

**Pleasant Grove City
City Council Meeting Minutes
August 4, 2015
6:00 p.m.**

PRESENT:

Mayor: Michael W. Daniels

Council Members: Dianna Andersen
Cindy Boyd
Eric Jensen
Cyd LeMone
Ben Stanley

Staff Present: Scott Darrington, City Administrator
David Larson, Assistant to the City Administrator
Degen Lewis, City Engineer
Deon Giles, Parks and Recreation Director
Mike Smith, Police Chief
Corey Cluff, Deputy Fire Chief
Kathy Kresser, City Recorder
Ken Young, Community Development Director
Marty Beaumont, Public Works Director
Sheri Britsch, Library and Arts Director
Tina Petersen, City Attorney

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

1) CALL TO ORDER

Mayor Daniels called the meeting to order and noted that Council Members Stanley, Andersen, Boyd, LeMone and Jensen were present.

2) PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Roger Green.

3) OPENING REMARKS

The opening remarks were given by Parks and Recreation Director, Deon Giles.

4) APPROVAL OF AGENDA

City Administrator, Scott Darrington, noted that an Executive Session will take place after the Regular Council Meeting.

ACTION: Council Member Stanley moved to approve the agenda. Council Member Jensen seconded the motion. The motion passed with the unanimous consent of the Council.

5) **OPEN SESSION**

Mayor Daniels opened the open session.

Donna Jolley gave her address as 1380 East 150 North and expressed interest in observing how the City's government operates. She spoke about the principle of checks and balances and explained that it is the City Council's job to responsibly oversee the City's budget. Projects need to be prioritized and she felt that roads are of the highest importance. She stated that Pleasant Grove should be an example to other cities by getting out of debt. Ms. Jolley then presented the Council with several petitions that relate to the City's roads. There was then discussion regarding Locust Avenue and the repairs that will take place once the water line is installed. Ms. Jolley suggested that updates on roads be included in the City's newsletter and stressed the importance of keeping the public informed and involved.

Jason Hunter, who resides at 680 East 300 North, commented that it appears that the sprinkler lines have been moved back from the old recreation center. He commended staff for their efforts.

Public Works Director, Marty Beaumont, expressed appreciation for Ms. Jolley's passion for roads. He explained that staff's intention is to develop a three-year plan to identify which roads are the best suited for improvements. They will also be coordinating with utility companies on upcoming projects. Council Member LeMone mentioned that a Pavement Management Plan was presented by J-U-B Engineers at the Planning Retreat. Director Beaumont explained that the goal with the Pavement Management Plan was a concept on how the City could plan road improvements over a 20-year period. He added that the three-year plan would fit into a 10-year plan that was previously created.

There were no further public comments. Mayor Daniels closed the open session.

6) **CONSENT ITEMS**

- a) **To consider approval of a Final Payment for Insituform Technologies Inc., for the FY 2014-2015 Sewer Rehabilitation Project.**

The consent item was reviewed and discussed.

ACTION: Council Member Stanley moved that the Council approve the consent item. Council Member Andersen seconded the motion. The motion passed with the unanimous consent of the Council.

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

There were no appointments.

8) **PRESENTATIONS**

There were no presentations.

9) **ACTION ITEMS WITH PUBLIC DISCUSSION**

- A) **PUBLIC HEARING TO CONSIDER FOR ADOPTION AN ORDINANCE PERMANENTLY CLOSING AND ABANDONING A ROAD RIGHT-OF-WAY STRIP ALONG THE WESTERN SIDE OF 1350 EAST (APPROXIMATELY 2,900 SQUARE FEET) IN THE CRYSTAL VIEW SUBDIVISION. (GROVE CREEK NEIGHBORHOOD)** **This item will be continued to the August 18, 2015 City Council Meeting.*

ACTION: Council Member Stanley moved that the Council continue adoption an Ordinance permanently closing and abandoning a road right-of-way strip along the western side of 1350 East (approximately 2,900 square feet) in the Crystal View Subdivision, to August 18, 2015. Council Member Andersen seconded the motion. The motion passed with the unanimous consent of the Council.

