

CITY COUNCIL MEETING
Tuesday, October 15, 2019 7:00 p.m.
Community Recreation Center
10640 N Clubhouse Drive, Cedar Hills, Utah

Present: Jenney Rees, Mayor, Presiding
Councilmembers: Denise Andersen, Ben Bailey, Ben Ellsworth, Mike Geddes,
Brian Miller
Chandler Goodwin, City Manager
Charl Louw, Finance Director
Greg Gordon, Recreation Director
Jeff Maag, Public Works Director
Colleen Mulvey, City Recorder
Joel Wright, City Attorney
Others: Lt. Josh Christensen

1. Call to Order

This meeting of the City Council of the City of Cedar Hills, having been properly noticed, was called to order at 7:03 p.m. by Mayor Rees. The Pledge of Allegiance was led by C. Miller and the invocation was given by C. Andersen.

2. Approval of Meeting's Agenda

MOTION: C. Ellsworth—To approve the agenda. Seconded by C. Miller.

Yes - C. Andersen
C. Bailey
C. Ellsworth
C. Geddes
C. Miller

Motion passes.

3. Public Comment

There were no public comments.

CITY REPORTS AND BUSINESS

4. City Manager

Chandler Goodwin, City Manager, reported that registration for Jr. Jazz and the Ski Bus was open. The Ski Bus would be going to Brighton and it was extended to four weekends. They anticipated the Jr. Jazz program to fill up quickly, as it did every year. Flag football, golf, and baseball were wrapping up. There are a lot of holiday events scheduled for the Vista Room.

Mr. Goodwin said that the American Fork Fire Department would be hosting an Open House tomorrow at the Cedar Hills Fire Station from 6:00 to 8:00 p.m. Free hotdogs would be served.

7. Review/Action on an Ordinance Amending Title 6, Chapter 8-6 related to Park Curfews

Mr. Goodwin said that the Council had recently discussed changing park curfew from 11:00 p.m. to 10:00 p.m. from Labor Day to Memorial Day. At the previous meeting, they had discussed changing the hours for just one park, but staff recommended being consistent with all parks. This would be better for the residents and law enforcement.

C. Miller said that he would be in favor of keeping the curfew at 10:00 p.m. year round. Mr. Goodwin stated that during the summer, they did have people in the parks after 10:00 p.m. because of various events. For example, any activity with fireworks would run past 10:00 p.m. Mayor Rees noted that American Fork had set a curfew of 10:30 p.m. year round.

Staff noted that law enforcement wasn't concerned with cyclists or runners, but rather for people who are loitering in the park when it's dark.

The Council agreed to the proposed changes and said that they could revisit the language if it wasn't working.

MOTION: C. Andersen—To approve Ordinance No. 10-15-2019A, an ordinance amending Title 6, Chapter 8-6 of the City Code of the City of Cedar Hills, Utah, relating to curfew in Parks and Public Properties. Seconded by C. Miller.

Yes - C. Andersen
C. Bailey
C. Ellsworth
C. Geddes
C. Miller Motion passes.

8. Review/Action on an Ordinance Amending Title 6, Chapter 5-3 related to Motorized Vehicles on Public Trails

Mr. Goodwin requested that this item be tabled.

MOTION: C. Ellsworth—To table this item. Seconded by C. Miller.

Yes - C. Andersen
C. Bailey
C. Ellsworth
C. Geddes
C. Miller Motion passes.

9. Review/Action on a Resolution Adopting the Voter Participation Area Map as Prepared by the Utah County Elections Office

Mr. Goodwin explained that the County had drafted the proposed Voter Participation Area (VPA) Map. Recently adopted state legislation changed the requirements for referendum submitted by residents. Groups collecting signatures would be required to obtain a certain

percentage of signatures from 75% of the VPAs in the City. This would help to ensure the referendums reflected more of the populous, as opposed to just one area of the City.

C. Geddes asked if there was a negative side to this legislation. Mayor Rees said that it would make it more difficult for a referendum to get the appropriate number of signatures, but the point was to have referendums that reflected the desires of the City as a whole.

MOTION: C. Ellsworth—To approve Resolution No. 10-15-2019A, a resolution adopting the Voter Participation Areas to comply with House Bill 119 from the 2019 General Legislative Session. Seconded by C. Bailey.

Yes - C. Andersen
C. Bailey
C. Ellsworth
C. Geddes
C. Miller Motion passes.

10. Discussion on Landscaping and Watering Restrictions in Park Strips and in the SC-1 Commercial Zone

Mr. Goodwin said that there were two specific items to discuss regarding landscaping, the first being requirements for landscaping strips. City Code Section 6-4-4 outlined requirements for landscaping strips to have trees from the provided list, and grass as groundcover. In the City's efforts to conserve water, staff suggested that the Council discuss changing this to allow other groundcover options. Staff was not opposed to having trees in the strips, but grass in these areas was essentially unusable. Mayor Rees said that she wouldn't be opposed to pavers. C. Geddes agreed.

C. Andersen said that if they continued to allow trees, the code should require a drip system. It was wasteful to have sprinklers for a few trees and bushes. She liked the idea of having trees because of the shade they produced for the road and sidewalks.

The Council was in favor of eliminating the requirement for grass. Staff recommended prohibiting the use of materials that could be washed into the drainage system, such as loose bark. C. Geddes added that they shouldn't allow permanent or stamped concrete, just in case the City needed to access the area underneath the strips. Removable pavers would be acceptable.

Mr. Goodwin said that the next item to discuss was front yard landscaping requirements for residential lots. Currently, the City Code requires front yards to be landscaped, with up to 30% xeriscaping. Staff had not seen many developers or residents take advantage of that option, but they may see an increase in requests once there is pressure to do so. That pressure may come with the metering of secondary water. Also something to consider were landscaping requirements for commercial properties. Currently, the Code requires 30% of the site must be landscaped.

The Council discussed how developments would be affected with a lower landscaping requirement. Mayor Rees suggested they consider 15% as a requirement to encourage water conservation. She also felt that requiring grass on commercial developments was wasteful.

MOTION: C. Andersen—To approve changing agenda item #12 to be heard before agenda item #11. Seconded by C. Ellsworth.

Yes - C. Andersen
C. Bailey
C. Ellsworth
C. Geddes
C. Miller

Motion passes.

11. Discussion on Tobacco Specialty Shops

Mr. Goodwin stated that the Utah Department of Health had made an emergency ruling that would allow only tobacco specialty shops to carry flavored vape oil. In response to this ruling, Mayor Rees had requested that they tighten up the language of the City Code to state that Cedar Hills would not grant business licenses to tobacco specialty shops. The proposed change would need to go before the Planning Commission for a public hearing.

This item was discussed during the work session.

12. Discussion/Review of the Request for Qualifications (RFQ) for Legal Services

Joel Wright recused himself from this discussion.

Mayor Rees commented that this item had also been discussed during the work session.

Mr. Goodwin explained that the City had received seven responses to the RFQ for Legal Services, and the Council had determined to create a subcommittee to conduct interviews rather than having a public meeting. They also decided to narrow the interviews down to four firms.

C. Andersen asked if the attorney they would be working with from each firm would be present during those interviews. She wanted to meet those individuals. Mr. Goodwin said that they could make that request.

ADJOURNMENT

This meeting was adjourned 7:49 pm on a motion by C. Ellsworth, seconded by C. Geddes, and unanimously approved.

Approved by Council:
November 19, 2019

/s/ Colleen A. Mulvey, MMC
City Recorder