

MINUTES  
ALTA TOWN COUNCIL MEETING  
THURSDAY, DECEMBER 9, 2010  
10:00 AM  
ALTA COMMUNITY CENTER  
ALTA, UTAH

**1. Call the meeting to order.**

The Mayor called the meeting to order. All members of the Town Council were present with Gus Gilman arriving during the Mayor's report.

**2. Presentation and discussion on the 2009-2010 Financial Statement of the Town of Alta – Ross Youngberg, Hansen, Barnett, and Maxwell (HB&M)**

The Mayor introduced Ross Youngberg and Alawna Echols. Alawna went over the audit report which appeared on page one of the statement. This report is an unqualified opinion which is often called a clean opinion. Alawna explained that in their firm's opinion the financial statements of the Town of Alta are fairly stated in all material aspects. Alawna went on to highlight a couple of items in the financial statement including page 14 which outlines the governmental and business activities of the Town. This page showed the assets, liabilities, and net assets. The largest assets are the cash, investments, and the capital assets of the Town. Outlined on page 15 are the changes in the net assets which are represented by a negative [\$90,221]. Alawna explained that this was a result of lower revenues which can mostly be attributed to the economy. The Town used reserve funds from prior years to cover this loss. It should be noted that some of the loss was a non-cash loss which was related to depreciation expense.

Ross referred to page 35 which outlined a budgetary comparison that shows the original budget, the final budget, and the actual revenues and expenditures. Overall the expenditures were under what came in by \$61,000. On the expenditure side of the budget, the departments were very close compared to the actual and final budget for each department. Ross went on to explain that there were three (3) very small areas where the actual expenditures exceeded the budgeted expenditures: Municipal building department by \$120, Non-departmental budget by \$662 and Fire department budget by \$8. Ross explained that state law requires that a municipality cannot spend more by department than was budgeted. As a result, the above items were reported by HB&M in their compliance report to the state in the financial statement.

Ross went on to explain that their firm reported one item under the "Schedule of Findings" to the state auditor; the timely deposits of funds by staff. State law requires that the Town must deposit cash within three days of receipt of that cash. During the test of those receipts, HB&M found one deposit that was made five days from receipt of the cash.

Ross reviewed the Management Discussion and Analysis letter on page three of the statement. This letter was written by the Town of Alta and is a discussion of the financial activities and where the Town is headed.

Ross reported all necessary documentation was in place and provided by Town staff in a timely manner and the audit went very well.

The Mayor referred to page 45, schedule of finding and responses, and asked about the closing entries made by the auditors at the end of the year. The Mayor asked if it were possible to have information from the auditors about a month before the close of the fiscal year which could assist staff in making these entries instead of the auditors. Ross went on to opine that it is not uncommon for the auditors to make these entries in small communities but they would be willing to meet with staff next year on this matter. Ross did point out that during the year Kate contacted his firm for assistance in making these types of entries.

Ross did go over the second entry on this page for the Council and Mayor. If the Town would like to correct this item, it would have to hire additional staff to manage the funds for the Town.

The Mayor thanked both Ross and Alawna for their work on the financial statement.

The Mayor called for a motion on the approval of the 2009-2010 Financial Statement of the Town of Alta.

**There was a motion by Dave Richards to approve the 2009-2010 audited Financial Statement of the Town of Alta prepared by Hansen Barnett & Maxell. There was a second by Cliff Curry and the motion was carried.**

### **3. Mayor's Report**

The Mayor congratulated Katie and Mike Lewis on the birth of their son on November 27<sup>th</sup>.

The Mayor reported on the great skiing product and hopes this translates into a solid operating season for the entire community.

The Mayor reported on an electronic UFA meeting he attended on November 16<sup>th</sup>. One of the main issues discussed was the hiring of a lobbyist. The Mayor also reported on the meeting of the benefits and compensation sub-committee of UFA. One of the major topics discussed was the health insurance benefits.

The Mayor reported on the annual Little Cottonwood Road Committee meeting which was held on November 17<sup>th</sup> at the Albion Grill. One of the issues that were discussed was road closure mornings when the traffic queues at the bottom of the canyon.

The full UTA ski bus service will start on December 12<sup>th</sup>.

The Mayor went over an article about Sherrie Swenson that appeared in the Tribune.