10) **ACTION ITEMS READY FOR VOTE**

- A) **TO CONSIDER FOR APPROVAL A FINAL PLAT FOR A ONE LOT SUBDIVISION CALLED CRYSTAL VIEW ESTATES ON PROPERTY LOCATED AT APPROXIMATELY 1268 CRYSTAL VIEW DRIVE IN THE R1-20 (SINGLE FAMILY RESIDENTIAL) ZONE. (GROVE CREEK NEIGHBORHOOD)** *Presenter: Director Young *This item will be continued to the August 18, 2015 City Council Meeting.*

ACTION: Council Member Andersen moved that the Council continue a final plat for a one-lot subdivision called Crystal View Estates on property located at approximately 1268 Crystal View Drive in the R1-20 (Single Family Residential) Zone, to August 18, 2015. Council Member Jensen seconded the motion. The motion passed with the unanimous consent of the Council.

- B) **TO CONSIDER FOR ADOPTION A RESOLUTION (2015-028) AUTHORIZING THE MAYOR TO DECLARE A LEE BOY 1000B8 PAVER AS SURPLUS AND DIRECTS THAT IT BE DISPOSED OF ACCORDING TO THE CITY'S POLICY FOR DISPOSING OF SURPLUS PROPERTY; AND PROVIDING FOR AN EFFECTIVE DATE.** *Presenter: Director Beaumont.*

Director Beaumont informed the Council that the City purchased a newer, used asphalt paver at the end of June from American Fork City, which was approved in last year's budget. The new paver will replace the Lee Boy 1000B8, and staff was requesting that it be disposed of as surplus property. Council Member Boyd asked if Pleasant Grove City could sell the old paver. Administrator Darrington explained that once the equipment is declared surplus, the City decides how to sell it.

ACTION: Council Member Jensen moved that the Council adopt a Resolution (2015-028) authorizing the Mayor to declare a Lee Boy 1000B8 Paver as surplus and directs that it be disposed of according to the City's policy for disposing of surplus property; and providing for an effective date. Council Member Stanley seconded the motion. A voice vote was taken, with Council Members Andersen, Boyd, Jensen, LeMone and Stanley voting "Aye". The motion carried.

11) ITEMS FOR DISCUSSION - NO ACTION

A) DISCUSSION ON R-RATED MOVIES AT THE LIBRARY.

Administrator Darrington explained that a concerned citizen came forward regarding the availability of R-rated movies at the public library. He noted that Library and Arts Director, Sheri Britsch, has since put a system in place that if a child tries to check out an R-rated movie with their library card, it will get flagged and the child will not be permitted to check it out. Second to this issue is whether or not to have R-rated movies available at all at the library. City Attorney, Tina Petersen, added that this is a policy decision that needs to be made by the Library Board and City Council.

Director Britsch stated that Mr. and Mrs. Squires came to the Library Board and made a presentation on this topic. The Library Board held a discussion to address all concerns, and ultimately decided not to remove or stop the purchase of R-rated movies.

Ben Tullis, who resides at 1051 North 1250 West, identified himself as a member of the Library Board. The Library Board was very hesitant to censor or get rid of any items from the library that may be controversial. The movies were requested and are being checked out often. Mr. Tullis stated that the R-rated movies are all award winning movies, and none are considered pornographic or completely violent. Additionally, if the Library Board bans R-rated movies at the request of one person, then the freedom of others is being taken away.

Director Britsch noted that the library owns a total of seven R-rated movies. *Boyhood* was purchased at a patron's request, has been owned by the library for five months, and has been checked out 26 times. *Gone Girl* was also a patron request, has been owned by the library for five months, and has been checked out 21 times. *Birdman* has been owned by the library for five months and has been checked out 26 times. *The Grand Budapest Hotel* has been owned by the library for five months and has been checked out 18 times. *The King's Speech*, also a patron's request, has been checked out 24 times in seven months. The movie *127 Hours* has been requested by several patrons and was donated to the library. In nine months this movie has been checked out 30 times. The movie *12 Years a Slave* has been owned by the library for 15 months and has been check out 35 times.

