

ALPINE CITY COUNCIL ELECTRONIC/PUBLIC MEETING

Tuesday, October 27, 2020 at 7:00 pm

Alpine City Hall, 20 North Main, Alpine, Utah.

I. CALL MEETING TO ORDER

The meeting was called to order at 7:00pm by Mayor Troy Stout

Roll Call: The following were present and constituted a quorum.

Council Members, Carla Merrill, Greg Gordon, Jason Thelin, Jessica Smuin, Lon Lott

Staff: Shane Sorensen, Austin Roy, Craig Hall, David Church, Chief Brian Gwilliam, Chief Reed Thompson, Bonnie Cooper, Hyrum Bosserman, Steve Doxey, Jane Griener

Others: Breezy Anson

- A. **Prayer:** Jessica Smuin
- B. **Pledge:** Mayor Troy Stout

II. CONSENT CALENDAR

- A. **Approve City Council minutes of October 13, 2020**
- B. **Acoustic Sewer Assessment, RH Borden and Company: \$51,200.00**

Shane Sorensen City Administrator said the acoustic sewer assessment by RH Borden and Company has new technology that will help detect any problems or issues the city may have to maintain and update the city’s 41-year-old sewer system. He said the process will take approximately two weeks; it would help the city to know where to focus efforts. He said this assessment agrees with the city’s insurance company and will be done once every 10-years accordingly. Mayor Troy Stout asked what the life span of the city sewer system would be. Shane Sorensen said approximately 50 years but could last longer because we do not have some of the same issues as other cities because of the way the city is set on a slope. Mayor Troy Stout asked if the earthquakes this year could have affect the sewer system. Shane Sorensen said this could help at least give the city a baseline.

Motion: Lon Lott moved to approve the Consent Calendar with the following changes of the October 13, 2020 minutes, Lon Lott said page 2 line 28 rodeo trail not rodeo ground and Jason Thelin page 9 line 36 motion should say he omitted the touchless water station for Mountainville Academy. Jessica Smuin Seconded the motion. There were 5 Ayes and 0 Nays, as recorded below. The motion passed unanimously.

<u>Ayes</u>	<u>Nays</u>
Carla Merrill	
Jessica Smuin	
Greg Gordon	
Jason Thelin	
Lon Lott	

III. PUBLIC COMMENT

No public comment

IV. REPORTS AND PRESENTATIONS

A. Recognition of Past City Attorney – David Church

Mayor Troy Stout thanked David Church, retiring City Attorney, for all his years of service to Alpine City and presented him with a gift. David thanked the city, and the staff for their love and loyalty for the city of Alpine. He said he knows he is leaving the city in good hands and the city can consider that Craig Hall, new City Attorney, is an upgrade.

B. Introduction of New City Attorney – Craig Hall

Mayor Troy Stout welcomed the new city attorney Craig Hall and his team. Craig Hall introduced his team to the City Council to let them know that he has a team of people to help the city. He introduced Steve who has 22 years' experience being a city attorney and Hyrum Bosserman with four years' experience and has worked with the Utah Supreme Court and is a great writer. He said he and his team are available for any questions and to provide help as needed. He said their office hours are 9-5.

C. Update on Park Signage

Austin Roy, City Planner, said staff had worked with a landscape architect over the last few weeks on creating a new trailhead signage standard to be used throughout the city. He said the signage would start in Lambert Park first. He said as soon approval is given from the City Council, more maps will be created for the other locations. He said the architect has provided a draft schematic of Lambert and is looking for feedback. He said one of the biggest questions is size. He said the large kiosk he would estimate to be around 12' tall with two 6'x8' signs side. He said the landscape architect would like feedback on labels, font, colors, details, and accuracy of the trails. He said there are sample copies of the Lambert map at City Hall. He said this is just a rough draft to get feedback.

