

Pleasant Grove City Council Work Session Minutes
October 12, 2010
6:00 p.m.

PRESENT:

Mayor:

Bruce W. Call

City Council Members:

Cindy Boyd

Val Danklef

Lee G. Jensen

Kim Robinson

Jeffrey D. Wilson

City Recorder:

Kathy T. Kresser

Colleen A. Mulvey, Deputy City Recorder

Others:

Scott Darrington, City Administrator

Dean Lundell, Finance Director

Tina Petersen, City Attorney

Ken Young, Comm. Dev. Director

Richard Bradford, Economic Dev. Director

Deon Giles, Leis. Services Director

Lynn Walker, Public Works Director

Marc Sanderson, Fire Chief

Tom Paul, Police Chief

Mike Roberts, Police Lieutenant

Degen Lewis, City Engineer

Libby Flegal, NAB Chairperson

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

1. Call to Order

Mayor Pro Tem Boyd called roll for the Council and noted that Council Members Danklef, Jensen, Robinson and Wilson were present and that Mayor Call will be joining the meeting shortly.

2. Pledge of Allegiance

The Pledge of Allegiance was lead by Boy Scout Caden Ercanbrack.

3. Opening Remarks

Opening Remarks were given by Council Member Danklef.

4. North Pointe Solid Waste presentation

Roger Harper, District Manager for North Pointe Solid Waste introduced himself and said that he has been with the Lindon facility for six years and in the garbage business for fifteen years. He explained that Council Member Robinson had asked him to come in and explain about how the Solid Waste Special Service District works. Mr. Harper stated that the District was organized by Utah County in the early 1980s and was created to provide essential solid waste services for the community and that they service the cities from Orem to Alpine and the west side of the county out to Eagle Mountain, Cedar Fort and Fairfield. Mr. Harper explained that their board is made up of sixteen members, one from each city and three at large members that are appointed by the County Commission. Currently at their transfer station they provide an environmentally safe place for residents and businesses to dispose of their trash, green waste, construction debris, clean concrete, cardboard and other recyclable materials and they also offer organic compost for sale. Mr. Harper said that they transfer the recyclable items, the curbside recycling materials come to their transfer site and they transfer it on to a bigger truck and then haul it to a recycle center in West Jordan. Mr. Harper next handed out some statistics (exhibit A) on the monthly amounts of waste handled at their facility, he said that they handle about one hundred and eighty six thousand tons of waste per year through their transfer station and currently the garbage goes to a landfill in Toole County, the Wasatch Regional Landfill. Mr. Harper stated that their District was organized as a service to all of their municipalities and that is their sole purpose and that they are here to serve you and that he would be happy to answer any questions.

Council Member Boyd asked if customers could haul their electronic recyclable items to their facility. Mr. Harper said that they could, that they have a specific spot where they collect it and then they ship it off to a recycler who sends them certification back that it was handled properly. Council Member Danklef asked if that was open to anyone at anytime. Mr. Harper said that it was not open to businesses that it is just for the public and there is a seven dollar minimum fee that is charged and if you are a resident you are entitled to bring in one computer, if you bring in more than one then we charge ten dollars more per electronic item to cover the cost of recycling.

Council Member Jensen commented that when you look at the statistics (exhibit A) the tonnage goes up dramatically starting in March through November, the summer months when there are more lawn clippings and green waste. Council Member Jensen then asked if there were any statistics that tell us that now that we are participating in curbside recycling how our tonnage drops or is there any way of knowing what percentage of tonnage is green waste. Mr. Harper said that the national average is estimated at about twenty to twenty five percent of green waste that goes into the landfill.

Mayor Call joined the meeting at 6:14 p.m.

Council Member Jensen asked if they receive any curbside waste from any city that has green waste pick up and is there a way they track that tonnage. Mr. Harper said that they do from Lehi and Orem and that they don't track the green waste, but they do track the tipping fees and that he could run those numbers for him. Council Member Jensen then asked where he sees the future demands on North Pointe with respect to build out and having more landfill. Mr. Harper stated that they have been working vigorously with UDOT and Rocky Mountain Power in order to secure their future and their plans right now are to stay where they are and to expand within the same footprint and that the expansion will coincide with the Vineyard connector and added that they are glad to be here and to be of service to the community.

Mayor Call asked if there were any other questions, there were none. The Mayor thanked Mr. Harper for his presentation.

