

AMENDED
CITY COUNCIL MEETING AND PUBLIC HEARING
OF THE CITY OF CEDAR HILLS
Tuesday, September 18, 2012 7:00 p.m.

NOTICE is hereby given that the City Council of the City of Cedar Hills, Utah, will hold a City Council Meeting on Tuesday, September 18, 2012, beginning at 7:00 p.m. at the Community Recreation Center, 10640 N Club House Drive, Cedar Hills, Utah.

COUNCIL MEETING

1. Call to Order, Invocation and Pledge
2. Approval of Meeting's Agenda
3. Public Comment: Time has been set aside for the public to express their ideas, concerns, and comments (comments limited to 3 minutes per person with a total of 30 minutes for this item)

PUBLIC HEARINGS

4. Amending the Compensation for Elected and Appointed Officials
5. Amendments to the City Code, Title 9, Regarding Planning Commission Membership

CONSENT AGENDA

6. Minutes from the June 19, 2012 City Council Meeting and Public Hearing
Minutes from the July 10, 2012 Regular City Council Meeting
Minutes from the July 19, 2012 Special City Council Meeting
Minutes from the July 31, 2012 Special City Council Meeting
Minutes from the August 7, 2012 City Council Meeting and Public Hearing

SCHEDULED ITEMS

7. Review/Action on an Ordinance Amending the Compensation for Elected and Appointed Officials
8. Review/Action on an Ordinance Amending the City Code, Title 9, Chapter 1, Article B, Regarding Planning Commission Membership
9. Review/Action on a Resolution of Intent to Combine the Recreation, Parks and Trails and Beautification Citizen Advisory Committees
10. Review/Action to Consider Awarding the Bid for the 2012 Roadway Micro Surface Project to Geneva Rock Products, Inc.
11. Review/Action Water Charges Reimbursement – Mahogany Drive
12. Discussion on Options for the Community Recreation Center Basement
13. Discussion on Allowing a Resident to operate a Cat Hotel/Boarding Business

CITY REPORTS

14. City Manager
15. Mayor and Council
16. Motion to go into Executive Session, Pursuant to Utah State Code 52-4-204 and 52-4-205
*** EXECUTIVE SESSION ***
17. Motion to Adjourn Executive Session and reconvene City Council Meeting

ADJOURNMENT

18. Adjourn

This meeting may be held electronically via telephone to permit one or more of the council members to participate.

Posted this 17th day of September, 2012

Colleen A. Mulvey, City Recorder

- Supporting documentation for this agenda is posted on the City's Web Site at www.cedarhills.org.
- In accordance with the Americans with Disabilities Act, the City of Cedar Hills will make reasonable accommodations to participate in the meeting. Requests for assistance can be made by contacting the City Recorder at 801-785-9668 at least 48 hours in advance of the meeting to be held.
- The order of agenda items may change to accommodate the needs of the City Council, the staff, and the public.



CITY OF CEDAR HILLS

TO:	Mayor and City Council
FROM:	David H. Bunker, City Manager
DATE:	9/18/2012

City Council Agenda Item

SUBJECT:	Proposed Ordinance amending the Compensation for Elected and appointed officials.
APPLICANT PRESENTATION:	n/a
STAFF PRESENTATION:	David Bunker
BACKGROUND AND FINDINGS: The City Council has approved a modification to the compensation schedule for elected and appointed officials to include an electronic communications stipend of \$86.50. This is an increase of \$11.50 for the use of electronic devices to receive council packet information and other forms of communication for council members.	
PREVIOUS LEGISLATIVE ACTION: Ordinance No. 7-8-2000A, An ordinance amending the compensation for elected and appointed officials. Previous electronic communications stipend was \$75.	
FISCAL IMPACT: n/a	
SUPPORTING DOCUMENTS: See attached Resolutions & Ordinances	
RECOMMENDATION: Staff recommends adopting the proposed Ordinance to amend combine the Parks and Trails and Beautification Citizen Advisory committees.	
MOTION: To approve/not approve Ordinance _____, An Ordinance Amending the Compensation for Elected and Appointed Officials.	

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE COMPENSATION FOR ELECTED AND APPOINTED OFFICIALS.

WHEREAS, 10-3-818 UCA requires that the compensation for elective or statutory officials be set by ordinance and that salaries for municipal officers to be set following public hearing; and

WHEREAS, the City Council has posted public notice for and held the requisite public hearing regarding the attached salary schedule.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR HILLS, UTAH:

**SECTION I
ADOPTION OF SALARY SCHEDULE**

The attached compensation schedule for elected and appointed officials is hereby adopted for the City of Cedar Hills.

