

February 23, 2010

Minutes of the City Council Meeting held on Tuesday, February 23, 2010 at Alpine City Hall, 20 North Main, Alpine, Utah 84004 at 7:00 pm.

The following members were present:

Mayor: Hunt Willoughby

City Council Members: Kimberly Bryant, Kent Hastings, Bradley Reneer, Troy Stout and Jim Tracy

Staff: Ted Stillman, Janis H. Williams, Jay Healey and David Church

Others: Jannicke Brewer, Caleb Warnock, *The Daily Herald*, Kip Botkin, *Police Chief*, Sgt. Jake Mooseman, Ron Eaton, Alex Pocock, Mark Pocock, Renee Holding, Todd Barney, Ken Potter, Laura Potter, Mikey Johnson, Amy Johnson, Dustin David, Alexa Lee, Daniel Morrin and Laura Morrin

- I. **CALL TO ORDER.** Mayor Hunt Willoughby called the City Council meeting to order at 7:00 pm and welcomed those in attendance. The Council Members and staff were introduced.
- II. **PRAYER/OPENING COMMENTS** – Hunt Willoughby
- III. **PLEDGE OF ALLEGIANCE.** Alex Pocock led the audience in the Pledge of Allegiance.
- IV. **PUBLIC COMMENT** - Time has been set-aside for the public to express their ideas, concerns and comments on items not on the agenda.

Kent Hastings commented about how he felt on how we conduct ourselves during the City Council meetings and suggested we do the following:

1. Since we are required by law to tape our meetings it would be best to speak one at a time so we can fully convey our thoughts without being interrupted.
2. Have Mayor Willoughby recognize the council person by name who wants to make a comment or make a motion.

Jim Tracy added:

3. When standing or moving away from the microphone, take it with you so the recording can pick up your voice.

Jim Tracy said he didn't think we needed to be as formal as Kent Hastings suggested but felt we needed to be courteous. Also, we should state our name clearly when speaking so others listening to the recording know who is talking. Mayor Hunt Willoughby said that common courtesy is very important. Kent Hastings said that if he waits to be acknowledged and follows proper protocol, he will probably never get to speak. Troy Stout said that if you are trying to make a point but you want to take input from the other council members you would still maintain the floor. Jim Tracy said that in other Council meetings he has attended the Mayor will go down the line and ask how each Council Member feels and will vote. Brad Reneer felt it would be more formal or appropriate on controversial issues if the Mayor asked how each City Council Member felt.

V. CONSENT CALENDAR

Business Licenses:

Jeff Chapman – CHAPPY'S MOBILE OIL SERVICE; 188 North 100 East

Vernon C. Utley – UTLEY COUNSELING & CONSULTING; 646 North 610 East

Dave Jennings – BUSINESS ACUMEN; 971 E. Village Way

MOTION: Kent Hastings moved to approve the consent Calendar. Kimberly Bryant seconded. Ayes: Kimberly Bryant, Kent Hastings, Bradley Reneer, Troy Stout and Jim Tracy. Nays: 0. Motion passed.

VI. ACTION ITEMS

A. FROZEN HOG BIKE RACE CHECK PRESENTATION. Joshua W. McCarrel who runs the Bike Peddler in American Fork said the Frozen Hog Bike Race was held on Saturday, February 6, 2010. There were 116 riders participating in 40° rainy weather. Josh McCarrel presented a check in the amount of \$348.00 for improvements to trails in Lambert Park. Troy Stout asked if there was an effort to clean up Lambert Park after the race and put it back in its original state. Josh McCarrel said there was a large heated tent and a big effort was made to clean up the park. Bruce Argyle personally went around to pick up the arrows and markers; however, the snow sometimes hurts clean-up efforts.