Carla Merrill City Council member said she thought the map on the left-hand side of the kiosk of the entire Lambert Park is would be overwhelming. She suggested to maybe just have one map for the area that the kiosk is in. She also suggested marking biking and walking trails on the map with color based on the degrees of difficulty such as green for beginners and have the trails match with an apps on the citizens' phone. She said she feels that is the way local ski resort does their maps is a good example for the city to follow. She said it is very important to show a spot on the map where it marks "YOU ARE HERE". Lon Lott City Council member said the overall map of Lambert Park could be smaller and the other map of the actual trails could be larger in his opinion. He said to be sure that each sign is oriented just how the park sits to ensure it is in the right direction and not upside down. Mayor Troy Stout suggested putting park rules and trail etiquette on the kiosk. Shane Sorensen said the problem with that is the map is to scale and due to the city's sign ordinance, the option maybe having something on both sides' where the city could put announcements and rules. Jason Thelin City Council member said he thinks the signs are good as is. Carla Merrill said the city could refer people to the city's website on the map then the map could show adjacent area to the trail they are on. Jessica Smuin City Council member said the Council's intention, is for the entire trail system. Shane Sorensen said the city's goal was for trail connectivity. He said he would like to come up with a way to have everything on one side unless the Council wants to make a triangle kiosk. He said the city could put a plastic sleeve for announcements such as the trail workday. Mayor Troy Stout instructed the City Council member to email feedback to Austin Roy and come into City Hall and see the samples of the signs and the staff will bring it back at the next meeting. Jessica Smuin said there needs to be directional signage. Greg Gordon City Council member said he thinks there needs to be less signage throughout the park.

D. Parking Issue at Timberline Middle School

Greg Gordon presented information on the youth football league, parking, and traffic problems in the Timberline Middle School area. He said the data he found of 27 fields locations used by the league from South Jordan to Payson max out at two games at a time. He said in comparison with Alpine to all the other cities, Alpine host at least four games at a time that is 147 % more than any other city. He said of the games taking place in Alpine 37% are not even Lone Peak teams. He said Alpine is 50% of all the games. He said he believes the city should only be hosting two games at a time. He said it is disproportionate how many games Alpine is hosting in comparison to other cities. He said if the city has something at the church, a rugby game, and a baseball game at the same time as the soccer and football league this could become problematic. He said the parking is inadequate Timberline has 227 stalls which is sufficient for two simultaneous games, like every other location but Alpine has four games and when they overlap that means more cars. He said last Saturday he counted 160 cars parked on side streets. He said this basically the city is hosting 16 teams at one time because teams are overlapping. Carla Merrill said the figures could be a little exaggerated figure because a lot of the youth from Alpine have gone to other conferences, Lone Peaks conference has weight limits, keeping costs lower for the kids and their families. She said the number of kids Alpine has participating has gone down. She said the city could find other fields for them. Mayor said the city is feeling a burden of the league. Lon Lott said it feels like a mass gathering. Chief Brian Gwilliam said when competitive parents get together and with people trying to social distance temper sometime flare up. Shane Sorensen said when the parking stalls get filled up then Ted Stillman, City Enforcement Officer, and the police officer can enforce parking if we have an ordinance. He said he truly believes that it is the school that need to make the change and limit the number of games and direct patrons to have orderly parking. He said the city has a duty to the residents in the area around Timberline Middle School. Greg Gordon said the remedies he sees to this issue is to have a two-game maximum, and parking restrictions. Shane Sorensen said he spoke with Rob Smith Director of the Alpine School District and his board members and scheduled a breakfast meeting on November 12, 2020 at 7:30am. He said he brought this issue up to him and he said the new schools they are building will have more parking in the rear of the building to help combat this problem in the future, but the board wants to speak with the Mayor and Council about this issue. Carla Merrill and Jason Thelin

City Council member will be out of town and would like to attend and asked if it could be rescheduled. Shane Sorensen said it will need to have a public notice. Mayor Troy Stout said maybe the meeting can be done via zoom or reschedule.

V. ACTION/DISCUSSION ITEMS

A. Resolution R2020-15: Trail Master Plan, update map

Austin Roy explained the Trail Master Plan needs an update. He said staff and the Trail Committee have been working together to update the Trail Master Plan with the most recent version adopted in 2018. He said since that time, several developments have completed sections of “planned” sections of trails within the city. Alpine View Estates, The Ridge at Alpine, and Three Falls are examples of this. Other adjustments to the plan include updating the legend to reflect current conditions more accurately. For example, Trail Heads are more clearly defined as an area with parking, restrooms, and trail access. The update also includes some new “planned” trails. There are three downhill trails proposed in Three Falls as well as trail on the east side of Lambert Park. A public hearing was held for the on October 6, 2020 in Planning Commission where all these things were discussed, with some feedback from the Planning Commission, the Trail Master Plan was brought back October 20, 2020 and was recommended for City Councils approval.