The Mayor reported that on Friday and Monday, December 10<sup>th</sup> and 13<sup>th</sup>, the Canyon Transportation Committee will be meeting to discuss moving forward with short term transportation improvements in the canyon and also the big picture/long term projects.

The Mayor reported that the Town is still being barraged with emails on a variety of subjects including water issues and drug testing.

As it relates to the OSV issue, there has been one special use permit application submitted to the Forest Service by a home owner in the basin.

The annual COG legislative luncheon will be held on December 20<sup>th</sup>.

The Alta Planning Commission will be meeting at noon on December 16<sup>th</sup> at the Market Street Grill.

The Town has hired Jestine Salazar to fill the AVB job for the rest of this season. The Ski Utah Board meeting was held in Alta this month.

The Town has received a \$1,200 in rebates from Questar for the installation of our new furnaces.

#### **4. Treasurer's Report**

Marcus Dipppo read the monthly treasurer's report which is attached to the minutes.

**Hearing no comments or questions, there was a motion by Steve Gilman to approve the treasurer's report as read. There was a second by Cliff Curran and the motion was carried.**

#### **5. Departmental Reports**

Town Administrator's Report: John and Paul briefed the Town Council on the three lawsuits: The View, the Melville and the Patsey Marley Estate suits.

John gave an update on the building department and the number of permits that were issued this spring/summer.

John reminded everyone of the Planning Commission meeting on December 16<sup>th</sup>. The Planning Commission will be addressing the Land Use Application Ordinance. This ordinance will address the process that would be followed for all land use applications except subdivisions. The commission also wants to start looking at the Town's General Plan again.

Assistant Town Administrator's Report: Claire gave an update on the Albion Basin Transportation Study which is about 95% done. The contract is due to expire at the end of the month but will be extended to the end of February.

Claire also reported that the Community Waste Management RFP has been advertised in the paper. Claire went on to explain that this project will be done in three phases. The first phase will gather information which is outlined in the RFP. The second phase will be to take the information gathered by the results of the RFP and narrow down the options. The third phase would be to conduct a cost analysis.

Cliff asked if the results of the RFP study would produce rough cost estimates. Claire feels that this study will produce costs on such things as trash compactors and will hopefully help us work through various alternatives. But as far as providing specific costs for each alternative, Claire felt that the Town should review each alternative first and then ask for more specific fee structures.

Marshal's Report:

Mike Morey gave an update on the directional sign that was in disrepair. This situation was pointed out by Karen Travis at the last meeting. UDOT is aware of this problem and is having a new sign made.

Mike reported that Kent Jensen will be working for the Town in the early morning hours assisting with parking situations especially on control mornings. He will be working Monday through Friday, so the Town is looking for a weekend person.

Mike reported that Kevin Payne has completed training as crisis intervention team member.

Mike gave his monthly report which is attached to the minutes.

UFA Report:

Mike Kelsey reported that he had just returned from training in Washington DC and reminded the Town and its staff that EMI has wonderful opportunities for training that are free. They pay for airfare, housing and the training itself.

UFA is still working on their emergency planning with their contractor which in the end will result in a brand new Emergency Operation Plan (EOP) for the County. Their EOP will interface with all the cities and town in the county.

Mike announced that there would be a promotional ceremony in Herriman for many of their fire fighters.

## **6. Update on future Alta Chamber and Visitors Bureau**

Kate reported that, at this time, there is no update from the committee. A report will be given in the January meeting.

**7. Town Council Minutes: October 7, 2010**

**There was a motion by Cliff Curry to approve the minutes of the October 7, 2010, Town Council meeting. There was a second by Steve Gilman. Hearing no comments or corrections a vote was taken and the motion was carried.**

**8. Town Council Minutes – November 11, 2010**

**There was a motion by Dave Richards to approve the minutes of the November 11, 2010, Town Council meeting. There was a second by Paul Moxley. Hearing no comments or corrections a vote was taken and the motion was carried.**

**9. Discussion on Ordinance 2010-O-2: An ordinance re-numbering an ordinance adopted on November 11, 2010 which adopted the International Fire Code and related amendments.**

The Mayor explained that the Town inadvertently numbered an ordinance the same number as an ordinance that had been adopted prior to adopting the “Fire Code” ordinance. In order to re-number this ordinance, an ordinance was drafted addressing this re-numbering.