B. PLANNING COMMISSION APPOINTMENT. Mayor Hunt Willoughby said there was still a vacancy on the Planning Commission that needed to be filled and recommended that Todd Barney be appointed to fill that position. Mr. Barney has lived in Alpine since 1998 and Brad Reneer said Mr. Barney has come highly recommended. Brad Reneer asked Mr. Barney if he would be willing to study the material before each Planning Commission meeting and Todd Barney said he would prefer to come prepared. Councilman Reneer also asked Todd Barney if he would be willing to take advantage of training that the City offers. Todd Barney said he is aware of the training that the Utah League of Cities and Towns offer and would be interested in attending them so he could be more useful.

MOTION: Jim Tracy moved that the City Council appoint Todd Barney to serve on the Planning Commission. Troy Stout seconded. Ayes: Kimberly Bryant, Kent Hastings, Bradley Reneer, Troy Stout and Jim Tracy. Nays: 0. Motion passed.

C. ORDINANCE NO. 2010-04 – WIND ENERGY CONVERSION SYSTEMS (WECS). Ted Stillman said that following a request from Ken Potter to modify the setback requirement for wind towers in Alpine the Planning Commission proposed some amendments to the Wind Energy Conservation system Ordinance (WECS). The proposed amendments would prohibit the placement of WECS in the front yard of a home and require removal of an alternate energy facility that has not been functional or maintained for a period of a year. The Planning Commission also proposed eliminating the regulation of experimental, homebuilt or prototype wind energy conversion systems as the regulation of these systems was addressed elsewhere in the Ordinance. The Planning Commission held a Public Hearing on February 16, 2010 and Ken Potter spoke at the Public Hearing and asked if Highland's setback requirements could be added to Alpine's ordinance as they allowed more flexibility in the placement of the WECS facilities. Ted Stillman went over the changes as proposed in the ordinance as follows:

3.28.2.2.C - Setbacks: No part of the WECS shall be located in the area between the front of a residential structure and the front property line. If a residential structure is placed diagonally on the lot, no WECS shall be placed between the front of the residence and the facing streets.

3.28.2.2.D – Setbacks: No part of the WECS shall be located within the minimum side yard setback facing a street on a corner lot.

Ted Stillman said that he added Paragraph E then took it out.

3.28.2.4.D – Safety Measures: If an alternative energy facility is not functional or operational or maintained for a period of one (1) year the owner shall have the facility immediately removed from the property.

David Church advised that we add verbiage to the above paragraph saying “.....upon notification” so that the owners will know.

Jim Tracy said in the first paragraph of this ordinance it states “.....while also allowing property owners to meet their power generating objectives.” Councilman Tracy felt this was too restrictive and eliminates the majority of residents in Alpine to have alternative power and we should encourage alternative power sources. If the wind blew so much and there is a fear that this tower that has been engineered and is in a concrete base is going to tip over, the fear is not justified. Before this blows over, all the trees, telephone

poles, light poles and flag poles will blow over and this will still be standing. Roofs of houses will blow off first. I think we should have a buffer between a residence and the tower. Jim Tracy felt that if we placed the tower anywhere on the property not including the front set back but anywhere on the property that was within 110% of a surrounding dwelling then the City is being cautious, safe and encouraging alternative power sources.

Jim Tracy went on to say that the proposed ordinance excludes the use of roof-mounted wind generators. The future is pointing to that and these are going to be sold at Home Depot and Ace Hardware, etc. and we should encourage the use of those. Jim Tracy said we should say that "roof mounted wind generators must comply with Alpine City's current building code."

