

**ELK RIDGE
CITY COUNCIL MEETING
October 11, 2011**

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5 TIME & PLACE
6 OF MEETING

This Regularly Scheduled Meeting of the Elk Ridge City Council, was scheduled for Tuesday, October 11, 2011, at 7:00 PM; this was to be preceded by a City Council Work Session at 6:00 PM.

The meetings were held at the Elk Ridge City Hall, 80 East Park Drive, Elk Ridge, Utah.

The times were adjusted forward to allow discussion of certain items ahead of time.

Notice of the time, place and Agenda of these Meetings was provided to the Payson Chronicle, 145 E Utah Ave, Payson, UT, and to the members of the Governing Body, on October 7, 2011; and an Amended Agenda on 10-10-11.

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13 **6:00 PM –**

CITY COUNCIL WORK SESSION AGENDA:

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15 ROLL

Mayor: Ed Christensen; *City Council:* Julie Haskell, Erin Clawson, James Mayfield, Weston Youd & Sean Roylance; *Planning Commission:* Nelson Abbott; *Building Official/Public Works:* Corbett Stephens; *Public:* Hal Shelley, Lucretia Thayne, Jamie Towse, Jessica & Caitlin Haskell, Dakota Spencer, Seth Frandsen, Janay Brinkerhoff, Ben Ewell, Quinn Taylor, Paul & Tyson Jones, Perry Ewell, Jayman & Sandee Davis, Mariner Amundsen, Kelly & Treygan Mickelson; and the City Recorder, Janice Davis

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21 CODE ENFORCEMENT

Mayor Christensen: The Council has had copies of Ray Brown's proposal for Code Enforcement to review. He attempted to call Woodland Hills' Offices that day to see how the process is working for them; but the offices were closed. He asked for any discussion. (He reviewed the proposal briefly.)

Discussion:

Julie Haskell: She agreed with sharing the cost with Woodland Hills.

Mayor Christensen: He said he could find out who the code enforcement office for Woodland Hills is and have him come and meet the Council and answer any questions. Woodland Hills has followed Mr. Brown's suggestion and hired an individual from out of the City to work in Public Works and for 4 to 8 hours per week, he/she would serve as their Code Enforcement Officer.

Julie Haskell: She had heard that the individual hired was not aware that code enforcement would be part of the job. (*The Mayor did not know about that.*)

Mayor: After the discussion from the last Council Meeting, he felt that the Council still needs to look into forming a committee. Mr. Brown agreed that we could assemble a committee...as long as the members are scattered from throughout the City. The committee could collect the information on violations and discuss with the code enforcement officer the code and any plan of action. He would like for the Council to still consider the continuation of the present effort in forming a committee. He and Council Member Clawson have spoken to a couple of people that could possibly chair the committee. There are several people from various neighborhoods that say that would be willing to serve.

City Recorder: At the last Council Meeting, the Council generally agreed that whoever is hired, they would like to see the position kept separate from public works.

Julie Haskell: She felt it would be particularly difficult for Mr. Stephens to have to deal with an employee that had to also serve in the capacity of code enforcement.

Mayor: He thought that we were going to check to see if Woodland Hills' officer would be interested in acting as Elk Ridge's part-time officer and not work in Public Works for us...

James Mayfield: He favors the group idea (committee). (*The Mayor said the argument to that was to have someone outside the City vs. a neighbor enforcing the code.*)

Sean Roylance: He has a concern with "hiring" someone at this point. He would like to see how things work with a committee first, to include enforcement...he is hesitant to spend the money to hire someone.

Erin Clawson: She agreed with the "committee idea"; she felt that should be tried first. She is also hesitant to pay out more money right now.

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52 LEI ENGINEERING

53 PROPOSAL –

54 WORK RELEASE #002

55 STORM DRAIN STUDY

Mayor Christensen: This agenda item had also been postponed to give the Council time to study the proposal. The Mayor wanted to know what the Council thought about it.

Comments:

Weston Youd: The Study needs to be done.

There were no further comments.

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57 00:05:53

58 UPDATES:

1. National Guard Service Project:

Mayor Christensen: Council Member Clawson has tried multiple times to get in touch with the person(s) that approached the City to become involved; she then contacted Council Member Youd to see if he could assist.