The re-numbering ordinance is 2010-O-2 and the new number for the Fire Code and related amendments ordinance will be 2010-O-3.

**Hearing no comments or questions, there was a motion by Paul Moxley to adopt Ordinance 2010-O-2 that re-numbers the Fire Code and Amendment ordinance to 2010-O-3. Dave Richards seconded this motion. A vote was taken and all members of the Town Council voted in the affirmative and the motion was carried.**

**10. Discussion and public input on proposed Ordinance 2010-O-4: An ordinance relating to unlawful discriminatory employment practices based on sexual orientation or gender identity.**

The Mayor announced that this ordinance has been the subject of discussion at Town Council meetings for the last few months and the Town has received comments from the public. The comments have been addressed and answered.

The Mayor turned the meeting over to Cliff Curry who invited the public in attendance at the meeting to comment about these ordinances.

Onno Wieringa, general manager of the Alta Ski Lift Company, commented that he could not decide whether or not the housing ordinance, which is numbered 2010-O-5, relates to

just employee housing or all housing like rental housing in the Town. Further, if it does apply to rental housing, does it apply to short term rental, long term rental, and lodging rentals to mention a few. Onno went on to say that he was bit confused because the ordinance specifies size as it relates to discrimination in housing practices. Section 1-14-17 (c) specifies some exceptions and Onno is having trouble shorting these out. Onno asked if this ordinance applies to every housing unit whether it is employee housing, rental housing, caretaker housing, long term rentals, single family unit rentals and lodging rentals. The other question Onno raised was related to discrimination in housing based on the size of the establishment and the related fine if the establishment violates the ordinance: if you have less than 20 units that you rent there is one fine versus a higher fine for over 20 units.

The last concern that Onno expressed related to the length of time that a complaint can be filed: the ordinance states a complaint must be filed within 180 calendar days after an alleged unlawful housing practice has occurred. The Ski Lifts felt 30 days was a more reasonable time period to file a complaint.

Onno opined that he hopes that this ordinance does as much good as it could cause confusion.

Cliff expressed that he appreciated Onno's comments and the time that he has taken to review the ordinances. Cliff opined that the ordinances have been pretty well put together and have been studied carefully. Cliff went on to state that there have been certain provisions written into the ordinances that are "Alta" specific provisions to make it clear that both employers and lodging properties can have gender segregated dormitories.

Cliff reminded everyone that the template for these ordinances was prepared originally by Salt Lake City and as a result most considerations had been put on the table and accommodations have been reached.

Cliff felt that the 180 days provision is a reasonable period of time.

As far as the penalty levels spelled out in the ordinances, the basic level of \$1,000 is viewed by Cliff as the minimum of seriousness. To accommodate the smaller businesses and properties the fine is less.

Cliff opined that these ordinances have been studied thoroughly and the interests of the local community have been accommodated. Cliff went on to say he feels that the ordinances provide a basic level of protection of the civil rights of the Town's citizens.

The Mayor opined that due to the fact that most businesses operate on a six (6) month basis, it would be easier for a business to rectify their practices or policies if the 180 day period outlined in the ordinance was a shorter period of time.

Karen Travis thanked the Council for addressing her concerns in this ordinance but also expressed concern about the 180 period of time outlined in the ordinance. Karen recommended that this be changed to 30 days.

Paul Moxley opined that he is not in favor of the ordinances for reasons he had previously stated. That being said, Paul opined that if you are going to give someone a claim or a cause of action, giving someone 30 days to exercise it is not much time. Giving a person 180 days is not a significant period of time in the whole scheme of things. Paul explained that it is a big deal to file a claim because in his opinion that person has to sort things out in their minds and find someone to assist them in filing the claim. Things don't happen all that quickly when you observe how litigation takes place.

Mark Haik opined that regardless of what course the Council chooses to pursue on this matter, he encouraged the Council to apply the same zeal to the civil rights and the private property rights of property owners by encouraging more housing to be built which could be subject to this legislation.

Onno asked for clarification of the section of the ordinances that addresses the size of the building. Cliff explained that there are many different scenarios when it comes to the size of buildings and how the ordinances address these scenarios. Cliff referred to page five (5), section 1-14-7(c) where it stated that this ordinance, for example, "does not apply to the following; the sales or rental of any single family dwelling if the owner does not own an interest in or title to four or more single family dwellings at one time." Cliff agreed with Onno that some of these situations are not simple because Alta has many different and possible scenarios when it comes to housing.

