

**Pleasant Grove City Council Work Session Minutes**  
**February 10, 2009**  
**7 p.m.**

PRESENT:

Mayor:

Michael W. Daniels

City Council Members:

Mark K. Atwood

Cindy Boyd

Lee Jensen

Bruce Call

Jeffrey D. Wilson

Excused:

Marc Sanderson, Fire Chief

Lynn Walker, Public Works Director

City Recorder:

Kathy T. Kresser

Colleen A. Mulvey, Deputy Recorder

Others:

Frank Mills, City Administrator

Tina Petersen, City Attorney

Gary Clay, Finance Director

Deon Giles, Leis. Services Director

Tom Paul, Police Chief

Degen Lewis, City Engineer

Ken Young, Comm. Dev. Director

Karen Bezzant, Treasurer

Richard Bradford, Ec. Dev. Director

Libby Flegal, NAB Chair

The City Council Members and staff met in the City Council Chambers at 86 East 100 South, Pleasant Grove, Utah 84062 at 7 p.m.

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**1. Call to Order**

Mayor Daniels called roll for the Council and noted that Council Members Atwood, Jensen, Boyd, Call and Wilson were present.

**2. Opening Remarks**

Opening Remarks were given by Treasurer Karen Bezzant.

**3. Department Report (Police Department)**

Mayor Daniels turned the time over to Police Chief Paul for the Police Department report. Police Chief Paul began his presentation with an overview of the Volunteers in Police Services (VIPS). He indicated that we have actually signed up with VIPS, the nationwide program and are now part of that group which makes us eligible for a little bit of grant money. He added that we have done a number of things including sending out invitations to members of the community that want to volunteer and have had a good response. As of this afternoon six people have actually applied.

Chief Paul then presented a video and a detailed presentation of the VIPS program. He explained that it is a partnership with the citizens for a safer community, stating that other communities such as Orem and Sandy already have programs in place and he is trying to model our program after theirs.

He then said that our idea is to start small because there is not much of a budget for it. They will start out with patrolling in the spring in the Grove area to create a presence there. The volunteers will not be making traffic stops or approaching citizens but can write citations for parking. He also stated that what they hope to accomplish is to enhance our partnership with the citizens, recruit, train and retain volunteers, assist the police department, promote community ownership, instill public confidence, improve quality of life and deter crime.

Mayor Daniels then asked if getting the vehicles was the only thing holding us back. He said yes it's going to take some money to buy them, also for equipment and uniforms. He is planning to apply for some grants as well.

Chief Paul commented that Patrolman Cory Fenton has worked hard putting this program together and deserves to be commended; he's done a great job training all the reserve officers, putting the training manual together and kept up his regular duties as well.

Council Member Jensen asked if a person had to be twenty one years of age to become a volunteer. Chief Paul said that there are things that you have to be twenty one years old to do so they prefer that they all be twenty one.

Mayor Daniels commented that he thinks the program is fantastic and to tell Officer Fenton we said thanks as well.

#### **4. Discussion of items for the upcoming February 17, 2009 City Council meeting.**

The Mayor then read the first and second items of business from the agenda.

- a. Present service awards to Board of Adjustment members: Coral Twiggs, Ron Nielson and David Schouten**
- b. Public Hearing to consider approval of an Ordinance amending the Compensation Schedule for the elected officers, statutory officers and appointed municipal officers of the municipality**

Attorney Petersen passed out copies of the draft ordinance. She stated that the memo has what the current salary schedule is pursuant to the ordinance which is in place. The second list shows the minimum and maximum salary schedule which is currently being used based on the 2007 salary range study.

Council Member Wilson had questions regarding the information on the salary schedule and ranges; he stated the he thinks there needs to be an executive session to discuss it further.

Mayor Daniels agreed that they could have the session. He did state that next week it will need to be discussed openly in the meeting.

## 5. Mayor, City Council and Staff Business

The Mayor asked City Recorder Kathy Kresser to introduce the newest employee. She introduced Colleen Mulvey as the new Deputy Reorder.

- Director Bradford said that they are still working on the ordinance for the MD zone. He also mentioned that this Friday, February 13<sup>th</sup> there will be a very good speaker at the Down Town Business Alliance at the Grove. The speaker will be Josh James, CEO of Omniture.
- Director Young said that they are not really sure what size of crowd to anticipate for the February 24<sup>th</sup> Work Session meeting regarding the discussion of accessory apartments. He stated that there has been a good response so far from the survey and asked if it should be scheduled at another location. Mayor Daniels said that we should plan that meeting for a different location. He asked Director Clay to look at the Junior High or High School to see if either location were available. Also to look into the possibility of using the Recreation Center. Mayor Daniels also recommended limiting the agenda for that evening. He asked how the Council felt about keeping the meeting as a special session just to discuss accessory apartments. Attorney Petersen said that there is one other item, the impact fee enactment for 2000 West because it has already been publicly noted for the 24<sup>th</sup>. Mayor Daniels said that we could discuss that item at the beginning of the meeting. All Council Members were in agreement.
- Engineer Lewis said that they are working on the Transportation Master Plan. The review panel saw four companies and selected Horrocks to do the job. Given the Mayors tentative approval they will go ahead and prepare a contract to be formally approved. Mayor Daniels said that was good and for him to go ahead and take care of that. Engineer Lewis said that they are continuing on 2000 West and should have the sewer line complete this week.
- Director Giles commented on the letter that he had received about the snow on Main Street and they have taken care of that issue, it was decided where needed they would haul the snow off Main Street.
- Attorney Petersen said that she will be attending a Senate Committee Meeting tomorrow on a proposed bill in regard to condemnation and eminent domain.
- Administrator Mills said that he was keeping up to date on the legislative committees and what as a council and community are we looking at. There is one that could directly affect the Ambulance Association because there are private organizations out there that would like to take care of transports between facilities, the non-emergency transports. Right now they don't have the ability to do that but there has been a push by some private services to do that. It's House Bill 273 and it's in process. The other one is House Bill 259 which has to do with the prohibition of impact fees which presently allows us to charge impact fees on schools and Charter schools. Now with this new bill presented from Representative Sandstrom of Orem, it states a municipality may not require a School District or Charter Schools to pay any impact fees. Administrator Mills said that if it gets to a critical point that we need to send responses back from the elected officials, he would make council aware of it. He said there is another legislation that has to do with condemnation and eminent domain, changing the law by putting a time frame, determined by the court, and if you haven't complied within the time