Weston Youd: He spoke with Lt. Buffington that day and he has moved contact to Captain Jones; since Lt. Buffington is out of the Orem Unit and engineering is by the 155th Unit, out of Spanish Fork. Captain Jones has been in Washington D.C. at a National Conference. He should have more information available about the timeline involved with scheduling the grading by the next day (10/12).

(*The Mayor asked if Council Member Youd felt there was any chance of still being on their schedule for this year.*) He said he would call the Mayor the next day after talking to Captain Jones.

2. Playground Equipment:

James Mayfield: The equipment arrived and has been stored in the Public Works garage; all the pieces seem to be there. He spoke to the installer and he is trying to fit the City in within the next couple of weeks; perhaps as late as mid-November. This is the busy time of year with equipment being installed in the school districts.

3. Public Works Building:

Corbett Stephens:

- The building was measured for steel that day.
- All the posts at the well pump and used them for posts for the building.
- Geneva Steel was to come the following week (week of 10/17) weather permitting
- All is graded and ready for asphalt
- Graders will then go to the end of Canyon View Drive (Strings are up for the gutter)
- Hopefully all will be ready for the asphalt
- As soon as gutter is in on Canyon View Drive, they will move to Loafer Canyon Road to work on that gutter (It would be good to see if Geneva could do all the asphalt at the same time...if not Loafer Canyon, then we will do the gutter and do a patch between the gutter and existing asphalt).

Mayor Christensen: The plan was top have the National Guard grade the road to the tank and Salem Hills Drive; if not, then the contract should go to Noel Hiatt (he already gave the City a bid for \$2,600 for both roads).

(Council Member Youd said he would let the Mayor know by the end of that week.)

Erin Clawson: She received an email from Tricia Gunnerson saying that run-off from Salem Hills Drive is eroding their back yard. She was hoping the grading could be done before winter.

(Council Member Youd suggested a "contingent approval" for the grading: If the Guard does not get back to him by that Friday, 10/14, then the City should go ahead with Mr. Hiatt.)

Corbett Stephens: Even with a contingent approval, he would prefer Mr. Hiatt continue on with the current projects...that would be at least another two weeks.

It was decided to wait until the next Council Meeting to see if the Guard comes through. Staying under budget was discussed.

00:13:37

The Mayor closed the Works Session.

(The Work Session closed quite a bit earlier than scheduled; so the Council decided to move to the items in the Regular Session, as much as possible. Certain of the items were time specific and those would have to be addressed when the individuals arrived.)

00:14:44

ELK RIDGE CITY COUNCIL MEETING October 11, 2011

TIME & PLACE OF MEETING

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6:15 PM -

REGULAR CITY COUNCIL MEETING AGENDA ITEMS:

ROLL

Mayor: Ed Christensen; City Council: Julie Haskell, Erin Clawson, James Mayfield, Weston Youd & Sean Roylance; Planning Commission: Nelson Abbott; Building Official/Public Works: Corbett Stephens; Public: Hal Shelley, Lucretia Thayne, Jamie Towse, Jessica & Caitlin Haskell, Dakotah Spencer, Seth Frandsen, Janay Brinkerhoff, Ben Ewell, Quinn Taylor, Paul & Tyson Jones, Perry Ewell, Jayman & Sandee Davis, Mariner Amundsen, Kelly & Treygan Mickelson, Cameron Howell; and the City Recorder, Janice Davis

OPENING REMARKS PLEDGE OF ALLEGIANCE

An invocation was offered by Hal Shelley; and a Boy Scout led those present in the Pledge of Allegiance, for those willing to participate.

AGENDA TIME FRAME

JAMES MAYFIELD MOVED, SECONDED BY ERIN CLAWSON, TO APPROVE THE AGENDA TIME FRAME, ADJUSTING THE START TIME TO MOVE IT FORWARD TO BEGIN AT 6:15 PM VOTE: YES (5) NO (0)

00:15:42

PUBLIC FORUM

Sean Roylance: He wished to address the Council and the public in order to clarify certain impressions and rumors regarding the City's former City Planner. He met with Mayor Christensen to discuss these matters; and there appears to be some concern about the conversation between him and the Mayor. Some people thought that they got together in an effort to "push Shawn Eliot onto the City as the City Planner". He said that "There was nothing secretive" about the Meeting; he did not mind saying anything publically that was discussed. He stated that he had been a Member of the City Council for nearly four years and was on the Planning Commission prior to that time. With that experience, he has had the opportunity to work with three different planers, including Shawn Eliot and the one just prior to him and the current one. "Last year there were some things that happened that were a bit concerning and several of those things we have gone back and taken a second look at since Ed has taken over a few months ago. One of the things that we did not take a look at was...what do we think of the idea of considering bringing Shawn back as the City Planner?"

