

**CITY OF SARATOGA SPRINGS
CITY COUNCIL MEETING**

Tuesday, May 25, 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 6:31 p.m.

Present:

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

Absent Members: Mayor Love

Staff: Lori Yates, Spencer Kyle, Mark Edwards, Fire Chief Tim Hay, Police Chief Gary Hicken, Mark Edwards, George Leatham

Absent Staff: Ken Leatham

Others: Gerald Kammerman, Lance Madigan, Ryan Seely, Bryan King, Brooke King, Sandra Burnett, Daryl Ward, Randy Palmer, Jennifer Klingonsmith, Brandon Beattie

1. Reports:

Spencer Kyle gave an updated to the Council stating that the water has continued to be chlorinated. The water tests that have been taken have come back negative each time. The test has occurred daily as well. He also stated that staff will be addressing the residents who may be cross connected.

Councilman Call commented briefly on the concerns of how the residents were notified of the boil order. He indicated that he has had numerous residents voicing their frustrations. He also indicated that the water tasted strongly of chlorine.

Councilman Tuley spoke of a possible Eagle Scout project that may occur during the Saratoga Splash. The project would be identification kits and asked council if they would approve of this project. The council members had no problems with having this occurring during the event. Police Chief Gary Hicken indicated that he too would approve of this project.

Councilman McOmber asked what the time frame was for the removal of the debris on Grandview Boulevard. Police Chief Gary Hicken indicated that the citizen has been cited.

Councilman McOmber also asked for an update on the Saratoga Hills Park. Mark Edwards indicated that it is scheduled to be discussed in the next council meeting.

Councilman Poduska asked if a bike trail will be a part of the Redwood Road widening. Mark Edwards stated that UDOT's priority at this time is to condition the road with an overlay.

Councilman Miller asked if the landscaping along the Redwood Road project will be completed by UDOT. Mark Edwards stated that UDOT will be contracting the project out.

Spencer Kyle updated the Council on the Timpanogos Special Service District meter replacements. The question has been, should this be the City's responsible to complete this project. What has been agreed to is that the City would complete this project and TSSD would reimburse the City. The city felt that this would be wise to move forward with have the city complete this project. The City would still need to formalize the project and hopes to have the services

in place by this November. Councilman Poduska asked if the City would owe any difference for use. Spencer Kyle indicated that there might be a credit from TSSD, rather than the City owing TSSD.

POLICY SESSION – Commencing at 7:02 p.m.

Present:

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

Absent Members: Mayor Love

Staff: Lori Yates, Spencer Kyle, Jim McNulty, Mark Edwards, Fire Chief Tim Hay, Police Chief Gary Hicken, Mark Edwards, George Leatham

Absent Staff: Ken Leatham

Others: Lance Madigan, Ryan Seely, Bryan King, Brooke King, Sandra Burnett, Daryl Ward, Randy Palmer Gerald Kammerman, Jennifer Klingonsmith, Brandon Beattie

- **Call to Order by Mayor Pro-tempore Bud Poduska.**
- **Roll Call**
- **Invocation / Reverence given by Councilman Call**
- **Pledge of Allegiance led by Councilman Call**
- **Public Input.**

Mayor Pro-tempore Poduska opened public input.

Sandra Burnett, a resident of Harvest Hills, commented on the lack of a water treatment with the City's water. She stated that there is bacteria that is not detected in the test of the water. She stated that the City needs to implement a chlorinated treatment to the city's water.

Ryan Seely, a resident of the City, stated that the notification process was done poorly and suggested that the City review a more successfully notification process. Councilman Poduska suggested that the outreach program be implemented to this area.

Bryan King, a resident of Sunset Haven, echoed the concerns that have were previously stated. Bryan asked for an update on the undeveloped park. He also expressed concern with a low income housing project that is proposed adjacent to Sunset Havens. Spencer Kyle stated that there is a program that would allow the homeowners to build the homes through sweat equity but the City at this time has not approved this program.

Brooke King expressed her concerns with the lack of parks in the surrounding neighborhoods. The empty field has attracted the mice and the weeds are out of control. Mark Edwards indicated that the developer was to complete the improvements and at this time the developer has back down from what had been previously proposed.

Daryl Ward stated that he would volunteer to be the contact person for a notification process for his subdivision. He also stated that the residents of this area would be willing to maintain the park if a park was completed.

Randy Palmer spoke with regards to the lack of notification with the cross contamination issue. He indicated that he was one of the residents that had a cross connection and he did receive a letter but the letter did not specify how to disconnect. Spencer Kyle stated that the letter did not specify because there are too many configurations.

Gerald Kammerman asked for a recap of the water issue is placed in the newsletter. He also suggested that the City consider hiring an Engineer through a firm company rather than an in house Engineer.

Brandon Beattie, a resident of Aspen Hills spoke of the concerns with the high volume of traffic that is routed through Aspen Hills. The residents are also concerned with the proposed signal light on 8th west. He suggested that a frontage road be placed on the outside of Aspen hills development.

Mayor Pro-tempore Poduska closed public input.

