

**CITY OF SARATOGA SPRINGS
CITY COUNCIL MEETING**

Tuesday, March 30, 2010

Meeting held at the City of Saratoga Springs City Offices
1307 North Commerce Drive, Suite 200, Saratoga Springs, Utah 84045

CITY COUNCIL MINUTES

WORK SESSION – Commencing at 6:30 p.m.

Present:

Council Members: Mayor Love, Councilman Poduska, Councilman McOmber, Councilman Miller, Councilman Call, Councilman Tuley

Staff: Lori Yates, Ken Leetham, Spencer Kyle, Jim McNulty, Police Chief Gary Hicken, Chief Tim Hay, Mark Edwards

Others: Greg Haws, Leslie Morton, Jim Taylor, Lance Madigan, Mike Kieffer, Michael Simpson, Stan & Sandy Steele, Dawnya DeKarver, Sandy Morgan, Allen Child, Ryan Perry, Aaron Rosen, Dustin Holt, Rebecca Call, Tayna Kahn, Karen Cushing, Rick Howard, Jake Beck, Marci Shaver-Adams, Feliben Badger, Mac Baldwin, Patrick Cullen, Robb Rowley, Josh Brown, Jennifer Klingonsmith, L. Champagne, Darren Wright,

1. Reports:

Councilman Poduska stated that he has received many complaints from residents regarding a rooster in the Harbor Bay neighborhood that has been nuisance during the late night hours. Councilman Poduska stated that he has spoken with Jim McNulty, Planning Director on this matter, Jim has indicated that the ordinance regarding chickens is still being worked on.

Councilman McOmber thanked Chief Gary Hicken for the follow up and recommendation on a crosswalk in the Loch Lomond neighborhood.

Councilman Miller asked for an update on the question concerning bonds which were brought up in a previous meeting. Mark Edwards stated they those have been reviewed and staff has found no additional issues.

Ken Leetham stated that there will be a Neighborhood meeting held on Thursday, April 1, 2010 at 7:00 p.m. at the Fire Station. This meeting is proposed in order to meet with property owners that will be annexed when PRI annexes into the City.

Ken Leetham stated that street lights that are part of the Pony Express Parkway project may not all be funded with the available grant from Utah County. Mark Edwards indicated that the intent is to add seven lights and conduit along Pony Express Parkway. The cost estimate is up to \$85,000.00. Mark Edwards stated that the request is to ask if the Council would allow road impact fees to be used to pay the remaining amount of the street light project. Mark stated that the lighting would be a benefit to the area. Ken Leetham also indicated that the City will need to pay for some of the easements located within this project..

Councilman McOmber expressed concerns with the unnecessary cost for the project and expecting that the City be responsible for these costs.

Motion was made by Councilman Poduska and seconded by Councilman Call to approve contingency plans to provide conduit and lighting on the Pony Express Parkway project and not to exceed \$85,000 if necessary. Aye: Councilman Poduska, Councilman Call and Councilman Tuley. Nay: Councilman McOmber and Councilman Miller.

Councilman McOmber stated that he voted against this because he felt that it would be more beneficial to light up portions of Redwood Road, especially the larger intersections rather than Pony Express Parkway.

3. Adjourn to Policy Session

POLICY SESSION – Commencing at 7:00 p.m.

Present:

Council Members: Mayor Love, Councilman Poduska, Councilman McOmber, Councilman Miller, Councilman Call, Councilman Tuley

Staff: Lori Yates, Ken Leetham, Spencer Kyle, Jim McNulty, Chief Gary Hicken, Chief Tim Hay, Mark Edwards

Others: Lance Madigan, Leslie Morton, Greg Haws, Jim Taylor, Mike Kieffer, Michael Simpson, Stan & Sandy Steele, Dawnya DeKarver, Sandy Morgan, Allen Child, Ryan Perry, Aaron Rosen, Dustin Holt, Rebecca Call, Tayna Kahn, Karen Cushing, Rick Howard, Jake Beck, Marci Shaver-Adams, Feliben Badger, Mac Baldwin, Patrick Cullen, Robb Rowley, Josh Brown, Jennifer Klingensmith, L. Champagne, Darren Wright

- **Call to Order by Mayor Love.**
- **Roll Call.**
- **Invocation / Reverence given by Councilman Call**
- **Pledge of Allegiance led by Matthew from Troop 1033**
- **Public Input.**

Mayor Love opened public input.