Onno gave an example of Karen Travis. If Karen owns one single family home that is rented out with one caretaker unit in the single family home, Onno asked if this housing ordinance applies to Karen. Cliff opined that this ordinance would not apply to Karen's situation. Onno went on to ask why Karen's situation should be exempt from this ordinance. Shouldn't Karen be asked to uphold the civil rights of an individual just like other businesses in the Town?

Paul agreed that the ordinance should apply to all sizes of businesses.

Cliff opined that this was an effort of the drafters of this ordinance to give the little guy a break because it recognizes that the little guy don't have the resources for legal compliance that some of the larger operators and developers have.

Steve Gilman asked if some of these concerns could be ironed out and addressed prior to the Council taking a final vote. Cliff commented that he feels he has tried to address the concerns and that the ordinances were well put together.

Dave Richards referred to section 1-14-7(c) in the housing ordinance and read that section. He asked if that section is realistic because in his opinion the larger operations

such as the Village or the View are likely to use a real estate operation to sell or rent their properties.

Cliff replied to Dave's concerns by stating that that part of the ordinance only applies to the small property owner that does not own an interest in four or more properties.

Kimberly commented that this ordinance applies to people who are in the businesses of renting and selling a lot of properties and does not apply to individuals. Paul asked about some of the condos at Blackjack that rent their places out to the public. Kimberly opined that if these condo owners put their properties in a rental pool which is managed by a company, then the ordinance would apply to them.

Mark Haik opined that having gone without an ordinance of this type for as long as the Town has, potentially the Council could set the ordinance aside for a few months and seek some extended comments from the community. Mark went on to note that one of the subjects discussed at recent Planning Commission meetings was to look at the Alta General Plan and zoning of the base facilities zone which, in Mark's opinion, could create some additional hybrid situations for housing that are not contemplated by this ordinance.

Onno commented that the Ski Lifts is not in the business of renting places for profit or gain but people who rent their single family house are in that business. He does not understand why the ordinance should apply to the Ski Lifts but not the single family home owner. Because Onno missed Paul Moxley's statement of why he is not in support of this ordinance, he asked Paul to restate his position on these ordinances.

Paul Moxley opined that inherently these rights already exist under the U.S. Constitution and he thinks that a lot of what this is all about is policy. He is not so sure that the Town Council should be telling the community who and how they rent their properties when it comes to this particular circumstance. Paul went on to opine that to the extent that the Town of Alta has multiple lawsuits and given the general attitude in Utah communities about these issues, Paul feels that the adoption of these ordinances might harm the Town in their jury pools in the Town's cases.

Karen Travis commented that she read these ordinances from two perspectives: from a single family home owner that rents her home out and from a person who housed employees at Watson's, Peruvian and Snowpine when she operated those businesses. She feels that this ordinance is unneeded because Alta is so different from everyone else and cannot get her mind around the "what-ifs".

Cliff remarked that the great level attention that he has given these ordinances is to make sure that Alta businesses and lodging properties can have dormitory housing for their employees or guests that are separate for men and woman and that no one can come in and say this situation would somehow be a violation of these ordinances. Cliff went on to opine that he recognizes and acknowledges the opinions and comments that have been expressed at this meeting. He feels that the Town should be counted on to do the right

thing and protect the civil rights from an employment and housing of our citizens like this country did in the 60's when it enacted the civil rights legislation.

Paul is in favor of the sentiment but has some practical issues and concerns about the ordinances.

Claire clarified for the record that the ordinances that were presented at the last Council meeting were changed based on Karen Travis's suggested comments. If a motion is made to adopt these ordinances, those changes should be noted.

Cliff proceeded with reading the sentence in the ordinance that reflects the change that was made based on Ms. Travis's comments. In ordinance 2010-O-4, Section 1-13-7(e) the sentence shall read "provided however that nothing in this paragraph prohibits expression of limitations, specification or discrimination because of gender on the basis that the employee is required to live in employee housing and employee housing is available only for a particular gender."

**With that change noted for the record, Cliff Curry made a motion to approve and adopt Ordinance 2010-O-4.**

Steve Gilman opined that he is not ready to move forward with this ordinance.

