

ALPINE CITY COUNCIL ELECTRONIC MEETING
on Tuesday, January 26, 2021 at 6:00 pm

I. CALL MEETING TO ORDER

Mayor Troy Stout called the meeting to order at 6:00 pm

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

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

Staff: Shane Sorensen, Austin Roy, Hyrum Bosserman, Chief Brian Gwilliam, Chief Reed Thompson, Bonnie Cooper, Jane Griener

Others: Ryan & Dawn Bingham, Chris & Becky Strong, Travis & Emily Cushing

- A. Prayer:** **Greg Gordon**
- B. Pledge:** **By Invitation**

II. CONSENT CALENDAR

- A. Approve City Council minutes of January 12, 2021**
- B. Purchase New Truck**

Greg Gordon, City Council member, asked what the purchase of the new truck would be used for. Shane Sorensen, City Administrator, explained the purchase of the 2021 Chevrolet Silverado 2500 will be for Cal Christensen, Public Works Park Director's department. He said the truck currently being used by the parks department will be utilized elsewhere and another truck will be put up for sale. He said he has been looking for this truck since August.

Motion: Lon Lott moved to approve the Consent Calendar with the changes to the minute of January 12, 2021 made by Lon Lott and Jason Thelin. Jason Thelin 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 comments were made.

IV. REPORTS AND PRESENTATIONS

A. Budget Calendar

Shane Sorensen explained the budget adjustments to the 2021 fiscal year and the budget development schedule for 2022 fiscal year. He said the information in the handout is to inform the City Council and the public to subjects and what dates they will be covered. He said some dates are fixed others are flexible. He said in the handout the blue highlighted area is regarding Alpine City's budget and the red highlighted area is regarding the Lone Peak Public Safety District (LPPSD). He said LPPSD budget would precede Alpine City's budget. He said for the council to feel free to send him ideas they would like to add to the budget.

Shane Sorensen

V. ACTION/DISCUSSION ITEMS

A. Resolution No. R2021-02: Planning Commission Member Appointment

Mayor Troy Stout said he had spoken with Jane Griener, the current Planning Commission Chair, and asked her to stay on with the Planning Commission. He said Jane Griener had agreed to stay on the Planning Commission with the approval of the City Council. He recommended Jane Griener's name to be appointed to the Planning

Commission. Greg Gordon asked how long the Planning Commission term would be. Mayor Troy Stout said the city used to have a mixture of terms on the committee. He said he believed that the council had taken a vote to standardize the term to four years. He said they are all staggered but are all four-year terms. Shane Sorensen said the Planning Commission is supposed to vote every year on a chairperson. Mayor Troy Stout said Jane Griener has been doing a great job as the Planning Commission chair. He said he would like to see her stay on because she has a lot of history with the city and is one of the more tenured members. Shane Sorensen made a correction to his previous comment, a chair for the Planning Commission is voted on every two years. Mayor Troy Stout asked if Jane Griener could continue being chair. Austin Roy, City Planner, said in January of every odd year the Planning Commission votes on a new chair. He said this year 2021 the Planning Commission will be voting. He said there is not a limit to how many years a chair can serve. Jason Thelin, City Council member, said he thinks Jane Griener brings a lot of experience and has been beneficial to the Planning Commission. Mayor Troy Stout said Jane Griener has shown a great level of commitment and interest in the city. He said he appreciates Jane Griener's efforts she has given to the Planning Commission.

Motion: Jason Thelin moved to accept the nomination made by the Mayor Troy Stout for Planning Commission, Jane Griener - Resolution No. R2021-02. 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

Mayor Troy Stout thanked Jane Griener for being willing to serve Alpine City for another four years.

B. Resolution No. R2021-03: Trail Committee Nominees

Mayor Troy Stout said he has five names for the Trail Committee and would like to nominate three of them. He said they are Will Jones, currently Trail Committee Chair, Breezy Anson, current Trail Committee member, and Trent Edwards, Trail Committee member. He said the reason he has chosen the three of them is because they have done a terrific job, carving out, planning, and executing the construction of the trails. He said the committee has been very committed. He said the committee has a lot of creativity. He said he thinks the trails that have been done over the last two years have become outstanding assets to the city, even attracting people from out of town.