5. North Utah Valley Animal Shelter presentation

Bob Connor, the Chairman of the Board with the Utah Valley Animal Shelter (NUVAS) began by explaining that NUVAS was created about five years ago when the north end of the county became overwhelmed with the number of animals they handled. At that time Utah County indicated that they wanted to mirror what they were doing for the south end of the county by building a shelter and agreements were made with all of the cities from Orem north to the Point of the Mountain. He said that they are run by their board and every participating city has a board member. Mr. Connor introduced Tug Gettling who is their Director and runs the shelter, he said that he has an extensive background in animal care and does a phenomenal job. Mr. Connor pointed out that their facility handles animal intake, adoption, education and information for the public and dog licensing.

Mr. Gettling said that they handled seven thousand two hundred animals in their shelter last year and explained that as animals come in they have a wait period to see if someone claims them, then if no one claims the animals they try to adopt them out, they use their website and they advertise and have special adoption clinics throughout the community and do whatever they can to get the animals adopted out. He said that unfortunately if they cannot get them out for adoption then they are either euthanized or we have the option to sell them to medical research facilities like the University of Utah. Mr. Gettling said that in prior years it was required by state law to submit our animals to any medical research facility that requested animals and in May of this year that law changed giving us the option of doing this and once we were given that option we became a target for animal rights groups to oppose that.

Council Member Jensen asked that out of the seven thousand two hundred animals that they intake, how many are claimed by the owner and how many are you able to adopt out and euthanize and sell. Mr. Gettling said that for example, about every hundred dogs that come in about half get claimed by their owner, out of the fifty that are left about twenty five percent are adopted, some of the remaining animals will go to the research facility, some will go to rescue groups and some euthanized. Council Member Jensen asked what kinds of animals are going to the University of Utah for research. Mr. Gettling said that cats and dogs, but mostly dogs and they average about six animals per month that go there.

Council Member Jensen asked in regards to these research animals if they had any way of how to determine whether they will be treated humanely or not. Mr. Connor stated that as a board that they discussed this at length and looked into it, we are concerned about that and we sent Mr. Gettling up to tour their facility and meet with their directors and personnel. Mr. Gettling stated that he has been up there a couple of times and has toured the complete facility and met with all of their staff and inquired about their procedures and actually watched them conduct medical research. Mr. Gettling said that he actually met some of the animals and their handlers and watched as the research was done and it's completely humane, in one instance he was petting the cat during the time of the procedure and that cat subsequently was adopted by the person doing the procedure because they just fell in love with the animal. Mr. Gettling stated that they get better treatment there then they get at our shelter, they have a bigger facility and they get more social interaction, they have a team of ten people set

aside just to prepare those animals to be adopted after the research. Mr. Gettling stated that they have a great facility and that he was well pleased with what he observed. Council Member Jensen asked what kind of research they do on the animals. Mr. Gettling said that they do all kinds of medical research; it is dependent upon whatever research is needed such as AIDS, cancer, cardiac care, polio, insulin and diabetes. Mr. Gettling also mentioned that they also do research with missing limbs for veterans where the limbs only last for a certain duration of time because of inflammation in the brain so they use the animal to just read the electric activity in the brain, the procedure is not painful and what it does is allows them to study how they can reduce that inflammation so that the prosthesis can last for a longer period of time. Council Member Jensen then said that that would be about seventy animals a year that are sent for medical research and do they track what happens to the animals that they send. Mr. Gettling said that it is around seventy two a year and that that amount has increased a little bit this last year because there have been other shelters who have donated but because of pressures from other groups they have decided not to do so and of the seventy two animals sent there, sixty percent will be adopted and the other forty percent are euthanized because they have to harvest the organs at that time to complete the research. Council Member Jensen asked if they are paid for the animals that are sent. Mr. Gettling said that they are, they receive one hundred and fifty dollars per animal and that that amount was recently increased because of the increase in legal costs, increased security and other things to counter the animal rights groups.

