

MINUTES
ALTA TOWN COUNCIL MEETING
MARCH 8, 2007
10:00 AM
ALTA COMMUNITY CENTER
ALTA, UTAH

The Mayor called the meeting to order. The following members of the Town Council were present: Mayor Tom Pollard and Council members Bill Levitt, Steve Gilman and Dave Richards. Paul Moxley was absent.

The Mayor announced that the first order of business would be the public hearing to receive comments and questions on the proposed use of Community Development Block Grant Funds for the 2007-2008 program year.

The Mayor recognized Mindy from The Road Home. She reviewed their program in Salt Lake City. Their program has provided services for 214,000 nights of shelter for over 36,000 homeless people during the last year. She thanked the Town Council for their support in the past. She requested \$1,000 this year to help off set the cost of operating the main shelter downtown and additional \$1,000 to help operate their winter shelter in Midvale. She noted for the Council that the high cost of housing in Salt Lake County has definitely affected the number of people utilizing their services.

Kate explained that the Town gave \$1,300 to the Road Home last year and we are proposing to give the same amount this year.

The Mayor recognized Karen Wiley from the Division of Community Development with Salt Lake County. She announced that the County has not received from the HUD the final allocation for 2007 -2008 but she anticipates that the Town of Alta will receive about the same as last year which was \$15,000. Bill Levitt suggested that if it is less than last year that we reduce, proportionally, all the programs that we approve today.

The Mayor recognized Mark Haik. He asked to Council to consider spending CDBG funds on the following: an engineering study to find the best way to create a loop system in our water system.to prevent a catastrophic failure: spend funds to determine the status of numerous roads inside the Town of Alta such as the Michigan City road to Twin Lake Pass: spend funds to study the ownership rights in Cecret Lake now that the Town of Alta water system is hooked onto the Ski Lift snowmaking system. This would enable the Town to store water in Cecret Lake. The Town should also study potential sites for additional mobile phone technology to improve cell service.

The Mayor recognized Roger Bourke who asked if the Council good expand on their recommendation to spend money on a study for recycling and trash service. Steve Gilman explained that at the end of this season, Snowbird will no longer be taking the Town's cardboard and as a result the Town is exploring alternatives. Snowbird is now getting service from Salt Lake County public works and the Town, as a result of that

change, met with the County to study whether they could provide recycling service to our community as well. In the process of study alternatives, Gilman explained that the Town is trying to look for a better location for the recycling center. Ultimately, he explained, it would be nice to provide not only recycling but garbage service to our community and have that collection location in the same spot. If we did provide garbage/recycling service together, the cost of that service would have to be passed on to the residents and businesses in the form of a fee.

Laura explained that if the Town contracts with the County for recycling, the Town can expand the types of items its able to recycle such as more types of plastics and tin. We will not be able to recycle glass.

Bob Bonar, COO from Snowbird, commented that the reason they went with Salt Lake County is that they wanted to do a better job with recycling. He explained that the County has a much more cost effective program which allowed Snowbird expand their company wide recycling program.

The Town thanked Snowbird for all their years of providing the Town with the opportunity to recycle cardboard.

Hearing no further comments, the Mayor closed the public hearing.

MAYOR'S REPORT

The Mayor reported on the monthly COG meeting where the members were given a legislative update. The main concerns to municipalities were the environmental restrictive zoning legislation (did not pass) and the issue of resort sales tax on food. Although the removal of the resort sales tax on food items purchased in a grocery stores does not affect our community it will have an impact on resort communities such as Park City and Moab. The Legislature offset this reduction by allowing resort communities to increase their base resort tax from 1% to 1.1%.

The Mayor also reported that the Legislature provided a lot of funding for transportation. He reviewed some of the upcoming programs and transportation plans, one of which is the update of the 2030 plan which encompasses the entire Wasatch Front area. The Mayor was concerned that our area is not classified as rural or urban and this provides a road block in some cases to possible funding for our needs. We will be working on correcting this dilemma.

The Mayor asked Bill Levitt to report on the monthly road committee meeting. The committee welcomed the Sheriff Jim Winder to the meeting. There is an issue with the "swamp lot" where many employees park when catching the UTA bus. Cottonwood Heights City would like to covert this lot into a park. Bob Bonar and Onno Wieringa are working with this city to find a resolution to this issue. The committee was updated on the various transportation studies going on that involve the canyons. They also discussed the "gaz ex" technology that could be implemented to assist with avalanche control

efforts in the canyon. There was a question as to whether they were going to implement any traffic control devices in the canyon during peak traffic times to elevate the “red snake”. Onno responded by stating that instead of using portable traffic lights, they will be using a DOT engineer and the County Sheriff. They will be monitoring and regulating traffic at entry 4 and entry 2 at Snowbird. They feel they can get a better handle using this technique.