Greg Gordon asked if the Trail Committee elects their own chair. Shane Sorensen replied yes. Mayor Troy Stout said he will have the other two names for a full committee before the next City Council meeting. Shane Sorensen said the ordinance says the members of the committee shall appoint one of the members as chairperson and is subject to being ratified by the City Council. He said the chairperson would serve one year and that term could be renewed. He said the ordinance also suggests staggered terms of three years, so initially you would have a couple of three-year terms, a one-year term and a two-year term. Mayor Troy Stout asked how the city tracks those. Shane Sorensen said Craig Hall, City Attorney, said the city should adopt this resolution and insert the names and terms so that the city can track them. Mayor Troy Stout said he has not spoken with the nominees about the length of terms. He suggested the council table this until he can speak with each of the nominees. He said he will be asking someone from Planning Commission and City Council to be liaison for Trail Committee. He said the liaisons would not be voting members but would have the ability to have input and answer questions. He said having a liaison will help so that the Trail Committee will not have all the waiting time to have their ideas presented to the Planning Commission and City Council. He said his idea for Planning Commission liaison would be Ed Bush, Planning Commission member. Lon Lott asked if the city is limiting the Trail Committee to five members. Shane Sorensen replied yes, that is what the ordinance says.

Motion: Lon Lott moved to table Resolution No. R2021-03 the Trail Committee Nominees until all Nominees been clearly identified the members term dates in order to insert the appropriate names and dates with five slots into the Resolution. He said during that time Mayor Troy Stout will contact each nominee regarding their assignment and expectations are. 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

Nays

Jason Thelin
Lon Lott

C. Accessory Buildings Setback Exceptions Proposal, The Planning Commission held a Public Hearing on January 19, 2021

Austin Roy explained the council will be looking at accessory building setback in the Development Code 3.03.050.2. He said on January 5, 2021, the Bingham, Cushing, and Strong families spoke during the public comment portion of the Planning Commission meeting. He said the families proposed a change to the Development Code is 3.03.050.2. He said the existing city code, requires a 15-foot rear setback and a 10-foot side setback. He said however the city does have criteria where a resident can get an exception to these setbacks. He said the homeowner would need to meet six requirements which are outlined in the code. He said the first requirement is the accessory building is located more than 12-feet from an existing dwelling on the same or adjacent lot; second the accessory building contains no openings on the side contiguous to the lot line; third no drainage from the roof will be discharged onto the adjacent lot; fourth the accessory building shall be constructed of non-combustive materials or have fire resistive walls rated at one hour or more; fifth the building will not be placed on land designated as recorded easement, such as a utility or trail easement; and sixth the building will not be taller than 10-feet to the top of the roof line.

Austin Roy said Alpine has neighboring cities that have similar setbacks. He said American Fork has five requirements, but not a requirement regarding height. He said Highland City ordinance is a little bit more complicated. He said Highland City defines buildings and structures under 200 square feet as two different things. He said Highland City ordinance says if building under 200 square feet it does not have to meet any of the building requirements, however it would have to meet the structure requirements which cannot be closer than 10-feet from either the side lot line or 30-feet from the rear lot line. He said he spoke with Kellie Bronson, Highland City, City Planner, their planner said the reason why Highland City did their ordinance that way was so they would never have a structure built on a public utility easement. Austin Roy said Lehi City is the least restrictive. He said Lehi City's ordinance says their setbacks are 6-inches or side yards, however they have one caveat that the structure cannot be located on a public utilities' easement. He said Lehi City rear setback is 6-inches. He said Lehi City does allow the structure to go up to 24-feet in height.

Austin Roy said staff has reviewed this proposal in relation to neighboring municipalities (American Fork, Highland, and Lehi) and found that Alpine City's code is closely aligned with the requirements in other municipalities. He said one key finding is that none of the cities allowed accessory buildings or structures to be placed inside an easement, and only Alpine City allows for an exception to setback requirements. He said the City Council should consider impact on views, safety (fire hazard), and easements.

Austin Roy said the Planning Commission held a public hearing. He said the Bingham, Cushing, and Strong families have put together a proposal. He said the families would like the city to make some improvements on the ordinance to allow an accessory building to be 12 feet 6 inches in height inside the setback area. He said the families would also like the accessory buildings to be able to be placed on public utility easement as long as the structure was moveable, and the structure would not be a hinderance. He said the Planning Commission to consider for recommendation (see the City Council packet). The proposal would amend the height requirement under Article 3.03.050.2.vi.