“That may or may not be a good idea...that wasn't the point of my conversation with Ed. My conversation with him was basically...are you open to having an open/honest conversation about the prospect? If so, how should we proceed? After talking through it with Ed...at first he actually had a concern or two that was related to some information that he had received concerning Shawn. As we discussed it, I learned that it wasn't accurate. That's alright...sometimes there is miscommunication and there are things that get spread around that aren't quite correct.” They came up with the following idea: if, after some private conversations, they felt it would be worth bringing up for discussion as a group...then perhaps the Council could do that. “If we did so, it would be out in front of everybody and...bring all your concerns and questions...your pro's and your con's.” His hope is that, if it would be a good thing for the City, then he hopes the Council would consider it. “If, on the other hand, it looks like it would not be a good thing for the City, then I would hope that we wouldn't do it.” He said that was basically the conversation that took place between the Mayor and himself. He brought this up because, especially at election time, he did want the appearance that he and the Mayor were “behind closed doors orchestrating something that's going to be bad for the City...that's not the case at all...it was me talking to him saying, can we have an open dialog about this...if we feel it is appropriate?” He said he was “still optimistic that we can maybe have that at some point”. He commented that there were a number of individuals in the room whose opinions he would be interested in...either before or during such a meeting. He sought to further clarify certain “misconceptions that have accidentally gotten out there and have been circulated”.

1. *That Mr. Eliot is not a certified city planner:*

“He actually has a degree in *urban planning*. He also has a *City Planner Certification*, as well...with an emphasis on *urban planning*.” Council Member Roylance has asked Mr. Eliot about this on many occasions and finally Mr. Eliot scanned his certification and emailed him a scanned copy of his certification. He is certain that he is a certified City Planner, with an emphasis on *urban planning*.

As an employer himself, and as one who has hired a lot of people over the years...he said that some of the best employees he has ever hired as programmers had degrees in other fields...or have not had degrees...yet their productivity “was amazing”. He cited two of his employees that had one year of college and were hired and became very good at what they did. He highly favors these two individuals because they get the job done.

2. *He is favored by many.*

Council Member Roylance said that If you talk to the current Planning Commission Chair (or the past two Chairs); or any of the Planning Commissioners, including past members like Council Member Youd and himself...or Kevin Hansbrow and Paul Squires...they will all attest to the difference between the City Planners... he feels all would choose Mr. Eliot.

3. *There is the concern that he controls the Planning Commission:*

Council Member Roylance pointed out that he and Council Member Youd were on the Planning Commission and he did not feel Mr. Eliot controlled them. He felt that would be like saying that Jan (*Davis*) controls the City Council; which he said was not the case. He felt Mr. Eliot provided a lot of information to the Planning Commission; but he did not control the Commission.

4. *Another concern: the Dean Ingram Development:*

He did not wish to get into the many details in the interest of time; but if anyone wants the details, anyone is welcome to talk to Council Member Roylance. He said that he knows *all* of the details. “Did the City end up losing a little bit of money? Yes we did. Was it because of Shawn? I think any objective observer would have a hard time saying that Shawn was a primary cause for that...or that he took incorrect actions during that process.” He encouraged anyone to please talk to either Mr. Eliot or himself if there were any concerns.

He did not want to take up more time on this issue; but if there other concerns that people have, he said he is open to having people come and talk to him about them. He does not want to bring it to the City Council if he can learn of something that would indicate to him that this would not be the proper direction to go. If he does not hear from anyone; then it will likely be on an agenda in the near future.

00:25:12

Nelson Abbott asked when Meet the Candidates would be. (It will be at the following Meeting at 6:00 PM.)

Lucretia Thayne: Since the meeting had been moved up, it would be nice if time would be allowed for anyone coming in later to speak at the Public Forum at the scheduled time.

