

CITY COUNCIL MEETING
Tuesday, March 1, 2011 5:00 p.m.
Public Safety Building
3925 W Cedar Hills Drive, Cedar Hills, Utah

Present: Mayor Eric Richardson, Presiding
Council Members: Scott Jackman, Stephanie Martinez, Jim Perry, Marisa Wright, Ken Kirk (5:14 p.m.)
Konrad Hildebrandt, City Manager
Kim Holindrake, City Recorder
Rebecca Tehero, Finance Director
Ashley Vogelsberg, Finance Analyst
Courtney Hammond, City Meeting Transcriber
Others: Cliff Chandler, Sam Liddiard, Tom Hutchison, Reese DeMille, Harlow Clark

COUNCIL MEETING

1. This meeting of the City Council of the City of Cedar Hills, having been properly noticed, was called to order 5:07 p.m. by Mayor Richardson.

Invocation given by C. Perry

Pledge of Allegiance led by C. Martinez

2. Public Comment (5:08 p.m.)

No comments.

CONSENT AGENDA

3. Minutes from the February 15, 2011, Regular City Council Meeting (5:08 p.m.)

MOTION: C. Jackman - To approve the consent agenda. Seconded by C. Martinez.

Yes	-	C. Jackman	
		C. Martinez	
		C. Perry	
		C. Wright	Motion passes.

SCHEDULED ITEMS

4. Review/Action on Request for Proposals for Residential/Municipal Waste and/or Recycling Services (5:09 p.m.)

See handouts.

Staff Presentation:

Konrad Hildebrandt stated that at the prior meeting the Council reviewed the bids and asked for a bid on the opt-out rate. Two of the three providers stated that they would not resubmit the bids with an opt-out rate because their bids were already public.

Mayor Richardson stated that Waste Management agreed to replace the older cans with the newer green cans, which hold 96 gallons.

Tom Hutchison of Waste Management stated that carts can last 8–10 years with maintenance along the way. Waste Management services two cities that own their own carts, and both provide their own maintenance. Waste Management spends 12 cents of every dollar on residential cart maintenance.

Reese DeMille stated that depending on construction and materials, carts can cost between \$35 and \$60.

Council Discussion:

- C. Perry stated that if the City decides to lease-to-own the can, Allied’s cost is better at \$10 per can versus Waste Management’s \$60 per can.
- C. Kirk stated that he doesn’t want to maintain cans but wouldn’t mind looking into a contract for can maintenance. He sits on the North Point Solid Waste Special Service District; and since the City belongs to that District, he would like to ensure that the City’s waste provider uses the District transfer point. Tom Hutchison stated that Waste Management wouldn’t have a problem including that in the contract.
- Mayor Richardson stated that the City can also buy the cans upfront. Owning cans can be advantageous in the future in leveling the playing field for providers, but can maintenance may end up costing too much with the lean manner in which the City runs its Public Works department.
- C. Jackman stated he would like to stay out of the cart maintenance. He would like to reduce the contract length to three years with a two-year extension. It would increase the City’s bargaining power.

MOTION: C. Jackman - To approve the Mayor to enter into a contract with Waste Management for solid waste and recycling collection using attachment 6 and ask the Mayor to look into negotiating opt-out prices and also to look into negotiation of a 3-year contract with three, two-year extensions. Seconded by C. Wright.

Further Discussion:

- C. Perry stated that Waste Management would not come back with an aggressive three-year bid because they want the five-year bid.

Yes	-	C. Jackman
		C. Wright
No	-	C. Kirk
		C. Martinez
		C. Perry

Motion fails.

Further Discussion:

- C. Kirk stated that he does not agree with negotiating a three-year contract or an opt-out recycling option. The opt-out issue should be an item for Council discussion. He prefers a five-year contract to lock in these low prices for five years.
- Mayor Richardson stated that the intention of the opt-out negotiation was to get opt-out numbers for later Council discussion.

MOTION: C. Jackman - To approve the Mayor to enter into a contract with Waste Management for solid waste and recycling collection that uses attachment 6, and approve the Mayor to discuss possible pricing for opt-out recycling that we can approve at a later time. Seconded by C. Wright.

Yes	-	C. Jackman	
No	-	C. Kirk	
		C. Martinez	
		C. Perry	
		C. Wright	Motion fails.

Further Discussion:

- C. Perry stated that he voted nay because it sounds like what the City really wants isn't in the bid. He doesn't want to approve a bid that isn't what the City wants. To award a bid and then later negotiate when there is no incentive for aggressive pricing isn't in the best interest of the City.
- Mayor Richardson stated that C. Wright is in favor of opt out. C. Kirk is opposed to opt-out. The other Council members are willing to consider opt out. He would also like to consider it based on the price and service. He would prefer to award the bid as is and have the waste provider give prices for opt out. The Council can then make the decision.
- C. Kirk stated that he opposes opt out because it forces residents to get out if it is something they don't want to do. The profits from recycling are causing cities nationwide to reconsider recycling. There is also a problem with contamination when you force residents to have a recycling can if they are not onboard.

Mayor Richardson excused (5:57 p.m.)

MOTION: C. Kirk - To approve the Mayor to enter into a contract with Waste Management for solid waste and recycling collection in accordance with attachment 6 as the City bid the recycling contract. Seconded by C. Martinez.

Yes	-	C. Jackman	
		C. Martinez	
		C. Kirk	
No	-	C. Perry	
		C. Wright	Motion passes.

5. Budget Presentation for Fiscal Year 2012 (5:59 p.m.)

See handouts.

Staff Presentation:

Rebecca Tehero presented the Fiscal Year 2012 capital projects fund. The park development, park land, and recreation impact fees are based on projected residential buildings, which is 10. The public safety and streets impact fees are based on 10 new residential buildings and 30 new commercial ERUs. Interest income decreased because the City is planning to spend a good portion of the money for capital projects. The basketball park proposed at Heritage Park uses \$5,000 from a park grant and \$30,000 from the CARE tax.

Konrad Hildebrandt stated that the City received a bill from the county for its portion of the 4800 West improvements. It came to \$81,000.

Council Discussion:

- C. Martinez stated that tennis courts are at the top of her park priority list. While the City needs additional basketball courts, it has no tennis courts.

MOTION: C. Perry - To take a two-minute recess. Seconded by C. Wright. (6:23 p.m.)

Yes	-	C. Jackman	
		C. Martinez	
		C. Kirk	
		C. Perry	
		C. Wright	Motion passes.

Meeting reconvened at 6:27 p.m.
C. Perry excused.

Further Discussion:

- Rebecca Tehero stated that the Civic Center project was added for \$550,000. The Events Center is recognized in the golf course fund because that is where the current revenues are recorded.
- C. Wright requested an agenda item to discuss the use of CARE tax money. C. Jackman and C. Martinez agreed.

6. Presentation/Discussion Regarding the Decisions 2011 Survey
7. City Manager Report and Discussion

MAYOR AND COUNCIL REPORTS

8. Board and Committee Reports

EXECUTIVE SESSION

9. Motion to go into Executive Session, Pursuant to Utah State Code 52-4-204 and 52-4-205
10. Motion to Adjourn Executive Session and Reconvene City Council Meeting

No Executive Session

ADJOURNMENT

11. This meeting was adjourned at 6:37 p.m. on a motion by C. Wright, seconded by C. Kirk and unanimously approved.

Approved by Council: <u>March 15, 2011</u>	<u>/s/ Cathy D. Larsen</u> Cathy D. Larsen, Deputy Recorder
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