PUBLIC COMMENT

Dawn & Ryan Bingham

680 W. Willow Way

Ryan Bingham said his wife Dawn Bingham would be the one presenting tonight. Dawn Bingham explained that the three families (Bingham, Cushing, and Strong) received citations for not being in compliance with code with their sheds. She said the citation said that we built close to our fence lines. She said unknowingly it is something we were very ignorant of and we take responsibility for that. She said looking at coming up to code, we received those violations, we started mentioning to neighbor. She said we told them to make sure they do not build their sheds, until they know there is the code, and they need to look it up before you build your sheds. She said as we started mentioning this to people around Alpine, we started getting comments of "oh my neighbor has a shed right on our fence line that's taller than that" and "oh well I want to build a shed that's taller than 10-feet I want to build a 12-foot shed". She said so that is not allowed if you know within 15-feet of my back fence and so as we started talking to people, we thought well maybe there might be room for some considerations. She said maybe this is not just a problem for a few of us maybe this is something that more than of the city wants and so we talked to the shed companies and if you were not buying shed from Lowes if you were doing anything at all custom their standard

Wright's Shed Company has built quite a few sheds in Alpine. She said she did not have the exact number from them, but it could be at least over 100 sheds that they have built in the city. She said the Wright Shed Company said their standard shed is between 11 and 13 feet.

She said so we saw that and then we just did a little drive around Alpine City and just saw that there were quite a few really seemed to be in our same situation. She said where it would be above 10-feet but not probably over 13-feet so kind of this area. She said that we are asking for the city to look at this code. She said so on that height there was a drawing the Planning Commission, when we emailed Austin Roy all so you probably have all seen this but there was a drawing on angles that the Planning Commission had. Mr. Bingham asked Austin Roy to pull up the drawing on the screen. Dawn Bingham pointed out on the drawing that showed that currently allowed a 20-foot shed setback, 10-feet offset on the setback is allowed and so they drew an angle from that, and they put a 10-foot shed within the setbacks which is allowed right now and showed that angle and how that would affect your neighbors view from their home. She said then they put in a 13-foot shed which is what we are proposing originally, and they said "hey if you put a 13-foot shed you're going to have to set it back eight more inches in order to not any more view than what's already allowed and so that was our reason for the change tonight of 13-feet to 12 and a half feet. She said to propose this we do not want to make any infringe on any neighbors views any more than what is already allowed in the code.

She said looking in the neighboring cities the wording in American Fork is almost identical to Alpine City. She said Highland City allows structures under 200 Square feet. She said in the three-neighbor city our sheds would be allowed. She said we are not only bringing this to the city for our three home but 100% of the people we talked to think the code should be changed. Ryan Bingham said thank you all of you that understand the code and maybe making a change to this code more understandable for everyone, weather it is the contractor, landscaper, or homeowner. Dawn Bingham said Austin Roy has been great to facilitate this and work with.

Mayor Troy Stout said there was a motion to denied by five to two by the Planning Commission. The Planning Commission held a public hearing for the proposal on January 19, 2021, and recommended that the proposal be denied through the following motion:

MOTION: *Ed Bush made motion to recommend that the Accessory Building Setback Exceptions be denied as proposed and that the ordinance be left as is. Sylvia Christiansen seconded the motion. There were 5 Ayes and 2 Nays (recorded below). The motion passed.*

Ayes:
*Sylvia Christiansen
 Ed Bush
 Ethan Allen
 Alan MacDonald
 Troy Slade*

Nays:
*John MacKay
 Jane Griener*

Austin Roy said he was not at the Planning Commission meeting but would be willing to explain what he knows or what took place at the meeting. He said the Planning Commission issues were that most of the Tuff Shed were under 10-feet and the original ordinance was for a lawn mower shed. He said the code was also put in so that a structure would not be built on a public utility easement. He said all the other cities may have easy requirements, but all have utility easements restrictions. Mayor Troy Stout said he build his own custom shed and he felt like the code keeps the neighbor views protected. Dawn Bingham said if a shed is built on the utility easement, as long as it is moveable, and the homeowner is willing to move it would that be an option. Austin Roy said if the building could be moved on an easement, it would be approved on a case-by-case bases. He later talked needing to approve the ordinance to add more detail and remove the case-by-case ambiguity. He said flat work done on an easement in Alpine City does not line up with Highland City's ordinance. He said most homes in Alpine would have a public utility easement issue. Dawn Bingham said she had an email from Austin Roy from a year ago. Austin Roy said all requests would be assessed case-by-case. Dawn Bingham said they were talking about the height issue.