Troy Stout asked what 60 decibels sounded like and Kent Hastings said that an air conditioner, dishwasher, washing machine all produce approximately 50 to 75 decibels. A windmill would only generate about 48 decibels on the average. Troy Stout wondered if it would be fair to his neighbor to construct a windmill on his property when the setbacks only apply to his home and the intrusion of noise also affected his neighbor. Mayor Willoughby asked if there were any regulations for ham radio towers. David Church said there are some State laws that deal with radio towers that give the City some limitation on what can be done in zoning them out, but they are very liberal rules compared to other kinds of things because the radio tower operators think they are controlled by the FCC and the State Legislature has given them some protection from zoning laws. Shane Sorensen showed the Council some random lots throughout the City where he applied Alpine's current setbacks and then the proposed setbacks which is patterned after Highland's setbacks to show where the envelope would be. Mr. Sorensen said we have four windmills in the City and the total height including the blade is about 52 feet. Jannicke Brewer suggested that the Council visit Clyde Shepherd's home as he has two windmills in his backyard. Mrs. Brewer said the Planning Commission had a presentation about roof-mounted wind generators and they are going to work on amending the ordinance to deal with them. Jannicke Brewer further stated that Ken Potter asked the City to change the ordinance because he had a certain configuration that he wanted to do; however, there was a strong feeling in the Planning Commission that the setbacks that were in the ordinance before was to protect privacy and your neighbor. Mrs. Brewer said that all lots cannot have a wind tower because of restrictions on the size of property.

Kent Hastings voiced his concerns with the wording in the first paragraph of the ordinance which read "Alpine City recognizes the increased demand for alternative energy generating systems and the need/desire for more inexpensive power and self-reliance that wind energy conversion systems (WECS) may provide." Councilman Hastings said if this is true this ordinance is going about it the wrong way and felt the wind towers are more attractive than radio towers. Kent Hastings said he believed the City needs to make this less restrictive and made several suggestions. Roof-mounted windmills will be available through Ace Hardware; however, there should be proper installation and engineering and these should be allowed. Under 3.28.2.2 – Setbacks; strike "each WECS and all surrounding property lines" from the first sentence so the property owner could put it as close to the property line as long as the blade doesn't extend over the property line. Kent Hastings said he would add "that any part of the WECS may not extend over the property line and shall be set back a distance of no less than 110% of the height of the tower plus the blade from the neighboring property dwellings." On 3.28.2.2.D, Councilman Hastings said they could have it repaired or removed upon notification. Another suggestion Kent Hastings made was with the current technology that the 60 decibels be moved up to 65 decibels.

Bradley Reneer asked if you have a 10-acre lot and you put your house at the very back of the lot then under this ordinance you wouldn't be able to construct a windmill in your front yard and said he would like to figure out some way that those folks could have a wind tower if they wished. Kimberly Bryant said she agreed with Jannicke Brewer and said not everyone can have a horse or a barn. Mayor Willoughby said there are less of those instances in our City and they could apply for a variance or come to the City Council.

Troy Stout said he really supports the alternative energy source and individual's rights to build one but in the spirit of being a good neighbor to build a WECS might not be a good thing. A wind tower might not be allowed in a subdivision that has CCR's. Troy Stout felt that in neighborhoods where lots are one-half acre or smaller, towers should not be allowed because there is not enough room but modest roof-top windmills should be allowed. Kent Hastings said that on his 1-acre lot he could only put it right in the middle of his back yard. Jim Tracy said that if there is not a house built on the lot next to yours and you want to put one in, you should be within 110% from the building envelope as we have to assume the house will fill the entire building envelope. Jim Tracy also addressed the issue of a house being set back farther from the street on a large lot and recommended that we say if the house is farther than 100 feet from the road no wind tower can be within

the front 100 feet. Jim Tracy also said that he has a flag in his front yard and when it is windy it exceeds 60 decibels and his neighbors have not complained. Mayor Hunt Willoughby asked Shane Sorensen if he knew what the building code currently is which would affect roof-mounted towers. Shane Sorensen said he would think they would just look at the weight of the structure and make sure it is engineered to handle that load and vibration.

Ken Potter showed a picture of a roof-mounted Honeywell alternative energy facility. Bradley Reneer asked if Ken Potter was in a hurry to get this ordinance passed and Mr. Potter said it was his desire to install a wind tower facility as soon as possible as the electricity at his home is bumped at least three times a day. There are Federal and State tax incentive credits on the installation costs. Ken Potter said he went to Haiti to help build houses and said we are fortunate that we have building codes here. Mr. Potter felt that if the wind tower is against your house it would be less obtrusive and less noticeable. Twenty-five percent of residents in Alpine have lots big enough to build a wind tower. Between solar and wind tower facilities these would help to satisfy some of the electrical needs. Kimberly Bryant said she liked the towers being closer to your own home and farther from your neighbor's home. Troy Stout said it bothered him that these towers could be put anywhere and felt that if they are closer to your own home they would be less obtrusive to your neighbor's house.

