

NOTICE & AGENDA

Notice is hereby given that the Town Council of Elk Ridge will hold a regular Town Council Meeting on Tuesday, July 9, 1996, with the Council Work Session at 7:00 P.M., followed by the regular Council Meeting at 8:00 P.M. The meeting will be held at the Elk Ridge Town Hall, 80 E. Park Drive, Elk Ridge, Utah.

7:00 P.M. -

COUNCIL WORK SESSION:

Roads/Schedule for Repairs-Vernon Fritz
4th of July Report-Scot Sessions
Storage of Junk-Scot Sessions
New Tank Update-Mayor
Lower (Highline) Well Repairs
Proposed Beautification Ordinance/Update
Scot Sessions
Master Plan Update-Jim Nicolet


8:00 P.M. -

REGULAR COUNCIL MEETING AGENDA ITEMS:

8:00 Invocation & Pledge of Allegiance
8:05 Approval of Agenda Time Frame
8:10 Knudsen Subdivision, Plat A-Final Approval
8:25 Approval/Resolution-New Connection Fees
("Hook-up Fees")
8:30 Expenditures:
General:
Gravel for Lower Well Road
Partial List of Expenditures for June, 1996
8:35 Other Business:
Add: Filing Clerk, Water Right Transfer
Request (South Loafer Canyon Subd.)
8:40 Approval of Minutes of Previous Meetings
8:45 Adjournment

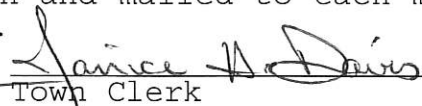
The times listed for each item which appears on the agenda may be accelerated if time permits. All interested persons are invited to attend.

Dated this 5th day of July, 1996.


Town Clerk

CERTIFICATION

I, the undersigned, duly appointed and acting Town Clerk for the municipality of Elk Ridge hereby certifies that a copy of the foregoing Notice and Agenda was hand carried to the Payson Chronicle, 12 S. Main, Payson, Utah and mailed to each member of the governing body on July 5, 1996.


Town Clerk

ELK RIDGE TOWN COUNCIL WORK SESSION

JULY 9, 1996

TIME & PLACE
OF MEETING

The regular meeting of the Elk Ridge Town Council was held on Tuesday, July 9, 1996, beginning with the Town Council Work Session at 7:00 P.M., followed by the regular Council Meeting at 8:00 P.M. The meeting was held at the Elk Ridge Town Hall, 80 E. Park Drive, Elk Ridge, Utah.

Notice of time, place and Agenda of this meeting was provided to the Payson Chronicle and to each member of the governing body by mailing a copy to each on July 5, 1996.

ROLL CALL

Mayor Lynn M. Jacobson, Councilmembers: Brent Bluth, Scot Sessions, Vernon Fritz (Jim Nicolet-absent); Jan Davis, Town Clerk.

ROAD REPAIRS

1. Repairs to begin July 22, 1996: Salem Hills Dr., Canyon View and west end of Goosenest Dr. (260 ft.)

This will be in conjunction with asphaltting Haskell Subdivision, Plat C.

2. Four sample cross-sections were submitted for Council consideration, from Rod Despain. They are options for Loafer Canyon Road. The Planning Commission will be considering these options and will give a recommendation to the Council. Cost must be taken into consideration.

4TH OF JULY
REPORT-
SCOT SESSIONS

Budget report was not ready.

All activities went well. There were very positive responses by all involved. Councilmember Sessions has a person in mind to Chair the committee next year. Councilmember Sessions wishes to submit a letter of recognition and appreciation from the Council to the Committee. Suggestion: Councilmember Sessions requests that power outlets be installed in the new addition to the Bay area. He feels this would be better than keeping the front office open to run electrical chords. Mayor Jacobson will contact the builder to have this included in the plans. The Mayor reminded Councilmember Sessions to see about costs for a storage unit, in Payson, to store equipment.

Mayor - A stainless steel drinking fountain will be installed in the Pavilion area.

ELK RIDGE TOWN COUNCIL WORK SESSION 7-9-96 CONT.

STORAGE OF
JUNK

Scot Sessions contacted Denton Hatch for an opinion on violations of the Development Code and who should file the complaint, the resident who witnesses the violation or the Town. There has been an ongoing violation by the storage of junk in one neighbors yard...the other neighbor feels the Town should file the claim, so there won't be hard feelings between neighbors.

Mr. Hatch - under El Ridge's contract with the County, the Sheriff is the Town's Chief of Police! The Sheriff can take the complaint from the witness and then proceed to have the debris or junk moved; if the ordinance is violated. The Sheriff may be able to keep the resident's name confidential. He feels this is the proper manner to handle such a complaint.

Councilmember Sessions is to re-visit the Beautification Ordinance and the Beautification Committee. The Council will reconsider these issues within the time frame of one month from this date. Councilmember Sessions will hand deliver the packet of information to the resident with the complaint.

NEW TANK
UPDATE

Mayor: Surveys have been completed. Construction equipment is not in place to begin. Construction was to begin 7-8-96. (Contractor has 120 days for completion of the project) Councilmember Bluth is to call Hall Engineering for a copy of the contract.

Loafer Well - 27,000,000 gallons have been pumped since Jan. 1996. June billing - \$992.07 versus \$4,400 last year (June, '95 was a "wet month" and was still at \$2,673 for the Lower (Highline) Well

Lower Well: scheduled for repairs the week of
July 15

1. \$398 bill from Utah Power & Light to re-route power as the well is repaired.
2. Well tests will have to be done

The Mayor wants to make sure the Lower Well is in good working order, in the Fall, when the Tank is ready to be filled. The Lower Well will be used at that time.

BEAUTIFICATION Previously discussed
ORDINANCE

MASTER PLAN
UPDATE -
(JIM NICOLET
ABSENT)

The Planning Commission is currently considering a proposed ordinance on Planned Residential Development, which would allow homes to be "Clustered" and open spaces preserved. Copies of the proposed ordinance were submitted to the Councilmembers to review.

ELK RIDGE TOWN COUNCIL MEETING

JULY 9, 1996

TIME & PLACE OF MEETING	<p>The regular meeting of the Elk Ridge Town Council was held on Tuesday, July 9, 1996, beginning with the Town Council Work Session at 7:00 P.M., followed by the regular Council Meeting at 8:00 P.M. The meeting was held at the Elk Ridge Town Hall, 80 E. Park Drive, Elk Ridge, Utah.</p> <p>Notice of time, place and Agenda of this meeting was provided to the Payson Chronicle and to each member of the governing body by mailing a copy to each on July 5, 1996.</p>
ROLL CALL	<p>Mayor Lynn M. Jacobson, Councilmembers: Brent Bluth, Scot Sessions, Vernon Fritz (Jim Nicolet-absent); Jan Davis, Town Clerk.</p>
INVOCATION & PLEDGE OF ALLEGIANCE	<p>Prayer was offered by Brent Bluth with the pledge of allegiance following.</p>
APPROVAL OF AGENDA TIME FRAME	<p>MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY VERNON FRITZ TO APPROVE THE AGENDA TIME FRAME WITH THE FOLLOWING CHANGES: UNDER OTHER BUSINESS: 1. SHERIFF'S CONTRACT 2. LIGHT FOR FLAGPOLE VOTE: YES-(4), NO-NONE(0), ABSENT(1)-JIM NICOLET.</p>
KNUDSEN SUBDIVISION PLAT A, LOTS 1-3	<p>Hall Engineering has recommended approval, with drainage easement to be shown on mylar.</p> <p>MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY SCOT SESSIONS, TO GRANT FINAL APPROVAL TO THE KNUDSEN SUBDIVISION, PLAT A, WITH THE FOLLOWING CONDITIONS: 1. DRAINAGE DITCH EASEMENT SHOWN ON PLAT 2. ADDRESSES TO BE ASSIGNED BY HALL ENGINEERING VOTE: YES-(4), NO-NONE(0), ABSENT(1)-JIM NICOLET</p>
APPROVAL/ RESOLUTION- NEW CONNECTION FEES	<p>Proposed resolution sets up connection fees to be charged on Building Permits. Connection fees will cover the actual cost of meters and installation, this is separate from the Water Impact Fees.</p> <p>MOTION WAS MADE BY BRENT BLUTH SECONDED BY MAYOR JACOBSON, TO ADOPT A RESOLUTION AMENDING SECTION 2-2-1 OF RESOLUTION 92-7-14-8R REGARDING CULINARY WATER SERVICE FEES ENTITLED "NEW CONNECTION TO SYSTEM (HOOK UP) FEE". VOTE: YES-(4), NO-NONE(0), ABSENT(1)-JIM NICOLET.</p>
EXPENDITURES	<p>List not available</p>

OTHER BUSINESS

1. SHERIFF'S CONTRACT

Animal Control: 3 Agreements to renew, want to extend contract to 12-1-2000. The Mayor also wants the Sheriff contract to be extended to the year 2000.

