AMERICAN FORK CITY COUNCIL
APRIL 24, 2018
REGULAR SESSION MINUTES

Members Present:	
Brad Frost	Mayor
Kevin Barnes	Council Member
Staci Carroll	Council Member
Barbara Christiansen	Council Member
Rob Shelton	Council Member
Clark Taylor	Council Member

Staff Present:	
Wendelin Knobloch	Associate Planner
Terilyn Lurker	City Recorder
Lauralee Hill	Deputy Recorder
Aaron Brems	Fire Chief
Kyle Maurer	Finance Officer
George Schade	IT Director
Tim Merrill	Legal Counsel
Adam Olsen	Senior Planner
Darren Falslev	Police Chief
Derric Rykert	Parks and Recreation Director
Scott Sensanbaugher	Public Works Director

Also present: John Woffinden, Craig Thorne, Preston Kirk, two scouts and their leaders.

Troop 13: Kelly Webster, Conner Webster, Brytan Ivie, Braxton Smith, Milo Durfes, Ammon Sharp, Dawson Shamen, Ryan Sharp, Grueme Fobb

Troop 1031: JJ Thurman, Sam Gulledge

Troop 1288: Wes VanOrman

PUBLIC HEARING

The American Fork City Council met in public hearings on **Tuesday, April 24, 2018, in the American Fork City Hall, 31 North Church Street,** as follows, with a regular session immediately following the public hearings:

7:25 p.m. - Receive public comment on declaring certain items surplus and disposed of.

There were no comments. The hearing closed at 7:26 p.m.

7:30 p.m. - A public hearing to receive input from the public with respect to the issuance of American Fork City Sales Tax Revenue and Refunding Bonds, Series 2018, in one or more series, in the aggregate principal amount not to exceed $4,000,000 for recreational improvement, and to refund the outstanding Sales Tax Revenue Bonds, Series 2012; and related matters.

Mayor Frost explained this was for a bond to pay for improvements at the Art Dye Park.

There were no public comments. The public hearing closed at 7:33 p.m.

REGULAR SESSION

The American Fork City Council met in a regular session on **Tuesday, April 24, 2018, in the American Fork City Hall, 31 North Church Street, commencing at 7:35 p.m.**

1. Pledge of Allegiance; prayer by Preston Kirk; roll call.

Mayor Frost welcomed everyone to the meeting. Those in attendance recited the Pledge of Allegiance. Roll call was taken.

2. Twenty-minute public comment period - limited to two minutes per person.

There were no public comments.

3. Presentation by the Veterans of Foreign Wards to the American Fork Sports Clips a National Award, as well as a donation of a portrait of Utah County Medal of Honor recipient Jose Valdez to the City.

Craig Thorne explained that Sports Clips was being presented with a National Honor for their service to veterans. He noted they were the only business in Utah County to receive this award.

Craig Thorne also presented a portrait of Jose Valdez commissioned by the VFW. He explained Jose Valdez was the only Medal of Honor recipient from Utah County. He noted Jose Valdez's family helped build Geneva Steel. Mr. Thorne explained Jose Valdez served in the Second World War in Europe. During a battle, Jose Valdez heroically fought the Germans while saving four soldiers. He died a few weeks later from being mortally wounded in the battle. Mr. Thorne presented the City with the portrait of Jose Valdez.

Mayor Frost thanked them for this portrait.

4. Council Reports

Council Member Christiansen reported the new library director would start soon. She noted the TAC met yesterday and Shazelle Terry was elected as the new President. She said Ms. Terry would split duties with Reggie Walker, and Mr. Walker would be the executive director.

Council Member Shelton reported the 9-1-1 dispatch board met and was reorganized. He explained a new inter-local agreement would be presented to the Council in the next few months. He reported The Arbor Day Celebration would take place Friday at Evergreen Park.

Council Member Barnes reported Al Hansen passed away. He explained Al Hansen served for over 30 years as a volunteer fireman and served in the military for many years. He reported that he attended the Wasatch Winds program at the American Fork High School, conducted by John Miller. He said the program members were grateful for the PARC Tax program. He reported the Historic Preservation Committee met last week. He noted this committee was serious about preserving historical buildings in American Fork. He reported the Cemetery Committee had finalized the Memorial Day program and they would have additional information in the newsletter and on the website.

Council Member Carroll reported she attended with the Chamber of Commerce ribbon cutting for the Everest Arts and Learning Center. She said this was a place for disabled residents to interact and enjoy art. She noted the Chamber of Commerce was hosting the May 25th Memorial Day golf tournament. She reported she attended the Salute to Youth Concert.

Council Member Taylor had nothing to report.

Council Member Christiansen commented Charles Edward passed away recently. She noted he also served in the military and was a valuable member of the community. The Mayor and Council Member Taylor agreed.

5. Mayor's Report

Mayor Frost reported he attended the Salute to Youth Concert. He thanked Chief Brems for the instruction he gave on the EOC. He said the City was doing a good job preparing for emergency situations. He said they would have a drill in August and continue having regular drills in the future.