Jannicke Brewer said the roof-mounted wind towers are not very powerful and Kimberly Bryant asked Shane Sorensen if the 110 percent will put the tower far enough away from your neighbor. Shane Sorensen said everyone will have their opinion on it and as far as falling down and if it was changed to 150 percent Mayor Willoughby felt we might be cutting off too many residential lots. Ken Potter said the Council is concerned about every little aspect concerning the noise and somewhere there has to be give and take between neighbors. He approached all his neighbors about putting a tower up and two of them said they also want to put one up. Ken Potter further stated that these wind towers are not much of an eyesore.

MOTION: Jim Tracy moved that the City Council adopt Ordinance 2010-04, Wind Energy Conversion Systems with the following changes:

1. Section 3.28.1.B - That we remove the word NOT and add: to meet existing building regulations
2. Section 3.28.2.2. C – Add: if the house sits further than 100 feet back from the front property line, a WECS will be allowed no closer than 100 feet from the front property line
3. Section 3.28.2.2.A – Setbacks. Strike each WECS and all surrounding property lines. Add item E: The minimum setback distance from a WECS shall be no less than 110% in tower height plus the rotor radius from all neighboring dwellings and public roads
4. Section 3.28.2.4. D – Safety Measures. Add: If an alternative energy facility is not functional or operational or maintained for a period of one (1) year the owner upon notification shall either immediately dismantle the WECS or repair it.

Kent Hastings seconded. Ayes: Kent Hastings, Bradley Reneer and Jim Tracy. Nays: 2. Kimberly Bryant and Troy Stout voted nay. Motion passed.

Troy Stout said he was not opposed to these wind towers but felt the Council is too rushed to make a decision tonight with the information that has been given. Kent Hastings said he would like to have this Ordinance brought back with all the changes and the additional information Shane Sorensen would provide.

D. PRESSURIZED IRRIGATION RATES. Ted Stillman said that when the pressurized irrigation rates were established to pay back the bonds for construction of the system, the rates were based on a combination of rates and Impact Fees. Mr. Stillman said in the past two years impact fees have gone down as there hasn't been any development. Through January 2010 expenditures are exceeding revenues by \$213,008 and Mr. Stillman said that to solve this problem pressurized irrigation rates need to increase. It is proposed that the pressurized irrigation rates be increased by 9% which will bring in an additional \$63,340 per year. This amount will not cover the deficit but will show the bond rating agencies that the City is being fiscally sound. The rest of the deficit will be covered by refinancing the Pressurized Irrigation Bonds. Ted Stillman said without financing the Bonds we would be looking at a 30% rate increase. This item was on the agenda for discussion only and will be brought back next time.

E. RECYCLING & GREEN WASTE. Ted Stillman said at the meeting of January 26, 2010

the City Council discussed the feasibility of weekly recycling and the possible implementation of a green waste program. The City placed an article in the February Newslines asking residents to respond as to their interest in these programs. The results were as follows:

<u>Green Waste</u>			<u>Weekly Recycling</u>		
No	21	37%	No	33	60%
Yes	36	63%	Yes	22	40%
Total	57	100%	Total	55	100%

The cost for both programs would be as follows:

Weekly Recycling - \$9.50 per month as compared to \$4.50 for every other week service. All 833 households that have every other week recycling would have to go to the weekly service.

Green Waste

\$6.50 per month with 30% participation (672 households) weekly pickup

\$5.00 per month with 30% participation (672 households) weekly pickup with service all in one day

\$3.88 per month with mandatory participation

All rates would be billed for 12 months and the program is for 8 months of service.

