

Heber City Corporation  
City Council Meeting  
11/18/2010  
6:30 p.m.

WORK MEETING

The Council of Heber City, Wasatch County, Utah, met in **Work Meeting** on November 18, 2010, in the City Council Chambers in Heber City, Utah.

Present:	Mayor	David R. Phillips
	Council Members	Eric Straddeck Robert Patterson Alan McDonald
Excused:		Nile Horner Benny Mergist
Also Present:	City Manager City Recorder City Engineer Planning Dept.	Mark K. Anderson Paulette Thurber Bart Mumford Allen Fawcett/Tony
Kohler	Police Dept.	Jim Moore

Mayor Phillips opened the November 18, 2010 Work Meeting and indicated a quorum was present. He excused Councilman Horner and Councilman Mergist as they were out of town.

**Review Boundary Agreement / Quit Claim Deed with Elmbridge LLC regarding the Muirfield Park:** Anderson explained that during last Tuesday's special meeting there was discussion about Elmbridge properties and boundary issues associated with that. An overhead visual was shown. Anderson explained that Elmbridge had acknowledged they do not own some property and the City had acknowledged it did not own some properties. These documents, Boundary Agreement and Quit Claim Deed, would give Elmbridge clear title to the property. He said this would be reciprocal--existing fence lines would be used for boundary lines and property exchange would go both ways. In looking at the overhead, Anderson said he understood the red line was the annexation boundary prepared by a surveyor in Salt Lake City. When the time came for Elmbridge to turn over land for the bypass, it was found the deeds and the surveys did not match up. He said Summit Engineering was now working on the issue and thought they could show the fence line to be the boundary line. Questions about other markings/boundary lines on the overhead. It was indicated the gray line was what Elmbridge definitely owned and was ready to quit claim to Heber City. The Council indicated they were okay with Mayor Phillips signing the Boundary Agreement and Quit Claim Deed documents.

**Review bid from Heber Light and Power to upgrade power to street lights/Christmas lights on Main Street:** Mark Anderson, Mark Rounds and Mumford met with Troy Klungervik earlier in the week. He said it had been difficult for the Parks Department to keep all the lights on Main Street working. It was felt part of the problem was the Christmas lights and the street lights were on the same circuit. The document before the Council was a bid quote that would separate the two light systems. Anderson indicated this was not something considered during budget meetings. Discussion about the costs. It was indicated the price quote would have to be multiplied by four because the quote was for only 2 blocks. It was indicated HL&P would provide labor at no cost and the City would pay for materials, etc.

Mayor Phillips said he noticed 20 lights out on Main Street last night as he drove through town. He felt it a shame to have the lights in and then they not work.

Anderson suggested appropriating monies from the Capital Facilities Fund. The Council was okay with that. Anderson said the Council would have to amend the budget at some point to make that appropriation.

**Discuss proposed realignment of Mill Road Estates Phase III trail:** Mumford indicated he had been approached by Ivory Homes to consider a realignment of the trail along the lower Wasatch Canal because there were several trees in the area. He said they would like to leave the trees but to do that, the trail would have to be changed. He said from staff perspective, it was felt the language on the plat map would have to be amended because the retention pond would have to be encroached upon to change the alignment of the trail. He said he would have to make sure the pond would still function as designed and have adequate capacity. Mumford suggested leaving the trees made the retention pond harder to maintain. Mayor Phillips said he went down and looked at the area. It was indicated the neighbors seemed to want to keep the trees. Mumford said the trees looked nice, people liked trees, and they enhanced the value of lots; however, it cost money to pull them out. On the other side of the issue, he said they were a nuisance--they dropped limbs in the canal so the Public Works Department had to keep an eye on the canal and keep it cleaned out. Mumford said if the Council decided to leave the trees, the trail would have to be moved over more than 8'. Mumford said the City owned the property the trees were on. He said it was desirable to put trails on City property because over the years it had been learned that people don't want to have their property used for trails--they don't want to pay taxes on something they can't use—then eventually they want to put in a fence and it was just better to have the trails on City property. He said if the Council wanted to keep the trees, Ivory could move their trail. Mumford suggested once there were home owners in the subdivision and the City had to do maintenance, it would be harder to go in and do that maintenance, and usually once home owners were in, they wanted to keep the trees. Councilman McDonald wondered about taking these trees out and planting a different kind of tree. Mumford said the trail was right next to the canal and the type of tree would not make a difference because of space. He said he had talked to Devin McKrola who said they could compact enough to keep the native materials in place after the trees were removed. Mumford suggested keeping the trees on each end but pulling out some in the middle. Mumford said he anticipated going down the trail to get in to service the canal. Councilman Straddeck asked about Ivory's responsibility. It was indicated the trail would be the City's responsibility once finished. Mumford said he would prefer changing the plat which would then require going back to the Planning Commission. Councilman