Greg Gordon said he had watched the Planning Commission decision. He said he can see all three of the homes from his back yard. He said he is not in favor of higher structures. He said five sheds have gone in on this road and all five have been non-compliant. He said only one of the five has been brought up to compliance. He said the city could do a better job on the website, newsletter, or with the builders and homeowners to educate everyone on the development codes. He said he would be in favor of giving the three sheds an exception here in this case. He would be in favor of increase awareness with our policies and codes.

Carla Merrill, City Council member, said she feels for these families, but there is a reason why the city has these codes. She said she is not in favor of accessory buildings being taller and feels a lot of residents are trying to push

the limit. She said she is not in favor of changing this ordinance. Jessica Smuin, City Council member, asked for clarifications on the height and setbacks the families are asking for. Austin Roy said the families are requesting a 12 feet 6 inches height with a zero setback.

Jessica Smuin said is everyone in the city being cited. Austin Roy said the city's enforcement officer issues citations on a complaint bases only. He said this code also only on recent applies to structures only not structures that were built before the ordinance was written. Jessica Smuin said if there is not a change in code or compliance would the families need to move the sheds or change the height. Austin Roy said the families could go to the Appeal Authority and try to get an exception.

Jessica Smuin asked if all the sheds are movable. Bingham's is moveable but it was built a year and a half ago. Jason Thelin asked what is movable, these look like nice sheds and look a little harder to move that a tin shed. He said there is an ability to get an exception on this code. Austin Roy said yes if you can meet the six criteria. Jason Thelin said we would have to change our code to grant an exception. Jason Thelin said I think there has been a lot of consideration into the heights this is what we were trying to prevent was to protecting neighbors. He said it is a tough thing when using a builder, he said he would hope that a builder would work with the city codes. Carla Merrill asked if they pulled a permit. If it is less, then 200 sq ft.

Jane Griener said as Marla Fox, Building Department Manager, pointed out but we do not accommodate someone that just put up a shed for a mower. Lon Lott said the city has spent a lot of time to reflect why we think a smaller shed. He said he does feel for the homeowners but if you recall we had an Alpine City sign on the water line and we had to move it so there are reasons for the setback. He said he knows if the council would drive around the city, we would see many code violations. He said that is why two years ago we hired a code enforcement officer. I do appreciate the suggestion of how to resolve the problem of the three individuals. He said he thinks that is how the Planning Commission felt too, he knows they had a hard time also. He said if there is a way to grant an exception but we cannot because our ordinance does not allow us to. Mayor Troy Stout said people buy homes with expectations and many people are willing to live with code violations, but it is easy to build a shed or a fence that is out of compliance. He said the city has figured out what we are willing to live with as a city by creating a code.

Hyrum Bosserman, City Attorney, said in the future there are variances for setback. He said there are five requirements by the state of Utah State Law prior to building. It cannot be self-inflicted or odd shaped lot. Jane Griener said they looked at other options in other cities who have one ordinance instead of two. We ran into a bigger issue in that neighborhood was that they are all on utility easement. Mayor Troy Stout said flat work. Jane Griener said no electrical or plumbing would need a building permit and firewall. Jason said what is allowed a moveable and what that means to allow people to maximize their property. Greg Gordon said he has had utility company come to his property and is it practical, does the homeowner have to pay the cost to dig up the driveway. Rebecca Strong asked if a ten-foot setback is allowed. Austin Roy replied no, there are two different codes and structure is allowed on the easement. Austin said we are talking about a setback and an easement. Mayor Troy Stout said if you build. Greg Gordon said self-inflicted. Shane Sorensen said if the shed could fit in any other part of the property could work within the ordinance that would make it self-imposed. Jessica Smuin said are these sheds have two items that are incompliant. Austin said there are potentially three items.