Ted Stillman said another alternative would be to put a 40-foot roll-off at the City shops for residents to put their green waste in. This would not be used disposing of garbage and junk. ACE is going to give us a price for the large roll off. The green waste would be taken to Timpanogos Special Service District as they need green waste and there would not be a charge to the City. Mayor Willoughby said we would have to promote this program and educate the people to use it and not rely on a Newslines article only. Jim Tracy said we have 851 recycling homes and out of those 56 have two or more recycling cans. Bradley Reneer said that at the last Timpanogos Special Service District meeting it was said that green waste actually helps them and reduce our sewage costs. Renee Holding lives on Country Manor Lane and said she wants to encourage the Council to recycle and participate in the green waste program. Mrs. Holding came from California and was concerned that she sees people dumping their green waste on vacant lots and felt it would be good for the whole City if we encouraged residents to recycle and not be charged. Kent Hastings said the citizens he has talked to said they like recycling being on a volunteer basis rather than being forced upon them. Bradley Reneer said we run the risk of the Sewage District not accepting our green waste if trash is put in the roll-off.

F. EQUIPMENT PURCHASE – TRACTOR. Ted Stillman said the 2009-2010 Budget includes \$20,000 to purchase a tractor to replace a 20+ year old tractor. Quotes have been obtained to purchase the tractor as follows:

Bonneville Equipment	Kubota	\$14,894.40
Johnson Tractor	Massey Ferguson	\$15,804.20

The process of selling the old tractor was discussed.

MOTION: Kimberly Bryant moved that the City Council approve purchasing a Kubota tractor in the amount of \$14,894.40 and declare the 20+ year-old International tractor surplus. Kent Hastings seconded. Ayes: Kimberly Bryant, Kent Hastings, Bradley Reneer, Troy Stout and Jim Tracy. Nays: 0. Motion passed.

VII. REPORTS

A. DRUG EDUCATION AND INTERVENTION. Kimberly Bryant discussed Drug Education and Intervention for youth in Alpine and asked what can the City do to help prevent drug usage in Alpine. Education for youth and parents about preventing drug usage was also discussed. Kimberly Bryant said several parents from all parts of town came to her asking for help with drug education that involved their children. Mrs. Bryant thinks this is a big problem in our community and we need to do it big. Kimberly Bryant said she wants this to be a "No Drug Zone" in Alpine. Kip Botkin, Police Chief, said he wasn't sure what age group we wanted targeted and Mayor Willoughby said we are looking for any and all information. Kip Botkin

said we had Dare in the Elementary School but because of shrinking budgets and resources this was taken out of the schools several years ago. Basically Dare was designed to target 5th and 6th graders to give them extra tools to deal with peer pressure as they go from elementary school to junior high. Also, Kimberly Bryant said we are really interested in educating parents. Kip Botkin passed out two pamphlets and said there is a group called Law Publications that he has been involved with for several years. They come into our community and contact our local businesses and get them to advertise in their publication. The return on this is that they will print up and supply all the pamphlets we ask for free of charge. One pamphlet deals with drug and controlled substance issues and the other one deals with internet and cyber crimes and is available at the Police Department. Parental denial was discussed and Kip Botkin asked Kimberly Bryant if she was looking for this to be a cooperative effort between the City, Police and whomever as an educational program telling parents to get involved in their children's lives.

Jim Tracy felt this would be good thing to be added to the Family First night and said there would be captive audience there. Councilman Tracy said it is shocking to find out how widespread the abuse is in Utah and that most children get prescription drugs from their parents or grandparents. Jim Tracy said the Police Departments in Eagle Mountain, Mapleton and Orem are locations in Utah County where unused drugs can be disposed of. Kimberly Bryant suggested this be a year-long program and Kip Botkin said that we need a Drug Abuse Community Awareness Program. Troy Stout recommended that we draw some people in who would be outspoken about the drug problem in their homes. In Councilman Stout's neighborhood there is a problem with heroine. Kent Hastings said he liked the idea of saying something at Family First but doesn't think there would be enough time to give it justice.