Problems:

- A. Utah County expects the Town to indemnify all of the County Officers. The Mayor spoke to Captain Lampf to suggest that the County indemnify their officers, anything over and above their insurance, the Town would assist with the balance. Denton Hatch is in communication with the County attorney. This would be cost-prohibitive and the Town does not agree.
 - B. Preventative control is re-established at 5 hours/month, 60 hours/year at \$28.50/hr.
 - C. The contracts read that complaints be filed by the legislative body. Not acceptable to the Town.
2. Town Flag - What are the requirements to fly the flag day & night? Is a light necessary? (Legal requirements to be researched)

Councilmember Fritz suggested a replica of the flag be placed above the street map on the side of the Town Hall. Town Clerk is to find out about flag etiquette.

3. Facilities Maintenance Worker - There is a need for someone to come in, occasionally and keep file room organized.

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY VERNON FRITZ, TO INCREASE THE HOURS OF THE CURRENT FACILITY MAINTENANCE WORKER, TO HANDLE ANY EXCESS FILING, AS PART OF THE TOWN HALL MAINTENANCE.
VOTE: YES-(4), NO-NONE(0), ABSENT(1)-JIM NICOLET.

SOUTH LOAFER CANYON SUBDIVISION - WATER RIGHT TRANSFER

SOUTH LOAFER
CANYON
SUBDIVISION-
WATER RIGHT
TRANSFER

The developers of South Loafer Canyon Subdivision request that they be allowed to purchase water rights from Don Mecham (which have been transferred), as their rights are going through the transfer process at the State. Their water rights should have been turned into the State Engineer, by Mr. Despain, earlier, they were not.

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY SCOT SESSIONS, THAT 1. THE TOWN COUNCIL WAIVES THE RIGHT OF FIRST REFUSAL, TO PURCHASE WATER RIGHTS FROM A DEVELOPER; 2. THAT THE DEVELOPERS OF SOUTH LOAFER CANYON SUBDIVISION BE ALLOWED TO PURCHASE WATER RIGHTS FROM ANOTHER DEVELOPER, TO BE DEEDED TO THE TOWN 3. THAT THEY WORK WITH THE DEVELOPER (DON MECHAM) SO HE MAY BE REIMBURSED FOR THESE WATER RIGHTS. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-JIM NICOLET.

In response to the letter, written by Mr. Sonderegger, submitted to the Council, which also addressed the issue of the designated class for Loafer Canyon road, the Mayor said the Council is not ready to take action on this tonight. Mr. Sonereggor suggested bonding for the required improvements now, then when the class of the road is determined, the improvements can be installed.

Mayor - if the Planning Commission were to allow this, the bonding would have to be consistent with the current "Urban Class Road" requirements.

1. Deed to the Town whatever right of way is required by the current ordinance
2. Cost of removal of vegetation would have to be figured in the amount of the bond

The issue would have to be settled with the Planning Commission, then the Planning commission would recommend to the Town Council, whether bonding would be acceptable...prior to returning to the Council for Plat approval.

Memo to Planning commission member of the Council discussion with Mr. Sonderegger.

APPROVAL OF
MINUTES OF
COUNCIL
MEETING
5-20-96

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY VERNON FRITZ, TO APPROVE THE MINUTES OF 5-20-96 AS PRESENTLY CONSTITUTED. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-JIM NICOLET.

APPROVAL OF
MINUTES OF
COUNCIL
MEETING
6-25-96

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY BRENT BLUTH, TO APPROVE THE MINUTES OF 6-25-96, WITH CORRECTION ON PAGE 56: "SURVEY TO BE SIGNED BY MR. CLOWARD". VOTE: YES-(4), NO-NONE(0), ABSENT(1)-JIM NICOLET.

ADJOURNMENT

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY SCOT SESSIONS TO ADJOURN. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-JIM NICOLET.


Town Clerk

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7:00 P.M. -

COUNCIL WORK SESSION:

4th of July Budget Report-Scot Sessions
Beautification Update-Scot Sessions
Storage of Junk/Update
New Tank Update-Mayor
Lower (Highline) Well Repairs
Master Plan Update
PRD/Discussion
Grant Request/Widen Loafer Canyon Rd.-Brent Bluth
Federal Tele-Communications Act-Brent Bluth
Budget Update/Certified Tax Rate


8:00 P.M. -

REGULAR COUNCIL MEETING AGENDA ITEMS:

8:00 Invocation & Pledge of Allegiance
8:05 Approval of Agenda Time Frame
8:10 Water Volume/S. Clark Ln.-Blake Johnson
8:20 Set Public Hearing for Vacation/Amend
Salem Hills Subd., Plat A-Murrays
8:25 Sheriff's Contract/Animal Control-Vernon Fritz
8:35 Expenditures:
General:
List of Expenditures for June, 1996
8:40 Other Business:
8:50 Approval of Minutes of Previous Meetings
8:55 Adjournment

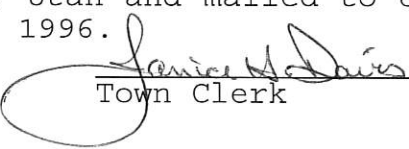
The times listed for each item which appears on the agenda may be accelerated if time permits. All interested persons are invited to attend.

Dated this 19th day of July, 1996.


Town Clerk

CERTIFICATION

I, the undersigned, duly appointed and acting Town Clerk for the municipality of Elk Ridge hereby certifies that a copy of the foregoing Notice and Agenda was hand carried to the Payson Chronicle, 12 S. Main, Payson, Utah and mailed to each member of the governing body on July 19, 1996.


Town Clerk

ELK RIDGE TOWN COUNCIL WORK SESSION

JULY 23, 1996

TIME & PLACE OF MEETING The regular meeting of the Elk Ridge Town Council was held on Tuesday, July 23, 1996, beginning with the Town Council Work Session at 7:00 P.M., followed by the regular Council Meeting at 8:00 P.M. The meeting was held at the Elk Ridge Town Hall, 80 E. Park Drive, Elk Ridge, Utah.

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ROLL CALL Mayor Lynn M. Jacobson, Councilmembers: Brent Bluth, Vernon Fritz (Scot Session, Jim Nicolet-absent); Judy Ball, Jan Davis, Town Clerk.

4TH OF JULY BUDGET REPORT Councilmember Sessions, Absent
No information

BEAUTIFICATION UPDATE Councilmember Sessions, Absent
No information

NEW TANK UPDATE The hole for the New Tank is dug. Construction is progressing.

LOWER (HIGHLINE) WELL REPAIRS Scot Roberts (Nickerson) reviewed the videos of the well with the Mayor and Kent Haskell. In an attempt to patch a hole in the casing, the first patch was 6" too high. The second patch was placed over the first and was still too high (problems due to casing being so tight from first patch). The videos have been sent to California, to engineers, to be examined and analyzed as to what action to take next.

Recommendation- to try to pull the second patch out and replace the sleeve to patch the hole where it belongs. With the lower well off, there is no back-up well. Whatever is done, the well cannot be ruined. The Town needs the water.

Mayor Jacobson suggested:

1. Replace Booster and pump back into well, set pump at about 320 ft. and run it, as is, for back-up.
 - A. It will probably be fall before repairs can go forward.
 - B. Aquifer is up 30' over were it was last year.

Council Opinion:

Councilmember Bluth: what is the financial consideration with all that has occurred? Scot Roberts will answer this;

however, there will be no answer until he gets the information back from California and contacts the Mayor. If the booster is reinstalled, Nickerson will have completed their contract to a point.

Mayor: 2 Contracts:
1. Rehabilitation of pump and booster
2. Patching of hole in casing

Councilmember Bluth feels Nickerson has liability in the misplacing of the patches.

Mayor: If no objections, the pump will be reinstalled into the Lower Well to be used as a back-up. The Council is in agreement.

