

AMERICAN FORK CITY COUNCIL
JANUARY 8, 2019
REGULAR SESSION MINUTES

Members Present:

Kevin Barnes	Council Member
Staci Carroll	Council Member
Barbara Christiansen	Council Member
Rob Shelton	Council Member
Clark Taylor	Council Member

Members Absent:

Brad Frost	Mayor
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Staff Present:

David Bunker	City Administrator
Wendelin Knobloch	Associate Planner
Lauralee Hill	Deputy Recorder
Aaron Brems	Fire Chief
Kyle Maurer	Finance Officer
George Schade	IT Director
Cherilyn Egner	Legal Counsel
Adam Olsen	Senior Planner
Darren Falslev	Police Chief

Also present: Brooks Henderson, Tyler Powell, and several others.

Scouts present: Zachary Bezzant (Troop 17), Taylor Bezzant (Troop 17), Ginger Romnell

PUBLIC HEARING

The American Fork City Council met in a public hearing on Tuesday, January 8, 2019, in the American Fork City Hall, 31 North Church Street as follows:

Mayor Pro Tem Clark Taylor called the meeting to order at 7:00 p.m. He excused Mayor Frost who had family obligations and explained that he would be conducting the meeting.

The Council received public comment on the following items:

- American Fork Boat Harbor Annexation consisting of 66.05 acres at approximately 1700 South 100 West. There were no comments.
- Hoggard American Fork City Annexation consisting of 12.115 acres at approximately 300 South 800 West. There were no comments.
- Ovard Annexation consisting of 1.169 acres at approximately 340 North County

Boulevard. There were no comments.

- Vest Annexation consisting of 89.68 acres at approximately 700 South 860 East. There were no comments.

There were no comments on any of the items.

Mayor Pro Tem Taylor closed the public hearing at 7:04 p.m.

REGULAR SESSION

The American Fork City Council met in a regular session on Tuesday, January 8, 2019, in the American Fork City Hall, 31 North Church Street, commencing at 7:05 p.m.

1. Pledge of Allegiance; prayer by Council Member Christiansen; roll call.

Mayor Pro Tem Taylor led the Pledge of Allegiance. Council Member Christiansen offered an opening prayer. Roll call was taken.

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

Mayor Pro Tem Taylor opened the floor for public comments.

Brooks Henderson, Ability Diagnostics, stated that his business was a medical lab servicing over 1,000 physicians and 70 salespeople. Pathologists reviewed samples sent to his lab by physicians and made diagnoses, which were often for life-threatening diseases. Therefore, it was critical that his lab receive samples in a timely fashion. As such, he contracted with various carriers to have samples delivered overnight. Mr. Henderson stated that he prepaid for these deliveries so that samples were not compromised in any way. Each of the 1,000 physicians had prepaid for these sample kits, often amounting to thousands of dollars in expenses. He expressed concern with the possibility of packages being delivered to the wrong location, and he would prefer to not have to pay for sample kits and overnight deliveries twice. Mr. Henderson stated that his lab was a CLIA- and CAP-credentialed lab, meaning that entities periodically visited the facility to ensure it met certain standards. These credentials were essential to the various insurance companies that insured his business. He explained that over a year, Ability Diagnostics had to change its banking information because of a clerical error. Correcting said errors took five months and several hundred thousand dollars. He asked the Council to take these matters into consideration so that he would not lose his business.

Mayor Pro Tem Taylor noted that Mr. Henderson's business would be discussed later in the meeting as part of Item #8. He thanked Mr. Henderson for his comments and noted that those additional comments which he submitted to the Recorder earlier in the week had been received.

Tyler Powell stated that his business, located on Auto Mall Drive, was the largest manufacturer and wholesaler of wood garage doors. The company recently purchased 16,000 brochures with the Auto Mall Drive address listed, and they could not afford to change the address and reprint the brochures with the Technology Drive address.

Mayor Pro Tem Taylor closed the floor for public comments.