Amy Johnson said she has a son who overdosed on oxycotton and is now in a rehab facility in Arizona and said she would like to help other people. Amy Johnson said she recognized this wasn't her problem but her child's choice. Amy Johnson said she would like to see a program that deals with what we should do once they start. Jannicke Brewer said grandparents need education to learn more about this problem.

Jim Tracy said these two pamphlets are excellent and suggested they be put in the lobby at City Hall. This program should be a continuing education program and that a City Council Member be assigned to be over this. Mayor Willoughby asked Kimberly Bryant to be over Drug Awareness and said we need to formulate a plan to target the youth and prescription drugs.

B. BMX BIKE PARK CONTRACT. Kent Hastings asked several questions as follows:

<u>Question</u>	<u>Answer</u>
How is the park working?	Great
Are there any complaints? heavy traffic and dust	Neighbors have complained of garbage,
Are there suggestions for improvements?	The PRO Committee reviewed the BMX track at their meeting of 1/20/2010

The BMX Subcommittee of the PRO Committee met on 1/28/2010 and took the following action:
 Dust – the City will install faucets on the BMX track lot so that the track can be watered to reduce dust
 Traffic – The City will post signs at Silver Lane Circle notifying drivers that no BMX parking will be allowed in the cul-de-sac
 Trash – the city will place a garbage can at the BMX track and pick up the trash regularly

The usage of the BMX track is heavy. There are 5 to 40 riders a day.

Kent Hastings asked how often does the City inspect the facilities and Ted Stillman said he goes by it several times a week. The users of the tract keep the jumps in good shape. Kent Hastings asked 1) what if a jump is built and is dangerous and a young rider is injured because the jump is too dangerous for them and 2) what if materials are used to build a ramp and equipment is left at the bottom of a jump. What about liability to the City. David Church said there is a statute that specifically applies to what is called recreational activities that have an inherent risk involved with bicycle riding being one of them. The law reads we have an equivalent of immunity if we allow these things like this on our property. There is an age of

consent and there is not a history of claims on BMX tracks. Our insurer did inspect this track. David Church said the short answer is there is no law or no way that you can say that we are immune from injuries or claims. Kimberly Bryant felt we needed to be more careful and inspect this tract more often. Mayor Willoughby said that if we have daily staff presence there to empty the trash that will help. Signs have been put up that encouraged users walk the course before riding it and Hunt Willoughby thought people will stay in their realm. Troy Stout asked how much has the City paid towards this park and asked if we have looked at an annual price tag for maintenance on this park and Ted Stillman said the cost has been minimal. David Church said we look at avoiding risk, managing risk and transferring risk and we do all three things. When the City provides parks there are risks. Mayor Willoughby said the owner of the property was going to bulldoze the hills but the riders approached the city and asked us to take it over. Kent Hastings felt this was a little different from Lambert Park because of the size and height of the jumps. David Church said we have only had two claims one involving a swing and a sidewalk. Amy Johnson said that the small mini-jumps were created for small children.

We have the committee in place so the PRO Committee will implement the changes.

C. ESTABLISHMENT OF ATV ROUTES ON ALPINE ROADS TO HILLS. Kent Hastings suggested that the City establish ATV routes on Alpine roads to access our hills. Utah law allows cities to establish ATV routes through the City to connect to trails. Councilman Hastings asked what main routes could be established on our roads to connect to areas of ATV usage?