Mr. Connor explained that he has also gone out and toured the university's facility and recently many city councils have been deluged with emails about this medical research. Mr. Connor said that he has spoken with law enforcement agencies and that the emails are a tactic that is nationwide and what happens is if they can't get the shelter to change they will deluge the public with an enormous amount of things just to try to get you to change under pressure. Some of the information sent out indicates that other shelters in the state have seen the light of day and changed their policy and some of those shelters never provided animals for research and that one shelter has backed down not because they didn't think it was right but because they just didn't want to deal with it any more. Mr. Connor said that their board looked at it and researched it and decided that we are sticking by our guns, and that a lot of the pressure such as death threats and bomb threats are coming from out of the state and the county, at our last open meeting only one person from Utah valley attended their meeting. Mr. Connor explained that there is a lot of misinformation out there and that groups are approaching every city council and he asks that the council refer those individuals that have questions back to NUVAS.

Mayor Call asked what the timeline was for when a stray animal gets picked up. Mr. Gettling said that the law requires the shelter to hold it for three days; we hold it for five days to see if it's redeemed and we make sure that the animal is safe and healthy and it is then we look to have it adopted, if we have the room we keep some animals for months. Council Member Jensen said that in some of the information he read that the animals were being sold short of the three days and what is their response to that. Mr. Connor said that it is not true, that that is an emotional based comment.

Mr. Gettling explained that their view is that the medical research that is done there is valuable, in the last century every medical advance that we have seen has come from these animals and medical research. He stated that sixty percent of the animals we send are found homes and the forty percent that give their lives are giving their lives for a cause that will benefit the future, so it is a very short sighted thing to say that we would rather euthanize all of these animals instead of sending them up

there for that. Mr. Gettling said that their view is that they will always do what they believe is in the best interest of the animals and the citizens we serve regardless of opposition.

Mr. Connor stated that he hates that his staff has had death threats and that we deal with bomb threats and said that they have a very strong board and they have researched this and we have been asked if we really need this and we've decided that we do and we believe in what they are doing so we are going through this. Unfortunately because the law changed this year to make this decision optional, that is what has made us a target.

Council Member Robinson asked if we would be able to visit the shelter anytime. Mr. Gettling said that they would be happy to give a tour but when you come to identify who you are because they are limiting the amount of tours because of the groups wanting to come through and film things and we are doing what we need to for our security.

Mayor Call asked if that were any other questions, there were none at this time. The Mayor then said that he applauds them for taking a principal stand and regardless what individuals may feel he thinks that is important to go about decisions logically and with wisdom and he thinks that they have done that. The Mayor thanked them for their presentation.

6. Pleasant Grove City Police Department presentation on services performed

Police Chief Paul said that he has put together a slide presentation (exhibit B) that they use to briefly explain to different groups what they do in the Police Department. Chief Paul then reviewed the presentation which included the following items: How the Police Department is perceived; **Things the Department are involved in:** Administration, Patrol, Investigations, Traffic, Motors, K-9, School resource, SWAT, NOVA/DARE, Animal Control, Reserves, Sex Crimes Task Force, Major Crimes Task Force, CART; **Communications:** 911 Dispatching, Wireless/Wire Line, Mapping/Hyper Link, EMD- Emergency Medical Dispatchers, CAD- Computer Aided Dispatch/RMS- Report Management System, UDOT Interface, Video Monitoring, Prisoner Monitoring, City Watch; **Support Services:** Traffic School, Victim Advocate, Records, Fingerprinting, School Crossing Guard, Honor Guard, BSA- Boy Scouts of America; **Citizen Corps and Volunteers:** Neighborhood Watch, Community Emergency Response Team (CERT), Volunteers in Police Services (VIPS), Child Abduction Response Team (CART), Honorary Colonels.

Chief Paul next explained their Vehicle Per-Man Lease Program and listed the advantages the program provides: Better coverage with fewer Officers; better maintenance of each vehicle; the leasing program has resulted in much lower maintenance cost throughout the fleet; vehicle black and white markings have resulted in higher visibility and the results are a greater deterrent to crime; better equipment has created a higher morale for the department staff. The Chief then explained the Police Department's **Philosophy:** Each member of the Pleasant Grove Police Department deserves a feeling of ownership in the vision of this organization; The forward thinking and ideas of each staff member is valued and encouraged in our short and long term planning; It is our desire to maintain an environment of absolute trust in our association as team members of this organization. Chief Paul then read their department's **Mission Statement:** Our Mission is to insure that each citizen, the community and the members of this department are happy, effective and productive.

Chief Paul thanked everyone for their support and stated that they appreciate what the Council does and acknowledged that they have a difficult job when it comes to allocating the money and how they run the city.