Mayor Frost asked the Boy Scouts to stand.

COMMON CONSENT AGENDA

(*Common Consent* is that class of Council action that requires no further discussion or which is routine in nature. All items on the Common Consent Agenda are adopted by a single motion unless removed from the Common Consent Agenda.)

1. Approval of the March 20, 2018, work session minutes
2. Approval of the April 10, 2018, city council minutes
3. Approval of the authorization to release the Improvements Construction Guarantee in the amount of $0.00 and issue a Notice of Acceptance for the Timp Hollow Plat B construction of public improvements located at 1100 North 110 East. *(Requested by Scott Sensanbaugher, Public Works)*

Council Member Taylor moved to approve the common consent agenda. Council Member Shelton seconded the motion.

Council Member Christiansen asked for clarification on the third agenda item. Scott Sensanbaugher explained the construction work had already been completed and this was a final release of funds. He said he did not have an explanation why the amount was $0.00. He noted they were satisfied with the work that had been completed. Mayor Frost said it was typical for contractors to do the work in lieu of bond so there would not be a dollar amount associated with the work.

Mayor Frost called for a vote on the motion. Voting was as follows:

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Clark Taylor, Council Member
SECONDER:	Rob Shelton, Council Member
AYES:	Barnes, Carroll, Christiansen, Shelton, Taylor

ACTION ITEMS

1. Ratification of city payments (April 3, 2018 to April 17, 2018) and approval of purchase requests over $25,000.

Council Member Taylor moved to approve the city payments and purchase requests over $25,000. Council Member Carroll seconded the motion.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Clark Taylor, Council Member
SECONDER:	Staci Carroll, Council Member
AYES:	Barnes, Carroll, Christiansen, Shelton, Taylor

2. Review and action on a resolution authorizing up to the maximum amount of $4,000,000 sales tax revenue and refunding bonds, in one or more series, pursuant to a fifth supplement indenture to be approved by the Mayor, the City Administrator, and Finance Director as the Pricing Committee, to finance recreational improvements and to refund the outstanding sale tax revenue bonds, Series 2012; and related matters. *(Requested by Terilyn Lurker, Recorder)*

Council Member Carroll asked if it was standard to have the pricing committee act in place of the City Council. Eric Johnson explained the Utah Code authorized the City to establish a pricing committee to approve the bonds within the parameters previously approved. He said this will allow them to move quickly with the signing of the bond documents.

Council Member Barnes moved to approve Resolution No. 2018-04-13R authorizing up to the maximum amount of $4,000,000 sales tax revenue and refunding bonds, in one or more series, pursuant to a fifth supplement indenture to be approved by the Mayor, the City Administrator, and Finance Director as the Pricing Committee, to finance recreational improvements and to refund the outstanding sales tax revenue bonds, Series 2012; and related matters. Council Member Taylor seconded the motion. Voting was as follows:

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Kevin Barnes, Council Member
SECONDER:	Clark Taylor, Council Member
AYES:	Barnes, Carroll, Christiansen, Shelton, Taylor

3. Marina Cove Storage Agreement. *(Requested by Scott Sensanbaugher, Public Works)*

Mr. Sensanbaugher explained this was a development with an existing storage unit. He said the developer wanted to expand and as a part of the agreement the City identified a road that would be the 'no defend line'. He said the developer wanted to remove the required sewer line in the old agreement.

Council Member Carroll moved to approve the agreement as presented and authorize the Mayor to enter into the Agreement with Marina Cove Storage, LLC as presented. Council Member Christiansen seconded the motion. Voting was as follows:

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Staci Carroll, Council Member
SECONDER:	Barbara Christiansen, Council Member
AYES:	Barnes, Carroll, Christiansen, Shelton, Taylor

4. Review and action on an Arbor Day Proclamation. *(Requested by Terilyn Lurker, Recorder)*

Mayor Frost read from the Arbor Day Proclamation.

Council Member Taylor moved to approve the 2018 Arbor Day Proclamation. Council Member Barnes seconded the motion. Voting was as follows:

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Clark Taylor, Council Member
SECONDER:	Kevin Barnes, Council Member
AYES:	Barnes, Carroll, Christiansen, Shelton, Taylor

5. Review and action on subdivisions, commercial projects, condominiums, and PUD's including 1) plat approval; 2) method of satisfaction of water rights requirements; 3) posting of an improvement bond or setting of a time frame for improvement installation; and 4) authorization to sign the final plat and acceptance of all dedications to the public and to have the plat recorded.

   a. Review and action on an ordinance approving an amended site plan for Mister Car Wash, located at 83 North West State Street in the SC-1 Planned Shopping Center zone. *(Requested by Adam Olsen, Planning)*

Council Member Shelton asked if they would remove the landscaping. Mr. Brian Campbell explained they planned on widening the driveway four feet. He said they had plans to protect a larger tree and to replace two other trees.