Items that were included in the City Council Member's Packets were:

1. Ordinance No. 2008-17, An Ordinance Designating all Public Roads in the Jurisdictional Limits of Alpine as Open for Street-legal All Terrain vehicles
2. Minutes of the December 16, 2008 City Council meeting where Ordinance No. 2008-17 was adopted
3. State Code Section 41-22-10.5 designating routes

Kent Hastings said that people were frustrated that they couldn't ride their ATV's across the street to access trails open to off-road vehicles. Mayor Willoughby asked what if we allow this and prescribe certain routes and you do not live on that route, would you have to drive to that prescribed route? Kent Hastings said that if you go from your place of residence to the route then to your destination. Mayor Willoughby said he did not know of any other place in Alpine where ATV's are allowed except in Lambert Park. Kent Hastings said the City has a prescriptive easement on the west side and that trail goes all the way over to Draper. Ted Stillman said that Draper City does not recognize a prescriptive easement, they do not allow ATV's in Draper and they are putting up more gates. The trouble with ATV's is that they don't stay on the road. ATV's are tearing up Lambert Park. Kimberly Bryant felt there should be a large fine for riding ATVs off the trails and Ted Stillman said the problem in Lambert Park is enforcement. Kip Botkin went over the requirements of operating ATV's and David Church said that under a certain age a rider has to be under adult supervision and is required to take a class. Ted Stillman said that Draper can close Hog Hollow road to ATV's even though it is a public road.

Jim Tracy said he found it interesting that the previous item discussed we are so concerned about safety and liability on the BMX tract but we are considering opening up our roads to ATV's. Councilman Tracy felt we should never sacrifice safety for convenience. When someone buys a boat they have to trailer their boat to the water.

Troy Stout said allowing ATV's on our roads would have to be approached with a great deal of caution and would like to talk to the Mayor of Hurricane as they allow ATV's on their streets. A fee could be assessed to ATV drivers for the privilege of driving on our streets and the money generated through that could be used to protect Lambert Park and public awareness. Troy Stout said this is a valid thing to consider. David Church there is another page of the State Code which says a City Ordinance can be no more restrictive than the State Law. Kip Botkin said that every person they stop will use the excuse of going to or coming from an ATV destination. Amy Johnson said she has lived in Alpine for 21 years and the youth in her neighborhood ride very fast down Alpine Drive in front of her house whether going to scouts or to a friend's house with a 2-year old sibling on the ATV.

Kent Hastings said this was a healthy discussion and he is now under the opinion that to allow ATV's

on roads would not be the best.

D. TUITION REIMBURSEMENT PROGRAM POLICY REVIEW. Ted Stillman was asked to review how the Tuition Reimbursement Policy is working for Alpine City and its usage. Mr. Stillman said that one person, the City's Finance Officer, has taken advantage of the program. Annalisa Beck has gone three terms at Utah Valley University and has a grade point average of 3.15. The City has expended \$3,575.80 for the Tuition Reimbursement Program and we reimburse 80% of the tuition cost and the classes have to do with her job. Jim Tracy said the Public Works employees get reimbursed as they need to be recertified and they go to the Road School in St. George. Kent Hastings asked if there was a bigger pool of employees that would use this program and wanted to make sure that all employees could take advantage of it. Ted Stillman said we could advise all employees of that. Troy Stout felt we shouldn't reimburse for General Education classes but the class should be specific to their job. Jim Tracy said we should encourage our employees to further their education. Troy Stout said there is a difference between tuition reimbursement and a scholarship. Brad Reneer said there is an advantage to the City if we offer this program and since we are only paying 80% that is a good benefit. Ted Stillman said the audit in 2008-09 was completed in house and we did our own financial statements. Kimberly Bryant asked how long an employee has to work for the City after receiving the latest reimbursement and was told one year. It was noted the \$3,575.80 was paid over two fiscal years. Ted Stillman said we will be discussing budget items starting next month and suggested the Council include this in their discussion.

VIII. COMMUNICATION

Hunt Willoughby –

1. Said there is a meeting scheduled for next Tuesday for anyone who is interested in helping with Alpine Days. Council Members were invited.
2. Memorial Day is coming up and we need to plan the program. If you have any thoughts give them to Mayor Willoughby. Jim Tracy suggested that we provide sugar-free syrup.

Kimberly Bryant – Said she liked the way tonight's meeting was handled and complemented the Mayor.