MASTER PLAN Jim Nicolet, Absent

PRD/
DISCUSSION Jim Nicolet, Absent

GRANT REQUEST Councilmember Bluth: 1. The chances of obtaining a
WIDEN LOAFER grant for roads are slim
CANYON RD A. Small amount available - State wide (\$250,000)
B. Matching funds is requirement

Mayor: Would repairs on Alpine Dr. qualify for a grant? (future). The Town will have matching funds for this project. Councilmember Bluth will check on the time restraints for the grant requests. The Mayor mentioned that small towns do seem to get preference (under 3,000 population)

2. Information is not available on the Parks Grant

Councilmember Bluth is experienced in grant writing. He agreed to write up the grant applications for road repair on Alpine Dr. (Summer of 1997)

FEDERAL TELE- Councilmember Brent Bluth: The Act addresses how
COMMUNICATIONS towns can regulate tele-communications within their
ACT communities, covering such things as micro wave towers, satellite dishes, cable TV, including the necessary right of way. He advised that Denton Hatch review the Act and advise on any future impact to the Town.

1. Planning/Zoning should be in place
2. Planning Commission needs to consider this matter, with Mr. Hatch present to advise.

The Mayor is to contact Mr. Hatch and the Planning Commission is to discuss this with the Master Plan.

ELK RIDGE TOWN COUNCIL WORK SESSION- 7-23-96 - CONT.

BUDGET UPDATE The Town Clerk reported that the Town had not
CERTIFIED received the Certified Tax Rate for the 1996 Tax
TAX RATE Year until July 12, 1996.
 The Tax Rate for 1995 was .002522
 The Tax Rate for 1996 is .002375
The Mayor feels the revenue will be made up with
new growth. Revenue generated from 1996 Tax Rate=
\$87,385
1. There was a change in the State Budget format
 in reporting Non-operating revenue in the
 Enterprise Funds
2. Change in Caselle's State format- no Depts
 totals (will the State Auditor's office accept
 this format? Duane Hutchings says they will).

Problems have come up with Trial Balances provided
by Peterson & Associates to Casells. These balances
create the "Prior Year Actual" for the beginning
point for the Town's in-house financial reporting.
The budget figures have been worked out in a period
which will not roll forward into the current fiscal
year. Until these problems are cleared up with Kim
Peterson, the year end closing is postponed.
Mayor - Can these adjustments be made in the up-
coming audit for prior year (1994/95) Audit
mistakes? The Town Clerk is to contact Kim Peterson

ELK RIDGE TOWN COUNCIL MEETING

JULY 23, 1996

TIME & PLACE The regular meeting of the Elk Ridge Town Council
OF MEETING was held on Tuesday, July 23, 1996, beginning
 with the Town Council Work Session at 7:00 P.M.,
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 P.M. The meeting was held at the Elk Ridge Town
 Hall, 80 E. Park Drive, Elk Ridge, Utah.

Notice of time, place and Agenda of this meeting
was provided to the Payson Chronicle and to each
member of the governing body by mailing a copy to
each on July 19, 1996.

ROLL CALL Mayor Lynn M. Jacobson, Councilmembers: Brent
 Bluth, Vernon Fritz (Scot Sessions, Jim Nicolet-
 absent); Kim Koss-Johnson, B.J. Koss, William Koss,
 Blake Johnson, Judy Ball, Rick Thayne, Lucretia
 Thayne, Jan Davis, Town Clerk.

INVOCATION & Prayer was offered by Mayor Jacobson with the
PLEDGE OF pledge of allegiance following.
ALLEGIANCE

APPROVAL OF
AGENDA
TIME FRAME

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY BRENT BLUTH TO APPROVE THE AGENDA TIME FRAME WITH THE FOLLOWING CHANGES:
8:25 "APPROVAL" AS WELL AS DISCUSSION
ADD IN BEFORE EXPENDITURES: LDS CHURCH AGREEMENT (ROAD)
UNDER OTHER BUSINESS:
1. OAK BLUFF ESTATES, PLAT A/RELEASE OF DURABILITY RETAINER
2. RUTTER, PLAT A/RELEASE OF DURABILITY RETAINER
VOTE: YES-(3), NO-NONE(0), ABSENT(2)-JIM NICOLET, SCOT SESSIONS.

WATER VOLUME/
S. CLARK LN.-
BLAKE JOHNSON

Blake Johnson (Clark Lane resident), acting as spokesman for the Clark Lane residents, reported the problem existing on South Clark Lane. There is little and sometimes no volume for culinary purposes on South Clark Lane.
1. Line is old
2. Line is only 2"
3. Line is uphill from Main line which runs through Alpine Dr.

Mayor Jacobson presented a plat map of a subdivision in process which would bring the water line north, close to Astor lane and Clark Lane. This would be the required 8" line. Proposes to the Council to extend the 8" water line to connect onto the substandard lines on Astor and Clark Lane area. (Easements would be required to accomplish this.) 2" lines would be replaced with 6" lines. Councilmember Bluth is to contact Hall Engineering to begin engineering the project.

Residents suggested starting now to replace the lines and connect onto extended line later, when available. Councilmember Bluth commented that the engineer must be involved. Councilmember Bluth will stay in contact with Mr. Johnson.

SET PUBLIC
HEARING/
VACATION/AMEND
SALEM HILLS
SUBDIVISION
PLAT A

Brian Murray owns lots 5 & 6 in Plat A, Salem Hills Subdivision. He requests the combination of these 2 lots into one lot. The Planning Commission has recommended approval. Petition has been submitted.

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY VERNON FRITZ, TO ACCEPT THE PETITION OF BRIAN & KRISTINE MURRAY TO COMBINE LOTS 5 & 6 INTO ONE LOT AND TO SET THE PUBLIC HEARING FOR AUGUST 13, 1996 AT 7:10 P.M. VOTE: YES-(3), NO-NONE(0), ABSENT(2)-SCOT SESSIONS, JIM NICOLET.

SHERIFF'S
CONTRACT/
ANIMAL
CONTROL

Sheriff Contract: Changes were made in Section 4 & 6:

1. Section 4 - Patrol time is limited to 80 hrs/year & monthly invoices for services
2. Section 6 - indemnification
Liability is retained by the County, any excess over and above insurance coverage to be covered by the Town's insurance.

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY BRENT BLUTH, TO APPROVE THE AGREEMENT WITH THE UTAH COUNTY SHERIFF'S DEPT. FOR PATROL AND POLICE SERVICES FOR THE TOWN OF ELK RIDGE. VOTE: YES-(3), NO-NONE(0), ABSENT(2)-SCOT SESSIONS, JIM NICOLET.

3 copies to be signed, sent to Denton Hatch for signature and onto the County.

ANIMAL CONTROL

Three separate contracts, Licensing, Control, Shelter. (Extend to year 2,000)

Problems with proposed contracts:

1. Indemnity - Mayor requested it read as the Sheriff's Contract for Police Service
2. Enforcement - Section 3: Requires Town Officials to request animal control enforcement
A. Mayor- charge to the citizen with complaint is to request enforcement
3. Financing - to show number of hours/year
Example - Animal Control Enforcement - Service be at rate of 60 hrs/yr or 5 hrs/month
A. Monthly invoice should show hours spent in Elk Ridge Town.

The past year has been on a "call-out" basis only.

LDS CHURCH
AGREEMENT

1. Councilmember Fritz and Mayor Jacobson met with Pres. Nilsson, Arnold Hult (in charge of all of Church buildings in this area) and Mike Raymond (Architect for the Church. Councilmember Fritz would like to include into the agreement assurance that the entry way leading to the parking lot would accommodate run-off.

Mayor - does not feel the Town can request that the water be channeled into their parking lot, what the Mayor wants to avoid is the water from their parking lot running onto the street.

- A. Possible for the Town to bring in gravel to absorb some of the street run-off, placement at corner of Alpine and Escalante (Rick Sloan's home).
- B. Sumps are required from the LDS Church
2. If the full cross-section of the "Urban Class Road" requirement were met on Alpine Dr., most of the road would be eliminated (9' of easement & 2' of curb and gutter)

This requirement will be waived to bring the curb to the property line. These problems exist because the road was originally installed out of alignment about 30 ft. (from Astor Lane, west to Escalante), East toward Salem Hills Dr., it is about 15' off.

3. Request to delete the front side walk because it would be on Church property and the Town could not maintain it.
 - A. If Church requires a side walk, then they are to provide the Town with an easement.
4. No parking on streets (tickets will be issued)

The present road damage will be taken care of by the Church, so snow plowing will be possible this winter.

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY VERNON FRITZ, TO APPROVE THE VERBAL AGREEMENTS MADE WITH THE LDS CHURCH, THAT MORNING OF 7-23-96, AS STATED IN THE LETTER PRESENTED TO THE COUNCIL. VOTE: YES-(3), NO-NONE(0), ABSENT(2)-SCOT SESSIONS, JIM NICOLET.