Tim Taylor, resident of the City suggested that the Council place the City Ordinances and the material used in the Council meeting on the City's website so the public may benefit from the information.

Rebecca Call, resident of the City asked if the approved park in the Lake Mountain Estates subdivision will be completed any time soon and if so when. Councilman Tuley asked if there is direction that can be given. Ken Leetham stated that it could be done in future meeting. This item will be scheduled for the next Council meeting.

Mayor Love closed public input.

1. Public Hearing: Proposed Annexation, General Plan Amendment and Zoning for the Teguayo project located at approximately 5200 South Redwood Road; Ireco Incorporated, Dyno Nobel, Inc., owners; James Taylor, applicant.

Jim McNulty presented the proposed Annexation, General Plan Amendment and zoning for the Teguayo project.

Mayor Love opened public input.

Dustin Holt thanked the Council for their time and input. He also thanked the staff for their time and input which has benefited this plan.

Tim Taylor, a resident of the City stated that there will be an impact to the City from this project. He asked if the benefit outweighs the impact that the City will take from this project. He also asked if the City will have to pay for new wells to supply water to this project. He indicated that the City needs to take a look at the impact this could have to the City. Ken Leetham stated that as it stands today the developer would be funding and building off-site water and sewer facilities.

McKay Edwards, representing the School Trust Lands, stated that the School Trust Lands share a large boundary near this project, but the property at this time is not located within the City. He expressed concerns with the alignment of Foothill Blvd and the function at the south end of the plan. He stated that they are pleased with the proposed project and the use of the Knoll area.

Councilman Poduska closed public input.

Councilman Tuley stated that he appreciates the comments made by Tim Taylor. He also concerned with the future services for water and sewer, and indicated that the piping would need to be increased in size. Councilman Tuley also stated that he would like to see the water and sewer outlined at the beginning.

Councilman Miller asked if the City had a time line for the water and sewer actions. Ken Leetham stated that the strategy needs to still be determined and worked out. Todd Godfrey, legal counsel stated that this is not intended to move forward and function tomorrow. The City is not to be burdened to building the facilities at this time and never should the City pay the cost for the developer to move forward on the facilities.

Councilman McOmer stated that this plan has been well thought out.

Councilman Poduska expressed concerns with the sewer and if Timpanogos Special Service District system could handle the amount of impact from this development. He also stated that the development agreement does not address the system. Todd Godfrey stated that over the next 6 months to a year there will be a clearer answer to this plan. Councilman Poduska asked if a public safety building was required to show a location in the plan. Ken Leetham stated that a complete analysis has not been done for a fire station nearby, but a fire station will be located in this area of the City.

Councilman Call stated that there is a need for a fire station prior to this project being developed. He also thanked the developers for their work on this project.

Mayor Love thanked those who worked on the project.

2. Resolution No. R10-9 (03-30-10): A resolution amending the Saratoga Springs General Plan by establishing a Mixed Use Land Use Plan designation for the Teguayo project located at approximately 5200 South Redwood Road and establishing an effective date.

Motion was made by Councilman Poduska and seconded by Councilman Miller approving Resolution No. 10-9 (03-30-10): A resolution amending the Saratoga Springs General Plan by establishing a Mixed Use Land Use Plan designation for the Teguayo project located at approximately 5200 South Redwood Road and establishing an effective date. Aye: All

3. Ordinance No. 10-4 (03-30-10): An ordinance annexing, establishing zoning and adopting a Community Plan for the Teguayo project located at 5200 South Redwood Road and establishing an effective date.

Jim McNulty presented to the Council the Community Plan. He then turned the time over to Greg Haws who gave a brief presentation of the revised Community Plan which included the recommendations from the Planning Commission.

Motion was made by Councilman Call and seconded by Councilman Poduska approving Ordinance No. 10-4 (03-30-10): An ordinance annexing, establishing zoning and adopting a Community Plan for the Teguayo project located at 5200 South Redwood Road and establishing an effective date. Aye all

4. Approval of a proposed annexation and development agreement for the Teguayo project located at approximately 5200 South Redwood Road.