Kent Hastings –

1. Thanked Mayor Willoughby for allowing the procedure tonight and said since he couldn't interrupt he listened more to what was being said.
2. Would like the Planning Commission to review the ordinance allowing density on public open space and private open space and asked if there should be different densities? Jannicke Brewer asked if he was referring to a PRD and said this was on their priority list.
3. Asked if he could get someone else to support him in seeing that this proclamation be put on the next City Council agenda as it establishes and promotes a child-safe community standard. There is an organization promoting this and so far 38 cities have adopted this ordinance and three more are committed. It is non-binding. Mayor Hunt Willoughby said Mr. Gunter of that organization met with him at City Hall and was told that he felt he was not elected to be a moral compass for the community as that was not his role. Mayor Willoughby said he was more than willing to discuss it and passed out an alternative proclamation. Brad Reneer said he would like to see this put on an agenda for discussion as the City should be a bully pit for high standards and said he appreciated the CDs. Troy Stout said he thought the City should support this and would like to see it on an agenda for discussion as it says we should elevate our standards. Kent Hastings said that if you look at a City like Detroit what good is the water and sewer systems and streets if the family structure has been broken down. Mayor Willoughby asked the Council to take a look at his alternative proclamation.
4. Along with the family infrastructure, there is a Natural Family Resolution that he thought made a lot of good points. Councilman Hastings said he would like to discuss this as well at the next City Council meeting. Brad Reneer said he read part of it and there are some good things in there but felt some language needed to be changed. Mayor Willoughby said we want to talk about unintended consequences because other cities who have adopted this have suffered. Kent Hastings said Kanab said they have benefited from passing this ordinance as their tourism has increased. Troy Stout said he was uncomfortable with a lot of things that the resolution said because it seemed to isolate some people and wants to be careful about not trodden on those people for the sake of making a statement; however, there are some

good things in there. Kent Hastings suggested that the Council look it over and soften it so no offense is taken. Jim Tracy suggested that this be put on the agenda next time as a discussion item.

Bradley Reneer –

1. Felt we should come back to the green waste effort in the summer when people are interested in this. It will be easier to sell.
2. We saw an example of someone tearing up Lambert Park. Bradley Reneer asked if security cameras would be worth our dollar.
3. Got the e-mail about animal waste in the cemetery. Ted Stillman said there is a handicapped boy who walks his dog every day. Ron Devey talked to the father and the Public Works Dept. cleaned it up and the boy will walk a different route. The iron pot that was stolen was not taken by our staff.
4. Bradley Reneer will not be here on March 23 because he is going to the political caucuses. Ted Stillman said March is a 5-Tuesday month. Mr. Stillman said we are starting the budget process and it is time sensitive. We could meet the fifth Tuesday on March 30, 2010.

Jim Tracy –

1. Went with Bradley Reneer and Jannicke Brewer to a breakfast and listened to Craig Call from the Utah County Realtor's Association. They got to meet council members from other cities.
2. April Naidu is back.
3. Has noticed a lot of trash in the gutters. Mayor Willoughby said now that the snow is melting, the City can start sweeping the gutters and roads and Jay Healey said maintenance crews will start sweeping when the weather clears.
4. Spoke to our garbage collector who said that ACE won the contract in Eagle Mountain. Our driver will now start his Alpine route at 11:00 am instead of 7:00 am and there will be a separate driver for the recycling.

Shane Sorensen – Gave a brief update on the 100 South Park and said he had planned on opening bids on Thursday; however, the plans are complex and they will be opened on Tuesday. They are on schedule to be on the next City Council agenda.

IX. EXECUTIVE SESSION to discuss Litigation, Property Acquisition and Personnel

X. APPROVAL OF MINUTES

City Council Meeting Minutes of February 9, 2010

MOTION: Kent Hastings moved to approve the minutes of the City Council meeting of February 9, 2010 as amended and adjourn. Jim Tracy seconded. Ayes: Kimberly Bryant, Kent Hastings, Bradley Reneer, Troy Stout and Jim Tracy. Nays: 0. Motion passed.

The meeting adjourned at 10:15 pm.