Greg Gordon said what about all the others that are not in compliance, are we going to follow up on those. Mayor Troy Stout said we manly go off complaints we do not have the manpower to do so. Shane Sorensen said every set of house plans have a big red stamp that says they need to have a building permit and plans and that is how we notify builder and homeowners. He said Ted Stillman, City Code Enforcement Officer, has over 600 cases he has been working on as right now. Austin Roy said it is a new program and we are trying to enforce our code, but we are not out looking to punish. Jason Thelin said all these three building looks great would the families have to tear them down. Mayor Troy Stout said the families would have to move them or change the pitch of the roof. Jason Thelin said he hates changing an ordinance just for three sheds but is there anyway the city can be a good neighbor an find a compromise. Austin Roy said there is one shed on that street that has moved their shed to make it within compliance. He said the city has made others change their sheds as well. *Becky Strong, resident, 185 S Hawthorn Ct.* said they are 14-feet 8 inches and 10-feet from the property line. The Bingham's said 15 feet height three inches off fence and they would have to tear theirs down.

Dawn Bingham said the families have asked and have written and verbal statements, that all their neighbors do not care about their structures. Jason Thelin does not like to change an ordinance motion. Carla Merrill said the families knew about the 200 square feet shed code so they knew that much, they should have known about the code we are discussing. Jason Thelin said there are some of those things that he would not have known about and even being on the Planning Commission and City Council for over fourteen years. Jessica Smuin said the issue she sees is that the sheds were all built on public utility easements. Carla Merrill asked when this ordinance was written. Shane Sorensen said it has not changed in over twenty years. He said most residents do not know the codes for plumbing,

electrical, and framing when building a house. He said the 200 square foot building is not in the city's ordinance, it is a building code.

Mayor Troy Stout asked Hyrum Bosserman what type of a motion the council needs to make. He said there is a current violation of the code and a proposal to change the code. He said he believes any violations at this point are a different matter and need to be addressed separately. Hyrum Bosserman said the Mayor is correct, at this point the council would be reviewing the proposed change to the ordinance. He said if the council approves recommend this to go forward, the council will need to make a motion to table the ordinance and send it back to the Planning Commission. He said if the council votes otherwise the proposal would be denied.

Motion: Lon Lott motioned that the city currently waive the penalties that these families are concerned and that they are going to have to pay because they are in violation of the ordinance until the city can sort out a few more of these ideas to try and help them prepare to move their sheds or an ordinance change. No second, no vote was taken, and motion was withdrawn.

Mayor Troy Stout said he did not think the city should be addressing the penalty phase in this motion. Carla Merrill said as unfortunate as the situation is for these residents, the only concern the council has right now is looking at the ordinance as it is stated whether the council agrees with it or not. She said irrespective of what is going on with these sheds and these structures that are on these properties. She said what the council is considering now is do we agree that what is stating in the city ordinance is best for Alpine City if a council member disagrees motion and/or vote accordingly. Hyrum Bosserman said the council could look at future agendas to address penalties and enforcement of specific cases.

Motion: Jason Thelin motioned that the council send back the proposal to the Planning Commission instructing them to do two things one look at the allowable height for Accessory Buildings and determine if a height of 12-foot 6-inches would be acceptable in Alpine City and second determine if movable accessory building would be allowable within the setback and easements of a property. Greg Gordon seconded the motion. There were 4 Ayes and 1 Nays, as recorded below. The motion passed.

Ayes

Lon Lott
Jessica Smuin
Greg Gordon
Jason Thelin

Nays

Carla Merrill

Jessica Smuin asked if this was not what the Planning Commission just did and made a recommendation on. Greg Gordon said he thought the Planning Commission looked at the height carefully. He said there was quite a bit of question on the utility easement use and how that is commonly overused in some cases. Jane Griener said the only thing that was brought before the Planning Commission was a proposed idea of changing the height it was a request to change the ordinance to have a 13-foot height. Lon Lott said he thought that was a good point especially on these easements where there is five foot on all the way around these new properties and then you move to the next lot and there is a five foot all the way around and the utilities to Greg Gordon's point typically will not be going in at least one or those sides or the other we need to determine how to circumvent like Jason Thelin had made the point of reducing their buildable area their useable area circling them all the way around with an easement that they cannot do anything on. He said he agrees with Jason Thelin's motion.