**SECTION II
CONFLICTING ORDINANCES REPEALED**

All other ordinances that are in conflict herewith are hereby repealed.

**SECTION III
EFFECTIVE DATE**

This ordinance shall take effect upon its passage and posting.

PASSED AND ORDERED POSTED BY THE CITY COUNCIL OF THE CITY OF CEDAR HILLS, UTAH, THIS 18TH DAY OF SEPTEMBER, 2012.

APPROVED:

Gary R. Gygi, Mayor

ATTEST:

Colleen A. Mulvey, City Recorder

**COMPENSATION SCHEDULE
ELECTED/APPOINTED OFFICERS SALARIES**

POSITION

Mayor

SALARY

\$1,100 per month
City paid cellular phone

City Council

\$600 per month
\$86.50 electronic communications stipend

Planning Commission

\$50 per meeting attended



CITY OF CEDAR HILLS

TO:	Mayor and City Council
FROM:	David H. Bunker, City Manager
DATE:	9/18/2012

City Council Agenda Item

SUBJECT:	Amendments to the City Code, Title 9, Planning Commission Membership
APPLICANT PRESENTATION:	n/a
STAFF PRESENTATION:	David Bunker
BACKGROUND AND FINDINGS: Pursuant to Utah State Code, the City Council may adopt ordinances establishing and organizing a Planning Commission. There are two current vacancies on the Planning Commission, and it is being proposed at this time to change the number of alternate members from two (2) to three (3). Adding a third alternate will help to ensure that a quorum is in attendance at Planning Commission meetings.	
PREVIOUS LEGISLATIVE ACTION: n/a	
FISCAL IMPACT: Currently the Planning Commission is not receiving compensation for attendance at meetings. Adding another member will not affect the fiscal budget.	
SUPPORTING DOCUMENTS: Proposed Ordinance	
RECOMMENDATION: If the Council approves, recommend adopting the proposed ordinance.	
MOTION: To approve/not approve Ordinance No. _____, amending Title 9, Chapter 1, Article B-1(B) of the City Code, entitled Planning Commission (Membership); increasing the number of alternate members to three (3).	

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 9, CHAPTER 1, ARTICLE B, ENTITLED PLANNING COMMISSION OF THE CITY CODE OF THE CITY OF CEDAR HILLS, UTAH.

WHEREAS, pursuant to Utah Code Annotated § 10-9a-301, the City Council of the City of Cedar Hills may adopt ordinances to establishing a Planning Commission; and

WHEREAS, the City Council has determined that it is in the best interest of the public health, prosperity, comfort, and convenience of the City of Cedar Hills, and the residents thereof, to enact certain amendments to Title 9 of the City Code dealing with the establishment of the Planning Commission, number and terms of the members, mode of appointment, procedures of filling vacancies and removal from office, and other details relating to the organization and procedures of the Planning Commission; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR HILLS, UTAH COUNTY, AND STATE OF UTAH:

**PART I
AMENDMENTS**

SECTION 1. Title 9, Chapter 1, Article B-1 (B) of the City Code, entitled Planning Commission, is hereby amended to read as follows:

9-1B-1: ESTABLISHED; MEMBERSHIP; SELECTION OF MEMBERS; COMPENSATION:

B. Membership: The Planning Commission shall consist of five (5) regular members, three (3) alternate members and one ex officio member.

**PART II
PENALTY AND ADOPTION**

A. CONFLICTING PROVISIONS

Whenever the provisions of this Ordinance conflict with the provisions of any other ordinance, resolution or part thereof, the more stringent shall prevail.

B. PROVISIONS SEVERABLE

This Ordinance and the various sections, clauses and paragraphs are hereby declared to be severable. If any part, sentence, clause or phrase is adjudged to be unconstitutional or invalid it is hereby declared that the remainder of the ordinance shall not be affected thereby.

C. AMENDMENT TO BE ADDED TO CITY CODE

The City Council hereby authorizes and directs that insert pages reflecting the provisions enacted hereby shall be made and placed in the City Code, Title 9.

D. PENALTY

Hereafter these amendments shall be construed as part of Municipal Planning and Development of the City Code of the City of Cedar Hills, Utah, to the same effect as if originally a part thereof, and all provisions of said regulations shall be applicable thereto, including, but not limited to, the enforcement, violation and penalty provisions.

E. EFFECTIVE DATE

This Ordinance shall take effect upon its passage and publication as required by law.