Straddeck asked if it was a distinct possibility that they would have to come out anyway. Mumford said yes it was a distinct possibility. Anderson suggested these trees generated some of the debris that came down the canal that gave trouble at the Tom Watson and High School property area. Councilman McDonald said he was not opposed to removing the trees. Councilman Straddeck wanted to shift and change the boundary lines. Councilman Patterson said he would just as soon see the trees out. Anderson felt Ivory would want to go ahead and get building permits and not hold up the subdivision while the plat was being amended. Councilman Patterson was okay with that as was Councilman McDonald. Councilman Straddeck expressed concern about losing leverage and felt Ivory would not have anything tying them to complete the trail. Anderson suggested limiting the number of permits. Mumford reminded the Council the subdivision would not be accepted until everything was complete. Councilman McDonald suggested the time frame was so short, it might not matter. Mumford said they could not build the trail now because of the cold ground. He thought Ivory might want an exception to the whole trail. Councilman Straddeck wanted Ivory to come back with a proposal. Mayor Phillips suggested Anderson talk to them about the Council being okay with changing the trail closer to the homes, but wanted something brought back.

**Discuss filling of vacant Police Department positions:** Chief Rhoades said he wanted to discuss with the Council the possibility of backfilling the positions vacated by the National Guard officers. He said the intent was to use part-time reserve officers to cover those two positions but instead would now like to hire one of those full time instead. He said the Department was down to .7 officers per 1000 population. He said the call base showed our officers were busy 70% of time and the national average suggested 50% to 60%.

Councilman McDonald said he supported the request. Anderson clarified that when the Council approved the budget it was to use part-time reserves to fill those that were off on National Guard duty. What Chief Rhoades was suggesting was hiring a person on a full-time temporary basis instead of trying to fill the positions with two part-time reserve officers. He indicated there was a need to talk about benefits. Chief Rhoades talked about this officer's training and work ethic. He felt he would work out well. It was indicated the Department would need this person until September 2011 when the regular officers had completed their National Guard responsibilities. Anderson said that one challenge the Department had was one of the officers had volunteered for duty instead of being called up and that was something staff had struggled with. Anderson suggested this proposal could work but it might not be as inexpensive as initially wanted in terms of budget. The Council was supportive of putting one part-time reserve officer on as full time to cover the positions vacated temporarily by National Guard requirements.

**Review proposed policy change for Police Officer commuting:** Chief Rhoades talked about an officer that lived 39 miles away and the policy only allowed 35 miles in order to take a car home. He proposed changing the language from 35 miles from the City to a 35-mile radius from the City. The Council was okay with changing the language to a 35-mile radius. Councilman Straddeck said he was sixes with 35 and an allowance and/or the 35 radius. The Council indicated they were okay with 35 mile radius.

**Discuss bidding of printing services:** Councilman McDonald indicated he had been going through the Purchasing Policy and if a cost was over \$500, he wanted to make sure that was

being followed. He also wanted to make sure the City was involving local businesses in the bid process. He indicated Midway Printing had not had a chance to do any printing for the City in a while. He wanted, if possible, to keep printing services local even if it cost a few cents more. Anderson said he would place that on a regular meeting agenda for discussion.

**Other Discussion:** Councilman McDonald suggested the \$500 gift from the auto show be used by the employees for a Christmas party. Councilman Straddeck said he would much rather give the employees a Christmas bonus. Anderson suggested that a day be chosen, shut this building down for an hour and go to Police Department for a party. He said that was done for Robert McKnight's retirement party. He suggested the City furnish the meat for and the rest be pot luck.

Mayor Phillips said he had noticed how dirty the building had gotten. He wanted that issue placed on an agenda for discussion.

It was indicated the City had received a rebate check in the amount of \$17,000. Anderson said that as a member of ULGT (Utah Local Governments Trust), who provided liability insurance coverage for the City, the City had received the monies because ULGT had decided to return the monies to the entities they work with rather keep the funds in reserve. Councilman McDonald and Mayor Phillips suggested using \$10,000 of that for Christmas bonuses and a Christmas party. The Council asked Anderson to put a list together of the number of employees, and what a bonus of \$250 each would cost the City.

**Reports from Other Boards:** No reports were given.

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Paulette Thurber, City Recorder