The library has several people who select items for the library, all of whom are trained in collection development. The person responsible for selecting the movies has a master's degree specifically in collection development. Purchases are balanced with the consideration of a limited budget, the collection as a whole, and community interest. In response to a question from Mayor Daniels, Director Britsch informed the Council that while Provo's library does not have R-rated movies, all of the neighboring libraries do.

Katie Huntsman commented that the Library is not forcing people to rent these movies. Parents have the responsibility to teach their children that they have a right to choose. This is not the City's job. The library needs to represent everyone rather than a select few. She was supportive of allowing the library to have R-rated movies and classifies this as a strong case of separation of church and state.

Andrea Snow gave her address as 1704 East Cherokee Drive and was speaking on behalf of her friend, Kristy Jolley, who couldn't attend tonight's meeting. Ms. Jolley has a teaching license in secondary language arts, and was endorsed in reading which qualifies her to teach students how to read. Ms. Snow indicated that according to Ms. Jolley, what has helped reluctant readers is when they have realized they have a choice in what to read. Ms. Jolley has invested over \$5,000 into a new classroom library for books that the students are actually excited to read. These efforts have resulted in many students coming to life through reading, who would have otherwise failed. Ms. Jolley has been published locally and nationally for her teaching ideas on this subject, and served for three years on the Utah Council of Teachers of English as their Conference Chair.

Ms. Snow then read a letter from Ms. Jolley, who stressed the importance of allowing citizens the right to exercise their free agency when deciding what books to read and movies to watch. Ms. Jolley was opposed to the City censoring which movies are made available for checkout at the library. Ms. Snow concluded that she agrees with Ms. Jolley's remarks.

Kristine George, who resides at 1223 West 1320 North, agreed that while this subject is a slippery slope, there needs to be a line drawn on what is acceptable versus what is unacceptable material for the library. Ms. George provided an overview of her top three concerns. First, she was concerned that there is no set criteria of what materials are added to the library. Second, she was concerned with budget allocation for certain materials. Third, she was concerned about children having access to certain books and movies that contain adult themes. Ms. George stated that there are other libraries with policies outlining certain criteria that must be met, and she felt that Pleasant Grove's library should adopt a similar policy. As an example, she read the Arkansas Public Library System's policy on criteria for acceptable materials.

Director Britsch responded that the library has a collection development policy. The State of Utah requires that a new policy be adopted every three years. It was noted that the current policy was adopted by the Library Board in 2014. The policy also contains an Intellectual Freedom statement. Director Britsch stated that she would be happy to provide Ms. George with a copy of it.

With regard to budgeting, Director Britsch explained that at the beginning of the fiscal year staff gets together and divvies up the overall book and media budget according to patron requests, and based on the needs of the library. Some items, such as audio books, are very expensive and popular. Mayor Daniels asked if the acquisition budget is proportionately distributed based on specific age groups. Director Britsch answered affirmatively, and noted that the budget for teen books, for example, was increased based on demand. Statistics gathered from a series of reports help determine an appropriate budget for each category and age group. In response to a question from Mayor Daniels, Director Britsch commented that the library does not have any materials that would be considered soft porn. Furthermore, she noted that out of about 4,000 movies, only seven are R-rated.

Council Member Stanley asked how the majority of the library's materials are acquired. Director Britsch noted that most of it is purchased at a discount through a consolidator called Ingram. Council Member Boyd suggested that library staff solicit requests from patrons on what they would like to be added to the library's inventory. Director Britsch replied that requests can be made online or over the phone. Council Member Boyd remarked that better publicizing patron requests would show residents that the library wants to collect materials that best match the interests of the community. Director Britsch remarked that the library orders the majority of requests; however, some materials come in sets and are too expensive to purchase all at once.

Darren Rawlins gave his address as 1522 North 1070 West and explained that this discussion is strongly influenced by the standards as set forth by the National Library Association, which is generally supportive of making pornographic materials available. Mr. Rawlins encouraged Council Members to read the Parent Review section of IMDb.com specifically for the movie *Gone Girl*, which provides a specific overview of the sexual and violent content of the movie. Mr. Rawlins argued that there is nothing redeeming about *Gone Girl*, which contains extreme sexual content.

