

**Pleasant Grove City Council Minutes**  
**January 4, 2011**  
**6:00 p.m.**

**PRESENT:**

Mayor:

Bruce W. Call

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

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

Degen Lewis, City Engineer

Libby Flegal, NAB Chairperson

Excused:

Tina Petersen, City Attorney

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

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**1. CALL TO ORDER**

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

**2. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was lead by Eagle Scout Wesley Osguthorpe.

**3. OPENING REMARKS**

Opening Remarks were given by Chief Paul.

**4. APPROVAL OF MEETING'S AGENDA**

**ACTION:** Council Member Wilson moved to approve the agenda. Council Member Boyd seconded and the motion passed unanimously with Council Members Boyd, Danklef, Jensen, Robinson and Wilson voting, "Aye."

**5. CONSENT AGENDA** (Consent items are only those which have been discussed beforehand, are non-controversial and do not require further discussion):

**MINUTE REVIEW AND APPROVAL:**

- a. City Council and Work Session Minutes:  
City Council Minutes for November 16, 2010
- b. To consider approval of paid vouchers (December 22, 2010)

**ACTION:** Council Member Jensen moved to approve the consent agenda items. Council Member Wilson seconded and the motion passed unanimously with Council Members Boyd, Danklef, Jensen, Robinson and Wilson voting "Aye."

**6. OPEN SESSION**

Mayor Call explained to those present that if an item is not a public hearing or not on the agenda, they were welcome to come forward and address the Council.

Geri Taylor, 1075 North 600 West came forward and said that she wanted to thank the Mayor, Council and the staff who were involved with the utility rate situation and that she truly appreciates the fact that they have listened to the citizens and studied things and come up with the best solution and appreciated all of the time and effort which renews the belief in the fact that you care.

Mayor Call asked if there was anyone else who wished to come forward and address the Council for this open session, there was not. The Mayor then closed the meeting to the public.

**7. BUSINESS**

**A. ELECT MAYOR PRO TEMPORE FOR THE YEAR 2011**

Mayor Call explained that at the beginning of each year, one of the Council members is elected as Mayor Pro Tempore by the rest of the Council to serve in the case of an absence or otherwise inability for the Mayor to perform his functions or duties. The Mayor asked the Council if they wished to discuss this or just move to make a nomination.

**ACTION:** Council Member Robinson moved to approve appointing Council Member Wilson as the Mayor Pro Tempore for 2011. Council Member Danklef seconded and the motion passed unanimously with Council Members Boyd, Danklef, Jensen and Robinson voting "Aye."

**B. CONTINUED PUBLIC HEARING TO CONSIDER THE REQUEST OF JARED BISHOP FOR APPROVAL OF A FOUR (4) LOT DIVISION OF LAND CALLED HERITAGE GROVE SUBDIVISION, INCLUDING THE VACATION OF LOT #24 OF HERITAGE ESTATES SUBDIVISION PLAT A, LOCATED AT APPROXIMATELY 2800 NORTH 900 WEST IN THE R-R (RURAL RESIDENTIAL) ZONE (MANILA NEIGHBORHOOD)**

Administrator Darrington explained that we will need to continue business item “B” indefinitely.

**ACTION:** Council Member Danklef moved to approve continuing business item “B” indefinitely. Council Member Jensen seconded and the motion passed unanimously with Council Members Boyd, Danklef, Jensen, Robinson and Wilson voting, “Aye.”

**C. TO CONSIDER FOR ADOPTION A RESOLUTION (2011-01) AUTHORIZING THE MAYOR TO SIGN A CORRECTED BOUNDARY LINE DESCRIPTION ON A QUIT CLAIM DEED FOR THE STATE STREET RAIL ROAD BRIDGE PROJECT AND PROVIDING AN EFFECTIVE DATE**

City Engineer Lewis explained that the legal description in the Quit Claim Deed for this project on State Street and 220 South was not correct. UDOT forgot to add another seventy foot measurement in the original description and this deed will correct that so that it can be recorded with the county.

Mayor Call asked if there were any questions, there were none. The Mayor then read the resolution and asked for a motion.