MOTION: *Alan MacDonald moved to recommend that Res. No. 2020-15 Trail Master Plan be approved as proposed. Ed Bush seconded the motion. There were 6 Ayes and 0 Nays (recorded below). The motion passed unanimously.*

Aye: *Alan MacDonald, Jane Griener, Ed Bush, Troy Slade, John MacKay, and Sylvia Christiansen.*

Nay: *None*

Breeze Anson of the Trail Committee said the Trail Committee has approval for three different areas of walking only trails, two of the trails will be flatter and the other would be a little tougher. Jessica Smuin asked if the trails have already been approved can they be added to this map before approving. Shane Sorensen said staff could update the map bring this back at the next meeting. Jessica Smuin said the city needs to consider complete accuracy with the trails map, so we do not have to keep redoing them. Carla Merrill suggested to Breeze Anson putting the green flow trail that is intended for Lambert Park on the map. Jason Thelin said walking trails should be designated differently on the map. Lon Lott said in the legend on the map the walking trails need to be identified. Breezy Anson said the Trail Committee have had some walking only trails before. Mayor Troy Stout asked if downhill versus uphill only trails are going to marked on the map. Breeze Anson replied, yes. Mayor Troy Stout said he worried about the speed at which people take blind corners while biking. Shane Sorensen said that trails are marked with arrows indicating uphill and downhill. Greg Gordon said the city and Trail Committee needed to add consistency in shading city parks and make minor changes where churches on the map are. He also suggested affixing a name to the Central Corridor and any other new trails. Mayor Troy Stout asked staff to work on the map and bring it back to City Council.

B. Ordinance 2020-21: Trail Committee Ordinance, formalize a Trail Committee

Austin Roy said the city is seeking to formalize the Trail Committee and make it an official body. He said the ordinance would set when the Committee meets, the committee would consist of five members supported by two staff, three would be positions for three years and two would be positions for two years. He said a trail committee member could be voted out by a unanimous vote. He said the City Council would be the governing body of the Trail Committee. He said the purpose of the Committee is as an advisor board. Staff have prepared a new ordinance which establishes the committee and sets forth the criteria by which it shall operate. He said Planning Commission have made some changes to the proposed ordinance and are now recommending approval.

MOTION: *Ed Bush moved to recommend that Res. No. 2020-21 Trail Committee be approved with changes.*

1. *Modify item 3 ii*
2. *Section 5*

Alan MacDonald seconded the motion. There were 6 Ayes and 0 Nays (recorded below). The motion passed unanimously.

Ayes:

*Alan MacDonald
Jane Griener
Ed Bush
Troy Slade
John MacKay*

Nays:

None

Sylvia Christiansen

Mayor Troy Stout said on item (3) he believes the verbiage should be like it is for the Planning Commission and say nominated by the Mayor and approved by the City Council instead of appointed by the City Council. Austin Roy said the Trail Committee would be just to give advice and get consent of the City Council, so he did not think it would be necessary. Shane Sorensen does not think the anyone on the City Council should be voting members of the Trail Committee. Craig Hall said he would recommend what Shane Sorensen said because the city would not want any undue influence on Trial Committee members. Austin Roy said item (3) section (a,i) says “One representative from Alpine City Planning Commission or Alpine City Council” and in section (4) section it says “The committee shall be supported by the following staff”, planning department and public works department. support the trail committee. Greg Gordon said would that create a conflict Mayor Troy Stout said the only time the planning commission would be involved. Shane Sorensen said the Trail Committee would be a recommending body. Lon Lott said the title says advisory committee. Jason Thelin said the City Council has a new trail plan in front of us and as an advisory board the Trail Committee has brought it to council and council would vote on what was recommended. He said the Trail Committee and city staff go out with the engineer and bring it back for an approval. He said City Council could give assignments to the Trail Committee so that things can get done or built, and organize projects, and cleanup projects. Shane Sorensen said because of lack of manpower from the city these trails take time. He said if this is the type of the trail the council wants, the Trail Committee would bring it to the council for approval. Greg Gordon said representatives from the Trail Committee need to come in and give us updates and codify this committee. Lon Lott said the city has had reports form the trail committee for approval for walking trails. He agreed with Greg Gordon that the council needs to have the committee come forward at a future date during a City Council meeting. He said in his mind the city has always been an advisor board when it comes to trails. Mayor Troy Stout suggested tabling this Ordinance for legal ramifications and legitimize the Trail Committee, also finding out what the state laws say. He said if the process is clear the Trail Committee can get more done. Shane Sorensen said the city can delegate and keep some issue running, Three Falls flow trails have a majority vote because of the open space areas. Mayor Troy Stout said the trail committee seems to know what they are doing. He said get additional language from the attorney, get rid of the paragraph B in the Ordinance. Carla Merrill said they are doing a good job; with the vision the city has.

