

MINUTES OF THE DRAPER CITY COUNCIL MEETING HELD ON TUESDAY, JUNE 4, 2013, IN THE DRAPER CITY COUNCIL CHAMBERS 1020 EAST PIONEER ROAD, DRAPER, UTAH.

“This document, along with the digital recording, shall constitute the complete meeting minutes for this City Council meeting.”

PRESENT: Mayor Darrell Smith, Councilmembers Bill Rappleye, Troy Walker, Alan Summerhays, Jeff Stenquist, and Bill Colbert.

STAFF PRESENT: Russ Fox, Tracy Norr, Bryan Roberts, Troy Wolverton, Rhett Ogden, Garth Smith, Joe Bryant, Glade Robbins

Study Meeting

1.0 Tour of Corner Canyon/Proposed Reservoir

5:30 p.m.

1.1 The Council traveled to Corner Canyon and viewed the proposed site for WaterPro’s reservoir. Dave Gardner of WaterPro explained the location for the dam, pointed out the water levels which were staked, and discussed the re-routing for the trails and roads

Business Meeting

1.0 Call to Order

7:19:26 PM

1.1 Mayor Smith called the meeting to order and welcomed those in attendance. He said the council was late getting started because of the field trip to Corner Canyon. He noted there was a race going on in the canyon. He excused City Manager David Dobbins. He also introduced Glade Robbins, the city’s new Public Works Director.

2.0 Comment/Prayer and Flag Ceremony

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2.1 Councilmember Jeff Stenquist offered the prayer. Garth Smith led the pledge of allegiance.

3.0 Presentations

3.1 Award of CMC to Angie Olsen – UMCA Presidency

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3.2 Tracy Norr, Utah Municipal Clerk’s Association president, acknowledged the work Angie Olsen has done in her role of deputy city recorder in obtaining the Certified

Municipal Clerk designation. She noted the requirements and the training that has been accomplished. Finn Kofoed, City Recorder from Eagle Mountain, presented a plaque to Angie Olsen and Joy Johnson, Deputy City Recorder from Riverton, presented flowers to her. Mayor Smith and the council congratulated Mrs. Olsen for her accomplishment.

3.3 Michael Wilde, Photographer, Presenting Photo to Draper City

3.4 This item was postponed.

3.5 Day Dairy Barn – Historic Preservation Commission

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3.6 Rob Perry, chairman of the Historic Preservation Committee, introduced Katie Shell, Todd Shoemaker, Tod Wadsworth, Frank Lewis, and LaRayne Day. He explained how the Historic Preservation was able save the barn. He thanked Brad Jensen, Rhett Ogden, and Gary Martinson for their staff help. He thanked the city for the place for the barn to sit, the landscaping, and the support of the council. He then presented a document to transfer the barn to Draper City. He then said the next project will be the Park School. Mayor Smith said the city began with barns and schools, and the spirit of the past is the strength of the future. He thanked the Historic Preservation Committee for their work. Councilmember Summerhays said he is glad to see the finished product. Councilmember Rappleye added that the barn as it now is fits with what the city stands for.

4.0 Citizen Comments

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4.1 There were no citizen comments.

5.0 Consent Items

- a. **Approval of Minutes of May 28, 2013, City Council Meeting**
- b. **Agreement #13-160 with WCEC Engineers, Inc. for the 2013 School Cross Walks Warrant Analysis**
- c. **Acceptance of Right of Way Deed of Dedication for Tuscany Crossing at 12000 South and 700 East.**
- d. **Resolution #13-28, Appointment to Prison Relocation Board**
- e. **Agreement #13-173, with Project Engineering Consultants, LTD, for traffic signal and Roadway Improvements at Lone Peak Parkway and 11950 South.**

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5.1 A motion to approve the consent items was made by Councilmember Stenquist and seconded by Councilmember Colbert.

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5.2 A roll call vote was taken with Councilmembers Stenquist, Colbert, Rappleye, Walker and Summerhays voting in favor. The motion carried.