frame then that facility can be purchased or sold. Mayor Daniels said that that could have widespread ramifications across the state. Administrator Mills agreed and will attend a subcommittee meeting on it. He said the next one deals with the Billboard law in the state, currently if the state or city has to take the billboard by eminent domain for an improvement or it is destroyed by a wind storm or catastrophe, it can be re-installed within one half of a mile of the original location (same size, height, everything equal). Now they are allowing a mile to re-locate it in and there can be some variance in size and allow it to be placed at least sixty five feet in the air. Mayor Daniels asked if this was our Representative that was sponsoring this bill. Administrator Mills said yes, the chief sponsor is Craig Frank, its House Bill 141.

Administrator Mills said that he received a phone call from a city called Junction, KS, they said that they have been researching city websites and remarked on the Pleasant Grove City site saying that we have done the best job of branding that they have seen. They asked if we minded if they used the information from our website in a meeting they will be conducting with their Chamber of Commerce, City, County and State representatives. Administrator Mills said that they could use anything that would help them out. Administrator Mills also said that he had received another phone call regarding this Junction, KS meeting reporting that they had forty plus communities represented there along with the radio, television and newspapers, and to be expecting some phone calls because they were so impressed with the branding. Administrator Mills stated that it's a real compliment to Bruce, Mayor Daniels also agreed.

- Council Member Wilson mentioned that he had dropped by Smith's Market and spoke with Glen Smith and found out that it was there seventy-fifth anniversary last month. Council Member Wilson asked if the Business Alliance wanted to acknowledge them. Mayor Daniels remarked on how incredible. it is to have that many generations still running it.
- Mayor Daniels mentioned the financial audit report and said that Director Clay had received a received a letter from Standard and Poors stating that they moved us from an A+ rating up to an AA- rating. Mayor Daniels commented that this is fantastic in this time when the economy is crashing around us, this show how the team pulled together to really pull the city in a positive direction financially. He then said that they met with the Golf Course executive committee, they talked about their desires for different funding for next year. They have cut back substantially from what they were asking a few weeks ago. Mayor Daniels told them that they could count on us for the land payment, the bond payment but at present we still have not seen a budget so it would be improper for the city to go ahead and make commitments to anything financial until they came back with a budget to review. Mayor Daniels told them that we are looking at them as we would any other department in the city, this is a down year people are losing their jobs and suggested that it a good time to forgo the expensive improvements to the course, it's a good year to cut expenses and keep everything within a break even analysis. They are re-grouping and will put a budget together and bring it back to us.

Mayor Daniels asked Council Member Wilson if he wanted to call an Executive session.

Council Member Wilson responded that he did.

**6. Executive Session to Hold a Strategy Session to Discuss the Character, Professional**

**Competence, or Physical or Mental Health of an Individual (UCA 52-5(1)(a)(i)).**

**ACTION:** Council Member Wilson moved to go into executive session to discuss the character, professional competence, or physical or mental health of an individual (UCA 52-5(1)(a)(i)). Member Jensen seconded and the motion passed unanimously with Council Members Call, Boyd, and Atwood voting, "Aye."

**PRESENT:**

Mayor:

Michael W. Daniels

City Council Members:

Mark K. Atwood

Cindy Boyd

Lee Jensen

Bruce Call

Jeffrey D. Wilson

Others:

Tina Petersen, City Attorney

**ACTION:** At 8:48 p.m. Council Member Jensen moved to close the Executive session and return to regular session. Council Member Call seconded the vote and the motion passed unanimously with Council Members Jensen, Call, Atwood, Boyd and Wilson voting "Aye".

**ACTION:** At 8:49 p.m. Council Member Wilson moved to adjourn the meeting. Council Member Call seconded the vote and the motion passed unanimously with Council Members Wilson, Call, Atwood, Boyd and Jensen voting "Aye".

**ADJOURN**

Meeting adjourned at 8:49 p.m.

This certifies that the Work Session Minutes of February 10, 2009 are a true, full and correct copy as approved by the City Council on March 17, 2009.

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Colleen A Mulvey, Deputy Recorder