Motion: Lon Lott moved table Ordinance 2020-21 to formalize a Trail Committee. Greg Gordon Seconded the motion. There were 5 Ayes and 0 Nays, as recorded below. The motion passed unanimously.

Ayes

Carla Merrill
Jessica Smuin
Greg Gordon
Jason Thelin
Lon Lott

Nays

C. Ordinance 2020-19: Outdoor Lighting, Restrictions on outdoor lighting in Alpine City

Austin Roy said the Planning Commission had drafted ordinance operating hours of any outdoor lighting some lights were exempt like Christmas lights and solar pathway lights. based on feedback from the Mayor and subsequent discussions in Planning Commission. He said the proposed ordinance would place more restrictions on outdoor lighting, sports courts, and accessory structures in Alpine City. He said several meetings of discussion, the Planning Commission has recommended approval of the proposed ordinance.

MOTION: *Alan MacDonald moved to recommend that Res. No. 2020-19 Outdoor Lighting be approved as proposed.*

Troy Slade seconded the motion. There were 5 Ayes and 1 Nays (recorded below). The motion passed.

Ayes:

Alan MacDonald
Jane Griener
Troy Slade
John MacKay
Sylvia Christiansen

Nays:

Ed Bush

Jane Griner, Planning Commission Chair, said this ordinance would be reasonably enforceable and done by complaints. Lon Lott said outdoor lighting signs schools' signs shut down at a certain time. It is difficult to enforce soffit lighting. He said having restrictions on sports court is a good idea. Austin Roy said he did have some public comment on this ordinance. He said some citizen were concerned that they like to keep their porch light on at night because it helps them feel safe, or they leave it on for their children. Mayor Troy Stout does not want to compromise people's sense of security. He said as he was driving around Alpine, he saw a home with 40 exterior lights coming off one accessory building to a home. He said how can we address the intensity of the lights. Jessica Smuin said the direction of the light should not be facing a neighbor's home. Mayor Troy Stout the height of the sports court fencing or accessory building needs to be taken into consideration with the lighting. He said some neighbors will have to get blackout blind. He asked what wattage accessory building and sports court can have. Mayor said Planning commission Carla Merrill said on part 3 item a of the ordinance where Ed Bush from the Planning Commission said 10 pm until 12 am, most other cities are 10 pm or 11 pm. She said she personally think 11pm is a better time for outdoor lights to be turned off. Jane Griener said that if the city says two hours after dark or dusk, the Planning Commission just did not think that would work. Greg Gordon said he thinks 10:30 pm or 11 pm would be better, 12pm is too late. He said wintertime is not going to be as big a problem. Jason Thelin said he would want to change the sports court to 11pm from 12am. He said he is concerns about not allowing citizen to leave their porch on. He asked Craig Hall, City Attorney, what the legal terms for light spilling onto another person's property is and how is that determined. Craig Hall said there are several outdoor lighting ordinances he is aware of; a lumen is a measure light and would be measure from a property line. He said he was not sure what a lumen was other than it is a measurement. He also said the city may be creating a "Light Nazi" that would be going around and issuing citations. He said he recommends the city be very careful proceeding with this ordinance. Mayor Troy Stout said Jane Griener said the enforcement would only be if someone complains. He said if a resident has gotten a complaint, the resident can know the ordinance will be enforced. He said he has had complaints from a citizen where the light from one household is angled right into a that citizen's bedroom window. He said the city would have something to fall back on if complaints come in like this. Shane Sorensen said the city's ordinance on sports court is very general. He said if a resident came to appeal a citation with a hearing officer, the hearing officer would have our ordinance to go by. He