**PASSED AND ORDERED POSTED BY THE CITY COUNCIL OF CEDAR HILLS,
UTAH, THIS 18TH DAY OF SEPTEMBER, 2012.**

Gary R. Gygi, Mayor

ATTEST:

Colleen A. Mulvey, City Recorder



CITY OF CEDAR HILLS

TO:	Mayor and City Council
FROM:	David H. Bunker, City Manager
DATE:	9/18/2012

City Council
Agenda Item

SUBJECT:	Proposed Resolution to combine the Recreation, Parks and Trails and Beautification Citizen Advisory Committees
APPLICANT PRESENTATION:	n/a
STAFF PRESENTATION:	David Bunker
BACKGROUND AND FINDINGS: It is proposed that the Council combine the Citizens Advisory Committees for Beautification, Recreation and Parks and Trails. The advisory committees will combine and meet as directed.	
PREVIOUS LEGISLATIVE ACTION: Resolution No. 3-16-2010D, creating a citizens advisory committee to oversee City beautification. Ordinance No. 3-16-2010B, dissolving the Parks and Trails Committee; Resolution 3-16-2010E, creating a citizens advisory committee to oversee City recreation, parks and trails. Ordinance No. 3-6-2012B, deleting the criteria for the Parks and Trails Advisory Committee from the City Code.	
FISCAL IMPACT: n/a	
SUPPORTING DOCUMENTS: See attached Resolutions & Ordinances	
RECOMMENDATION: Staff recommends adopting the proposed resolution to combine the Parks and Trails and Beautification Citizen Advisory committees.	
MOTION: To approve/not approve Resolution 9-18-2012A, combining the Beautification Committee and the Recreation, Parks and Trails Citizen Advisory Committees. The name of the reconstituted committee shall be the Cedar Hills Beautification, Recreation, Parks and Trails Citizens Advisory Committee.	

RESOLUTION NO. _____

A RESOLUTION COMBINING THE RECREATION, PARKS AND TRAILS CITIZENS ADVISORY COMMITTEE AND THE BEAUTIFICATION CITIZENS ADVISORY COMMITTEE OF THE CITY OF CEDAR HILLS, UTAH

WHEREAS, the City Council of the City of Cedar Hills recognizes the value of recreation, parks, and; recognizes the value of a beautiful City for residents and desires to provide a means for City beautification now and in the future; and

WHEREAS, the City Council of the City of Cedar Hills desires to combine a citizens advisory committee to oversee and complete parks, trails, and recreation projects with the City; and complete beautification projects within the City's right-of-ways; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CEDAR HILLS, UTAH:

**PART I
NAME**

The name of this Citizens Advisory Committee shall be the Cedar Hills Recreation, Parks and Trails and Beautification Committee.

**PART II
PURPOSE AND DUTIES**

- A. This is an ad-hoc committee and the purpose of the Committee shall be to make our fair City even fairer, and to promote, evaluate, and solicit recreation, parks and trails development, and activity.
- B. The Committee shall act in an advisory capacity to the City Council and shall have the following duties and responsibilities:
 - 1. To hold regular meetings to discuss and study beautification, recreation, parks and trails needs and issues.
 - 2. To make recommendations to the City Council on the methods and means of enhancing the beauty of the City, and means of enhancing all recreational activities and park and trail development of the City, and in public relations concerning recreation, park and trail activities.
 - 3. To assist the City Council in public relations concerning City beautification matters, and recreation, park and trail activities.
 - 4. To make recommendations to the City Council for various beautification and recreation programs, and to make recommendations for programs such as Arbor Day and National Trails Day.
 - 5. To encourage residents, businesses, and property owners to participate in beautification programs including spring cleanup and fall cleanup activities.
 - 6. To solicit gifts, bequests, grants, donations from any person or source, on behalf of the City, for the development or improvement of civic pride or for beautification projects, and all types of recreation, parks and trails. All such solicitations shall be

first approved by the City Manager. Such gifts or bequests shall be received by the City Treasurer and shall be put in a special fund for the purpose for which the money was received.

7. To make recommendations to the City Council regarding changes in City ordinances, policies, and practices to encourage and enhance the beautification, recreation, parks, and trails of the City.
8. To prepare and present periodic (at least annual) reports to the City Council on the progress and status of the Committee.
9. To complete all beautification, recreation, parks, and trails projects for the City Council, as assigned.

PART III MEMBERSHIP AND TERM OF OFFICE

- A. The Committee shall consist of residents of Cedar Hills.
- B. All members shall be appointed by the Mayor.
- C. The Mayor shall appoint a member of the City Council as an ex officio member of the Committee.
- D. All members shall serve at the pleasure of the Mayor and may be removed and/or added at his/her discretion.
- E. The Committee shall be as large or small as the Mayor may deem necessary.