Council Member Taylor moved to adopt Ordinance No. 2018-04-14 approving an amended site plan for Mister Car Wash, located at 83 North West State Street in the SC-1 Planned Shopping Center zone with instructions to the City Recorder to withhold publication of the ordinance subject to all conditions identified in the public record associated with the April 4, 2018, Planning Commission meeting. Council Member Christiansen seconded the motion. Voting was as follows:

RESULT:	**ADOPTED [4 TO 0]**
MOVER:	Clark Taylor, Council Member
SECONDER:	Barbara Christiansen, Council Member
AYES:	Staci Carroll, Barbara Christiansen, Rob Shelton, Clark Taylor
RECUSED:	Kevin Barnes

6. Acceptance of Awarded Line from Timpanogos Special Service District. *(Requested by Scott Sensanbaugher, Public Works)*

Mayor Frost said the City's legal counsel told him there would be some changes.

Tim Merrill explained David Barlow from TSSD contacted him today to explain they would televise the line and clean the sewer line. Mr. Merrill explained this would change the agreement and they would need to change the language in the agreement. He requested the council approve the agreement subject to the removal of "and TSSD no longer desires to maintain the Line" from the 3rd Whereas and the removal of the words "and maintenance" from Paragraph 2. Council Member Shelton asked if this would be the final document, to which Mr. Merrill responded in the affirmative.

Council Member Barnes said he was confused about the payments agreed upon in the document. Mr. Merrill explained there was no payment; they were assuming responsibility over the line.

Council Member Shelton asked if this line was used regularly by the City and not TSSD. Mr. Sensanbaugher explained this was already in use by the City and its residents. He noted the line was supposed to belong to the City originally.

Council Member Shelton moved to approve the agreement between American Fork City and TSSD and accept the line from TSSD with the recommended changes made by legal counsel. Council Member Barnes seconded the motion. Voting was as follows:

RESULT:	**APPROVED [4 TO 0]**
MOVER:	Rob Shelton, Council Member
SECONDER:	Kevin Barnes, Council Member
AYES:	Kevin Barnes, Barbara Christiansen, Rob Shelton, Clark Taylor
RECUSED:	Staci Carroll

7. Review and action on the award of a contract for the City's Chlorination Process Relocation. *(Requested by Scott Sensanbaugher, Public Works)*

Mayor Frost noted the Council had discussed this at previous work sessions.

Council Member Taylor moved to accept the bid submitted by K.G.B. Construction, LLC. for the construction of the Chlorination Building in the amount of $317,612.00 and authorize the Mayor to enter into the contract as part of the bid documents. Council Member Christiansen seconded the motion.

Council Member Shelton said he appreciated working with other entities on projects; he also appreciated the staff's hard work.

Mayor Frost called for a vote on the motion. Voting was as follows:

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Clark Taylor, Council Member
SECONDER:	Barbara Christiansen, Council Member
AYES:	Barnes, Carroll, Christiansen, Shelton, Taylor

8. Review and action on a resolution adopting the American Fork City Municipal Wastewater Planning Program for 2017. *(Requested by Scott Sensanbaugher, Public Works)*

Council Member Taylor moved to approve Resolution No. 2018-04-14R adopting the American Fork City Municipal Wastewater Planning Program for 2017. Council Member Carroll seconded the motion.

Council Member Barnes asked why they were approving last year's plan. Mr. Sensanbaugher explained it was strange, but it was an annual survey required by the State. He said it was a review of work done last year.

Council Member Shelton commented he was grateful for these systems and those who maintained them.

Mayor Frost called for a vote on the motion. Voting was as follows:

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Clark Taylor, Council Member
SECONDER:	Staci Carroll, Council Member
AYES:	Barnes, Carroll, Christiansen, Shelton, Taylor

9. Review and action on a resolution declaring certain items surplus and to be disposed of. *(Requested by Terilyn Lurker, Recorder)*

Council Member Taylor moved to approve Resolution No. 2018-04-15R declaring certain items to be surplus and disposed of. Council Member Shelton seconded the motion. Voting was as follows:

RESULT:	**APPROVED [4 TO 0]**
MOVER:	Clark Taylor, Council Member
SECONDER:	Rob Shelton, Council Member
AYES:	Staci Carroll, Barbara Christiansen, Rob Shelton, Clark Taylor
RECUSED:	Kevin Barnes

10. Review and action on the appointment of Tim Merrill as City Attorney.

Council Member Shelton moved the appoint Tim Merrill as City Attorney. Council Member Taylor seconded the motion.

Council Member Barnes asked if they were appointing Tim Merrill or his firm. Mayor Frost clarified they were appointing Mr. Merrill.

Mayor Frost called for a vote on the motion. Voting was as follows:

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rob Shelton, Council Member
SECONDER:	Clark Taylor, Council Member
AYES:	Barnes, Carroll, Christiansen, Shelton, Taylor

11. Adjournment

Council Member Carroll moved to adjourn the meeting. Council Member Shelton seconded the motion. All were in favor.

The meeting adjourned at 8:20 p.m.

Terilyn Lurker

Terilyn Lurker, City Recorder