OTHER BUSINESS

RUTTER, PLAT A MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY VERNON FRITZ, TO ACCEPT THE IMPROVEMENTS ON RUTTER SUBDIVISION, PLAT A, AS COMPLETE AND APPROVE THE RELEASE OF THE DURABILITY RETAINAGE TO THE DEVELOPER. VOTE: YES-(3), NO-NONE(0), ABSENT(2)-SCOT SESSIONS, JIM NICOLET.

OAK BLUFF ESTATES, PLAT A MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY VERNON FRITZ, TO ACCEPT THE IMPROVEMENTS ON OAK BLUFF ESTATES, PLAT A, AS COMPLETE AND APPROVE THE RELEASE OF THE DURABILITY RETAINAGE TO THE DEVELOPER. VOTE: YES-(3), NO-NONE(0), ABSENT(2)-SCOT SESSIONS, JIM NICOLET.

Both subdivisions were inspected by Hall Engineering and letters of acceptance issued by their office.

LIST OF EXPENDITURES FOR JUNE 1996

1. There will be \$50/month allowed for Kent Partridge's cellular phone
2. Councilmember Fritz suggested a bulk mail permit, he will check on costs.

MOTION WAS MADE TO APPROVE THE LIST OF EXPENDITURES FOR JUNE, 1996. VOTE: YES-(3), NO-NONE(0), ABSENT(2)-SCOT SESSIONS, JIM NICOLET.

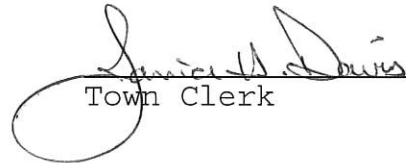
ELK RIDGE TOWN COUNCIL MEETING - 7-23-96 - CONT.

NON-AGENDA ITEM

FLAG/
TOWN HALL The flag at the Town Hall must be lit at night -
 Duane Curtis of Strawberry Electric said it would be
 simple to install.

APPROVAL OF MOTION WAS MADE BY BRENT BLUTH SECONDED BY MAYOR
MINUTES OF JACOBSON, TO APPROVE THE MINUTES OF 6-11-96 & 7-9-96
COUNCIL AS PRESENTLY CONSTITUTED. VOTE: YES-(3), NO-
MEETING NONE(0), ABSENT(2) -JIM NICOLET, SCOT SESSIONS
6-11-96
7-9-96

ADJOURNMENT MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY
 VERNON FRITZ TO ADJOURN. VOTE: YES-(3), NO-
 NONE(0), ABSENT(1) -JIM NICOLET, JIM NICOLET.



Town Clerk

NOTICE & AGENDA

Notice is hereby given that on Tuesday, August 13, 1996, at 7:10 PM, the Town Council of Elk Ridge will hold a meeting at the Elk Ridge Town Hall, 80 East Park Dr., Elk Ridge, Utah, for the purpose of conducting a Public Hearing on the issue to vacate that portion of Salem Hills Subdivision, Plat A, Block 1, Lots 5 & 6. The amendment would create one lot out of the two existing lots. This Public Hearing will be held in conjunction with the regularly scheduled Town Council Meeting which will begin at 8:00 PM, the Work Session begins at 7:00 PM.

7:00 P.M. -

COUNCIL WORK SESSION:

Loafer Canyon Road Class/Discussion
New Tank/Well Status
Valley Asphalt Letter/Water Use-Brent Bluth

7:10 P.M. -

PUBLIC HEARING

PUBLIC HEARING ON THE ISSUE OF VACATING AND AMENDING SALEM HILLS SUBDIVISION, PLAT A, BLOCK 1, LOTS 5 & 6, FOR THE PURPOSE OF CREATING ONE LOT OF THE TWO EXISTING LOTS.

COUNCIL WORK SESSION, CONT.

Nuisance Ordinance/Discussion-Brent Bluth
Beautification Ordinance/Discussion
Planning Commission/Discussion
PRD Ordinance
Revision of Cul de sac Ordinance
Notice of Pending Ordinance


8:00 P.M. -

REGULAR COUNCIL MEETING AGENDA ITEMS:

8:00 Invocation & Pledge of Allegiance
8:05 Approval of Agenda Time Frame
8:10 Loafer Canyon Road Class/Set Public Hearing
8:15 Loafer Canyon Rd. Improvements-Kelly Sonderegger
8:25 Approval/Salem Hills Subdivision, Plat A
Amendment-Murrays
8:35 Set Public Hearings:
Planned Residential Development
Cul de sac Frontage
8:45 Adoption/Notice of Pending Ordinance
8:55 Expenditures:
General:
List of Expenditures for July, 1996
9:00 Planning Commission Member/Approval
8:40 Other Business:
8:50 Approval of Minutes of Previous Meetings
8:55 Adjournment

The times listed for each item which appears on the agenda may be accelerated if time permits. All interested persons are invited to attend.

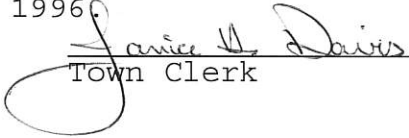
Dated this 9th day of August, 1996.



Town Clerk

CERTIFICATION

I, the undersigned, duly appointed and acting Town Clerk for the municipality of Elk Ridge hereby certifies that a copy of the foregoing Notice and Agenda was hand carried to the Payson Chronicle, 12 S. Main, Payson, Utah and mailed to each member of the governing body on August 9, 1996.



Town Clerk

PUBLIC HEARING
AUGUST 13, 1996

PUBLIC HEARING PUBLIC HEARING ON THE ISSUE TO VACATE THAT PORTION OF SALEM HILLS SUBDIVISION, PLAT A, BLOCK 1, LOTS 5 & 6. THE AMENDMENT WOULD CRATE ON LOT OUT OF THE TWO EXISTING LOTS.

At 7:10 P.M., Mayor Jacobson opened the Public Hearing

ROLL

Mayor Jacobson, Brent Bluth, Pat Jacobson.

There were no other persons in attendance. There was no Public comment.

The Public Hearing was closed at 7:30 p.m. Approval of this proposed Amendment to Plat A, Salem Hills Subdivision will take place at the next Town Council Meeting.

There was no quorum present at the meeting. All other Agenda Items were postponed until the next Town Council Meeting in August.

NOTICE & AGENDA

Notice is hereby given that on Tuesday, August 20, 1996, the Town Council of Elk Ridge will hold a special Town Council Meeting at the Elk Ridge Town Hall, 80 East Park Dr., Elk Ridge, Utah, with the Work Session beginning at 7:00 P.M., followed by the regular Town Council Meeting at 8:00 P.M.

7:00 P.M. -

COUNCIL WORK SESSION:

Loafer Canyon Road Class/Discussion
New Tank/Well Status
Valley Asphalt Letter/Water Use-Brent Bluth
Nuisance Ordinance/Discussion-Brent Bluth
Beautification Ordinance/Discussion
Planning Commission/Discussion
 General Plan
 PRD Ordinance
 Revision of Cul de sac Ordinance
 Notice of Pending Ordinance

8:00 P.M. -

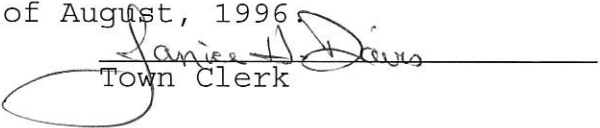
REGULAR COUNCIL MEETING AGENDA ITEMS:

8:00 Invocation & Pledge of Allegiance
8:03 Approval of Agenda Time Frame
8:03 Cancel Town Council Meeting on 8-27-96
8:05 Loafer Canyon Road Class/Set Public Hearing
8:15 Loafer Canyon Rd. Improvements-Kelly Sonderegger
8:25 Approval/Salem Hills Subdivision, Plat A
 Amendment-Murrays
8:35 Set Public Hearings:
 Planned Residential Development
 Cul de sac Frontage
8:45 Adoption/Notice of Pending Ordinance
8:50 Adoption/Beautification Ordinance
9:00 Well #1/Transfer of Ownership
9:10 Stop Sign/Columbus & Hudson Ln.
9:20 South Clark Ln./Water line
9:20 Expenditures:
 General:
 List of Expenditures for July, 1996
9:00 Planning Commission Member Approval

8:40 Other Business:
8:50 Approval of Minutes of Previous Meetings
8:55 Adjournment

The times listed for each item which appears on the agenda may be accelerated if time permits. All interested persons are invited to attend.