1. Ordinance No. 10-6 (5-25-10): An ordinance of the Saratoga Springs City Council establishing a civil penalty and a procedure for enforcement of the civil penalty for violations of the cross connections provisions of the City's utilities ordinance.

Spencer Kyle indicated that this was a request by several Council members. He suggested that the Council consider this ordinance as it stands with the exception of penalty. Spencer suggested that the Council discuss the penalty amount.

Councilman Miller stated that \$10,000 would be an amount that would justify the cost of the violations.

Councilman McOmber stated that a strong penalty needs to be put in place. He also commended those staff members that have been involved with the water issue and he felt that the incident was handled correctly.

Councilman Tuley asked if there would be a warning process prior to a penalty issued. Police Chief Gary Hicken stated that this would be handled in the same manner as other enforcement incidents.

Councilman Call asked if the City would be willing to work with the residents that receive the penalty of \$10,000. Spencer Kyle stated that this would be handled through court.

Councilman Tuley stated that he is not comfortable with this ordinance and would consider tabling this item. He suggested that the ordinance be redefined.

Motion was made by Councilman Tuley and seconded by Councilman Call to table the passage of this ordinance until further time till penalty and fines have been agreed. This would be an item on the next work meeting. Aye: Councilman Tuley, Councilman Call, Councilman Miller, Councilman McOmber and Councilman Poduska.

2. Discussion of proposed parking lot expansion at the City Marina Park.

Mark Edwards stated that in 2009 the City received a grant from the Division of Wildlife Resources to armor the existing jetties at the marina. The City is nearing the project and anticipates a surplus of funds. Those funds may be applied to the parking lot expansion. Mark asked the Council to review the alternate conceptual design of the new parking lot.

The Council all agreed to move forward with the process.

3. Discussion of Tentative Budget for Fiscal Year 2010-2011.

Mark Chesley discussed the Building Departments budget and the requests that have been recommended. He also stated that the work load in the building department has seen an increase.

Jennifer Lindley proposed a new online registration software; stating that this program would benefit both the public and the City. She also stressed the need for more open space in the City for the use of recreation. She suggested the council review the possibilities of a park in the Sierra Estates subdivision.

Mark Edwards addressed factors to be considered for upcoming constructed parks. He touched on the developments that have no improved open space. Those subdivisions are Sierra Estates, Sunset Haven and Aspen Hills. He presented a project breakdown for each subdivision. He also stated that Harvest Hills, Dalmore Meadows, Saratoga Hills 3 and Lake Mountain Estate Plat E have parks that need completion. Mark also touched on parks and trails that need attention as well. Mark proposed that Sierra Estates, Dalmore Meadows and Saratoga Hills subdivisions have parks completed within the upcoming budget year.

Motion was made by Councilman Miller and seconded by Councilman McOmber to approve a park for the Sierra Estates subdivision with the option to bid both ways with Sunset Haven as the alternative option. Aye: Councilman Miller, Councilman McOmber, Councilman Call, Councilman Poduska and Councilman Tuley.

Motion was made by Councilman Miller and seconded by Councilman Call to move forward on finishing the parks located in Dalmore Meadows and Saratoga Hills but not to include the parking lot at this time. Aye: Councilman Miller, Councilman Call, Councilman McOmber, Councilman Tuley and Councilman Poduska.

Mark Edwards presented proposed road projects which consist of Harvest Hills Secondary Access, Commerce Drive, 400 West, Riverside Drive Extension and Pony Express parkway extension. Mark recommended that the 400 North road improvements be a road that is completed within the 2010-2011 budget.

Mark Edwards touched on potential storm drain projects which include the Harvest Hills storm sewer and the South service area detention ponds.

Spencer Kyle discussed additional updates and requests that have been presented for the upcoming budget.

Motion was made by Councilman Tuley and seconded by Councilman McOmber to allow advertising to begin for the part-time court clerks. Aye: Councilman Tuley, Councilman McOmber, Councilman Call, Councilman Poduska and Councilman Miller.

4. Consent Calendar:
 - a. Warrant Register.

Motion was made by Councilman Call and seconded by Councilman Poduska to approve the consent calendar as written. Aye: Councilman Call, Councilman Poduska, Councilman McOmber, Councilman Tuley and Councilman Miller.

Subject to: changing the warrant register to state City Manager rather than Town Manager.

Motion was made by Councilman Miller and seconded by Councilman McOmber to enter into closed session for the purpose of authorized personnel matters at 10:04 p.m.

The closed session was held at the City of Saratoga Springs City Office 1307 North Commerce Drive, Saratoga Springs, Utah. Present: Mayor Love, Councilman Tuley, Councilman Miller, Councilman McOmber, Councilman Poduska, Councilman Call

Adjourned from closed session at 10:20 p.m.

Motion was made by Councilman Miller and seconded by Councilman Call that the five percent raise not be approved as per the contract for the upcoming year for the City Manager, Ken Leetham. Aye: Councilman Miller, Councilman Call, Councilman McOmber, Councilman Tuley and Councilman Poduska.

Motion to adjourn at 10:24 p.m. was unanimous.

Date of Approval

Lori Yates, City Recorder