(The Mayor agreed.)

00:25:47

EAGLE PROJECT

1. *Cameron Howell:*

Proposed Project: To landscape the rock wall by the ball fields.

He came to the previous City Council Meeting, but was not on the agenda for action; it was postponed until this meeting.

Plans:

- He plans on taking it from the stairs to the 1st bench.
- Plant a Maple tree and a ponderosa pine
- Plant drought resistant plants (better on water)
- Laying down a weed barrier
- Planting deer resistant plants, as well

Mayor Christensen: He asked if the Scout would consider changing his project to another area of the Park...perhaps along the road. This area has been weeded and the weeds keep coming back. Volunteers are getting tired of weeding and the area not being maintained.

Erin Clawson: She mentioned another Eagle Project and perhaps the two scouts could work together.

Weston Youd: He reminded the Council that the sprinkler system needs to be expanded to get better coverage along the rock wall.

Further discussion regarding location and preferable plants for the area. Paul Squires would be a good contact to consult about which plants would be best.

Directions:

- The Mayor asked that Cameron consider the front and west side of the park. He is to measure it out and determine if that compares to the amount of area he had planned on landscaping.
- Contact Paul Squires regarding plants for the area (Council Member Clawson is hesitant about planting another Ponderosa Pine...they do not seem to do well. Perhaps another spot would do better than along the east side.) He was also advised to contact Brad Olson (Olson's Garden Shoppe in Payson) for possible assistance in donations.
- Get contact information for Council Member Mayfield

The Council wanted to know what would be done about donations or a fund raiser. Cameron was not sure. He was asked to come back to the Council with the requested details. He would not be planting until the spring. The Council likes the proposed project; with certain adaptations.

2. Jayman Davis: *(He came in at the regularly scheduled time...and since the Meeting was moved up, he was heard later.)*

Brief Discussion:

Jayman has most everything he needs; but several of the City Council offered to purchase trees for his Project (planting trees in Loafer Canyon at the well site); and he needed to know who still desired to do so. He was planning on doing the Project the following week-end and needs to finish off the remainder of the donations.

City Recorder: *By waiting until later in the season, the trees had actually decreased in price. The 5-gallon trees had gone from \$30 or \$40 to about \$18 per tree. He needed about 4 more to be purchased to complete the Project.*

Contributors:

- Mayor Christensen
- Erin Clawson (She has two people that work at the Hospital that had offered to purchase trees; she will get the money from them.)

1:01:45

(Tape skips ahead to the time when Scout Davis was scheduled to appear before the Council)

Jayman Davis: *(He had handouts for the Council, summarizing costs of the Project...which was planting 30 trees at the Loafer Canyon Well site.)*

Certain City Council Members offered to donate money toward trees; he was not sure which of the Council was still interested in doing so. The Project was planned for the following Saturday; he planned on beginning at 11:00 AM. He planned on about 15 scouts plus leaders and parents to assist; Corbett Stephens planned on being there, as well.

Jayman only needed four willing to donate to break even on the trees. (He was informed of the previous discussion.)

Council Member Mayfield said that the Council would go up and take a look at the trees, once they are planted. Jayman thanked the Mayor and Council.

00:35:42

ACTION FROM THE WORK SESSION

1. *Code Enforcement:*

Mayor Christensen and Council Member Clawson were directed to move forward to get a Chair and Committee members (5 on the Committee)...made up of various neighborhoods.

00:37:38

LEI ENGINEERING PROPOSAL – WORK RELEASE #002 – STORM DRAIN STUDY

WESTON YOUD MOVED, SECONDED BY ERIN CLAWSON, TO APPROVE THE LEI ENGINEERING WORK RELEASE #002 – STORM DRAIN STUDY
VOTE: YES (5) NO (0)

00:38:01

ELK RIDGE MEADOWS PUD, PHASE 1 – REQUEST FOR EXTENSION ON DURABILITY RETAINER

Mayor Christensen: *Action on this was postponed so that the developer would cut down the weeds on his property. The Mayor checked it out and he did complete the mowing. There was a complaint from the homeowners that the paths and sidewalks are still covered with debris. He recommended that Mr. Henriod finish the job and clean up the rest.*

- Another issue: three homes on the far north side have a number of small children and they are concerned about the dead-end trail that borders the canal, with no fence. No one seems to be able to tell them who owns that property. (Nelson Abbott: He believes that it may be the Federal Government that owns the land.)