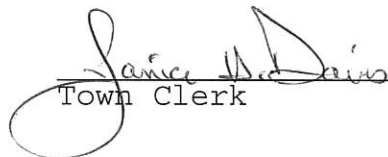
Dated this 15th day of August, 1996


Town Clerk

Town Council
8-20-96

CERTIFICATION

I, the undersigned, duly appointed and acting Town Clerk for the municipality of Elk Ridge hereby certifies that a copy of the foregoing Notice and Agenda was hand carried to the Payson Chronicle, 12 S. Main, Payson, Utah and mailed to each member of the governing body on August 15, 1996.


Town Clerk

ELK RIDGE TOWN COUNCIL WORK SESSION

AUGUST 20, 1996

TIME & PLACE
OF MEETING

The Elk Ridge Town Council will hold a special Town Council Meeting on Tuesday, August 20, 1996, beginning with the Town Council Work Session at 7:00 P.M., followed by the regular Council Meeting at 8:00 P.M. The meeting was held at the Elk Ridge Town Hall, 80 E. Park Drive, Elk Ridge, Utah.

Notice of time, place and Agenda of this meeting was provided to the Payson Chronicle and to each member of the governing body by mailing a copy to each on August 16, 1996.

ROLL CALL

Mayor Lynn M. Jacobson, Councilmembers: Brent Bluth, Vernon Fritz, Jim Nicolet (Scot Session-absent); Tod Schulthess, Mat Dastrup, Joyce Carmack, David Tipton, Jan Davis, Town Clerk.

LOAFER CANYON
ROAD CLASS
DISCUSSION

Planning Commission Recommendation:

1. Developers to install improvements rather than bonding for future improvements
2. Road Class (North & South)
 - A. 28' width - paved
 - B. 56' right of way
 - C. Curb/gutter still required
 - D. Appropriate sumps (added to requirements)

Mayor feels recommendations:

1. Fine for South Loafer Canyon
2. North Loafer -
 - A. 56' right of way is not possible in places
 - B. Town cannot afford: widening, curb gutter, drainage
 - C. Cost prohibitive - how can Town Council approve something the Town cannot afford to install?

The Mayor pointed out that there is no appropriate cross-section diagramming recommended changes. The Planning Commission must have this ready for the Public Hearing on September 10.

How will the drainage utilize the present culvert system? Councilmember Vernon Fritz also feels the Town cannot afford the road improvements which would be required. Wants a list of owners who have paid assessments.

Mayor - Assessments cannot be required of John Peterson's subdivision.

The Mayor and Clerk are to determine lots paid for, lots built on and funds available and have the information available for the Public Hearing.

NEW TANK/
WELL UPDATE Tank - Completion scheduled for November 20, 1996
Mayor - 1. Footings/floor on tank are poured
 2. Wall forms are being installed (6'
 high 12" thick wall)

NEW WELL 50,000,000 gal. have been pumped since Jan. 1, 1996
LOAFER

Lower Well

Mayor -

1. On aug. 15, the pump and booster pump were cleaned, reinstalled and turned on. The pump was installed at 320' (above the hole in the casing). (Pumped for 1 hr. at 480 gal. The aquifer is 60' above where the pump is set.
2. No answer yet of repair of hole in casing
3. Electronics are not set. Franklin was in today to advise on setting up the controls.

VALLEY ASPHALT Valley Asphalt has been using unmetered water, without paying for it. Councilmember Brent Bluth has written a letter to Valley Asphalt advising them that the Town does not allow this practice and the water used should be paid for. There has been no response. Councilmember Bluth would like to know what action should be taken if there continues to be no response.

The Mayor suggests not insisting on payment, that the amount would not be much; but, to make sure that this does not happen again.

Councilmember Bluth feels the lack of response is very unprofessional and will contact them by phone.

NUISANCE
ORDINANCE/
DISCUSSION-
BRENT BLUTH

Mayor - agrees with the draft, as written

If the Town is not planning to enforce the Nuisance Ordinance equally and consistently, then the Town Council should not approve the Ordinance. Councilmember Fritz pointed out that the following examples are simply to demonstrate that there are existing violations in Town:

- A. Many homes violate the ordinance
- B. Weeds are high all over Town, this creates a fire hazard (should the Town purchase a weed mower?) The Council must be prepared to follow through with enforcement of penalties.

Councilmember Nicolet - also feels enforcement is a must

Councilmember Bluth - agrees - generally

Concerns:

1. Elk Ridge Town should not have to correct problems creating the violation. Legal costs could also be high.
 - a. Costs could come out of taxes of property owner
2. Have the Building Inspector and the Fire Chief agreed to the proposed ordinance? (Both have approved)

PLANNING
COMMISSION/
DISCUSSION

1. General Plan - the information as been sent to Mountainlands Association of Governments, they will assist in creating a draft to review on 9-9-96

Considerations:

1. Land use elements, traffic flow, Mission Statement. Also a recreational element (Parks/Trails)
2. The Planning Commission would like the Town Council to appoint a "Trails" Committee to work with the Parks Committee (these sub-elements can be incorporated gradually.)

Mayor - Does the Council need to approve funds to accomplish the creation of the necessary documents for the General Plan process.

Chairperson Mat Dastrup - 1. Hall Engineering will work with Mountainlands on the maps. Much of this will be at no cost to Town. (Public Hearings will be necessary) 2. Trails system should be laid out as soon as possible, so as development occurs, this will be included in their planning.

Mayor - Jim Nicolet is to present the name of a Regional Planning Commission member and a schedule of meetings, by the next Town Council meeting. (9-10-96)

PLANNED
RESIDENTIAL
DEVELOPMENT

1. The Mayor feels the draft ordinance is good
2. Cul de sac changes will be handled in the ordinance concerned with changes in current zoning which will implement the PRD. (cul de sac issue will deal with set backs for the purpose of obtaining the required frontages for the zones.)

NOTICE OF
PENDING
ORDINANCE

Purpose - To inform developers, ahead of time, of the changes being considered. this protects the Town from "grandfathering".

ELK RIDGE TOWN COUNCIL WORK SESSION- 8-20-96 - CONT.

STOP SIGN
DISCUSSION Councilmember Vernon Fritz submitted a map and a written proposal of stop signs as a means of speed control. (The main concern is Hudson and Columbus)

Public Comment:

Joyce Carmack -

1. Speed should be controlled for the sake of the children
2. Hudson Lane is like an expressway

David Tipton - Agrees with Joyce Carmack

Councilmember Brent Bluth - agrees with Joyce Carmack, as well as Councilmember Jim Nicolet - The school district should be aware of the changes.

Mayor -

1. Current speed limit (Park Dr./Goosenest is 30 mph
2. Stop sign on Cortez - 25% stop, 25% slow down, 50% don't stop at all
3. Stop signs do not necessarily equal safety
4. Additional speed signs are necessary

ELK RIDGE TOWN COUNCIL MEETING

AUGUST 20, 1996

TIME & PLACE
OF MEETING The Elk Ridge Town Council will hold a special Town Council Meeting on Tuesday, August 20, 1996, beginning with the Town Council Work Session at 7:00 P.M., followed by the regular Council Meeting at 8:00 P.M. The meeting was held at the Elk Ridge Town Hall, 80 E. Park Drive, Elk Ridge, Utah.

Notice of time, place and Agenda of this meeting was provided to the Payson Chronicle and to each member of the governing body by mailing a copy to each on August 16, 1996.

ROLL CALL Mayor Lynn M. Jacobson, Councilmembers: Brent Bluth, Vernon Fritz, Jim Nicolet (Scot Session-absent); Tod Schulthess, Mat Dastrup, Joyce Carmack, David Tipton, Blake Johnson, William Koss, Cathy Holcomb, Brian Holcomb, Ron Cooper, Linda Cooper, Kent Purdy, Ray & Edie Shepherd, Deborah & Daynia Foster, Pat Jacobson, Jan Davis, Town Clerk.

INVOCATION &
PLEDGE OF
ALLEGIANCE Prayer was offered by Brent Bluth with the pledge of allegiance following.

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY VERNON FRITZ, TO APPROVE THE RECOMMENDATION OF THE PLANNING COMMISSION TO VACATE AND AMEND SALEM HILLS SUBDIVISION, PLAT A, BLOCK 4, LOTS 5 AND 6, ONE LOT WILL BE CREATED OUT OF THE 2 (5 & 6). VOTE: YES-(4), NO-NONE(0), ABSENT(1)-SCOT SESSIONS.

