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**CITY OF SARATOGA SPRINGS  
CITY COUNCIL AND PLANNING COMMISSION  
JOINT SPECIAL MEETING MINUTES**

Tuesday, March 8, 2016

City of Saratoga Springs City Offices

1307 North Commerce Drive, Suite 200, Saratoga Springs, Utah 84045

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**Call to Order:** 6:33 p.m. by Mayor Jim Miller

**Present:** Council Members Stephen Willden, Bud Poduska and Chris Porter.  
Planning Commissioners Kirk Wilkins, Sandra Steele, Hayden Williamson, David Funk, Ken Kilgore and Troy Cunningham

**Excused:** Council Members Michael McOmber, Shellie Baertsch

**Staff:** City Manager Mark Christensen, City Attorney Kevin Thurman, Assistant City Manager Spencer Kyle, Planning Director Kimber Gabryszak, Public Relations and Economic Development Manager Owen Jackson, City Engineer Gordon Miner, Planner Kara Knighton, City Recorder Cindy LoPiccolo, Deputy City Recorder Nicolette Fike

The Invocation was let by Council Member Willden.

The Pledge of Allegiance was led by Scout Kyree Damen Miller of Troop 1842.

**1. Land Use Training.**

City Manager Christensen introduced Brent Bateman, Property Rights Ombudsman, Utah Department of Commerce.

Ombudsman Bateman focused training on land use issues that specifically concern the City of Saratoga Springs, and addressed Council and Commission questions. Training and discussion included the topics of:

- Personal (private) property rights, base property rights and governmental limitations on establishing rules, conditions on property;
- Public clamor as beneficial to the legislative process, illegal to take into consideration at time of administrative actions;
- Consent Calendar purpose and guidelines for use on an agenda;
- Property rights and limitations in regard to conditions of community, preservation of views and access;
- Signage and billboard management legalities;
- Impact fees;
- Group homes legal requirements and guidelines;
- Road and trail development, property rights, communication with owners;
- Referendums – current public utilization.

**ADJOURNMENT:**

48 Mayor Miller adjourned the Joint Special Meeting training at 7:55 p.m. The Council, Commission and  
49 Staff thanked Mr. Bateman.

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51 **CITY COUNCIL CLOSED SESSION:**

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53 Motion by Council Member Poduska to enter into closed session for the purchase, exchange, or lease of  
54 property, pending or reasonably imminent litigation, the character, professional competence, or physical  
55 or mental health of an individual, was seconded by Council Member Willden

56 Roll Call Vote: Council Members Porter, Willden, Poduska and Miller – Aye

57 Motion passed 4-0, Council Members McOmber and Baertsch excused/absent.

58

59 The meeting moved to closed session at 8:04 pm.

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61 Present: Mayor Miller, Council Members Poduska, Porter, Willden, City Manager Mark Christensen,  
62 City Attorney Kevin Thurman, Assistant City Manager Spencer Kyle, Planning Director Kimber  
63 Gabryszak, City Recorder Cindy LoPiccolo

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65 Closed Session Adjourned at 8:31 p.m.

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67 **ADJOURNMENT:**

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69 There being no further business, Mayor Miller adjourned the Meeting at 8:33 p.m.

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73 Jim Miller, Mayor

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77 Cindy LoPiccolo, City Recorder

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