Mayor Pollard reported on the latest tunnel meeting held at the State Capitol. He felt that the conversations centered on the numerous transportation issues the face the canyons. Subcommittees have been created that will meet on specific issues.

The Mayor, John and Laura met with Mayor Corroon to bring him up to date on some of the transportation issues facing the canyon, as the majority of the canyon is located in unincorporated County.

The working committee from the Little Cottonwood Canyon Road Study met to discuss progress that had been made on public safety issues in the canyon. Topics discussed were any progress that had been made on reduction the avalanche hazard in Little Cottonwood Canyon and move away from the dependence on artillery for avalanche control.

The Mayor reported on the monthly school district split meeting where the main focus was the survey sent out to all district employees. Funding issues were also discussed if the split takes place. In this legislative session, some areas of concern were addressed such as the mechanics of asset division.

There is still is no Forest Service decision on the OSV issue.

There will be a non-profit fund raising gala at Our Lady of the Snows to benefit ACE, the Alta Historical Society and Friends of Alta.

The Mayor congratulated the son of Marc Dippo, Wilson, who made the cross country Junior Olympic Team.

TREASURER’S REPORT

Marc Dippo read the monthly report. Hearing no comments or questions, there was a motion by Steve Gilman to approve the report as read. There was a second by Dave Richards and the motion was carried with all those present voting in favor of the motion.

The Mayor reminded everyone that effective April 1, 2007, the additional .25% sales tax should be added to the total sales tax assessed on all purchases in the Town. Moneys collected from this increase will help fund transportation projects in Salt Lake County.

DEPARTMENTAL REPORTS

Town Administrator's Report: John reported that the three lawsuits are still ongoing: the View, Haik and Tolton.

John mentioned that the Salt Lake County Attorney's Office submitted a GRAMA request that refers to an appeal that the County is conducting regarding the assessed values of certain building pads and lots in the Sugarplum area. He reviewed the details on this matter for the Council.

John reviewed the most current GRAMA request from Marv Melville.

The first building permit has been issued for 2007. It will reflect the new required numbering system set up by the State of Utah.

We are still working with the Census Bureau in their preliminary work for the 2010 census.

The Town will be going in front of the Records Committee today, March 8th, related to a GRAMA request submitted by Mark Haik about the closed door meeting held after the December 2006 Town Council meeting to discuss litigation matters.

Town Marshal's Report: Jerry gave his monthly report which is attached for the record.

ARA Report: Meg is involved in a press trip, so the Mayor gave her report. ARA just finished its 4th press trip as part of the Alta/Snowbird publicity campaign. Thanks to the Alta Lodge and the GMD for assisting the journalists during their stay.

ARA has hired a photographer to take pictures of next year's brochure. We should have the brochure out early this year.

Planning is under way for the Alta Spring Festival which will be held April 13-15. Most of the lodging facilities have offered a special package for this weekend and we are hoping to make this festival an annual event. It was started by Paul Huber and some of the weekend is centered around a demo day in conjunction with the Alta Ski Lifts.

UFA Report: Wayne Rogers gave the monthly fire report. He mentioned that there were four medical calls in Alta, 14 medical calls at Snowbird, and three on the highway. He reported on some of the more significant calls.

The Mayor asked if a private business can purchase and use an AED(Automatic External Defibrillator). Certification to use these devices can be obtained through the basic CPR class. Many of the fire fighters at the Snowbird station are instructors and will conduct this class for a small fee.

DISCUSSION WITH POSSIBLE ACTION ON THE FOLLOW ITEMS:

- 1) Approval of Minutes from the February 8, 2007 Town Council Meeting:

Hearing no discussion on this matter, there was a motion by Steve Gilman to approve the minutes from the February 8, 2007 Town Council meeting. There was a second by Dave Richards. All those present voted in favor of the motion and it was carried.

- 2) Proposed use of CDBG funds for the 2007-2008 Program Year.

The Mayor explained that the Town had submitted and posted its proposal for the use of these funds. The Mayor also commented that the Town is currently investigating how to loop our water system. This type of project would be funded out of the Water Enterprise fund which is separate from the General Fund where CDBG funds are deposited.

The proposal which is in front of the Council is based on a \$15,000 grant through the County from HUD. If the actual allocation is lower, the Mayor suggested that we adjust the amounts for each project accordingly.