The Plat needs to be signed.

SET PUBLIC
HEARINGS:

The Mayor suggested having all of the matters discussed in one Public Hearing from 7:00 to 7:45 p.m. He would also like to have the Planning Commission members in attendance, if possible.

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY JIM NICOLET, TO SET ONE PUBLIC HEARING TO DISCUSS LOAFER CANYON ROAD CLASSIFICATION, PLANNED RESIDENTIAL DEVELOPMENT AND DEVELOPMENT CODE CHANGES FOR 9-10-96, FROM 7:00 P.M. TO 7:45 P.M. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-SCOT SESSIONS.

ADOPTION/
NOTICE OF
PENDING
ORDINANCE

Corrections:

1. Preamble - .."designated - "an" rather than "as" Councilmember Fritz - feels that notice prior to changes in requirements should be a 3-6 month "window" to give adequate time to inform property owners.

Councilmember Nicolet commented that this does inform developers of pending changes; that this proposed ordinance does not change anything in the zoning requirements.

Mayor - The other option would be a 6 month moratorium, which the Town is trying to avoid.

MOTION WAS MADE BY JIM NICOLET SECONDED BY BRENT BLUTH, TO ADOPT AN ORDINANCE PROVIDING PUBLIC NOTICE OF INTENT TO MODIFY AND AMEND THE REGULATIONS RELATING TO DEVELOPMENT WITHIN THE CRITICAL ENVIRONMENT ZONE OF ELK RIDGE TOWN, UTAH. VOTE - POLL: BRENT BLUTH-AYE, JIM NICOLET-AYE, VERNON FRITZ-NAY, MAYOR JACOBSON-AYE, ABSENT-SCOT SESSIONS. MOTION PASSES 3-1.

To be published in the Daily Herald as soon as possible.

ADOPTION/
BEAUTIFICATION
ORDINANCE

Mayor Jacobson proposes a change in Town Council assignments: Councilmember Sessions is out of Town much of the time; therefore, the Beautification (Ordinance/Committee) assignment will be added to Councilmember Vernon Fritz's duties.

Dave Tipton - Supports stop signs - Feels Hudson traffic must be controlled

Councilmember Fritz added that more homes will magnify the problem. He expressed appreciation for the interest demonstrated.

Jenny Slaymaker - Lives on Columbus Lane. Feels the children must be protected and stop signs will help.

Edith Shepherd - Supports stop signs.

Mayor -

1. Action on issue is postponed until Town Council Meeting on 9-10-96
2. Councilmember Fritz is to review petition and comments and come to the meeting prepared to present the information and recommendations:
 - A. Placement of signs (Stop and Yield)
 - B. Speed signs

The Mayor spoke with Sheriff Bateman on speed control. Patrol will be increased the following week (school starts) using radar for speeding and Stop signs are also a concern...with no warnings, tickets for violations will be issued.

SOUTH CLARK
LANE/
WATER LINE

The water line on South Clark Lane needs to be replaced.

1. It is substandard, is old/corroded, 2" line

Councilmember Brent Bluth reported:

Phase one: 1. Enlarge line from 2" to 8" on South Clark Lane.

Phase two: Subdividers would bring an 8" line down (North) to a point where Town could extend to this area

Estimated cost - slightly over \$10,000 (Phase one)

- A. Replacement of line (Kent Haskell and Brian Peterson)
- B. Repair Road (bid needed)

\$10,000 is budgeted in Capital Outlay (Road repair to be split, costwise, between Water and Roads, repair to be pro-rated.)

MOTION WAS MADE BY BRENT BLUTH SECONDED BY MAYOR JACOBSON, TO AUTHORIZE A NEW 8" WATER LINE TO REPLACE THE OLD, EXISTING LINE ON S. CLARK LANE AND TO APPROVE CAPITAL OUTLAY FUNDS IN WATER FOR THE EXPENDITURE. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-SCOT SESSIONS.

OTHER BUSINESS

1. FIRE DEPT GIFT
Spanish Fork City has built a new Fire Hall, they had an air compressor unit in the Fire Hall which was torn down. (Fills Scot Air Packs) Equipment is valued at about \$15,000. It was approved by Spanish Fork City Council for their Fire Department to donate this piece of equipment to the Elk Ridge Fire Department. The Mayor will draft a letter of appreciation to the Spanish Fork City Council.

2. EAGLE PROJECT

Brian Holcomb was present to present his proposal of installation of five 8' vinyl benches in the Park area

1. Submitted map of proposed areas
2. Estimated cost = \$60/bench plus concrete (\$360 est.)
3. He will request donations from citizens of Elk Ridge
 - A. Box in Town office for donations
 - B. Article in Newsletter asking for support
4. Requests donation from Town, up to \$100, to make up the difference, if necessary.

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY BRENT BLUTH, TO APPROVE THE PROPOSED EAGLE PROJECT OF BRIAN HOLCOMB, BASED ON INFORMATION PRESENTED TO THE TOWN COUNCIL. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-SCOT SESSIONS.

3. ODYSSEY OF THE MIND PROJECT

Kathy Holdcomb wrote a letter to the Mayor proposing an "Odyssey of the Mind" project for children in 3rd grade or 8 years of age, who wish to participate. No funds from the Town are required, donations would be appreciated. The program teaches abstract thinking/problem solving skills. The children work in teams on a long-term, difficult problem, they also work on spontaneous problems. The program ends in a State-wide competition and winners can go on to a World competition if they so desire. The program has been conducted at Barnett Elementary; however, Mt. Loafer Elementary has chosen not to run the program. Mrs. Holcomb asks for the Town's support in this project:

1. Wants to use the Town Hall for meetings, every other week (to begin), then every week
 - A. Scheduled around Town Meetings
 - B. Council Room

ELK RIDGE TOWN COUNCIL MEETING - 8-20-96 - CONT.

2. Town Sponsors project for Elk Ridge children
 - A. Mrs. Holcomb will direct the program

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY BRENT BLUTH, TO SPONSOR AN ODYSSEY OF THE MIND PROGRAM FOR THE CHILDREN OF ELK RIDGE, WITH NO FUNDING FROM THE TOWN AS A REQUIREMENT. VOTE: YES-(4). NO-NONE(0), ABSENT(1)-SCOT SESSIONS.

4. LAIDLAW WASTE SYSTEMS (garbage collection)

Contract terminates Dec. 31, 1996 (began 12-10-91) Councilmember Brent Bluth is assigned to determine if there are to be changes or an extension of prior contract. Report on 9-10-96.

EXPENDITURES
GENERAL

1. Road Repair - Valley Asphalt

MOTION WAS MADE BY VERNON FRITZ SECONDED BY MAYOR JACOBSON, TO APPROVE THE PAYMENT OF INVOICES TO VALLEY ASPHALT:

- A. INVOICE FOR BALANCE OF GOOSENEST DR. = 2,724.00
 - B. SALEM HILLS/ CANYON VIEW = 20,376.00
- VOTE: YES-(4), NO-NONE(0), ABSENT(1)-SCOT SESSIONS

APPROVAL OF
EXPENDITURES
FOR JULY, 1996

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY VERNON FRITZ, TO APPROVE THE EXPENDITURES FOR JULY, 1996

APPROVAL OF
MINUTES OF
COUNCIL
MEETING
7-23-96

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY BRENT BLUTH TO APPROVE THE MINUTES OF 7-23-96 AS PRESENTLY CONSTITUTED. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-SCOT SESSIONS

ASSIGNMENTS:

1. Councilmember Brent Bluth to report on:
 - a. Matching funds for Roads
(Economic Development Grant)
 - b. Sewer Impact Fee Study
2. Councilmember Vernon Fritz
Stop signs discussion on Agenda

ADJOURNMENT

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY VERNON FRITZ TO ADJOURN. VOTE: YES-(3), NO-NONE(0), JIM NICOLET-NOT PRESENT, ABSENT(1)-SCOT SESSIONS


Town Clerk

NOTICE & AGENDA

Notice is hereby given that on Tuesday, September 10, 1996, the Town Council of Elk Ridge will hold a Public Hearing from 7:00 to 7:45 P.M., for the purpose of hearing public comment regarding certain proposed amendments to the Elk Ridge Town Development Code in the following matters: 1. Loafer Canyon Road Classification 2. Planned Residential Development (PRD) 3. Development Code changes to zoning to implement the PRD
The Public Hearing shall be in conjunction with the regular Council Meeting at the Elk Ridge Town Hall, 80 East Park Dr., Elk Ridge, Utah, with the Work Session beginning at 7:45 P.M., followed by the regular Town Council Meeting at 8:00 P.M.