3. City Administrator's Report

David Bunker reported on the following:

- The City placed a Christmas tree drop-off dumpster at 200 North 240 East, located near the salt storage shed at the Public Works Department facility. Residents could call staff if weekend drop-off was needed. Republic Services would also be doing curbside pickup of Christmas trees, but this would take one to two weeks.
- The Utah League of Cities and Towns (ULCT) had a bill tracking link so residents could monitor the status of proposed bills throughout the legislative process. Some of the bills staff had been tracking included a secondary water metering bill and a firefighter retirement fund correction.
- ULCT would be having a local officials' day on January 30th to learn about civic engagement and leadership. Participants would gather at the State Capitol building for breakfast and breakout sessions. Mr. Bunker stated that ULCT did a lot of work for the City. ULCT represented 240 cities and towns across the State. He discussed the importance of participating with the ULCT in order to protect the best interest of municipalities across the State.
- The Fitness Fair was scheduled for January 12th at the American Fork Fitness Center. Several vendors would be there offering blood pressure tests, step tests, BMI readings, and chiropractics. Admission to the Fitness Center would be free all day. Passes were also currently available for a discount.
- Mr. Bunker expressed thoughts and prayers for Joseph Shinners's family and the Provo Police Department. Officer Shinners was killed in the line of duty and many of the City's officers would be attending the funeral.

4. Council Reports

Council Members Carroll and Barnes had nothing to report.

Council Member Shelton reported on the following:

- An email was sent out regarding the first annual Hash and Trash. This would be a great opportunity to learn about the North Pointe Solid Waste. This year was critical because the interlocal agreement notification period fell within this year. North Pointe had a great Board and Council Member Shelton invited other Council Members to attend.
- Dispatch was officially under the new entity, and the County was now on board with the matter. By creating this new entity fiscal issues would be avoided.
- Council Member Shelton expressed condolences to Officer Shinners's family and the Provo Police Department. He then briefly discussed his experiences taking part in the Citizens' Academy.

Council Member Christiansen echoed the condolences offered on behalf of the Shinners family. She also expressed appreciation for those who served the community in any way. She then spoke briefly about her experiences with the Citizens' Academy.

Mayor Pro Tem Taylor reported on the following:

- The community recently voted to approve a Parks Arts Recreation and Culture (PARC) tax. Each year, organizations submitted applications to vie for these funds. The date of the mandatory meeting to petition for PARC tax dollars was scheduled for January 17th at 7:00 p.m. Anyone who wanted access to those funds needed to be in attendance at this meeting.
- Mayor Pro Tem Taylor stated that he had had full-time employment since the age 21. Not one time during his career has he woken up wondering if his life would be in danger while working; never had he put his life on the line for people he didn't know. He stated that there was much to be thankful for regarding police officers who put their lives on the line every day for people they don't even know.

COMMON CONSENT AGENDA

1. Approval of the December 4, 2018, Work Session minutes.
2. Approval of the December 11, 2018, Work Session minutes.
3. Approval of the December 11, 2018, City Council minutes.
4. Approval of a partial release for the performance guarantee bond in the amount of \$313,969.46 for 860 Place Plat A located at 400 South 860 East. *(Requested by Scott Sensanbaugher, Public Works)*
5. Consideration regarding authorization to release the Improvements Durability Retainer of \$24,683.20 for Dicks Sporting Goods, located at 841 West Pacific Drive. *(Requested by Scott Sensanbaugher, Public Works)*
6. Consideration regarding authorization to release the Improvements Durability Retainer of \$725.94 for AFCC Plat R (Home Goods), located at 240 North Meadow Lane. *(Requested by Scott Sensanbaugher, Public Works)*
7. Approval of a partial release for the performance guarantee bond in the amount of \$35,960.00 for Williamson Ranch, Plat A, located at 640 South Storrs Ave. *(Requested by Scott Sensanbaugher, Public Works)*

The minutes were reviewed and amended.

Council Member Shelton moved to approve the common consent agenda with the noted corrections to the minutes. Council Member Barnes seconded the motion. Voting was as follows:

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

ACTION ITEMS

1. Ratification of City payments (December 4, 2018 to January 1, 2019) and approval of purchase requests over \$25,000.

Council Member Carroll moved to approve the ratification of City payments (December 4, 2018 to January 1, 2019) and approval of purchase requests over \$25,000. Council Member Shelton seconded the motion. The voting was as follows:

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

2. Review and action on an agreement for the AF 21 Annexation, consisting of 19.2 acres, located in the area of 850 West 500 South. (Requested by Adam Olsen, Planning)

Council Member Shelton moved to approve the agreement for the AF 21 Annexation consisting of 19.2 acres, located in the area of 850 West 500 South. Council Member Christiansen seconded the motion. Voting was as follows:

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

3. Review and action on approval of a resolution indicating the City's intent to annex the AF10 Annexation consisting of 12.20 acres at approximately 850 West 620 South. (Requested by Terilyn Lurker, Recorder)

Council Member Carroll moved to approve Resolution 2019-01-01R indicating the City's intent to annex the AF10 Annexation consisting of 12.20 acres at approximately 850 West 620 South. Council Member Barnes seconded the motion. Voting was as follows:

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

4. Review and action on approval of a resolution indicating the City's intent to annex the AF191 Annexation consisting of 0.51 acres at approximately 800 South 900 West.
(Requested by Terilyn Lurker, Recorder)

Council Member Christiansen moved to approve Resolution 2019-01-02R indicating the City's intent to annex the AF191 Annexation consisting of 0.51 acres at approximately 800 South 900 West. Council Member Carroll seconded the motion. Voting was as follows:

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

5. Review and action on approval of a resolution indicating the City's intent to annex the AF Penrod Annexation consisting of 10.72 acres at approximately 950 West 620 South.
(Requested by Terilyn Lurker, Recorder)

Council Member Barnes noted that some of the resolutions the Council was passing tonight listed the date of January 10th instead of January 8th. This was noted by staff and corrections were subsequently made.

Council Member Shelton moved to approve Resolution 2019-01-03R indicating the City's intent to annex the AF Penrod Annexation consisting of 10.72 acres at approximately 950 West 620 South. Council Member Barnes seconded the motion. Voting was as follows:

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

6. Review and action on approval of a resolution indicating the City's intent to annex the Phelon Annexation consisting of 47.39 acres at approximately 400 East 1700 South.
(Requested by Terilyn Lurker, Recorder)

Council Member Carroll moved to approve Resolution 2019-01-04R indicating the City's intent to annex the Phelon Annexation consisting of 47.39 acres at approximately 400 East 1700 South, and with the modified date of January 8, 2019. Council Member Barnes seconded the motion. Voting was as follows:

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

7. Review and Action on a Cooperative Agreement with the Utah Department of Transportation. *(Requested by George Schade, Technology)*

This item required more information and action could not be taken on this tonight.

Council Member Shelton moved to table action on the cooperative agreement with UDOT. Council Member Christiansen seconded the motion. Voting was as follows:

RESULT:	TABLED [UNANIMOUS]
MOVER:	Rob Shelton, Council Member
SECONDER:	Barbara Christiansen, Council Member
AYES:	Barnes, Carroll, Christiansen, Shelton, Taylor

8. Review and action on approval of a resolution to change “Technology Drive” back to “Auto Mall Drive.” *(Requested by Terilyn Lurker, Recorder)*

Mayor Pro Tem Taylor stated that in the citizen letters received on this item, he counted one citizen who supported the change, two who were ambivalent, and the rest were against the change.

Council Member Barnes asked how many business owners were in attendance with regards to the name change. Several members of the audience raised their hands. When asked by Council Member Barnes what their preference was on the matter, the consensus was that Auto Mall Drive was the more desirable name.

Council Member Christiansen moved to approve Resolution 2019-01-05R changing the name Technology Drive back to Auto Mall Drive. Council Member Barnes seconded the motion.

Council Member Shelton stated that the City recently changed the procedure for name changes. He understood the concerns of the small business owners. He inquired as to the best way of notifying business owners of decisions made at the City level, noting that this used to occur via the newspaper. The Planning Commission placed signs on the property in question. The Board of Adjustments sent letters to everyone within a certain radius of the affected area. He stated that the Council needed a way to communicate to citizens and business owners who could potentially be affected by changes made in the City.

Mayor Pro Tem asked if they should discuss this at the retreat; Council Members Christiansen and Barnes agreed. Council Member Barnes stated that the Council thought it was doing the right things, but there was always room for improvement.

Brooks Henderson came forward and spoke on behalf of fellow business owners. He expressed appreciation to the Council for hearing their concerns and making a change.

Council Member Shelton reiterated the need for a new policy and thanked business owners for being in attendance.

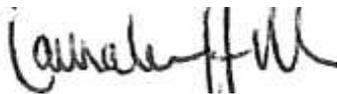
Mayor Pro Tem called for a vote. Voting was as follows:

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

9. Adjournment

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

The meeting adjourned at 7:40 p.m.



Lauralee Hill, Deputy Recorder