

Heber City Corporation
City Council Meeting

December 3, 2009

6:30 p.m.

WORK MEETING

The Council of Heber City, Wasatch County, Utah, met in **Work Meeting** on December 3, 2009, in the City Council Chambers in Heber City, Utah.

Present: Mayor David R. Phillips

Council Members Jeffery Bradshaw
Eric Straddeck
Nile Horner
Robert Patterson

Excused: Elizabeth Hokanson

Also Present: City Manager Mark K. Anderson
Deputy City Recorder Michelle Kellogg
City Engineer Bart Mumford
City Planner Allen Fawcett
Chief of Police Ed Rhoades

Mayor Phillips excused Councilmember Hokanson and said she was not feeling well.

Discuss Veterans Memorial: Mayor Phillips stated the City had money set aside for a memorial at the City Cemetery. Anderson said there had been some cemetery lots set aside for this purpose on the north side by the sheds. He stated that the Council had discussed the possibility of transferring up to \$10,000 from the perpetual care fund for this project. Mayor Phillips said Ralph Lugton didn't want specific names on this memorial. He said a key issue was if the Council wanted the names added or to leave the memorial anonymous. In the Mayor's opinion, this memorial was for the veterans buried in the Heber Cemetery. Councilmember Straddeck wanted the names put on the memorial. Anderson said an eagle scout went to the graves and wrote down the names of veterans buried in the cemetery.

Councilmember Horner asked how many lots the memorial would take up. Anderson said approximately 30 plus 12 for the walkway. The space was approximately 48 x 33 feet. Anderson said he thought the easiest way to handle this project would be to establish a committee. They could work on the design and bring it to the Council for approval.

Councilmember Bradshaw stated he liked having names on the memorial. Councilmember Patterson liked the generic idea but said he would go along with names as long as all veterans were included. Councilmember Bradshaw said names would continue to be added as time went on. Councilmember Horner was concerned about the space and thought it might not be sufficient. He had been to the Bountiful Cemetery and stated the veterans' memorial was very well done. He liked the names but wasn't sure if he wanted all the names.

Mayor Phillips asked how the Council felt about forming a committee versus driving this project themselves. Councilmember Straddeck wanted to see the community drive it. Mayor Phillips suggested putting an ad in the newspaper asking for volunteers.

Discuss Payment of Wasatch Irrigation Assessment: Anderson stated he had attended the meeting with the Irrigation Board and the City Council and wondered if the explanation on the drastic increase in assessment was sufficient. Councilmember Horner said another meeting was needed to find out where we stood on the bylaws. The Council wanted to hold the payment until after meeting with the Board again. Councilmember Straddeck said the Board had stated their position, but that didn't mean the issues were immediately resolved because the Council didn't know if the reasoning was correct. He was not in favor of making a payment at this time.

Councilmember-elect Benny Mergist requested to speak and said he was approached by a member of the Board who told him if the City did not pay by the 30th, it risked having the irrigation shares sold. Councilmember Straddeck asked if the sale of unpaid shares was in the bylaws. Councilmember Horner said he believed the City wasn't being singled out and thought the assessment was fair across the board. Mayor Phillips stated we should not be given unfair advantage but we shouldn't be disadvantaged either. He didn't understand the need to reclassify Heber's water shares.

Councilmember Horner didn't have an issue with the fee schedule but said the Council needed to get to the bottom of the other issues. Mayor Phillips indicated there were two issues: fees/assessments and the bylaws. Councilmember Horner stated by paying the assessment, the City was recognizing that the Board was valid. Mayor Phillips asked the Council to consider not making the payment, and talking to City Attorney Smedley about stopping the sale of water shares until the bylaws could be worked out. Councilmember Bradshaw suggested that the City should pay out of protest and tell the Board we had no representation. Councilmember Patterson wanted to talk to Smedley and hold payment. Councilmember Horner said he could allow

payment under protest. Mayor Phillips asserted if the Board was legitimate, it probably had the right to raise the assessment.

Discuss Extension of Pressurized Irrigation from 800 East to 1200 East on Center Street:

Mumford stated the Council had deferred its decision on pressurized irrigation in a prior meeting, but now the work on this project was at a point that a decision had to be made. Mumford thought this line could be installed for \$45,000, which was significantly less than the original estimate of \$116,000. Services would then be provided to the north side. Anderson said the City had \$2 million in the Water Fund. He said \$1.5 million was coming from the federal government (stimulus money) and another \$.5 million from impact fees. He said the Council should talk about what monies would get spent first and suggested impact fees because there was a time limit on spending those funds. Mayor Phillips said the Council needed to have special meetings on the water fund and talk about depreciation, and primary and secondary irrigation.

Anderson said Timp Meadows Subdivision was supposed to have secondary pressurized irrigation but some residents did not have access to that. Councilmembers Straddeck and Patterson were in favor of extending the pressurized irrigation. Councilmember Horner said he didn't want to mandate that the owners hook-up to the new line. Mumford said the owners would be charged the standard fee after the hook up. Councilmember Horner said he did not want the hook up to be mandatory.

Review meeting held with Paul Kennard, Russ Witt, and Tony Mahon regarding

development of the 38.5 acres of Industrial land owned by Heber City: Anderson showed a map of how the industrial area might be subdivided into eight buildable lots. Kennard had shared with Anderson an inquiry a company had of needing a parcel of land that was ready to build on. Anderson said a road would need to be built and the utilities stubbed. Mayor Phillips said there had never been clear direction on what to do with that land and stated there were many choices available to the Council. Councilmember Horner asked what funds were used to buy the parcel. It was indicated funds were used from Water, Sewer and General Fund monies.

Councilmember Straddeck said there should be strategic discussions on this. He said we should also consider the school district and the bus garage location. Anderson said with the amount needed for the infrastructure, the City might not want to do this at the present time. None of the Council was ready to commit. Anderson asked if the Council would want to discuss the issue of how to proceed with this land. Councilmember Horner said he would be willing to trade it but didn't want to compete with developers.

Discuss date to meet to discuss budget issues: The Council decided to have the meeting in January. The conversation would be that something had to change; property tax increase, reduction in payroll or employees, reduction in services, openness to transfer money from other

funds, etc. Anderson said he would have December's financial statement by January 10th. Mayor Phillips suggested meeting Tuesday, the 12th of January at 6:00 p.m. Councilmember Straddeck said he would not be at any Council meetings from now until February due to his work travel schedule. Anderson said he would email or teleconference the meetings so Councilmember Straddeck could participate.

Discuss date for City Council Dinner: Councilmember Straddeck suggested the last week of December. It was decided to go to Claim Jumper on Tuesday, December 29th.

As there was no further business, the meeting was adjourned.

Michelle Kellogg, Deputy City Recorder