6.0 Public Comments: Draper City, Redevelopment Agency, Traverse Ridge Special Service District, and Municipal Building Authority 2013-2014 Fiscal Budget.

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6.1 Shawn Benjamin said he found the Youth Council budget. He said next year's event for the Youth Council have not been determined, so he hopes there will be an opportunity to adjust the budget as needed after the Youth Council meeting this week.

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6.2 Councilmember Colbert said it is amazing that the most important item gets the least attention. Councilmember Summerhays said he hears about it but people do not come to the meeting. Councilmember Stenquist said it reflects the trust of the citizens. Mayor Smith said when he was a councilmember there were a few who commented, and it was generally the same people.

6.3 No other comments were given.

7.0 Request by DAI (Cinnamon Ridge Subdivision) for a Sanitary Sewer Easement for South Valley Sewer District (SVSD).

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7.1 Troy Wolverton showed the location for the subdivision and said the subdivision was conditionally approved and a development agreement was approved. The subdivision requires that the sanitary sewer pipeline from it crosses Draper City open space between the parcel and the Traverse Ridge Road right of way. The developer has requested the easement, but the easement will be granted to South Valley Sewer District. He noted that language is included in the easement to protect the utilities in case of future road changes. Mr. Wolverton recommended an easement valuation of \$1,825, based on the Salt Lake County Assessor's assessed value of \$1.16 per square foot reduced by 50% which is typical for easement valuations.

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7.2 Councilmember Stenquist questioned the options for compensation and asked if discussion should be held in closed door. Councilmember Colbert said the easement is going to a public utility so he feels a reasonable price should be established.

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7.3 A motion was made by Councilmember Stenquist to approve the sanitary sewer easement for South Valley Sewer District, including the compensation amount recommended by staff. The motion was seconded by Councilmember Summerhays.

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7.4 The motion carried unanimously.

8.0 Ordinance #1047, Amending Draper City Municipal Code Chapter 18-4 Pertaining to Land Disturbance Activities and Restoration and Revegetation Guarantees.

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8.1 Troy Wolverton said the proposed amendment is to clarify language related to bonds and guarantees. It also clarifies when the guarantee is released for public right of ways. He showed the language being removed from the ordinance and reviewed the proposed amendment. It also establishes time frames and extensions as well as the value for revegetation and an option for release of the guarantee of revegetation. He noted the value set in 1997 is sufficient. The warranty elements are established, and acceptable forms of the guarantee are spelled out. Enacting this ordinance will allow the guarantee agreements to be cleaned up to meet the ordinance. Discussion was held about certification of seed mix to be used. Councilmember Colbert asked about the success of revegetating gamble oaks. Mr. Wolverton said the survival rate is very low.

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8. A motion to adopt Ordinance #1047, Draper City Municipal Code Chapter 18- 4 pertaining to land disturbance activities and restoration and revegetation guarantees, was made by Councilmember Rappleye and seconded by Councilmember Summerhays.

8. A roll call vote was taken with Councilmembers Rappleye, Summerhays, Walker, Colbert and Stenquist voting in favor. The motion carried.

9.0 Council/Manager Reports

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9.1 Councilmember Stenquist said he has had communication with some residents who live on Canyon Vine Cove. They would like to install a gate on their road due to the traffic that drives on their street. They have expressed interest in bearing some of the cost. They have also expressed a concern about trespassing on the private property. Councilmember Stenquist said he has recommended that the residents go through a process to convert the road. Councilmember Colbert said it is a private road and people drive on that road to see the view and the large homes. He noted that he lives in a gated community, but it was that way when he moved there. Councilmember Summerhays agreed that the difference for Councilmember Colbert is that Councilmember Colbert's subdivision was planned to be a private street whereas Canyon Vine Cove was not. Councilmember Stenquist said he believes there are about 10 homes on the street. He said there is a circumstance in this case that other neighborhoods don't have. Councilmember Colbert said he voted against the gates in his community. Doug Ahlstrom said there is an ordinance that establishes the process to change the public street to private. When staff looked at this about a year ago, staff was not able to determine how a gate could be installed. Chief Roberts said he would be glad to send police enforcement for the trespassing issues. Councilmember Rappleye said there is a similar problem on Willow Springs because people park in the middle of the road and walk along

the ditch to see the ducks. His concern is that gating the road will be access to the trail. The gate will cause a parking problem below the gate. Councilmember Stenquist said there is a church parking lot nearby. He added that the trail access does not appear to be used. Russ Fox asked that the citizen contact him to review the issues.