PART IV OFFICERS AND STAFFING

- A. The Mayor shall appoint a Chair and Vice Chair.
- B. The Chair shall present all recommendations to the City Council that have been approved by the Committee.
- C. The Chair shall have general supervisory powers of the Committee and shall preside and conduct all Committee meetings and set all Committee agendas.
- D. In the absence of the Chair, the Vice Chair shall execute all the powers of the Chair.
- E. The Mayor, at his/her discretion, shall assign a staff representative to provide support to the Committee.

PART V COMPENSATION

- A. Members of the Committee shall serve without monetary compensation.
- B. Members may be compensated for reasonable expenses incurred for official responsibilities, if approved by the City Manager.

PART VI EFFECTIVE DATE AND SEVERABILITY

- A. This resolution shall take effect upon its passage.
- B. If any section, sentence, clause, or phrase of this resolution is held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this resolution.

ADOPTED, RESOLVED, AND ORDERED, BY THE CITY COUNCIL OF THE CITY OF CEDAR HILLS, UTAH, THIS 18TH DAY OF SEPTEMBER 2012.

APPROVED:

ATTEST:

Gary R. Gygi, Mayor

Colleen A. Mulvey, City Recorder



CITY OF CEDAR HILLS

TO:	Mayor and City Council
FROM:	Jeff Maag, Public Works Director
DATE:	9/13/2012

City Council Agenda Item

SUBJECT:	Road Maintenance						
APPLICANT PRESENTATION:	N/A						
STAFF PRESENTATION:	Jeff Maag, Public Works Director						
BACKGROUND AND FINDINGS:							
<p>Due to the need for maintenance on 4600 West, Redwood Road, the North end of Cottonwood Drive and Briggs/Nielsen Blvd., request for bids for the 2012 Fall Street Improvements Project have been announced and received. The apparent low bidder is Geneva Rock Products at \$125,200. Bids received were as follows:</p> <table> <tr> <td>Geneva Rock</td> <td>\$125,200</td> </tr> <tr> <td>Morgan Pavement</td> <td>\$125,950</td> </tr> <tr> <td>Intermountain Slurry</td> <td>\$157,183</td> </tr> </table>		Geneva Rock	\$125,200	Morgan Pavement	\$125,950	Intermountain Slurry	\$157,183
Geneva Rock	\$125,200						
Morgan Pavement	\$125,950						
Intermountain Slurry	\$157,183						
PREVIOUS LEGISLATIVE ACTION:							
N/A							
FISCAL IMPACT:							
Street Projects funding for \$125,200.							
SUPPORTING DOCUMENTS:							
Written bids from three (3) contractors							
RECOMMENDATION:							
Staff recommends the council accept the low bid from Geneva Rock Products of \$125,200							
MOTION:							
Approve/ Not Approve the 2012 Fall Street Improvements project and award the Project to Geneva Rock Products in the amount of approximately \$125,200.							



CITY OF CEDAR HILLS

TO:	Mayor and City Council
FROM:	David Bunker, City Manager
DATE:	8/28/2012

City Council Agenda Item

SUBJECT:	Water Charge Reimbursement – Mahogany Dr.
APPLICANT PRESENTATION:	N/A
STAFF PRESENTATION:	David Bunker
BACKGROUND AND FINDINGS: Residents on 9220 North and Mahogany Drive we connected to the Cedar Hills water system on July 5, 2012. Due to a cross connection of the culinary mainline and PI mainline, it is believed that contaminated water was delivered to 13 homes in this area. Residents have expressed concern over the water delivery, illness and inconvenience due to the water system disruptions. It is proposed that the City Council eliminate the associated culinary and pressurized irrigation water charges from the City for the affected residences for the months of July, August and September. The reimbursement will total approximately \$3,200.00	
PREVIOUS LEGISLATIVE ACTION: None.	
FISCAL IMPACT: Culinary water and pressurized irrigation reimbursement totaling approximately \$3,200.00 for the 13 homes affected by the cross connection.	
SUPPORTING DOCUMENTS: None.	
RECOMMENDATION: Staff recommends the City Council consider reimbursement of culinary and pressurized irrigation water usage for residents in the affected area of 9220 North and Mahogany Drive.	
MOTION: To approve/not approve reimbursement of culinary and pressurized irrigation water charges for residents of Mahogany Drive and 9220 North for the months of July, August, and September.	