7:00 P.M.

PUBLIC HEARING

Public Hearing Regarding certain Proposed Amendments to the Elk Ridge Town Development Code, on the following Matters:

1. Loafer Canyon Road Classification
2. Planned Residential Development (PRD)
3. Development Code changes to zoning to implement the PRD

7:45 P.M.

COUNCIL WORK SESSION:

New Tank/Well Status
S. Clark Lane-Update-Brent Bluth
Laidlaw Waste Systems (Garbage) Contract Renewal
Brent Bluth
Trails Committee/Discussion-Jim Nicolet
Beautification Committee Report-Vernon Fritz
Planning Commission Discussion Items
Boyd Hanks Annexation
Fairway Heights, Plat B

8:00 P.M. -


REGULAR COUNCIL MEETING AGENDA ITEMS:

8:00	Invocation & Pledge of Allegiance
8:03	Approval of Agenda Time Frame
8:05	Approval/Loafer Canyon Road Classification
8:15	Adoption/Ordinance-Development Code changes to implement the PRD
8:20	Adoption/Ordinance-Planned Residential Development
8:30	Discussion/Approval-Speed Control Ordinance & Placement of Traffic Control Signs
8:50	Discussion/Approval-Ordinance Appointing Chairperson for Beautification Committee
9:00	Haskell Subdivision, Plat A & B,C Accept Improvements as Complete Authorize Beginning of 2 Yr Durability Retainer
9:10	Approval/Deed Town Property to Forrest Darling (Planning Commission has Approved)

9:20 Expenditures:
 General:
 List of Expenditures for August, 1996
9:25 Other Business:
 Appointment/Regional Planning Commission Member
 Jim Nicolet
9:35 Approval of Minutes of Previous Meeting
9:40 Adjournment

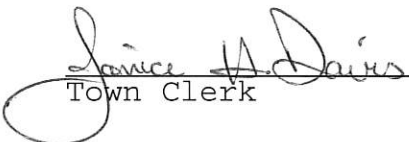
The times listed for each item which appears on the agenda may be accelerated if time permits. All interested persons are invited to attend.

Dated this 6th day of September, 1996.


Town Clerk

CERTIFICATION

I, the undersigned, duly appointed and acting Town Clerk for the municipality of Elk Ridge hereby certifies that a copy of the foregoing Notice and Agenda was hand carried to the Payson Chronicle, 12 S. Main, Payson, Utah and mailed to each member of the governing body on September 6, 1996.


Town Clerk

ELK RIDGE TOWN COUNCIL PUBLIC HEARING

SEPTEMBER 10, 1996

TIME & PLACE OF MEETING The Elk Ridge Town Council held a Public Hearing in conjunction with the regularly scheduled Town Council Meeting on Tuesday, August 20, 1996, at 7:00 P.M., for the purpose of hearing public comment regarding certain proposed amendments to the Elk Ridge Town Development Code in the following matters: 1. Loafer Canyon Road Classification 2. Planned Residential Development (PRD) 3. Development Code changes to zoning to implement the PRD. Town Council Work Session will begin at 7:45 P.M., followed by the regular Council Meeting at 8:00 P.M. The meeting was held at the Elk Ridge Town Hall, 80 E. Park Drive, Elk Ridge, Utah.

Notice of time, place and Agenda of this meeting was provided to the Payson Chronicle and to each member of the governing body by mailing a copy to each on September 6, 1996.

PUBLIC HEARING REGARDING CERTAIN PROPOSED AMENDMENTS TO THE ELK RIDGE TOWN DEVELOPMENT CODE IN THE FOLLOWING MATTERS: 1. LOAFER CANYON ROAD CLASSIFICATION 2. PLANNED RESIDENTIAL DEVELOPMENT (PRD) 3. DEVELOPMENT CODE CHANGES TO ZONING TO IMPLEMENT THE PRD

At 7:00 PM MAYOR PRO-TEMPORE JIM NICOLET OPENED THE PUBLIC HEARING

ROLL CALL Jim Nicolet (Mayor Pro-tempore) Councilmembers: Brent Bluth, Vernon Fritz, Jim Nicolet (Scot Session, Mayor Jacobson-absent); Ron Ririe, Paul Barker, Blake Johnson, Bill Koss, Forrest Darling, Marlyn Short, Lynn Petersen, Joe Spencer, Kamile Petersen, Berty Morgan, Linda Cooper, Treasurer

Discussion: Councilmember Brent Bluth - Wanted clarification - As the proposed ordinance is written, is the Planned Residential Development the only option in the CE-1 Zone? Or will current requirements for subdivision also be included?

Mat Dastrup - (Answer) New PRD Ordinance would supersede the current Ordinance requirements for the CE-1 Zone.

Forrest Darling - stated that he understood that the PRD would be an option for more critical terrain areas in that zone. He said that he had spoken with the Mayor and others who felt that this ordinance would create another option - this is not how it is being defined now.

MOTION WAS MADE BY JIM NICOLET SECONDED BY BRENT BLUTH, TO ACCEPT THE PROPOSED LOAFER CANYON ROAD CLASSIFICATION WITH 56' RIGHT OF WAY, 28' OF PAVEMENT AND CURB & GUTTER, AS SHOWN ON THE CROSS SECTION, WITH THE NOTED EXCEPTION THAT CURB & GUTTER WILL BE BONDED FOR AND INSTALLED AT THE TIME THE ROAD IS RE-DONE BY THE TOWN OF ELK RIDGE.

VOTE: YES-(3), NO-(0), ABSENT-(2), MAYOR JACOBSON, SCOT SESSIONS

Discussion: Note: Councilmember Nicolet wants to have Loafer Canyon Road surveyed as soon as possible. Residents on Loafer Canyon Rd. will be notified of the results.

Lynn Peterson - wanted to know if he (as developer of Loafer Canyon South Subdivision) could "pay their money and go ahead with their subdivision".

Jim Nicolet - "As far as I know"

Mr. Petersen - "Is this good enough for a Final?"

Jim Nicolet - "I'm not going to answer that, I don't want to be held accountable."

Linda Cooper - suggested that Mr. Petersen call Town Clerk on Monday to determine what he should do next.

ORDINANCE/
DEV. CODE
CHANGES TO
IMPLEMENT
THE "PRD"
DEVELOPMENT.

Discussion

MOTION WAS MADE BY JIM NICOLET SECONDED BY VERNON FRITZ, TO APPROVE THE DEVELOPMENT CODE CHANGES TO IMPLEMENT THE PLANNED RESIDENTIAL
VOTE: YES-(3), NO-(0), ABSENT-(2), MAYOR JACOBSON, SCOT SESSIONS

ORDINANCE/
PRD

MOTION WAS MADE BY JIM NICOLET SECONDED BY VERNON FRITZ, TO ADOPT AN ORDINANCE AMENDING THE DEVELOPMENT CODE OF ELK RIDGE, UTAH, AUTHORIZING THE DEVELOPMENT OF PLANNED RESIDENTIAL DEVELOPMENTS WITHIN THE CE-1 CRITICAL ENVIRONMENT ZONES; SETTING FORTH THE CRITERIA FOR DESIGN AND REVIEW OF SUCH PROJECTS; MOVING THE PLACEMENT OF REQUIREMENTS FOR PLANNED MOUNTAIN HOME DEVELOPMENTS WITHIN THE ORDINANCE AND MAKING CERTAIN AMENDMENTS TO THE PROVISIONS RELATING THERETO; MODIFYING THE LOT ACCESS REQUIREMENTS AND ESTABLISHING GUIDELINES FOR DETERMINING WIDTH OF LOTS IN RESIDENTIAL ZONES; MAKING CERTAIN AMENDMENTS TO
THE PROCEDURE FOR APPROVAL OF SUBDIVISIONS; MAKING CERTAIN OTHER TECHNICAL AMENDMENTS TO THE CODE; AND PROVIDING FOR THE ENFORCEMENT OF THE AMENDMENTS.

VOTE: YES-(3), NO-(0), ABSENT-(2), MAYOR JACOBSON, SCOT SESSIONS

NOTE: There were not 2 Ordinances, First Motion on PRD not needed.
A copy of the proposed Ordinance was not available for 10 days prior to the Public Hearing
Adopted in November, 1996 See page #125 of this book.

ORD./SPEED
& TRAFFIC
CONTROL

Councilmember Vernon Fritz checked with several sources (school, police, citizens) and has considered many perspectives on the subject of traffic control, which he initiated at the previous Town Council Meeting.