Motion was made by Councilman McOmer and seconded by Councilman Miller to approve the proposed annexation and development agreement for the Teguayo project located at approximately 5200 South Redwood Road. Aye: All

5. Presentation by the Unified Fire Authority regarding emergency fire and medical services in Saratoga Springs.

Mayor Love indicated to everyone in attendance that at this time this is just being reviewed and discussed and that no decision is being made tonight regarding these services.

Michael Jensen, with Unified Fire Authority took some time and presented to the Council the organization of the UFA along with the benefits the City would receive if they were to become a part of the organization.

Councilman Call asked if the benefits provided would be the same for all employees. Michael Jensen stated that they would.

Ken Leetham asked if the notice for increasing the taxes would be done in the same process as a truth and taxation. Michael Jensen stated that it was not exactly the same process, but that the hearing identified in the proposal does include the tax increase proposal such in the same way as a truth in taxation process.

Five minute break at this time (9:07 p.m.)

6. Approval of contract for police services with Bluffdale City.

Ken Leetham presented to the Council the proposed contract. Chief Hicken stated that he is fine with the agreement. Ken stated that the dispatch services have been worked out. Councilman Call asked if the dispatch service would go through Salt Lake County or Utah County. Chief Gary Hicken stated that the dispatch services would be through Utah County.

Motion was made by Councilman Miller and seconded by Councilman Call to approve the proposed contract for police services with Bluffdale City. Aye: All

7. Bid Award for the Marina jetty armoring project.

Mark Edwards briefly spoke about the marina jetty project. Councilman Poduska asked where the project funding is coming from. Mark stated that the Division of Wildlife will be funding the project. He also stated that this project could possibly begin within two weeks. Mark stated that due to the project the marina will need to be closed for a short period of time so this may be completed.

Motion was made by Councilman Tuley and seconded by Councilman Poduska to award the Marina jetty armoring project to Conexco, Inc. for the amount of \$272,552.00. Aye: All

8. Resolution No. R10-10 (03-30-10): A resolution appointing members of the employee appeal board and establishing an effective date.

Spencer Kyle spoke briefly on this resolution and the purpose of having an appointed employee appeals board.

Motion was made by Councilman McOmber and seconded by Councilman Poduska to approve Resolution No. 10-10 (03-30-10): A resolution appointing members of the employee appeal board and establishing an effective date. Aye: All

9. Resolution No. R10-11 (03-30-10): A resolution of the City Council of Saratoga Springs, Utah expressing support for a joint land use study among Camp Williams and surrounding communities.

Jim McNulty presented to the council the resolution.

Motion was made by Councilman Miller and seconded by Councilman Poduska to approve Resolution No. 10-11 (03-30-10): A resolution of the City Council of Saratoga Springs, Utah expressing support for a joint land use study among Camp Williams and surrounding communities. Aye: All

10. Proposed Agreement with UDOT and Saratoga Springs for the construction of the traffic signals located at SR 73 and East Commerce Drive.

Mark Edwards briefly discussed this item with the council.

Motion was made by Councilman Poduska and seconded by Councilman Call to approve the agreement with UDOT and Saratoga Springs for the construction of the traffic signals located at SR 73 and East Commerce Drive. Aye: All

11. Consent Calendar:

- a. Warrant Register.
- b. Final Warranty Bond Release for Harvest Hills Plat DD.
- c. Final Plat and Development Agreement for The Cove at Jordan River Phase 5, Travis Taylor, applicant.
- d. Resolution No. R10-12 (03-30-10): Addendum to resolution of the City of Saratoga Springs creating street lighting special improvement district to include additional subdivision lots. (The Cove at Jordan River Phase 5)
- e. Final Plat and Development Agreement for The Cove at Jordan River Phase 6, Travis Taylor, applicant.
- f. Resolution No. R10-13 (03-30-10): Addendum to resolution of the City of Saratoga Springs creating street lighting special improvement district to include additional subdivision lots. (The Cove at Jordan River Phase 6)

Motion was made by Councilman Poduska and seconded by Councilman McOmber to approve the consent calendar as written. Aye: All

Motion to adjourn at 9:58 p.m. was unanimous.

Date of Approval

Lori Yates, City Recorder