The Mayor made a motion to allocate the 2007-2008 CDBG Grant funds as follows: The Road Home, \$1,350. the YWCA Shelter for Battered Women. \$500, South Valley Sanctuary, \$400, Recycling and Garbage Disposal Center Study, \$6,375 and a Community Center Study-Phase 2, \$6,375. There was a second by Steve Gilman . Hearing no further discussion the Mayor called for a vote on the motion. The vote was unanimous with all members of the Council in attendance voting in of the motion. Paul Moxley was absent. The motion was carried.

The Mayor will announce the final allocation at the April Council meeting.

- 3) Resolution 2007-R-3 – Establishing a maximum number of dog licenses for 2007 and fees to be charged.

The Mayor gave a brief history of how the current dog ordinance came to be. The Town sets a limit each year of the number of dog license that can be issued. The maximum, per that ordinance, is now 12% of the official census which is currently 370 people. That translates into a maximum of 44 licenses. In 2006 the Town approved 42 licenses. Of those 42, 40 have renewed their licenses for the 2007 year.

The Mayor commented on the issue of dogs in the Town of Alta. He reminded everyone that the Town is allowed to set its own rules which to some extent are a bit more flexible than other watershed areas. An example is that we allow dog owners to walk their dogs on a leash within the Town limits. Other watershed areas do not allow dog owners this privilege. So it is important for dog owners to follow the Town's guidelines that they have agreed to when they are issued a dog permit. It is

difficult for the law enforcement arm of the Town to enforce these regulations when the owners have agreed to these rules and then show total disregard for the guidelines. To protect the right of dog owners to have their dogs in our community, those owners must abide by the rules such as picking up the dogs fecal matter, keeping the dog on a leash and being discreet in “displaying” their dog. For example when it is a Saturday morning and it is bumper to bumper traffic in our Town, you should not be walking your dog on the main road.

Bill Levitt suggested that we go to the maximum number of 44 licenses. He recommended that we look at permanent residents in our community and after this year’s drawing, that we take the remaining Class A names and create a seniority list from those names. We do this by having a random drawing of those names. He is concerned that some people who are permanent residents have put their names in the drawing year after year with no positive results. At the same time, a new resident comes in, puts their name in the hat and their name gets drawn. It does not seem equitable.

Bill Levitt also recommended that Tom Pollard write a letter to all license dog owners including the Lift Company dogs and detail the rules under which they have agreed to abide. The letter should also mention that if they do not abide by these rules, law enforcement will be aggressively enforcing our rules.

He would also recommend that a person forfeit their license if they move to the valley. The license does not go with you to the valley.

Paul Thompson commented that if we go with Levitt’s recommendation, we would have to amend the actual ordinance and list such as an agenda item.

Bill Levitt made a motion to set the limit of dog licenses to 44 for 2007, giving two to Class A and two to Class B and to create a seniority list for permanent residents who qualify under Class A and a similar seniority list for Class B after this year’s drawing. Steve Gilman seconded this motion. The Mayor opened the floor to discussion.

Tom Pollard requested that we set the limit on dog licenses for 2007 at 42 not 44.

Dave Richards agreed with the Mayor and would like to see the proposed two new licenses for this year go to Class B applicants and not Class A. Many people who fall under the Class B definition have to apply every time they want to bring their dog out on vacation to their home.

Mayor Pollard commented that he will often get two or three requests a week for a Class B temporary license from homeowners who are coming out on vacation to use their home in Alta. He would recommend that the two go to Class B applicants. He would also recommend that we talk to watershed representatives about their concerns

and then take a good look at our current ordinance with the possibility of revamping some sections of that ordinance.

Paul discussed the legal procedures available to the Council regarding an amendment to the resolution in front of them today versus amending the dog ordinance.

There was discussion on how the new licenses should be allocated and how many the Council should issue. Piper reported that there are 40 dogs tags issued for 2007: 20 Class A, 18 Class B and 2 Class C.

There were some members of the Council that were not opposed to creating a seniority list but felt that we would have to change our ordinance in order to create that list. We should follow the ordinance this year and review the ordinance over the summer. Paul suggested that we could amend the resolution in front of the Council to reflect a decision on the final number of new and the setting up of a seniority list.

Dave Richards amended the original motion as follows: two new licenses be issued for the year 2007 with one given to a person qualifying under Class A and one qualifying under Class B and establishing two seniority lists, one of Class A and one for Class B. Steve Gilman seconded this motion. Four members of the Council were present and voted in favor of the amendment to the motion. Paul Moxley was absent. The motion carried.