Mayor Daniels mentioned another movie website that serves as a valuable tool for parents called Kids in Mind. The website provides details on nudity, sexual encounters, language, drugs, alcohol, etc. He noted that the Water Gardens showed the edited version of The King's Speech. Director Britsch added that the library staff is happy to assist any patrons in reading online reviews of movies prior to checkout.

Annie Rawlins, gave her address as 1522 North 1070 West, and stated that for the past 12 years she has used the library as a partner and resource for her role as a homemaker. She has four children who love to read, and now she is disturbed that the slippery slope is going the other way. As the library makes decisions that are not in harmony with her role as a homemaker, it will no longer continue to be a partner and resource to her.

Tamara Naylor who resides at 1355 North 990 West stated that she is a mother of four and has 12 years' experience as a teacher with the Alpine School District. Ms. Naylor remarked that as a parent she wants to protect her children from exposure. She stated that children are very smart and know how to get what they want. She believes that a library card with an alert will not be a sufficient method of protection. There is a time and place for everything, and children are not at a point in their lives where they are able to weigh out how different ideas might affect them. Ms. Naylor echoed previous comments made.

A student from Lindon made additional comments regarding the availability of R-rated materials. She identified herself as being older than 18 years old, and explained that if the DVD covers are not pornographic and there aren't any DVD players available at the library, it makes it difficult for people under the age of 18 to be exposed to certain movies simply because they are on a library shelf. Furthermore, some of her college professors have required that their students watch certain R-rated movies for class. She concluded that moral decisions should be left to the home and not the government.

Art Maxwell, who resides at 873 East 1190 North, stated that there are currently seven boys under the age of 11 who live in his home, all of whom use the library frequently. Mr. Maxwell

spoke about the importance of teaching values in the home and using daily instances as teaching opportunities. He was not opposed to the library having R-rated movies available for checkout.

Donna Squires stated that she brought this matter to the City Council because she did not feel that she was heard by the Library Board. Ms. Squires asked staff and members of the Library to Board to define the terms "violent" and "soft porn". Mayor Daniels explained that there are different categories of movies that have sex in them. A soft porn movie is where it is known to the audience what is happening, however, the audience does not actually see what is happening. Movies gradually escalate from that point to more adult ratings.

Ms. Squires commented that movies that are R rated are given that rating for a reason. The money used to purchase these movies are taxpayer dollars, and Pleasant Grove is a community that honors God and the Ten Commandments. She then presented a copy of Provo Library's policy and read it aloud. Ms. Squires was pleased with many other things going on in the library, but felt that just because other libraries allow R-rated movies does not mean they need to be allowed in Pleasant Grove's library.

Stan Swim gave his address as 1383 Narra Place and remarked that the First Amendment allows certain individual rights of free speech. Mr. Swim argued that issues pertaining to the library are not necessarily free speech issues, but are rather governmental speech issues. Pleasant Grove went all the way to the Supreme Court six years ago and got a 9-to-0 ruling that the community can decide what sorts of things they do and do not want in their public spaces. Mr. Swim does not believe the library is subject to any different analysis.

Mayor Daniels stated that the 9-to-0 ruling had nothing to do with the values of the community and the Ten Commandments. The decision was based on the fact that the City was acting as a curator for an item that had been donated, was associated with the community, and was housed as part of a collection. This is the foundation for which that decision was made. Mr. Swim remarked that the term "censorship" needs to be very carefully used.

Jason Hunter, 680 East 300 North, asked Director Britsch if she looked into the checkout rate of other movies that have been around for the same amount of time. Director Britsch answered affirmatively, noting that there were some children's videos that were equally popular; however, no other movies had as many checkouts. Mr. Hunter concluded that one's beliefs should not be forced onto other people, and that the current rating system is arbitrary.

Niels Fugal, who resides at 1408 West 800 North, agreed that this is a touchy subject. However, he was of the opinion that there are redeeming characteristics to certain R-rated movies. Mr. Fugal requested that the *Passion of the Christ*, by Mel Gibson, be added to the library's inventory.