**ACTION:** Council Member Wilson moved to adopt Resolution 2011-01, authorizing the Mayor to sign a corrected boundary line description on a Quit Claim Deed for the State Street Rail Road Bridge Project. Council Member Robinson seconded and the motion passed unanimously with Council Members Boyd, Danklef, Jensen, Robinson and Wilson voting “Aye.”

**8. NEIGHBORHOOD ADVISORY BOARD AND STAFF BUSINESS**

- Engineer Lewis stated that Horrocks has completed the traffic signal study on Proctor Lane and Pleasant Grove Boulevard and the intersection does warrant the traffic signal and in the upcoming budget discussions we will have a recommendation on how to plan for it.

Engineer Lewis said that regarding closing 600 South between 300-350 East as the state does some improvements at 300 East and 700 South, they have not shown any improvements on that east side because they were not sure what we were doing. So we asked them to install curb, gutter and sidewalk and the state is willing to put all of those improvements in and they have asked us to cover the cost of the additional right of way which is about twelve hundred square feet and it shouldn't cost more than eight thousand dollars. Engineer Lewis said that they are requesting an agreement and we will have all of this brought forward to the Council when we have more specific details and this will be on an upcoming agenda to hold a public hearing on the street closure.

- Chief Paul distributed information sheets to the Mayor and Council to get their information for the City ID cards that the Police Department will be issuing to them.
- Recorder Kresser reminded everyone that the Local Officials Day at the Legislature is being held on January 26<sup>th</sup> and anyone interested in attending can fill out the registration

cards and get those back to her so she can sign them up.

- Administrator Darrington said that on the resolution that we adopted for the utility rates it said that the rates were to go into effect on January 1, 2011, the bills that went out this week are actually for December usage, so we want to clarify that the intent of what we did with the resolution is that these rates would go into effect on January 1 and the new rates would apply to the December usage. Mayor Call stated that that was the way that he understood this as well. Administrator Darrington next pointed out that there was a typo on the front page of the latest city newsletter where it read that the new increases were ten dollars and sixty cents for the year and it should have said ten dollars and sixty cents per month per year.

Administrator Darrington said that in regards to the county widening 2000 West and the landscaping along the road, we along with the engineer from American Fork sent a letter to the county requesting that they landscape that according to our city standards. We received a letter back and they said that they will do that if we purchase the right of way because in order for them to meet our standards there needs to be additional right of way. Administrator Darrington said that our options are to purchase the right of way and pursue the best landscaping that we can get with the amount of space that we are going to have and that he is asking for some direction from the Council. Mayor Call asked if there was any estimate on the amount we would be spending. Administrator Darrington said that we do not have that right now but that we can get those and report back.

Administrator Darrington reported that the Blue Energy Project has hit a snag where we got a notice back from the federal government that they are not accepting our match, the majority of our match is going to be the value of the water rights that were being used. We have been told that they will tell you “no” the first time and you have to go back and ask over again a few more times before they consider it, so we are going to continue pursuing that but by the time our retreat rolls around at the end of January we will probably have to make a decision that if we continue to hit a brick wall there then we will have to decide what we want to do moving forward.

## **9. MAYOR AND COUNCIL BUSINESS**

- Council Member Boyd said that she has recently heard in the news about cities and their snow plowing budgets and asked how we are doing and she thanked the staff for the good work that they are doing with that. Director Walker stated that we are doing okay with the budget at this point.
- Council Member Wilson thanked the city employees for the great job they do keeping the streets clean and plowed.
- Mayor Call stated that he has invited Representative Craig Frank to come to our work session next week to talk about any legislative issues that might affect our city.

Mayor Call said that he has emailed the Council the 2011 list of assignments for the various Boards and Commissions and asked that they review this and get with the department heads and work with their counterparts to make this a smooth transition.

## **10. SIGNING OF PLATS**

No plats were signed at this time.

## **11. REVIEW CALENDAR**

January 26<sup>th</sup> is the Local Officials Day at the Legislature. The Budget Workshop Retreat is on Friday, January 28<sup>th</sup>, 3:00 – 9:00 p.m. and Saturday, January 29<sup>th</sup>, 8:00 a.m. – 3:00 p.m. at the Fox Hollow Golf Course Clubhouse.

