

**MINUTES  
ALTA TOWN COUNCIL MEETING  
THURSDAY  
SEPTEMBER 8, 2011  
ALTA COMMUNITY CENTER  
ALTA, UTAH**

1. Call the meeting to order.

The Mayor called the meeting to order. Council members Paul Moxley, Steve Gilman and Dave Richards were present. Cliff Curry was excused.

2. Update on Antimony Treatment Plant operation and water and sewer projects.

The Mayor turned the meeting over to Keith Hanson. Keith reported that the treatment plant as been running for almost two years and the GTO media continues to perform to he expectations in removing antimony from the Town's water. He gave a brief overview of the mechanics of the two filters and reviewed two handouts that he gave to the Town Council. He explained that the treatment plant has used 60,000 bed volumes to date which exceeds the estimate of 50,000 bed volumes in filter "A".

Keith explained that around June of this year the water test from Filter "A" exceeded the maximum contaminate level of 6 parts per billion. He advises the Town to budget for replacing the media in this filter sometime next year which should cost from \$15,000 to \$18,000. Keith reminded the Council that the original estimate for the life of the media was three years.

Keith also explained that the normal number of gallons that runs through the plant is around 24 million and recently there as been a spike in the number of gallons used by the Town. This indicated to them that was a leak of some kind in the system. They went through a process of elimination to determine the location and found the leak was between Hellgate and the beginning of the bypass road. That process took about three months. The leak was actually on a lateral to a home in the Falls area which as subsequently been repaired by the homeowner. The plant was running twice a day before the leak was found and corrected. It normally runs once a day which gives the media time to rest.

Keith reminded the Council that the Town does not treat 100% of the water coming out of the tunnel and blends the treated water back into the raw water to arrive at a mcl of below 6 ppb. He explained the mechanics of the two filters in removing the antimony from the water. .

Keith reported that the Albion Grill sewer line replacement is completed. That section of the line has been tested and accepted by Cottonwood Improvement District. The sewer line replacement project near the Searle house in the Hellgate area was awarded to Wolfe Excavating and the work will commence on September 12<sup>th</sup>.

Keith updated on the Council on the Powder Ridge water line replacement projects. The contract was awarded to Newman Construction. That project is a bit behind schedule because they had to blast to remove some rock.

### 3. Mayor's Report

The Mayor reported that John and Claire have been attending the ULCT Legislative Policy meetings.

Piper reported that starting July 2012 all Justice Court proceedings that take place must now be recorded and those recordings must be maintained for one year. The State court Administrator's Office has agreed to help small Justice Courts pay for this recording device and Piper has already put in a reimbursement request into the State of Utah.

Piper also explained that the Alta Justice Court must apply to recertify the Court by the end of 2012. Piper will be asking the Council to approve a resolution to that effect in the October Council meeting.

The Mayor reported that representatives from Salt Lake County who are conducting the parking study were in Alta measuring and counting parking spaces. Also, the consulting firm has started the Mountain Transportation Study.

On October 6, 2011 the Town of Alta will be hosting a summer economic development roundtable event at OLS. The Town is asking people to RSVP by September 28<sup>th</sup> to Claire Runge. There will be a facilitator to help run the meeting and it should be a good opportunity for people to explore the feasibility and mechanisms for developing a successful summer economy.

The Alta Planning Commission is seeking comments from the public on two aspects of the General Plan: the vision statement and the commercial element of the General Plan. People wishing to see copies of these proposals can go to the Town's web site.

Governor Hubert has declared the month of September Idle Free Month. Alta was one of the first communities to pass a resolution declaring Alta an Idle Free community.

The Mayor attended the monthly Council of Governments meeting where the members addressed the campaign called Salt Lake Fit.org. As of September 1<sup>st</sup>, Alta is the number one fittest community.

The Mayor commended Gus Gilman for his efforts in improving the Verizon service in the Town of Alta. Gus thanked the Ski Lifts for allowing him to spend time in accomplishing this goal. Gus also mentioned that he is trying to get all the carriers to have full service on cell towers in our community. Ski Lifts are also working on getting 4g wifi in the Town by next summer which would allow people to have full internet access in all the lodges. The Ski Lifts is working on having a second microwave link installed in the

Town. Right now the only microwave belongs to Qwest. Gus explained that if they succeed in installing a new microwave, they would use that as their primary microwave.

The Mayor announced that the Town will be hosting the next Conference of Mayor's meeting at the Alta Lodge.

On August 25 the Friends of Alta held a memorial tree planting in Alta. The Mayor along with Mayor Corroon helped plant five bigger trees and 100 seedlings.

The Mayor announced that ACVB has hired Kylie North to be their new coordinator.

The Mayor also announced that on September 7<sup>th</sup> the Town of Alta received petitions from the folks in Albion Basin requesting the formation of a Special Transportation District. The Town of Alta will be reviewing the petitions with legal counsel to make sure they conform to state law. A public hearing must be held to address this request and said hearing must be noticed in compliance with the state law.