Emily Varney gave her address as 1756 North 390 West and echoed comments previously made. She stated that she owns an R-rated movie she requires her children to see called *The Patriot*, also by Mel Gibson. She feels that this movie creates an accurate portrayal of the American Revolution and the sacrifices made. However, this is her personal choice and she would never go into other homes and mandate that they also see the movie. Furthermore, she does not want anyone to tell her that she can't have access to that movie. Ms. Varney remarked that the library is tasked with providing services for the entire community. While she is a member of the

community's predominant faith, she does not have the right to take away anyone else's agency, and she does not want her City government to take it away either.

Darren Rawlins stated that the library has changed a policy that has been in place for many years. Director Britsch responded that there was never an official policy regarding R-rated movies. When she became the Library Director a year and a half ago, the library did not have any R-rated movies. However, she communicated to her staff that there may be many people in the community who want them, and directed staff to carefully select movies that may be of interest to their patrons. Mr. Rawlins explained that it would have made sense for the community to be made aware of this change. There are citizens who simply want to know why this change was made, and are expressing their feelings.

Rick Squires commented that this issue goes beyond R-rated movies and that the Council has an opportunity to put standards in place. He chose to live in Pleasant Grove because he loves the environment it provides for him and his family. He questioned the method by which R-rated movies were placed in the system, and stressed the importance of setting and maintaining standards for the community.

Director Britsch clarified that the library's cataloguing system includes ratings, however that feature was somehow turned off. She also noted that movie ratings are indicated on the back of DVD cases, which are not covered by a generic library label.

Dan Simpko, who resides at 933 North Murdock Drive, agreed with comments made by Mr. Squires. He also agreed that there are some R-rated movies that can teach and enrich. Mr. Simpko explained that there are certain materials, namely pornography, that do not belong in the public library because they are harmful and can destroy lives. Pleasant Grove needs to take a stand and set good standards.

Mayor Daniels asked Mr. Simpko who he believes determines whether something is of good literary content. Mr. Simpko answered that the Council and Library Board can create a policy that sets perimeters. Mayor Daniels asked if the government's role is to put into place laws that govern morality based on the predominant faith of the people in the area, or if it is the government's role to enact laws that protect life, liberty, and safety. Mayor Daniels referenced Utah's laws on smoking and alcohol, which were enacted not on a moral basis, but on a basis of improving the health of the citizens. Historically, whenever a government has tried to legislate a moral standpoint and impose it on other people, that government has faced a downfall that ends up in the Supreme Court. There was continued deliberation on the matter.

Shawna McPherson gave her address as 62 South 1520 West and stated that she is an English teacher and can appreciate both sides of the issue. She made additional comments relevant to those already shared, particularly relating to the careful selection of materials made available at the library. She explained that R-rated movies and pornography are not necessarily synonymous, however, there can be a fine line between the two categories. There was further discussion regarding the contents of the movie *Gone Girl*.

Christy Belt remarked that this has been a great discussion and debate. She did not want the Council to legislate morality, as this is not the reason why she elected them. She made additional comments regarding the importance of individuals living by their own values. Mayor

Daniels asked Ms. Belt what the Council's responsibility is in directing the library's policy. Ms. Belt replied that she does not know whether or not the Council even needs to advise the library on a specific policy. This is the role of the Library Board, and if there are R-rated movies that are being frequently checked out, then obviously there are members of the community who appreciate that they have been made available.

Ben Tullis, who resides at 1051 North 1250 West, stated that as a member of the Library Board he appreciates all of the comments made. The Board determined that parents are the ultimate decision makers for their children, and they hoped this would be a compromise that the community would be willing to accept. Everyone has the freedom to choose what they do and do not want to check out from the library. With regard to tax dollars, everyone pays taxes on services that they both use and do not use. The system is designed as such. Mr. Tullis remarked that he was very sorry that Mr. and Mrs. Squires felt that their concerns were unheard. Furthermore, he stated that the Library Board wants everyone who goes to the library to feel comfortable there.

Donna Jolley gave her address as 1380 East 150 North, and commented that it is time for the City to decide what standard that they want to set for their community. Mayor Daniels asked Ms. Jolley to be specific, and there was continued discussion.