Weston Youd: *He wondered if it is the High Line Canal Company.*

Nelson Abbott: *He believes that is still the Federal Government. That is what the Council at the time was told by the original developer (Randy Young). It is an easement.*

Mayor: *The homeowners said they would like to buy that ground, if possible. They want to put a safety fence up.*

00:40:36

Weston Youd: *He does not think the land can be purchased since it is an easement.*

Nelson Abbott: *When the water comes out of Spanish Fork Canyon (CUP Water), it will flow into that canal.*

Mayor: *Could they put a fence right up to the trail on their side.*

Corbett Stephens: *The trail is on the other side of the retention basin; the retention basin is located in open space, which will someday be dedicated to the City. Mr. Stephens advised that the owners locate any fence on their own property...that is the only thing they can legally do. The homeowners were not in favor of that.*

The confusion comes in trying to determine where the property lines are and where the easement is. There should be fairly recent survey markers, since the subdivision is pretty new.

Weston Youd: He pointed out that the trail should eventually continue on; if a fence were installed it could cut of the trail system. They could go up to the trail.

Corbett Stephens: The residents want to put the fence on the other side of the trail; between the trail and the canal.

Jamie Towse (Public Comment) The residents knew the canal was there when they built.

(Mr. Henriod arrived to address the Council later in the Meeting)

Tom Henriod: Mr. Henriod admitted that there was still a small area of weeds yet to be mowed on his property. (The Mayor mentioned cleaning the sidewalks and trail.) Mr. Henriod agreed to have the sidewalks and trails cleaned up.

WESTON YOUND MOVED, SECONDED BY SEAN ROYLANCE, TO APPROVE THE REQUESTED EXTENSION OF THE DURABILITY RETAINER TIME PERIOD FOR THE ELK RIDGE MEADOWS PUD, PHASE 1, SUBDIVISION; TO ONE YEAR FROM THE CURRENT EXPIRATION DATE
VOTE: YES (5) NO (0)

Mr. Henriod also agreed to mow the weeds and clean up the area of Phase 1, next year.

*Mr. Henriod will need some kind of paperwork to go to the bond company that indicates that the City has agreed to the additional extension. Mr. Henriod will contact Ms. Davis.

1:04:12

00:43:38

OTHER CITY COUNCIL BUSINESS

1. New Employee (Mary Preece): - Mayor Christensen

The new employee is the Deputy Recorder for the City. With this new hire, Annel Meredith will be the Asst. Treasurer, helping the Treasurer, Linda Cooper, with the utility billing and deposits. She will have her hours cut to carry out her decreased job description. Ms. Preece will be in the outer office and Mrs. Meredith will be moving back into the office with Linda and Janine.

2. Laptop – Public Works:

With all the moving around, Corbett will need not only a computer, but a way to access the telemetry. Mr. Stephens requested a laptop so he can access the necessary information at home or wherever he is at. Marissa Bassir researched online and came up with the two she felt would serve the purpose and are less expensive. They range from \$579 to \$672.

Council Members Youd and Roylance looked over the details of the laptops and recommended:

(Interrupted)

(Public comment from Jamie Towse: She felt that the City office hours are inconvenient for her...the office is closed before she goes to work and closed before she gets home. She felt the office should open at 7:00 AM.

Mayor Christensen pointed out that Woodland Hills is open from 9:00 AM to Noon; Elk Ridge is 9:00 to 3:00 PM.

Mrs. Towse went on to say that some people could "jog their time and get in earlier or stay later in the day. She felt the staff should "serve the citizens rather than the office staff".

City Recorder: "Unless you are the office staff, who are also citizens."

Mrs. Towse continued: She did not feel that would be an "extraordinary measure" to have the office open when people are either going to work or coming home. She added that she would "love it if you were actually open when I would be able to get in here...or other people that work; I'm not the only one that works in this place".

Weston Youd: He asked how long the hours had been the way they are. (Since Lynn Jacobson was Mayor.)

James Mayfield: He suggested one morning at 8:00 AM.

Mayor Christensen: He said he would discuss the matter with Jan Davis to see what solution can be arrived at.