said the city does not require a building permit for a sports court. He said if the city is going to be measuring in lumens a photometric study would need to take place before the sports court was installed. He said even with his engineering background he was not sure if he would be qualified to review this matter. He also said the city does not have the staff to manage all of this. Craig Hall said he the city has two standards here first, light bleeding over into the neighborhood and secondly, time of use, sports courts can be used all day. Greg Gordon said a sports court lights could be directed at the property owners own home. He said he would use caution with the downward lighting, with 40 lights could change the brightness. He said maybe beyond porch lights, have a maximum height at which lights can be on a structure because Jane Griener had said the city already has height restrictions and fencing restrictions of 12 feet for tennis or sports court. Mayor Troy Stout said LED lights are very bright. Jane Griener said is this ordinance for things/problems that do not exist or things that already do exist. rules for things that do not exist or for things that do. Mayor Troy Stout said sports court regulate lumens spilling over onto neighbors' yards. Carla Merrill said the city can reduce the lights by 25% like in other cities and regulate the times that they are on. She said change the verbiage of security lighting to motion sensors lighting. Jane Griener suggested excluding porch lighting from the ordinance. She said the council could change measurement of lumens in the ordinance. Jessica Smuin said if it gives the city a point of measure the that is how is enforced. Mayor Troy Stout said the Council and city needs to educate themselves about lumens because being exposed to constant bright lights can cause fatigue. Shane Sorensen said the city does not have the expertise to write an ordinance on lumens. Jane Griener asked if the City Council was interested in control in timing or just brightness. Greg Gordon said the standard for a motion sensor light is ten minutes and should be changed from five minutes to ten minutes.

Motion: Lon Lott moved to table Ordinance 2020-19 Outdoor Lighting for the appropriate way to have the sports court lighting resolved by the Planning Commission and change language with help from the new city attorney. Jessica Smuin Seconded the motion. There were 5 Ayes and 0 Nays, as recorded below. The motion passed unanimously.

Ayes
Carla Merrill
Jessica Smuin
Greg Gordon
Jason Thelin
Lon Lott

Nays

Jane Griner said the Planning Commission feels like they do not have the knowledge and what is reasonable measure of lighting to rewrite this ordinance. Craig Hall said city of Holladay has a similar ordinance he can look at and compare. He said he can reach out to other city attorneys and ask if anyone has dealt with the same issue. He said there are lighting consultants for the city and the city can ask one. Mayor Troy Stout said the Council could make this ordinance retroactive for some of these homes. Craig Hall said the parking lots and temples of the Church of Jesus

Christ of Latter-Day Saints deals with lighting issues; he will reach out to someone he knows there. Greg Gordon said Draper has a good ordinance for lighting. He said he has a laminar meter that can measure light.

D. Ordinance 2020-20: Garage Doors, Limit number and type of garage doors on a property

Austin Roy said if we do this leave out the 10r zone. The planning commission 60% of the front of your house which includes the garage doors and the space in-between. The height of the garage doors would be two larger garage doors. Staff have prepared a draft ordinance based on feedback from the Mayor and subsequent discussions in Planning Commission. The proposed ordinance would limit number and type of garage doors on a property.

MOTION: John MacKay moved to recommend that Res. No. 2020-20 Garage doors be approved with changes made.

1. Change 8 feet to 10 feet

Sylvia Christiansen seconded the motion. There were 6 Ayes and 0 Nays (recorded below). The motion passed unanimously.

