reiterated that Strawberry Days had been successful and he thanked everyone involved. Council Member Andersen asked how many attendees there were at the Parade as the crowds seem larger. Director Giles was not certain of the exact numbers.

Fire Chief, Drew Engemann, reported that there had been a great turnout for the breakfast. There were close to 1,800 people that came through. He informed the Council that 120 pounds of syrup, 32 pounds of ketchup, and 300 pounds of eggs were used. He reiterated that there was an impressive turnout. Chief Engemann reported that Fox 13 came to the station for Captain Paul Eddington, who was nominated for the Hometown Hero Award. He also reported that all paperwork was in and ready for deployment to help with Wildfires, if something happens, everyone is ready to assist. The 5K race went well with approximately 260 people registered. On June 28, 2023, there will be training with surrounding cities to burn the weeds at the Pipe Plant. There will be outreach to residents to make sure everyone knows that it is a training exercise.

Director Winterton reported that the construction season is underway and 1300 West was being paved. He noted that the Public Works Department was willing to do what is best for the community. A lot of work was done to benefit residents. All of the employees in all of the departments are very willing to help Pleasant Grove succeed. That included late-night inspections that were taking place with recent construction. He clarified that there were after-hours situations that occurred and employees responded accordingly and without complaint.

Director Winterton discussed 1300 East and noted that the gas line was going in at the same time as the storm drain, water lines, and crossings. The utility work was almost done and then the concrete would go in. As for 2600 North, a successful Open House was held. The last property signed and would be brought to the City Council at the next meeting. Loader Drive was under construction and the final property owner was on board. There were still a few items to be addressed but he thought that would be simple. 300 East was torn up as well since the gas lines were being replaced. After the

gas line and water line work was done, the road would be redone. Council Member Bullock asked about the problems with 100 East during Strawberry Days. Director Winterton reported that a contractor submitted a Traffic Control Plan and permit to the County. The County told them to be done before May 22, 2023, and they were not, so plates were put in. That work had stopped temporarily but he believed it would be done in the next week.

Assistant to the City Administrator, Kyler Brower, reported that Old Town Hall renovations would start this week. He thanked Park Director, Deon Giles and his crew for clearing out the building. Council Member Williams asked what the renovation would look like. Assistant to the Administrator Brower reported that the grounds would remain the same and none of the landscaping would be impacted. The dumpsters would be there and there would be some product in the parking lot. There should not be any impacts on the roadways. There was discussion regarding the removal of the large tree in the area. Administrator Darrington explained that there had not been follow-up conversations about that. It was noted that there might be issues in the future because of roots and tree limbs. Council Member LeMone did not think the tree should be removed unless there was a reason to do so. Administrator Darrington offered to look into the matter further and report back to the Council.

11) **REVIEW AND DISCUSSION OF THE JULY 18, 2023, CITY COUNCIL MEETING AGENDA**

Administrator Darrington discussed the next City Council Meeting. The first Tuesday in July happens to be the Fourth of July. Normally, that meeting would be canceled with a meeting to take place on July 18, 2023, however, some items needed to be addressed before that date. It was suggested that Thursday, July 6, 2023, be considered instead. It was noted that Mayor Fugal would be out of town but other Council Members would be present. He asked if a 5:00 p.m. meeting would be possible on that date. This was confirmed. Administrator Darrington explained that the City was working on a Development Agreement with St. John Properties. Their attorneys were reviewing that currently. If there were no changes requested to the agreement, he wanted to see it on the City Council Meeting agenda for July 6, 2023. Additionally, the charter with the County for the Community that Cares needed to be renewed. There was also an agreement that needed to be signed on behalf of the Fire Department.

The July 18, 2023, City Council Meeting agenda was reviewed and discussed. Administrator Darrington explained that it would be a regularly scheduled Council Meeting. On July 25, 2023, there was a desire to hold an Open House related to the property tax. The public information materials were being drafted. There would be a one-page flyer with information that would be ready. He believed a lot of questions could be answered at the open house ahead of the public hearing. In August, there would be City Council Meetings on August 1, 2023, and August 15, 2023. He reported that August 1, 2023, would be the Truth in Taxation Hearing. He reminded the Council Members that August 2, 2023, would be the groundbreaking for the park. September 5, 2023, would be the primary municipal election. There would not be a meeting held that night as a result, but there might need to be a City Council Meeting scheduled for August 29, 2023.

12) MAYOR AND COUNCIL BUSINESS.

Council Member Andersen thanked everyone for their work on Strawberry Days. At each event she attended City Staff was working hard. The dedication was impressive. She reiterated how many people had attended the Parade. It was a wonderful City celebration and she loved to see so many attending and participating. Administrator Darrington reported that the Strawberry Days Committee would debrief with City Staff in September. Council Member Bullock echoed the comments shared about Strawberry Days events and City Staff.

Council Member Williams wanted to discuss what happened after the Parade. He reached 200 South and when he approached he could see a wall of children, at least two or three deep. Parents were on the lawn and children were running by the floats. He was concerned about safety because children were often running in between the floats trying to pick up candy that had been distributed. He did not know what the right answer was but it was important to consider the safety of the children. Keeping children against the curb would be best. Council Member Jensen suggested that the Police Cadets might be able to assist. Council Member Williams explained that as the Parade and Strawberry Days events continue to grow it becomes more important to have safety protocols in place. Administrator Darrington offered to speak to the Strawberry Days Committee about some possible solutions. There were several that could be considered.

Mayor Fugal noted that there are a lot of the same volunteers year after year. He was impressed with all of the work that the volunteers do. He discussed the concessions lines. A lot of money was generated from that but it all goes back into the programs. Mayor Fugal reiterated that it was a wonderful celebration. Photos were shared and Council Members discussed the events.

13) SIGNING OF PLATS.

14) REVIEW CALENDAR.

15) ADJOURN AS THE PLEASANT GROVE CITY COUNCIL.

ACTION: Council Member Williams moved to ADJOURN the Pleasant Grove City Council Meeting. Council Member Bullock seconded the motion. The motion carried unanimously with Council Members Andersen, Bullock, Jensen, LeMone, and Williams voting “Aye.”

16) CONVENE AS THE PLEASANT GROVE CITY REDEVELOPMENT AGENCY (“RDA”).

ACTION: Council Member Williams moved to CONVENE as the Pleasant Grove Redevelopment Agency (“RDA”). Council Member Bullock seconded the motion. The motion carried unanimously with Council Members Andersen, Bullock, Jensen, LeMone, and Williams voting “Aye.”

17) ADJOURN AS THE PLEASANT GROVE CITY REDEVELOPMENT AGENCY (“RDA”) AND RECONVENE AS THE PLEASANT GROVE CITY COUNCIL.

The Pleasant Grove City RDA adjourned and the Pleasant Grove City Council reconvened.

18) **ADJOURN.**

ACTION: At 7:35 p.m. Council Member Williams moved to ADJOURN the City Council Meeting. Council Member Andersen seconded the motion. Council Member Jensen seconded the motion. City Council Member vote: Dianna Andersen, Yes; Brent Bullock, Yes; Eric Jensen, Yes; Cyd LeMone, Yes; and Todd Williams, Yes. Motion carried unanimously.

The City Council Minutes of June 20, 2023, were approved by the City Council on July 18, 2023.



Kathy T. Kresser, MMC
City Recorder

(Exhibits are in the Recorder's office.)