D. Public Hearing/Action: Ordinance No. 2021-05: Adoption of Water Conservation Plan

Shane Sorensen explained the plan goes into more detail the state with drought and population growth, have gotten more critical on these plans. He said this is the first time the state has had the city prepare a plan and submit it by August 15, 2021. He said the state reviewed it and just got it back to the city. He said the city was supposed to have this done by the end of the year 2020, but with the states review time that was not possible. He said the city scheduled this public hearing to have on the next agenda or adopt the Water Conservation Plan tonight. Greg Gordon asked how often the city needs to update the Water Conservation Plan. Shane Sorensen said the city must do it every five years unless the city is trying to get funding for something like a water project from the state, the state will not work with them on that funding. He said the state will put your city's name in the newspaper and try to shame the city into getting a plan prepared. He said this plan is quite different from the previous one because we did not have a PI (Pressurized Irrigation) meters and less stringent water reporting. He said now there has been a big push from the state in the last three years on looking very closely at water consumption and reporting it. He said this plan will address all the new changes in compliance with state law. Jason Thelin said he would like to review the plan before adopting the ordinance. Mayor Troy Stout said no public comment had been made.

Motion: Jessica Smuin moved to table Ordinance No. 2021-06 the Water Conservation Plan until the next City Council meeting February 9, 2021. Lon Lott 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	

E. Resolution No. R2021-01: Consolidated Fee Schedule

Shane Sorensen explained the following changes to the consolidated fee schedule as follows:

- 1) Country Recorder fee for plats: from \$30 per mylar page to \$50 per page and from \$1 per lot to \$2 per lot
- 2) Preservation Coat: this is a new item that the developer will provide before starting a subdivision, which will be \$0.25 per square foot
- 3) Impact fee – Timpanogos Special Service District (TSSD), sewer fee: from \$1708 to \$1785.55
- 4) Cemetery: Remove non-resident plots that are not available to be sold
- 5) Cemetery: Burial of ashes \$500
- 6) Cemetery: No burials after 2:00 pm

Greg Gordon asked if burials after 2:00 pm are rare. Shane Sorensen reply they are, but we have some instances where families have stayed several hours past 4:00pm. He said the staff does not replace the soil until the families have left. He said the staff must wait and that puts them into overtime and the fees for the burial do not cover the staff's overtime. Lon Lott said when he buried his family members at the Idaho Falls, Idaho cemetery, they had a clause that if you did not leave the cemetery by a certain time you had to pay a fee that was X amount and that motivated everyone to leave. Shane Sorensen said that is something the city could consider. Mayor Troy Stout said funerals have become condensed because of the limitations due to COVID-19 but that will be going away. He said in the future this could become more of an issue. Greg Gordon said he was not familiar with all the sensitivities of funeral. He said he attended a funeral at the Logan City cemetery, and they were lingering after with family and the staff started putting the soil back while we were still there. Lon Lott said that putting the soil back while the families are still at the cemetery is not a good idea. He said the city just recently had some issues with that. Mayor Troy Stout agreed with Lon Lott. Lon Lott said if we create a rate that motivates people to leave somehow, we can enforce it otherwise we cannot. He said maybe staff could ask them to please leave. Shane Sorensen said we could arbitrarily come up with a rate or we could adopt this resolution leave that in there and then come back to it later. He said staff could do a little bit of research with other cemeteries and look at similar policies and bring that back to council. He said with this resolution the city does not have to have a public hearing the council can make changes and adopt this by resolutions. Bonnie Cooper, City Recorder, suggested putting something on the burial report that the families fill out and sign saying something about not staying past a certain time.

Motion: Lon Lott motioned to approve Resolution No. R2021-01 the 2021 Consolidated Fee Schedule with the following change on page nine in regard to the line five cremation: that it states burial of ashes (only). Jason Thelin 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	

Carla Merrill asked why the change needed to be made regarding burial of ashes for resident and nonresident. Lon Lott said the rate is the same for both if they have a plot.