Council Member Boyd asked what his thoughts or visions were about where the Police Department should be in our new civic center area. Chief Paul stated that he is in favor of a historic downtown and the biggest problem that he sees with our downtown is that it is too short, too small. He said that he is in favor of being located in the downtown or anywhere as long as it is in relationship with the entire civic center campus.

Council Member Jensen asked if there were any female officers. Chief Paul said that currently they do not have any. Council Member Jensen then asked how they handle situations when they need to have a female officer present. Chief Paul said that they have a trained female Victims Advocate and if there is a need for her then she is called out to the scene. Chief Paul added that they have female dispatchers who are trained and available at the station for things such as body searches. Council Member Jensen asked how much time officers spend in prevention, investigation and administration. Chief Paul said that right now there is very little time spent in prevention which is an area that he would like more time spent in but manpower makes that difficult and that much of what the volunteers do falls under prevention and there are six people assigned fulltime to investigations and follow-up.

Mayor Call asked if there were any other questions, there were none. The Mayor thanked Chief Paul for his excellent presentation and thanked him and his department for all that they do.

7. Discussion of items for the October 19, 2010 City Council meeting:

- a. **Community Development Director Ken Young to present the Greatest Employee Award**
- b. **Public Hearing to consider for adoption an Ordinance (2010-18) enacting temporary zoning regulations regulating the approval of new subdivision plans for specified land uses; prohibiting the approval of new project plans for land uses that do not further the purpose and objectives of the zone, including fast food restaurants, gas stations, convenience stores, executive, legislative and judicial functions, fair grounds and amusement parks, professional schools, motels and motor hotels and hardware and supplies located in the Grove Interchange Zoning District and providing an effective date (SAM WHITE'S LANE NEIGHBORHOOD)**

Administrator Darrington said that in doing research to make sure that we did this ordinance correctly, the law is not quite clear whether we are required to have a public hearing or not so to be on the safe side that we will have a public hearing on this issue. He said that we are also going to expand it a bit; the initial ordinance was just focused on fast food and gas stations so this one will expand more to some of the other uses that we have talked about.

Mayor Call asked if this would make a new ordinance number. Attorney Petersen said that it would because the content has changed.

- c. **To consider the request of Reed Swenson (Triple Focus, LLC) for Condominium Plat (Plat C) approval for Phase III of the mixed commercial development called Majestic Meadows; located at approximately 533 West State Street, in the C-G (General Commercial) zone (SAM WHITE'S LANE NEIGHBORHOOD)**

Director Young explained that this is the third phase of the Majestic Meadows location; this is for an additional building.

8. Mayor, City Council and Staff Business

- Engineer Lewis said that there are rubber tubes placed out on 220 South and State Street to count what the demand is for traffic at that location.

The Mayfield project continues to move forward and the paving should be done next week.

- Recorder Kresser said that November 2nd is the County General Election and early voting starts on Tuesday, October 19th.
- Chief Sanderson reported that Deputy Chief Thomas attended a meeting where they discussed funding for upgrading their heart monitor defibrillator machine. There is a county wide project funded by IHC and Utah Hospitals and Health Systems Association (UHA) and we were awarded a twenty four thousand dollar donation to upgrade our machine.
- Chief Paul stated that this past weekend they held another prescription drug collection event at Walgreens and picked up about sixty two pounds of narcotics. The Chief said that they have purchased a drop box for unwanted/unused prescription drugs that will be placed in the lobby of the Police Station and added that Captain Smith was able to get grant money to cover the cost of this.

Council Member Danklef suggested putting that information into our newsletter. Chief Paul indicated that they would and that they are working on a campaign to advertise this.

- Administrator Darrington reported on the Newsletter Naming Contest that we recently held, our Intern, Cory Fralick went out to all of the sixth grade classes in Pleasant Grove and dropped off entry forms. We received one hundred and twenty entries and had the department heads narrow this down to ten and we are letting the Council choose the winner. Administrator Darrington said that the student who wins will be presented with either a fifty dollar gift certificate or cash and if possible we will have them attend the meeting next week to make this presentation.

Mayor Call asked the Council for their choices. The three highest votes went to the following three entries: 1) The Grove News 2) F.Y.I. Pleasant Grove 3) City Voice. The Council chose *F.Y.I. Pleasant Grove* as the winner. Administrator Darrington stated that we will get a

hold of the student and their parents to have them come to our next meeting for the presentation.