Dave Richards opined that he is wholly supportive of intent of this ordinance but he is bothered that he is not hearing positive comments from the community. Dave hears that clarification is needed and that some members of the community have trouble with these ordinances. Therefore Dave would like to table action on the ordinances, try to answer some of the questions that have been brought before the Council and try again next month.

Paul Moxley opined that he would like to second the motion and vote on the ordinance because the Council has had a lot of discussion on the ordinances.

Like Dave Richards, Steve Gilman does not want to vote the ordinances down but does not want to vote the ordinances up at this time.

Cliff agreed with the concept of the tabling action on the ordinances at this time.

The Mayor stated for the record, that hearing no second to Cliff Curry's motion, the motion failed.

The Mayor recommended that the Town Council table action on Ordinance 2010-O-4 and 2010-O-5 and address both ordinances again in the January Town Council meeting.

The Mayor commended Cliff for the effort he has put into these ordinances.

**11. Discussion and public input on proposed Ordinance 2010-O-5: An ordinance relating to unlawful discriminatory housing practices based on sexual orientation or gender identity.**

Please note that the Town Council discussed this ordinance as part of their discussion on Ordinance 2010-O-4 and official action on this ordinance was tabled. The Council will address this ordinance in their January 2011 Town Council meeting.

**12. Discussion and public input on proposed Ordinance 2010-O-6: An ordinance adopting the Alta, Utah Town Code.**

The Mayor announced that the Town Council and Town staff has worked on addressing the compilation of the Town's ordinances over the last two or so years. The Town has worked with Sterling Codifiers to create a codified and updated Town Code and through exhaustive review by Town staff and members of the Town Council, Sterling has presented to the Town a final product. The Mayor explained that this process addressed all the ordinances that this Council and past Councils have passed since the incorporation of the Town and tried to codify the ordinances in a precise and easily readable format. There were some areas of the ordinances that needed cleaning up so to speak and there were areas in the old Town Code that were not longer applicable. The Mayor gave an example of the Salt Lake Valley Health Department rules and the Utah Criminal Code both of which are adopted by reference in this code. The Mayor address an area in the business license section of the code that was new: home occupation businesses.

Claire reviewed the areas in the Code that were addressed in the review process:

- Reference to the general penalty chapter has been added to most chapters and parts of the code. In the past the Town has had a few incidences of problems enforcing our ordinances and these references should give the Town the ability to enforce all of the Town's ordinances.
- The references to fees charged were eliminated from the code and notation has been made in all sections where these apply that fees will be set by resolution.
- Town staff will prepare a master fee resolution that addresses all fees that are imposed by the Town. Claire reaffirmed Cliff's concern that when the Town Council passes this code, there will be no gaps in the ability to charge fees just because some of the language has changed.
- The Town is in complete compliance with Utah State Code by passing this code.
- Title 3, Chapter 3 is the new Home Occupation section under the Business License regulations. This is an entirely new chapter.
- The Town has adopted by reference the Salt Lake Valley Health Department regulations, the Salt Lake City Watershed regulations, and the Utah Criminal and Utah Traffic Codes.
- Title 9 of the code which refers to the Town building code and construction regulations has been cleaned up. Most of the title was repealed and replaced with references specific to the Utah State Codes or International Codes like the Fire Code. This code also states that when these above referenced codes get updated, the Town Code automatically adopts those updates and codes.

- The Town made no substantive changes to the Town Land Use and Zoning Ordinance. In order to make changes to this part of the code the Town would have to comply with LUDMA. The only changes made in this part of the code were grammatical in nature.
- Town staff spent a significant amount of time comparing the copy of the compiled code that was returned to Sterling for their review and the code that is in front of the Council today. Town staff feels very comfortable that the product that Sterling returned is complete and accurate and staff recommends adoption of the Town code.

Dave Richards asked Mike Morey if he was happy with the product in front of the Town Council. Mike opined that he is very happy and pleased with the Code.

John commented that the home occupation ordinance might be new to the business license section of the code but home occupation is extensively addressed in the Zoning Ordinances of the Town.

The Mayor noted that there was one change in the review by staff: in Section 3, 3-3-6(i), it was recommended that the Town remove “principal” from the sentence. The sentence shall now read “The residence must be the residence of the applicant.”