The next meeting of the Town Council will be on Thursday, October 13, 2011.

#### 4. Treasurer's Report

The Mayor announced that we lacked a quorum at the September meeting so Marc Dippo will give a financial report for the last two months. Marc Dippo read two monthly reports which are attached to the minutes.

**Hearing no comments or questions, there was a motion by Dave Richards to approve both the August amended report and September Treasurer's report as read. There was a second by Steve Gilman and the motion was carried.**

#### 5. Departmental Reports:

Marshal's Report : Mike reminded everyone that the annual Peruvian 8k downhill dash will be held this Saturday, September 10<sup>th</sup>. Please expect some traffic delays in the canyon.

Mike addressed the request from the Albion Basin homeowners for some sort of a hanging pass for their cars. Their department is still trying to figure out the best way to address their request. They are looking at a few options.

Kate reviewed the donations that had been made both at the donation box at the booth and the donation boxes in the shuttles vehicles.

Mike regaled the Town Council with the recent incident with the baby moose that fell into a manhole under the Sunnyside Lift. There was a happy ending with the moose rejoining its mother after a tremendous effort from many agencies.

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

6. Minutes: July 14, 2011 Town Council meeting

**Hearing no comments or questions, there was a motion by Steve Gilman to approve the minutes of the July 14, 2011 Town Council meeting. There was a second by Paul Moxley and the motion was carried.**

7. Minutes: August 3, 2011 Special Town Council meeting

**Hearing no comments or questions, there was a motion by Steve Gilman to approve the minutes of the August 3, 2011 Special Town Council meeting. There was a second by Dave Richards and the motion was carried.**

8. Interlocal Agreement between Salt Lake County and the Town of Alta regarding the Mountain Transportation Study.

The Mayor, after reviewing the agreement, recommended that Claire Runge be designated as the Town representative on for this study.

The Mayor mentioned that he is a big proponent of this study and feels that it will provide some viable alternatives that could help alleviate some transportation concerns in the canyon. Fehr and Peers has been awarded the contract to complete this study. Their company has been involved in the Highway 210 and the Scenic Byways Studies.

Dave Richards asked how this study will fit with the Highway 210 Study that has already been completed. Dave went on to ask if we are actually going to move forward with the recommendations or are we going to continue to study this issue because it is easier to study the issue than to implement those recommendations.

The Mayor opined that after the Envision Utah Study was completed some of the participants commented that the only transportation issue that had not been addressed was the mountain transportation issue. This study will look at integrating transportation in the canyons into the valley transportation options and communities at the mouth of the canyons and believes that this study will be very valuable.

Steve Gilman believes that after UTA representative came back from a trip to Europe to look at alternatives that are used in that area, they were ready to move forward with looking at transportation options for the Wasatch Front Canyons.

**There was a motion by Steve Gilman to approve the Interlocal Agreement and the allocation of \$5,000 from the Town to the Mountain Transportation Study. There was a second by Tom Pollard the motion was carried with three members of the**

**Council voting in favor. Dave Richards voted against the motion and Cliff Curry was absent. The motion was carried.**

9. Resolution 2011-R-8: A resolution amending the Town of Alta's Cafeteria Plan year (amendment #3)

The Mayor explained that the current Cafeteria Plan period is from September 1st through August 31<sup>st</sup>. The Town would like to move that plan year to a calendar year. This resolution addresses the contract with National Benefit Service by amending our contract to implement a four month contract which will then move into a 12 month calendar year contract and program year starting January 1, 2012.

**Hearing no further questions or comments, there was a motion by Paul Moxley to approve Resolution 2011-R-8 as submitted. There was a second by Steve Gilman and the motion was carried. Cliff Curry was absent.**

10. Discussion on the proposed Land Use Application and Approval Ordinance.

John Guldner was excused from the meeting so the Mayor asked Kimberly Chytraus, legal counsel, to address the proposed ordinance.

Kimberly explained that the proposed ordinance has been through the Alta Planning Commission. Kimberly reviewed the history of the Planning Commission and Town Council's effort in updating the Land Use Ordinances of the Town of Alta. She also reviewed the State code as it relates to the requirements for subdivision application process which was addressed by the Town last year. The Planning Commission and the Town Council did not address the process that all other land use applications must go through such as Conditional Use Permits(CUP) and Planning Unit Developments(PUD). The proposed ordinance in front of the Council addresses every other applicant other than a subdivision application. This proposal does not effect building permit applications.

Kimberly explained that the Planning Commission mirrored the process that the Town approved when they approved the subdivision application ordinance. An applicant needs to come to the Town with a lot of information up front and prove up that they have the approvals in place before the applicant starts the process. There was a lot of discussion by the Planning Commission on what type of information that needs to be provided by the applicant. The Commission tried to balance what was fair to the applicant recognizing that there are a lot of unique challenges in Alta.

The proposed ordinance sets up the process that an applicant must follow and what the applicant needs to submit for their application to be deemed complete. in place to be approved.

The process that is outlined in the proposed ordinances mirrors what is already in place with the Town. This ordinance memorializes that process and makes it consistent with state law.