F. Consideration of Additional 1% Increase for City and Lone Peak Public Safety District Employees

Mayor Troy Stout said the pay increases originally was to be 3% the city withheld 1% due to COVID-19. He said and the city was concerned with ability to collect enough sales tax revenue and other revenues that helped support pay increases. He said the city has maintained the sales tax base. He said the city is in a situation, to amend that and create and give back that to the employees. He said Lone Peak Public Safety District Board voted on this in their last

safety district meeting, pending the approval of Alpine once the council has had a chance to vote on a budget adjustment to do so. He said Highland City has already approved the increase.

Shane Sorensen explained that in originally in the budget process 3% was discussed but the approved budget was 2% for Lone Peak Public Safety District and 2% for Alpine City Employees. He said when the FY2020-21 budget was being prepared and adopted, there were major concerns over the potential reduction in revenues due to COVID-19 with this possibility, both cities and the district reduced from a 3% increase and budgeted for a 2% increase for employees. That increase was put into place in the fall of 2020. Being over halfway through the budget year, revenue shortfalls have not been experienced by either Highland City or Alpine City.

Shane Sorensen said at the January 20, 2021 Lone Peak Public Safety District Board meeting, the board approved an additional 1% increase for district employees, subject to the Alpine City Council approval. The Highland City Council approved the increase at their meeting on January 19, 2021. Alpine City's portion of the increase would be \$12,000. This increase would require an amendment to the City's budget, including a public hearing.

Shane Sorensen said for City employees, an additional 1% would be \$12,145. He said he is currently analyzing this potential increase to see if a budget adjustment would be required. He said with some open positions for a portion of the year and some changes, an adjustment may not be necessary.

Shane Sorensen said if the City Council is willing to consider the proposed increases, a public hearing will need to be held at the February 9, 2021 City Council, to adjust the budget. He said the city is 28% higher in tax revenue this month than this month last year. He said the tax revenue for the year is up 17% from the previous year. Mayor Troy Stout said this increase will help because there is a lot of competition with other cities for compensation for our police and fire departments. He said other cities are still looking to recruit employees from other cities. He said this will help motivation for our Public Safety Employees to stay and help maintain quality officers and firefighters.

Motion: Jason Thelin motioned to approve to have a public hearing for February 9, 2021 to consider amending the budget to include a 1% increase for Lone Peak Public Safety District and City staff. 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

VI. STAFF REPORTS

Chief Reed Thompson said that one of our chiefs has taken another job with another city. He said so he appreciates the increase. He said half of our staff is part-time and are not filling part-time positions. He said we need to look at this and look at going to full-time employees instead of part-time.

Chief Brian Gwilliam said he appreciated the increase. He said this will help the police department stay competitive. He said they have been lucky to be fully staffed since September. He reported about increasing enforcement at Lambert Park. He said the force has issued around a half dozen individual citations for violations. He said many were construction crews on Grove Drive or Box Elder that they are looking for alternate routes and they are looking for traveling and looking for other routes. He said their plan going forward is to have officer at the entrance at the park randomly and feels that our time will be best spent doing that. He will be sending a report to the council letting them know the progress they are making. Mayor Troy Stout thanked Jessica Smuin for send him pictures of many trucks violating the do not enter signs at the top of Moyle Drive. He said he had many spirited phone calls and emails with several companies and had gotten an apology from a driver at Geneva rock.

Bonnie Cooper, City Recorder, said she and Shane Sorensen would be working on new signs for the Cemetery regarding when items would be cleared off headstones.

Shane Sorensen said the City Council chambers is ready to have an anchor location at the City Hall for the next meeting. He said the new Audio/Video system had been installed and staff would be trained later in the week. He said an electronic (Zoom) meeting will still be available for those who wish to participate that way. He said the meeting will still be posted live on YouTube.

VII. COUNCIL COMMUNICATION

Mayor Troy Stout said he would like to give the lawsuit settlement to the Lone Peak Fire and Safety District to support them he said he thinks it would be around \$2,500.00. He said he and Chief Reed Thompson and city staff talked about gates on Moyle Drive, what type of gate would be used. Chief Reed Thompson said he had some options ready that he would get back to Mayor Troy Stout and city staff. He said he believes the collapsible ballers would be the best option and the least amount of response time because they are moveable.

VIII. EXECUTIVE SESSION:

None held.

Motion: Carla Merrill moved to adjourn. Jason Thelin 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

Adjourned 8:21 pm