Mark Haik opined that, given the length of the time that the Town has undertaken to prepare this Code, and in so far as this compilation is an accumulative overview of some 30 years of ordinances and resolutions by Town Councils, he believes that in fairness to the public, so that they may give input on document that is such a wholesale change from the circumstances that the ordinances were in before, Mark Haik wants the Council to give the public more than a brief moment in time to review the product that was put out by Sterling.

The Mayor opined that he feels comfortable with the length of time put in not only by Sterling, but by staff in reviewing the proposed Town Code and recommended that the Council move forward.

The Mayor called for a motion on this matter.

**There was a motion by Steve Gilman to approve Ordinance 2010-O-6 which adopts the Alta, Utah Town Code prepared by Sterling Codifiers with the removal of the word “principal” in Section 3-3-6(i). There was a second by Cliff Curry.**

**Dave Richards – Aye**

**Cliff Curry – Aye**

**Paul Moxley – Aye**

**Tom Pollard – Aye**

**Steve Gilman – Aye**

**The vote was unanimous with all members voting in the affirmative. The motion was carried.**

### **13. Discussion of possible changes to the Town of Alta Employee Manual**

The Mayor explained that Piper has been working on updating the Employee Manual which contains the guidelines for employees of the Town of Alta.

The Mayor stated that when you look at the general policy statement in the manual it outlines the role of the Mayor in employee related issues. Accordingly, the Mayor recommended that the adoption of the revised manual could be made by an executive decision as opposed to a legislative decision. But the Mayor went on to opine that he would like some input from the Council on this matter.

The Mayor pointed out that there are a few references in the manual that use the Town Council as the appeal board in certain employee related circumstances. The Mayor would also like to address in the manual the circumstance that occurs when there is a death of an employee and the resulting benefits of the surviving family members. He used health insurance benefits as an example.

Steve Gilman opined that he is fine with it being an executive decision.

Cliff Curry opined that it is an executive function and is ultimately up to the Mayor to adopt this manual. Cliff has made it known to the Mayor and other members of the Town Council that he is against random drug testing. Cliff agrees in drug testing if there is probable cause or reasonable suspicion.

Dave Richards and Steve Gilman had some questions about the random drug testing issue. Piper explained that if the Town is going to drug test, the State of Utah requires that the Town must have a procedure in place and the employees must be aware and sign that they have acknowledge that such a procedure exists. Piper gave an example by stating that if an employee has a serious accident while on the job and the Town wanted to conduct a drug test on that employee, the Town could not conduct such a test unless they had a procedure in place. Piper made a recommendation to remove the last situation (4) under the drug testing policy set out in the manual which she believes would address the concern of the Council on the issue of random drug testing.

The Mayor reminded the Council that the section of the manual that addresses drug testing says the Town “may” require.

The Mayor also addressed the section in the manual that addresses the percentage the Town would pay for a full time employee’s health insurance benefits. Currently, after a certain number of years of service, the Town pays for 100% of not only the employee’s health insurance premiums but 100 % of all dependants of that employee that are on the Town policy. The Mayor has recommended this be changed to state that the Town would pay for up to 80% of the employees cost of health insurance and up to 50% of the

dependants cost of insurance. This would apply to all new employees and not to existing employees.

Kate explained that Piper has conferred with legal counsel on such issues as the Fair Labor Standards Act, sexual harassment and grievance procedures. Many of the Town employees have participated in the discussion and review of the manual.

#### **14. Closed door meeting to discuss litigation matters.**

The Mayor recommended that the Town Council go into a closed door meeting following the conclusion of this meeting to discuss litigation matters.

**Hearing no comments or questions, there was a motion by Tom Pollard to hold a closed door meeting of the Town Council to discuss litigation matters. There was a second by Steve Gilman. The Mayor called for a roll call vote.**

**Dave Richards – Aye**

**Cliff Curry – Aye**

**Paul Moxley – Aye**

**Tom Pollard – Aye**

**Steve Gilman – Aye**

**All members of the Town Council voted in the affirmative and the motion was carried.**

#### **15. Citizen Input**

Mark Haik passed out some handouts to the Town Council which are attached to the minutes. One of the handouts was a letter written by Ms. Black to Scott Nay with the Class-C Road division of UDOT. The letter was an update on the Class-C road fund mileage data for the Town of Alta. Mr. Haik reviewed the letter. In Mr. Haik's opinion the letter directly contradicts Ms. Black's statement on the summer road as recent as this last August. As a result, Mr. Haik believes that the Town staff is less than fully informed on how one determines the status of roads.