00:44:49

00:46:38

(Returning to the topic on the table prior to the above discussion...a motion was needed to approve or disapprove the request for a laptop.)

Julie Haskell: She questioned Annel Meredith's hours, now that she had been replaced.

The Mayor said her hours had been cut way back; plus her health has been creating issues for her. She will be training Ms. Preece for a time; then there will be some work helping to get caught up on Records Management. After about 3 months, she should be down to the reduced hours.

Council Member Haskell thought Ms. Preece was replacing Mrs. Meredith.

Mayor Christensen responded that the thought was to retain her in a lesser capacity as Linda Cooper's Asst. She replaced her out in the front office.

City Recorder: She explained that there is a legal requirement for "separation of duties" between those who handle accounts receivable and those having anything to do with expenses...those duties cannot be mixed.

All of Mrs. Meredith's duties are being taken over by Ms. Preece; but the receivables cannot be. Mrs. Meredith resigned her position, but not from the office staff altogether.

Mayor Christensen: Mrs. Meredith submitted her letter of resignation; but the Mayor did not accept it and suggested fewer hours. In a few months, her hours will be greatly decreased.

00:49:42

JAMES MAYFIELD MOVED, SECONDED BY WESTON YOUND, TO APPROVE UP TO \$800 FOR THE PUCHASE OF A LAPTOP
VOTE (POLL): WESTON YOUND-AYE, ERIN CLAWSON-AYE, JULIE HASKELL-AYE, JAMES AMYFIELD-AYE & SEAN ROYLANCE-AYE (5) NAY (0)

Passed 5-0

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Sean Roylance: He advised getting a larger battery (he specified the biggest one available); the one listed in the details is only a 6 cell battery and is rather small to be used "on the road". There should be enough in the approved amount to handle that. He also preferred the laptop for \$672.

00:51:24
OTHER CITY COUNCIL
BUSINESS (CONT.)

3. *Veteran's Day Event (for the Military Vets in the City):*
Weston Youd asked if plans still include any formal event. The Guard will ask if this is still scheduled. Council Member Youd said he would be out of town on November 11th.
Erin Clawson: Council Member Clawson said she is still willing to work on the event.

4. *Party with City Staff:*
Council Member Mayfield mentioned a previously discussed party to be planned with the City Staff. He suggested meeting at the Red Barn (South Santaquin)...activities could include picking out pumpkins, ice cream and perhaps pizza after. Weather permitting: Meet at 5:30 PM at the City Office and get to the Red Barn by 6:00 PM...on Oct. 24th. *Council Member Mayfield will plan it.
Lucretia Thayne: (Public Comment) That will be considered a "public meeting"; she cautioned that it should be noticed as such.

5. *Fund Raiser – Melissa Anderson:*
Jamie Towse: She brought up a planned City-wide fund raiser to benefit Melissa Anderson to assist her and her family financially. She has been very ill and their circumstances are pretty serious. The Fund Raiser will be on November 7, 2011; from 6 to 9 pm. The main event is an auction; with other attractions as well. Flyers will go out; as well as an article in the newsletter, if possible. The location will be at the Elk Ridge Arena. They would appreciate any donations of items or money.

1:00:49
CITY COUNCIL
MINUTES

City Council Minutes of 8-30-11:
JAMES MAYFIELD MOVED, SECONDED BY ERIN CLAWSON, TO APPROVE THE CITY COUNCIL MINUTE FROM AUGUST 30, 2011, AS PRESENTED
VOTE: YES (5) NO (0)

City Council Minutes of 6-15-11:
WESTON YOUD MOVED, SECONDED BY JULIE HASKELL, TO APPROVE THE CITY COUNCIL MINUTES FROM JUNE 15, 2011, AS PRESENTED
VOTE: YES (5) NO (0)

EXPENDITURES:
1:06:06

General: None
Mayor Christensen: (7:06 PM) He explained to those of the public that came to the meeting expecting the Regular Session to begin at 7:00 PM, that the Work Session had moved faster than expected and the times for the Agenda items for the Regular Session were accelerated. He added that there had been a Public Forum; but if there were any that were expecting to address the Council, he invited them to do so at this time.
There were no further comments.

ADJOURNMENT

The Mayor adjourned the City Council Meeting at 7:06 PM.

City Recorder