Tori Merrill, 555 Luck Drive, identified herself as the mother of four and is grateful for the library's movie collection. She would rather have her children check out *The King's Speech* than *Spongebob*. If one of her children were to bring home a movie or book that seemed inappropriate, she would consider it an awesome teaching opportunity to help her child to determine their own standards and morals. Ms. Merrill seconded a previous comment made about the library acquiring a copy of the *Passion of the Christ*, and stated that there are many other movies that cast light on other important topics. Ms. Merrill remarked that there are so many cartoons that are junk, and she was supportive of library's current collection.

Janelle Higby, who resides at 110 North Main Street, remarked that she chose to live in Pleasant Grove because it is a safe and beautiful place. She was also very supportive of public libraries, and is very selective in choosing what she allows to fill her mind. Of the seven R-rated movies owned by the Pleasant Grove public library, she has seen five of them. She appreciates that the library has made these movies available and is a place of standards and openness to different ideas and perspectives.

Jollee Huggard asked how the positions on the Library Board are filled. Mayor Daniels explained that individuals come forward expressing interest, and the Library Board makes recommendations to the Mayor and Council. After consideration by the Mayor and Council, individuals are appointed. Ms. Huggard was supportive of drawing the line at PG-13 movies.

Taffy Lovell, 934 East 900 North, stated that she is also on the Library Board. Ms. Lovell explained that it is difficult to draw a line based on a predominant religion in the community. She was grateful for both view points, and trusts the staff and elected officials to run the City properly. Furthermore, there are two signs in the library that indicate that parents are responsible for their children. The purpose of the library is to be a resource to everyone in the community.

Donna Squires reiterated that she did not feel she was being heard on this issue, and expressed that to her *Gone Girl* is a pornographic movie. Mayor Daniels explained that whatever is put into law has to be specific enough that it is enforceable.

Roger Green gave his address as 665 East 200 South and commented that there are conversations and actions that take place at the junior high and high schools that are just as bad as what is found in R-rated movies. Everyone should act on where to draw the line for themselves.

Amy Lindstrom, who resides at 1160 East 100 North, pointed out that worse things have been accessed through the library's internet than their movie collection. With this in mind, drawing a line is difficult, because it could be suggested that the computers be shutdown. Ms. Lindstrom remarked that the items that parents disagree with at the library are not going home with their children, as there have been barriers established to prevent this. She does not have a problem with the aforementioned movies being made available at the City's public library.

Christine George echoed previous comments on where to draw the line for materials that should be allowed or prohibited from the library. Furthermore, if the City abides by the State law, Ms. George inquired as to who makes sure it is enforced. Attorney Petersen referenced the criminal section of Utah State Code, which addresses pornographic materials. She advised that the City not use this standard to draw the line in the sand as it defines pornography and obscenities and is not necessarily useful for what you are discussing.

Anna Stice gave her address as 1110 North 850 East and asked if the library has any kind of system for rating books in the library, and/or a safeguard to protect children from materials that are not appropriate for their age group. Director Britsch answered that books don't come with ratings. Usually publishers will indicate appropriate age ranges for books. Concerned patrons will occasionally approach the Library Board regarding specific books in the teen section, at which time the Board will often move those books to the adult section. Director Britsch stated that it is still largely up to parents to scan what their children are reading.

Council Member Andersen expressed that it is wonderful that citizens are able to discuss and defend their beliefs in an open forum. As an elected official, she was not comfortable legislating moral standards. She believes the Council's role is to suggest a policy that will protect the process by which materials for the library are selected. In her opinion, the purpose of the library is to create an environment of learning that should be safe for parents and open for the community as a whole. Council Member Andersen suggested that a committee of citizens be formed to present their policy ideas to the Library Board. Council Member LeMone noted that the Library Board is comprised of citizens. She suggested that the members of the Board set policies based on content.

Director Britsch commented that if a majority opinion is mandated, there will be no library. She argued that people are offended by an array of different issues. Attorney Petersen and Mayor Daniels discussed the roles of the Library Board and the Council in making certain policy changes.

Council Member Jensen provided an overview of the notes he has taken throughout this discussion. He commented that it is his hope that the Council can help give insight to the Library Board. He explained that tonight the Council is simply to receive public input on the

matter. Council Member Boyd remarked that Pleasant Grove is a diversified community. She does not feel that the Council should be dictating a certain standard to any one group of people.