The Mayor called for a vote on the motion as amended. The vote was unanimous with all Council members present voting in favor. Paul Moxley was absent. The motion was carried.

The Mayor made a motion to approve Resolution 2007-R-3 with the following additions or changes: the total number of dogs shall be 42 and 2 new licenses shall be issued. A change in Section 2 shall read that two licenses shall be Issued; one issued under the definition of Class A and one under Class B. An amendment to Section 3 will read that a seniority list will be established for issuing licenses in the future and the license fees shall remain the same. There was a second by Bill Levitt. The motion was carried with four members of the Council voting in favor of the motion. Paul Moxley was absent.

4) Resolution 2007_R_4 – Amending UFA’s Cooperative Agreement by public agencies.

The Mayor explained that this is a housing keeping issue with UFA. It states that those fire stations that are located within a member’s physical jurisdiction can be titled to the municipality within which it lies in the event that UFA moves from that station. If the fire station was built by the County as apposed to a municipality, the County would retain title of that building.

There was a motion by Steve Gilman to accept the amendments to the UFA interlocal agreement. There was a second by Dave Richards. Hearing no further discussion or questions, the Mayor called for a vote on the motion. All those present voted in favor of the motion and it was carried. Paul Moxley was absent.

Bill Levitt asked if the dog issue could be revisited. He asked if our ordinance addressed the issue that would require a dog license holder to forfeit their license if they moved downtown. Paul explained that because dog licenses are renewed on an annual basis, if a person does not meet the criteria of a certain Class, that that license cannot and should not be renewed.

Bill asked that until our ordinance is amended to clarify this situation, that if a dog licenses become available through a move like this, that the licenses be distributed as follows: the first one going to a Class A dog and the second one to a Class B dog. The Mayor suggested that we look at the dog ordinance with regard to this particular situation to see if it needs to be clarified and have staff report back to the Council as soon as possible.

The Mayor reported that the Town had recommended using some of its CDBG fund allocation for a donation to the Utah Avalanche Forecast Center but found out that it did not qualify under their regulations.

Therefore, the Mayor made a motion to help fund the Utah Avalanche Forecast Center by donating \$1,000 this fiscal year. The funds will come out of the General fund. They provide an incredible service for a lot of residents in our Town of Alta and for others that use our community. Dave Richards seconded this motion and it was carried by a unanimous vote of those present. Paul Moxley was absent.

5) Closed door meeting to discuss litigation matters.

There was a motion by Steve Gilman to go into a closed door meeting to discuss litigation matters. There was a second by Dave Richards. A roll call vote was taken.

Dave Richards – aye

Bill Levitt – aye

Tom Pollard – aye

Steve Gilman – aye

Paul Moxley – absent

The motion was carried with four members of the Council present and voting in favor. Paul Moxley was absent.

Hearing no further business before the Town Council, the regular meeting was adjourned.

A closed door meeting of the Alta Town Council was held immediately following this meeting. The following people were present: Mayor Tom Pollard, Council members Bill Levitt, Steve Gilman and Dave Richards; Marc Dippo, Treasurer; John Guldner, Kate Black, Laura McIndoe and Piper Lever, Town Staff; Paul Thompson, Legal Counsel. Current and reasonable imminent litigation matters were discussed and no action was taken.

Minutes approved on _____.

TREASURER'S REPORT	
8-Mar-07	
MAJOR BILLS PAID	
Payroll	\$36,020.42
Payroll taxes	\$14,321.68
Health, Dental and Life Insurance	\$9,725.03
Attorneys	\$2,768.00
Accountants	\$655.60
Workers Comp Insurance	\$2,075.96
Bypass Shuttle Contribution	\$2,500.00
ARA Promotions	\$19,187.45
Other Town Bills	\$14,858.56
Total	\$102,112.70
MAJOR REVENUES RECEIVED	
Sales Tax - Uniform - December Collection	\$27,476.64
Sales Tax - Resort - December Collections	\$68,549.18
Property Tax	\$2,199.30
Court fines	\$1,653.00
Dog Licenses	\$744.00
Homeland Security Grant Funds	\$14,295.87
Energy Taxes	\$3,348.17
Salt Lake County/Alta Central Yearly payment	\$13,407.44

Business Licenses	\$125.00
Post Office Contract	\$1,166.67
Other Revenue	\$458.76
Total	\$133,424.03
General Fund Checking	\$58,617.20
General Fund Savings	\$232,787.64