The Mayor commented that he was approached by Cliff, who could not attend this meeting, with questions regarding this proposal in front of the Council. Cliff would like to add a section in the ordinance that would require the applicant to post a sign on their property announcing that the land owner/applicant is applying to the Town for a specific use of their land under this ordinance.

Kimberly reminded the Council that they have the ability to change the language of this proposed ordinance even though it might not mirror the language that was proposed by the Planning Commission. Accordingly, the Council may add the posting of a sign, for example, to the list of requirements in this ordinance. Kimberly suggested that the Town might want outline the timeline for this requirement: when in the process will this sign have to be posted. Kimberly mentioned some other alternatives when it came to posting that notice.

The Mayor went over the five (5) areas that Cliff would like to see addressed on the sign that is posted: Notice of Land Use Application, a map of the area being proposed, description of improvements in the application, where to get information on this application, and the time and place of any Planning Commission meeting on the subject. The sign should also have a space to update that information.

Dave Richards felt, that in the interest of making the sign smaller, that it should say, “for more information please contact”. Steve felt that the sign should probably be posted after the application has been submitted but before it gets approved.

Kimberly went over the steps that an applicant must go through when submitting an application; from a pre-meeting to the Planning Commission review.

Steve felt that the sign would give the public a chance to comment at the time the application was submitted.

Kimberly went on to explained that there is really no public input through the completion process. Most applications, like ones that are being discussed today, do not require a public hearing. The reason that public hearings are not required is because these types of decisions are administrative decisions made by the Land Use Authority.

Dave commented that maybe a sign on the property is not appropriate because if an applicant meets the requirements of the ordinance than the application could be approved by the Land Use Authority. .

Dave recommended that a draft of a public notice requirement be prepared which will allow the Town Council to discuss that draft proposal.. The Mayor will ask Cliff to draft that section. Kimberly will consult with Cliff on this language.

The Mayor asked if any of the Council had any other concerns about this proposed ordinance. Hearing none, the Mayor recommended that the Town Council set a public

hearing on the proposed Land Use Application and Approval Ordinance for the October Town Council meeting.

The Mayor recognized Chief Kelsey from UFA who reported that this month is National Preparedness Month and October is National Fire Prevention Month. He also reported that on the August 24<sup>th</sup> there was a motorcycle/car accident near the mouth of the canyon. There was a fatality involved.

11. Closed door meeting to discuss litigation matters.

**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 Dave Richards. The Mayor called for a roll call vote.**

**Dave Richards – aye  
Cliff Curry – absent  
Paul Moxley – aye  
Tom Pollard – aye  
Steve Gilman – aye**

**The vote was unanimous with all members present voting in favor of the motion. Cliff Curry was absent. The motion was carried.**

12. Citizen Input

Mark Haik mentioned that in 1994 the Town of Alta entered into an interlocal agreement with Salt Lake County to put in culverts in the Albion Basin road. As part of that agreement the Town was to prepare plans and specifications. The agreement also said that upon completion of the improvements, the Town agreed to accept the roadway culverts as part of the overall storm drain facilities, maintain said facilities, and be the sole owner of said facilities. Mr Haik also mentioned earlier projects in the early 80's around the Town. In Mr. Haik opinion, Mr. Kemp's recent designation of the culverts in the roadway as natural waterways really presents a conundrum for the rest of the Town in the Town flood control infrastructure. He went on to opine that if the culverts are considered natural waterways by the building inspector then numerous buildings and land in the Town will be adversely effected in because of their inability to be reconstructed or rebuilt on new footprints: He gave some examples: Town Office, Shallow Shaft, Snowpine, Library, Rustler Lodge and other places as well.

Mr. Haik went on to comment on Ms. Chytraus's comment that people will be coming to the Town staff with information up front. Mr. Haik opined that the Town staff never discussed with the Shrontz family that the Town of Alta owned the culverts on the summer road and that they were part of a storm drain facility owned by the Town. Mr. Haik feels this is a problem because other places in Town face the same situation and might have a difficult time making capital investments in the Town. Mr. Haik went on to

opine that the key thing the Town should produce is a map of its flood control infrastructure and what the Town owns as it relates to this infrastructure. .

The Mayor acknowledged that all the candidates for the upcoming election were present at the meeting and thanked them for attending.

13. Motion to adjourn.

**Hearing no further business before the Town Council, there was a motion by Steve Gilman to adjourn the meeting of the Town Council. There was a second by Paul Moxley and the motion as carried.**

A closed door meeting of the Alta Town Council was called to order at 11:38 am. The following people were present: Mayor Tom Pollard and Council members Paul Moxley, Steve Gilman and Dave Richards; Marc Dippo, Town Treasurer; Kate Black and Piper Lever, Town Staff; Kimberly Chytraus, Town Counsel. Litigation matters were discussed and no actions were taken. The closed door meeting was officially adjourned at 12:21 pm.

Passed and approve this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

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Katherine S.W. Black  
Town Clerk