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9.2 Councilmember Rappleye said he took pictures at the aquarium this morning. Curbing in the parking lot is being done. Councilmember Summerhays said the aquarium in New Orleans looked very nice. Councilmember Rappleye noted that the traffic signal at 12300 South and 300 East had been replaced. Councilmember Stenquist said there is a berm on I-15 that hides the building.

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9.3 Councilmember Colbert said the high school is selling commemorative pavers as a fund raiser. He suggested a paver for the city council with a city logo. The consensus was to order a paver. Councilmember Colbert also expressed a concern because some lots in the Suncrest area have geotechnical constraints but the purchaser of some of those lots may be selling those lots to unsuspecting buyers. Councilmember Summerhays said it should be on the plat. Discussion was held about the geotechnical problems. Russ Fox said there are 14-20 lots that have been platted. The issue comes in at the time of the building permit. The city requires compliance with the building code. Mayor Smith suggested putting this on a future agenda. He said we are covered as far as the issue but that doesn't protect unsuspecting people.

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9.4 Russ Fox said he met with Engracia Dougherty who lives in Parkstone. She has requested some ways to mitigate the view of the water tower and structure over the rail car. He suggested purchasing some trees for her. The consensus of the council was to look at the situation. Russ Fox also said a meeting was held with residents of Tallwoods Subdivision. This was supposed to be a gated community, but the purchaser of the majority of the lots, D.R. Horton, does not want to market it as a gated community. One of the residents said they are willing to forego the gate if the city will take over the streets. He said the streets were developed to city standards.

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9.5 Chief Roberts informed the council that the police department will be escorting the Special Olympics torch through the city on June 13. He invited the council to a gathering at 9:30 for this fund raising event.

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9.6 Rhett Ogden said notice has been given to residents around the amphitheater listing the dates when the amphitheater events go beyond 10:00 p.m. He also invited the councilmembers to the activity on June 7. Mayor Smith said the concert in the park was very good.

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9.7 Troy Wolverton said Jennifer Vance called relating to the fence issues along 700 East and Golden Pheasant. They are moving forward with the precast fence on their own. They will survey the property line and work with Blue Stakes. She called about a potential need to shift the fence in the right of way. He noted the property has not been dedicated to the city by the school district and the school district has not been willing to work with them because they don't want to preclude the city's acceptance of the right of way in the future.

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9.8 Mayor Smith said he met with Mr. Peterson, a Draper resident, about the need for more cemetery space. He would like this put back on the agenda. Mayor Smith also said Glen Sisan has brought up placing a letter on the mountain. It cannot be done on federal land. Councilmember Summerhays said they tried to put a "D" on the mountain years ago and it was not allowed by the Forest Service. Most of the communities who have letters on the mountain were placed in the 1940's or 1950's. Mayor Smith suggested this be a discussion item on the next meeting. Councilmember Colbert said it could be put on Steep Mountain. The big issue is that the letter on the mountain are from communities where the high school name is the same as the city. Councilmember Summerhays said letters could be put along Corner Canyon Road by the sand pit. Mayor Smith said there was discussion at the Council of Government meeting about the support for the homeless shelters. The requested amount is \$.35 per resident of the community, which amounts to about \$15,000. An interlocal agreement will be presented at a future agenda. Councilmember Colbert said he got an e-mail from Dave Dobbins about rail passes for the employees. He said he felt he would like to try it for one year. Mayor Smith suggested surveying the employees to see if they would be used.

10.0 Adjournment

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10.1 A motion to adjourn was made by Councilmember Stenquist and seconded by Councilmember Walker. The motion carried unanimously.