Council Member LeMone expressed that her job as a Council Member is to put restrictions in place to protect children. She believes this has been accomplished with the changes made to minors' library cards and through the leadership of the Library Board. Furthermore, there are checks and balances that can be increased. Council Member LeMone agreed with Council Members Andersen and Boyd that the Council should not be imposing a certain standard to a collective community of residents which represent diversified beliefs and standards. The City should welcome this diversity.

Council Member Stanley expressed appreciation for the comments shared on both sides of the debate. He explained, however, that there is a difference for allowing something to happen and funding it. Every decision made by elected officials reflects morals on a certain level, and there are decisions that the Council needs to make at this time. He suggested that the Library Board assess the efficacy of the challenge process when it comes to specific materials made available by the library. Director Britsch commented that the Library Board already receives challenges, and there is already a procedure in place for assessing those challenges and the appropriate actions to take.

Mayor Daniels summarized the discussion that had taken place. Director Britsch felt very strongly that patrons should be making personal decisions on what to checkout. She has a great amount of trust in her staff and she does not want to take acquisition of materials out of the hands of her well-trained staff. Mayor Daniels recommended that the Council turn this issue back over to Director Britsch, library staff, and the Library Board.

12) DISCUSSION ITEMS FOR THE AUGUST 12, 2015 CITY COUNCIL MEETING

Note: This meeting has been cancelled.

13) NEIGHBORHOOD AND STAFF BUSINESS

Members of staff shared updates and announcements relevant to their respective departments. The Public Safety Committee will be meeting on August 12 at 7:00 p.m. at Fox Hollow.

Note: There was a brief break at 9:23 pm, at which time Council Member LeMone was excused from the meeting.

Assistant to the City Administrator, David Larson, reminded everyone about the Chamber luncheon this Thursday, as well as the new Farmer's Market at Culinary Crafts on Saturdays. Community Development Director, Ken Young, reminded staff of the summer party this Monday night. Administrator Darrington presented a petition from the Skoys in opposition to the Verizon cell tower at Manila Elementary. To staff's knowledge, at this point Verizon Wireless is looking at putting the tower in the park. The Skoys have been made aware of this, but have submitted a petition anyway. If Verizon Wireless still decides to build the tower on school property, they legally have that right. Lastly, Mayor Daniels thanked Director Britsch and the Library Board for their efforts, and he expressed confidence in their abilities.

14) MAYOR AND COUNCIL BUSINESS

There was no additional Mayor and Council business.

15) SIGNING OF PLATS

There were no plats signed.

16) REVIEW CALENDAR

There were no additional calendar items to review.

17) EXECUTIVE SESSION TO DISCUSS THE PURCHASE, EXCHANGE OR LEASE OF REAL PROPERTY (UCA 52-4-205 (1)(d))

Mayor Daniels asked for a motion to go into executive session to discuss the purchase, exchange or lease of real property.

ACTION: At 9:31 p.m. Council Member Stanley moved to adjourn to Executive Session. Council Member Andersen seconded the motion. The motion passed with the unanimous consent of the Council.

PRESENT:

Mayor: Michael W. Daniels

Council Members: Dianna Andersen
Cindy Boyd
Eric Jensen
Ben Stanley

Excused: Cyd LeMone

Staff Present: Scott Darrington, City Administrator
Degen Lewis, City Engineer
Kathy Kresser, City Recorder

Mayor Daniels called for a motion to come out of executive session.

ACTION: At 9:57 p.m. Council Member Stanley moved to come out of executive session and go back into the regular City Council meeting. Council Member Jensen seconded. The motion passed with the unanimous consent of the Council.

Mayor Daniels directed staff to enter into negotiations with the Cook's regarding the purchase of their property located at 383 S. Locust. He then directed staff to enter into negotiations to purchase the Fowles property located at 535 N. 100 W. on a term basis.

18) ADJOURN

ACTION: At 10:00 p.m. Council Member Stanley moved to adjourn. Council Member Jensen seconded. The motion passed with the unanimous consent of the Council.

The City Council Meeting adjourned at 10:00 p.m.

Minutes of August 4, 2015 were approved by the City Council on September 1, 2015.

Kathy T. Kresser, City Recorder

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