Ayes:

Alan MacDonald

Jane Griener

Ed Bush

Troy Slade

John MacKay

Sylvia Christiansen

Nays:

None

Greg Gordon said limiting, RV doors would limit two and front or side facade. Taller doors mixed in with the 60% standard is eight feet high and some homes are custom, and some are arched so we when with ten feet to. Austin said the way this would be interpreted would be from one corner lot each side would count against the property owner. Jane Griner said the Planning Commission did not word the ordinance that way. She said the entire side of the lot and front would not have any combined math of the front of the house because of the setbacks. She said the city does not consider that as a side yard but a front yard. Greg Gordon said maybe the ordinance could say "any" street not "a" street. Carla Merrill said the city could have a separate ordinance for a corner lot. Lon Lott said this is only one house, there are so many huge houses and they all have garage doors, and they do not look out of place. Mayor Troy Stout thinks the city will see more in the future and the city should play to worst case scenario. Lon Lott said a home with a breezeway to connect to a could be a house complication to this ordinance. Greg Gordon said the house that the Council had been talking about does it cover more than 60%. Jane Griner said what started this is that people will purchase additional lots adjacent to their property and putting accessory buildings on it or combine them for bigger homes. Greg Gordon said he estimated that home in question would cover about 64% of home.

Motion: Jessica Smuin moved table Ordinance 2020-20 Garage Doors. Lon Lott seconded the motion. There were 5 Ayes and 0 Nays, as recorded below. The motion passed unanimously.

Ayes

Carla Merrill

Jessica Smuin

Greg Gordon

Jason Thelin

Lon Lott

Nays

E. Lambert Park Trail

Austin Roy explained there has been discussion of a new Lambert Park Trail on the east side of Lambert Park over the last few months. He said staff has met with the Trail Committee and members of the City Council individually to review the logistics of a new trail at its location. He said after a site visits and surveys, it was determined that it is possible to build a trail at this location. He said the proposed trail has been added to the Trail Master Plan which is on this agenda for approval. He said the Trail Committee has reached out to a few trail builders and all are booked this fall. The earliest any builder could be scheduled to build the trail is first thing next spring. He said with the Council's approval of the Trail Master Plan, staff and the Trail Committee would continue to work towards getting the trail built as soon as possible.

Mayor Troy Stout said how long would it take to get the fence done. Shane Sorensen said for the trail, a public hearing notice would need to have been done three weeks ago. He said on the trail construction side Will Jones said

construction companies are not available until spring. He said the fence the city is looking for labor and maybe some help from a mountain bike teams. Carla Merrill asked why this trail is going to be for walking only, because in her experience the higher the traffic the better the trail is. Austin Roy said that was a miscommunication and will be a multiuse trail.

Motion: Jessica Smuin moved to approve the new Lamber Park Trail Alignment, strike walking trail only, and change to multiuse. Carla Merrill Seconded the motion. There were 5 Ayes and 0 Nays, as recorded below. The motion passed unanimously.

Ayes

Carla Merrill
Jessica Smuin
Greg Gordon
Jason Thelin
Lon Lott

Nays

F. CARES Act Funds Update

Shane Sorensen said the information was not ready but will be ready at the next City Council meeting.

VI. STAFF REPORTS:

Austin Roy said the city has been trying to work on the moderate-income housing report and has not made much progress.

Shane Sorensen said the restrooms at the city parks will be closing because of the freezing temperatures plus the expense of heating them.

VII. COUNCIL COMMUNICATION:

Jason Thelin said the City Council tabled the transportation plan ordinance; the deadline is coming up. Shane Sorensen said the transportation ordinance will be brought back to the council November 10th. He said the city had 180 days which would have given the city to the end of the year. He said so the city will still have until November 24, we just have to approve that not the entire plan. Jason Thelin said his concerns are that the city's last general plan that was sent out to our constituents beforehand and this time there will not be a lot of direction. He said the City Council needs to weigh in on what the Planning Commission has recommended.

Mayor Troy Stout reminded the City Council that the appeal hearing for Summit Pointe Subdivision/Blue Bison will be held on Thursday November 12, 2020. He said the Newsline will be coming out next month with the Mayor's message about how the city of Alpine will no longer tolerate vandalism in the city and the city will prosecute.

III. EXECUTIVE SESSION:

None held

Motion: Lon Lott moved to adjourn. Jessica Smuin seconded the motion.

Meeting adjourned at 10:00 pm