Mr. Haik addressed some of the highlights of the last couple of Planning Commission meetings in particular the discussion of the forthcoming review of the Town's General Plan as it relates to the recent change to the Base Facilities Zoning to hotels only. Mr. Haik also referred to Mr. Wieringa's presentation where he notes the need to rehabilitate a lake and the need for a tactic change in the Town's Zoning Ordinance so the Lift Company's proposed build out can occur. Mr. Haik also pointed out the comment by Mr. Wieringa that the Town's General Plan should comport with the Envision Utah Plan and the Forest Service Master Plan for the Lift Company. Mr. Haik sighted Mr. Kapaloski's comment where he opined that the Town General Plan should consider all the private property in the Town as a potential complement to the Lift Company Master Plan. Mr.

Haik quotes and reads a few comments made in the Planning Commission meetings by Mr. Kapaloski and Mr. Wieringa.

Onno Wieringa felt that the two anti bias ordinances could potentially cause more harm than good if passed and agrees with Paul Moxley that these issues are already addressed in the U.S. Constitution.

Onno was contacted by a new homeowner stating that he does not have any place to dispose of his garbage.

Onno thanked Mike Morey for continuing to look out for the Town's well being in his effort to get an early morning person on board to help with issues during that time.

Onno announced that both Alta Ski Lifts and Snowbird have partnered-up with the Utah Highway Patrol in a campaign that will take place on December 15<sup>th</sup> asking that asks people to not drink and drive.

The Mayor thanked Bob Bonar for attending the Council meeting. Bob appreciates the great relationship that Snowbird has with the Town of Alta. If there are issues or questions that anyone in Alta has with Snowbird, Bob encouraged them to pick up the phone.

Onno reminded people that Bob and Snowbird are supportive of the metering effort on the weekend but acknowledged that Bob gets a lot of complaints from his skiers when they have to be stopped to let cars down from Alta. Onno also reminded people that the AltaSnowbird connection opens tomorrow.

The Mayor commented that at the annual road meeting it was noted that everyone has worked on getting people into the canyon. Now everyone needs to work on getting all those people home at the end of the day in a safe efficient manner. The skiers experience does not end until they return to their place of origin.

## **16. Motion to adjourn**

**Hearing no further comments, there was a motion by Dave Richards to adjourn the Town Council meeting. There was a second by Cliff Curry and the motion was passed.**

A closed door meeting of the Alta Town Council was called to order at 12:07 pm on Thursday, December 9, 2010, at the Alta Community Center in Alta, Utah. The following people were present: Mayor Tom Pollard, Council members Paul Moxley, Steve Gilman, Dave Richards and Cliff Curry; Marc Dippo, Town Treasurer; John Guldner, Kate Black, Piper Lever and Claire Runge, Town staff; Kimberly Chytraus, Town Counsel and Dave Richards Counsel for the Town on the Melville matter. Litigation matters were discussed and no action was taken. The closed door meeting was officially adjourned at 12:50 p.m.

Passed and approved this 13th day of January, 2011.

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Katherine S.W. Black / S  
Town Clerk

Treasurer's Report

9-Dec-10

Major Bills Paid

Payroll	\$33,790.59
Payroll Taxes	\$14,122.44
Attorneys	\$6,361.40
Health Dental and Life Insurance/2 months	\$21,432.83
Gasoline	\$5,444.74
AVB Promotion/OnTheSnow Campaign	\$2,649.50
Inspections	\$2,135.31
Other Town Bills	\$6,788.76
Total	\$92,725.57

Major Revenue Received

Sales Tax - Resort/September Collections	\$4,959.11
Sales Tax - Uniform/September Collections	\$7,798.76
Property Taxes	\$154,527.93
Court Fines	\$475.00
Business Licenses	\$552.00
Post Office Contract	\$1,166.67
White Sale Promotions	\$1,000.00
Energy Taxes	\$1,498.25
Dog Licenses	\$150.00
Other Revenues	\$1,556.73
Total	\$173,684.45
General Fund Savings	\$194,335.41
General Fund Checking	\$86,660.56

