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**CITY OF SARATOGA SPRINGS
CITY COUNCIL MEETING**

Tuesday, May 12, 2009

Meeting held at the City of Saratoga Springs City Offices
1307 North Commerce Drive, Suite 200, Saratoga Springs, Utah 84045

CITY COUNCIL MINUTES

WORK SESSION – Commencing at 6:33 p.m.

Present:

Council Members: Mayor Parker, C Poduska, C Poduska, C Call, C Love, C Moss

Absent Members: C Kelly

Staff: Lori Yates, Ken Leetham, Spencer Kyle, Chief Hicken, Jim McNulty

Others: Lance Madigan, Gerald Kammerman, Jordan, McGregor, Gordon Raymond, Austin Tuckett, Jennifer Klingonsmith, Austin Bartlett, Gretchen Bartlett, Quinton Lafferty, Karissa Shain, Sheri Swain, Cecil Tuley, Laura Dexter

1. Reports:

a. Mayor

Mayor Parker asked staff to research the pressure for secondary water.

b. City Council Members

Jefferson Moss submitted a letter a resignation from his duties as a Councilmember.

c. Staff-Public Safety

Chief Hicken reported on the Police Department statistics for the month of April. Council asked general questions to Chief Hicken.

Ken Leetham indicated that UDOT has stated that the construction at the four corners will be completed at the end of July 2009. Ken handed out an updated tentative budget.

2. Adjourn to Policy Session

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POLICY SESSION – Commencing at 7:02 p.m.

Present:

Council Members: Mayor Parker, C Poduska, C Poduska, C Love, C Moss

Absent Members: C Kelly

Staff: Lori Yates, Ken Leetham, Spencer Kyle, Chief Hicken, Jim McNulty, Sarah Carroll

Others: Lance Madigan, Gerald Kammerman, Jordan, McGregor, Gordon Raymond, Austin Tuckett, Jennifer Klingonsmith, Austin Bartlett, Gretchen Bartlett, Quinton Lafferty, Karissa Shain, Sheri Swain, Cecil Tuley, Laura Dexter

- **Call to Order by Mayor Parker.**
- **Roll Call.**
- **Invocation / Reverence given by C Love**
- **Pledge of Allegiance led by C Love**
- **Public Input.**

Mayor Parker opened public input.

No public input at this time.

Mayor Parker closed public input.

1. Presentation and discussion of Cook Associates property and mitigation plan.

Paul Peronard, from the Environmental Protection Agency presented a background history of the Cook Slurry Associates Company and the current situation of the plant along with pictures which has not been running for the last 10 years. Paul presented a plan for the site they would like to treat a lot of the material on site which would consist of an open burning of the AFNO material.

2. Public Hearing: Proposed Revision to the Land Development Code.

Jim McNulty presented the proposed amendments to the current Code. The items addressed are not currently identified within the Code or need to be updated. Those sections considered at this time are 19-02, Definition; 19-04, Establishment of Land Use Zones and Official Map; 19-13, Development Review Processes.

C Moss encouraged having the Neighborhood meeting earlier in the developer/applicant process. Council asked questions regarding the wording within the revised code.

C Love suggested that residents within 300 feet be notified.

C Moss and Mayor Parker preferred that residents within 50 feet be notified.

Mayor Parker opened public input.

Gerald Kammerman asked the council for additional consideration to be added to the Neighborhood meeting requirement.

Mayor Parker closed public input.

3. Ordinance No. 09-8 (5-12-09): An ordinance adopting amendments to the City of Saratoga Springs Land Development Code and establishing an effective date.

Motion by C Love to table this for the next meeting held on May 26, 2009.

Seconded by C Call

128
129 **4. Public Hearing: Proposed Annexation for the Saratoga Springs Middle School, property located at**
130 **approximately 600 West and Center Street, Alpine School District, applicant**
131

132 Sarah Carroll briefly explained that with this particular annexation the City was informed that a small triangle of land had
133 been overlooked and this would create an island if it were recorded. As staff this annexation has been re-processed.
134

135 **Mayor Parker opened public input.**

136
137 No public input at this time.

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139 **Mayor Parker closed public input.**
140

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142 **5. Ordinance No. 09-9- (5-12-09): An ordinance annexing specific real property into the City of**
143 **Saratoga Springs, known as the Saratoga Springs Middle School Annexation and establishing an**
144 **effective date.**
145

146 **Motion by C Poduska to approve Ordinance No. 09-9- (5-12-09): An ordinance annexing specific real**
147 **property into the City of Saratoga Springs, known as the Saratoga Springs Middle School Annexation and**
148 **establishing an effective date.**
149

150 Seconded by C Love

151 Aye: All
152

153 **6. Proposed Residential Solid Waste Collection and Disposal Contract with Allied Waste Services.**
154

155 Spencer Kyle explained the contract extension with Allied Waste service.
156

157 **Motion by C Love to approve the Proposed Residential Solid Waste Collection and Disposal Contract with**
158 **Allied Waste Services.**
159

160 Seconded by C Poduska

161 Aye: All
162

163 **7. Resolution No. R09-12 (5-12-09): A resolution adopting the City of Saratoga Springs Tentative**
164 **Budget for Fiscal Year 2009-2010.**
165

166 **Motion by C Moss to approve Resolution No. R09-12 (5-12-09): A resolution adopting the City of Saratoga**
167 **Springs Tentative Budget for Fiscal Year 2009-2010.**
168

169 Seconded by C Call

170 Aye: All
171

172 **8. Proposed contract for the purchase of secondary water rights.**
173

174 Ken Leatham explained to the Council that this is the last settlement from the original agreement. This revised agreement
175 would allow us four additional years to purchase the remaining water rights contemplated in the original agreement.
176

177 **Motion by C Call to approve the proposed contract for the purchase of secondary water rights.**
178

179 Seconded by C Poduska

180 Aye: All
181

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183 **9. Request by Branden Clark for the City's participation in the cost of fencing along the Jacobs Ranch**
184 **Power Line Corridor project.**
185

186 Ken Leatham addressed this item indicating that Branden Clark a resident of Jacobs Ranch is requesting a reimbursement
187 to a fence he has installed. Staff feels that this type of fencing doesn't meet the standard used in our park and trail
188 corridors. Ken Leatham recommends denial of the reimbursement and that there was no prearrangement to the resident.
189 C love disagrees with the proposal; she feels that the fencing should be built the way it was proposed.

190 Mayor Parker suggests continuing with the fencing.
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Motion by C Poduska to deny the request for reimbursement by Branden Clark.

Seconded by C Call
Aye: all

10. Consent Calendar:

- a. Warrant Register.
- b. Final Plat and Development Agreement for Cozy Acres Subdivision, Tony Trane, applicant; Ron and Marsha Paskett, owner.
- c. Resolution No. 09-13 (5-12-09): Addendum to resolution of the City of Saratoga Springs creating street lighting special improvement district to include additional subdivision lots. (Cozy Acres)

Motion by C Moss to approve the consent calendar as written.

Seconded by C Poduska
Aye: All

Motion by C Love to adjourn to closed session to discuss potential litigation at 8:55 p.m.

Seconded by C Poduska
Aye: all

The closed session was held at the City of Saratoga Springs City Office 1307 North Commerce Drive, Saratoga Springs, Utah.

Present: Mayor Parker, C Love, C Poduska, C Call, C Moss, Ken Leetham, Spencer Kyle

Adjourned from closed session at 9:18 p.m.

Motion to adjourn at 9:18 p.m. was unanimous.

Date of Approval

Lori Yates, City Recorder