## **12. APPROVE PURCHASE ORDERS**

Mayor Call asked if the Council had reviewed the purchase orders and in that there was no discussion, the Mayor asked for a motion.

**ACTION:** Council Member Wilson moved to approve the purchase orders for January 4, 2011. Council Member Danklef seconded and the motion passed unanimously with Council Members Boyd, Danklef, Jensen, Robinson and Wilson voting “Aye.”

## **13. ADJOURN AND CONVENE AS THE PLEASANT GROVE CITY REDEVELOPMENT AGENCY**

**ACTION:** At 6:38 p.m. Council Member Wilson moved to adjourn the meeting and convene as the Pleasant Grove City Redevelopment Agency. Council Member Jensen seconded and the motion passed unanimously with Council Members Boyd, Jensen, Robinson and Wilson voting “Aye.”

## **1. CONVENE AS THE PLEASANT GROVE CITY REDEVELOPMENT AGENCY**

PRESENT:

Mayor:

Bruce W. Call

Board Members:

Cindy Boyd

Val Danklef

Lee G. Jensen

Kim Robinson

Jeffrey D. Wilson

City Recorder:

Kathy T. Kresser, Secretary

Colleen A. Mulvey, Deputy City Recorder

Others:

Scott Darrington, City Administrator

Dean Lundell, Finance Director

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  
Degen Lewis, City Engineer  
Libby Flegal, NAB Chairperson

**2. TO CONSIDER FOR ADOPTION A RESOLUTION (2011-02) AUTHORIZING THE RDA CHAIR TO SIGN AN ACKNOWLEDGEMENT AND CONSENT AGREEMENT BETWEEN THE PLEASANT GROVE REDEVELOPMENT AGENCY AND JP MORGAN CHASE AND COMPANY REGARDING THE GATEWAY COMMERCIAL DEVELOPMENT AREA (CDA) SERIES 2006 BONDS, BY ESTABLISHING A NEW INTEREST RATE FOR SAID BONDS AND PROVIDING AN EFFECTIVE DATE**

Director Bradford explained that this is a resolution to acknowledge that we have a new agreement with the Hammons organization on the hotel and convention center. It indicates that both Hammons and the city's Redevelopment Agency have agreed that the bonds now are going to become taxable.

Administrator Darrington said that the Hammons organization asked us to go back to Chase Bank to see if they could use the six point four percent rate stated in the agreement on the bonds. We needed Chase Bank to acknowledge and consent that they understood the language in the agreement that they were going to continue to have these bonds paid back at six point four percent instead of at the tax exempt rate. Administrator Darrington said the initial intent was that we were going to refund the bonds right away because we can get a better deal than the six point four percent but the call date on the bonds says that we cannot recall the bonds until next year so there was an additional cost to recall the bonds in order to do that and ultimately at this point it is cheaper to pay the six point four percent to Chase Bank instead of recalling them.

Council Member Jensen asked to clarify that this was for the Pleasant Grove City Redevelopment Agency but this is for a CDA series bond. Director Bradford explained that the name of the entity for Pleasant Grove City is the Redevelopment Agency (RDA) but the project area name is a Community Development Area or CDA, the RDA oversees the CDA activity.

Mayor Call asked if there were any other questions, there were none. The Mayor then read the resolution and asked for a motion.

**ACTION:** Board Member Boyd moved to approve Resolution 2011-02, authorizing the Chair of the Redevelopment Agency (RDA) of Pleasant Grove to sign an Acknowledgement and Consent Agreement between the RDA and JPMorgan Chase and Company regarding the Gateway Commercial Development (CDA) Series 2006 Bonds, by establishing a new interest rate for said bonds. Board Member Robinson seconded and the motion passed unanimously with Board Members Boyd, Danklef, Jensen, Robinson and Wilson voting "Aye."

### **3. ADJOURN**

**ACTION:** At 6:45 p.m. Board Member Wilson moved to adjourn the meeting. Board Member Jensen seconded and the motion passed unanimously with Board Members Boyd, Danklef, Jensen, Robinson and Wilson voting “Aye.”

This certifies that the City Council  
Minutes of January 4, 2011 are a true,  
full and correct copy as approved by  
the City Council on February 22, 2011

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Colleen A. Mulvey, Deputy City Recorder