Administrator Darrington said that on the utility rate information and the questions that were discussed and answered, he has them written up and wants to know if the Council would like to review it before it gets sent out. The general consensus of the Council was for him to email them the information and they will respond back with any changes. Administrator Darrington said that we are advertising November 16th as the date for the public hearing on the utility rate increase and if the Council is still not comfortable with adopting the resolution that night then our options are to move it to the work session on the 23rd and if we push it to our first meeting in December then it won't be until January before the new rates take effect.

Administrator Darrington mentioned that we want to do our planning retreat on the last weekend in January, the 28th and 29th and the plans right now are to hold it at Fox Hollow. He said that we have a lot of information to cover, we want to do some planning and look at our future and discuss the budget and asked the Mayor and Council to mark that date on their calendars.

Administrator Darrington next briefly updated the Council on the following items: The Blue Energy Project is still in progress and we are working on the paperwork with the federal government to get the money. Manila Water is still on the radar and we are working with Engineer Schiess on the utilities and sewer out there. We are doing an audit with Allied Waste on the discrepancies in the number of accounts we are charging. We are working with the state and the county on 200 West/North County Boulevard becoming a state road. The fleet program is in the works. We are working on a computer and copier replacement program. The MXD contract is still being negotiated. We are working with Lehi and American Fork on the secondary water situation at Fox Hollow. There will be two employee meetings were we will talk about our future budget and possible cuts and ideas that they may have. We are working on funding for our debris basins, the Grove Creek and Battle Creek three point five million dollar project. The VCBO study is on hold at the moment as we work through the study with MXD. The study on 100 East will be discussed at an upcoming work session regarding the funding and timing. We are still working on the utility relocations for the Murdock canal and negotiating reducing the cost. We are working with Lindon and Orem on the Lindon Hollow storm drain. We are working with Stewart Goodwin on some website changes, we do have the Twitter account set up and we are adding a feature on our website for people to enter their email address so that they can be on our list for citywide emails.

Council Member Jensen asked about the contract with CAPP. Administrator Darrington said that that item will be on the agenda for discussion at our retreat in January.

9. Executive Session

Executive Session to discuss the purchase, exchange, lease or sale of real property (UCA 52-4-205(1)(d)(e)) and to discuss pending or reasonably imminent litigation (UCA 52-4-205(1)(c)).

ACTION: At 7:49 p.m. Council Member Jensen moved to go into an executive session, to hold a strategy session to discuss pending the purchase, exchange, lease or sale of real property (UCA 52-4-205(1)(d)(e)) and to discuss pending or reasonably imminent litigation (UCA 52-4-205(1)(c)). Council Member Danklef seconded and the motion passed unanimously with Council Members Boyd, Danklef, Jensen, Robinson and Wilson voting “Aye.”

PRESENT:

Mayor:

Bruce W. Call

City Council Members:

Cindy Boyd

Val Danklef

Lee G. Jensen

Kim Robinson

Jeffrey D. Wilson

Others:

Scott Darrington, City Administrator

Dean Lundell, Finance Director

Tina Petersen, City Attorney

Colleen A. Mulvey, Deputy City Recorder

Richard Bradford, Economic Dev. Director

Degen Lewis, City Engineer

ACTION: At 8:56 p.m. Council Member Robinson moved to close the executive session and return to regular session. Council Member Boyd seconded and the motion passed unanimously with Council Members Boyd, Danklef, Jensen, Robinson and Wilson voting “Aye.”

Mayor Call mentioned that he will be out of town from October 28th through November 10th, so he will be missing two Council meetings and that Council Member Boyd will act as Mayor Pro Tem in his absence.

ACTION: At 8:57 p.m. Council Member Wilson moved to adjourn the meeting. Council Member Jensen seconded and the motion passed unanimously with Council Members Boyd, Danklef, Jensen, Robinson and Wilson voting “Aye.”

10. Adjourn

Meeting adjourned at 8:57 p.m.

This certifies that the Work Session
Minutes of October 12, 2010 are a true,
full and correct copy as approved
by the City Council on November 30, 2010

Colleen A Mulvey, Deputy City Recorder

(Exhibits are in the Work Session Minutes binders in the Recorder's office)