Suggestion: To postpone any vote or action on this matter until a more extensive study can be conducted.

Councilmember Brent Bluth read a letter submitted to the Council by the Town Clerk (absent): She stated that she feels the solution to speed control is not more stop signs; but, more patrol time to monitor speeding. Citizens should participate in the Public Hearings to adopt the Town Budget and support more funding be allocated to "Police".

Councilmember Fritz: Studies, nation-wide, reveal that stop signs do not necessarily slow people down. On "collector type" roads, the object is to keep through-traffic flowing with as few stop signs as possible.

Proposed Study/Funding: 1. County Assistance 2. Mountainland Association of Govts. 3. Grants? (Councilmember Bluth feels this is not likely.)

The Council supports the idea of a more extensive study. Costs could be cut by doing much of the work by volunteers in Town.

Councilmember Bluth questioned liability on the part of the Town, if citizens report a problem, no action is taken by the Town...if an injury results from traffic problems in the reported area, What is the Town's liability?

Councilmember Fritz:

1. If no action is taken and there is no forward movement towards a solution to the reported problem, then there is liability.

However, if steps were taken to address the problem, penalties are significantly reduced.

A. The Town Of Elk Ridge, added Councilmember Fritz, is taking steps to address not only the corner of Columbus Ln. & Hudson Ln.; but, traffic control for the entire Town.

B. A study of the existing problems & available options is going forward.

1. Monitoring machines-is there a way to gather output from the devise?

Councilmember Fritz will report further when more information has been gathered.

ORDINANCE/
APPOINTING
CHAIRPERSON-
BEAUTIFICATION
COMMITTEE

MOTION WAS MADE BY VERNON FRITZ SECONDED BY BRENT BLUTH TO ADOPT AN ORDINANCE CREATING THE OFFICE OF CHAIRPERSON FOR THE ELK RIDGE BEAUTIFICATION COMMITTEE; ITS FUNCTION: TO RESPOND TO CITIZEN COMPLAINTS ABOUT VIOLATIONS OF THE NUISANCE ORDINANCE.

VOTE: YES-(3), NO-(0), ABSENT-(2), MAYOR JACOBSON,
SCOT SESSIONS

HASKELL SUBD.
PLAT A,B,C/
DURABILITY
RETAINAGE

MOTION WAS MADE BY JIM NICOLET SECONDED BY BRENT BLUTH, TO ACCEPT THE SUBDIVISION IMPROVEMENTS ON HASKELL SUBDIVISION, PLATS A & B,C AS COMPLETE, AS PER ENGINEERING RECOMMENDATION.
VOTE: YES-(3), NO-(0), ABSENT-(2), MAYOR JACOBSON,
SCOT SESSIONS

MOTION WAS MADE BY JIM NICOLET SECONDED BY BRENT BLUTH, TO AUTHORIZE THE BEGINNING OF THE TWO YEAR DURABILITY RETAINAGE PERIOD AS OF 9-11-96, FOR HASKELL SUBDIVISION, PLATS A & B,C.
VOTE: YES-(3), NO-(0), ABSENT-(2), MAYOR JACOBSON,
SCOT SESSIONS

DEED/TOWN
TO FORREST
DARLING

In conjunction with Fairway Heights Subdivision, Plat B, a derelict parcel of land is created (owned by the Town). It is proposed that this parcel of land be deeded to Forrest Darling, to incorporate it into the plat.

MOTION WAS MADE BY JIM NICOLET SECONDED BY BRENT BLUTH, TO DEED THE DERELICT PARCEL OF LAND ADJOINING FAIRWAY HEIGHTS SUBDIVISION, PLAT B, TO FORREST DARLING, AND TO AUTHORIZE THE MAYOR TO SIGN THE DEED.

VOTE: YES-(3), NO-(0), ABSENT-(2), MAYOR JACOBSON,
SCOT SESSIONS

EXPENDITURES: List for August, 1996
MOTION WAS MADE BY BRENT BLUTH SECONDED BY JIM NICOLET TO APPROVE THE LIST OF EXPENDITURES FOR THE MONTH OF AUGUST, 1996.

OTHER
BUSINESS

Appointment/Regional Planning Commission Member:
MOTION WAS MADE BY BRENT BLUTH SECONDED BY VERNON FRITZ, TO APPOINT JIM NICOLET AS THE REGIONAL PLANNING COMMISSION MEMBER FOR THE TOWN OF ELK RIDGE.
VOTE: YES-(3), NO-(0), ABSENT-(2), MAYOR JACOBSON,
SCOT SESSIONS

TOWN COUNCIL MEETING - 9-10-96 - CONT.

MINUTES OF
8-20-96

MOTION WAS MADE BY VERNON FRITZ SECONDED BY BRENT BLUTH, TO APPROVE THE MINUTES OF 8-20-96 WITH THE FOLLOWING CORRECTION:

PG. 51, NUISANCE ORDINANCE; CORRECTION IS TO READ:
"IF THE TOWN IS NOT PLANNING TO ENFORCE THE NUISANCE ORDINANCE EQUALLY & CONSISTENTLY, THEN THE TOWN COUNCIL SHOULD NOT APPROVE THE ORDINANCE. COUNCILMEMBER FRITZ POINTED OUT THAT THE FOLLOWING EXAMPLES ARE SIMPLY TO DEMONSTRATE THAT THERE ARE EXISTING VIOLATIONS IN TOWN:

A. MANY HOMES VIOLATE THE ORDINANCE

B. WEEDS ARE HIGH ALL OVER TOWN-THIS CREATES A FIRE HAZARD (SHOULD THE TOWN PURCHASE A WEED MOWER?)

THE COUNCIL MUST BE PREPARED TO FOLLOW THROUGH WITH ENFORCEMENT OF PENALTIES."

VOTE: YES-(3), NO-(0), ABSENT-(2), MAYOR JACOBSON, SCOT SESSIONS

ADJOURNMENT

MOTION WAS MADE BY BRENT BLUTH SECONDED BY VERNON FRITZ TO ADJOURN.

VOTE: YES-(3), NO-(0), ABSENT-(2), MAYOR JACOBSON, SCOT SESSIONS


Town Clerk

ELK RIDGE TOWN COUNCIL WORK SESSION- 9-24-96 - CONT.

Mat Dastrup has requested maps (water, sewer, Urban/Interface, Town and boundary) on disk. Hall Engineering needs a contour map, on disk.

The Mayor left the boundary map with Jim Nicolet for the Planning Commission to review.

TANK UPDATE-
MAYOR
(pressure

Mayor - Top of the tank has been poured, the forms will come out 9-24-96. Valves for the PRV's (reducing) and for the tank were delivered. The superintendent on the job will correlate with Kent Haskell for cleaning and sanitizing the tank and turning on the Lower Well.

LOAFER GATE-
MAYOR

Loafer Canyon Recreation Association has installed an electronic gate, with a surveillance camera, at the entrance to their property. The Fire Dept. will be given a key. The gate code will also be available to those needing it. The gate is not in operation yet. It is to prevent vandalism. The Association has requested patrol by Sheriff's Dept. The Town may need to consider another gate by the new tank, to avoid access to Loafer Canyon from the tank area.

TOWN HALL
ADDITION-
MAYOR

Update by Mayor - The wiring is in and operative. Insulation is in. Roofing still needs to be finished. Sheetrock and overhead door has been ordered. Outlets for the 4th of July celebration have been installed.

The total cost may overrun the budgeted amount. (There have been problems, the electrical lines had rotted and had to be replaced with new lines and conduit) The laborers are doing a good job, they are slow.

URBAN/WILDLAND
INTERFACE
ORDINANCE
DISCUSSION

Questions have come up which were previously referred to the Board of Adjustments. As advised by Denton Hatch, this should not have been. It is not proper for the Board of Adjustments to pass judgement on any matter not associated with the Zoning Ordinance. Mr. Davis Cloward (property owner building a cabin in the Loafer Recreation Area) had requested a hearing before the Board of Adjustments. Mr. Hatch advised that Mr. Cloward should make a request of the Town Council for an amendment to this ordinance.

1. This was an error on the part of the Town. There needs to be an avenue for those wishing to apply for a variance or waiver, where appropriate.

2. Illegal to require current residents in the area to bring their homes to code..they are "grandfathered" in.

The Mayor reviewed a proposed ordinance amending Section 9 of Ordinance 95-9-25-6 providing for the enforcement of regulations relating to the Urban/Wildland Interface area.

This ordinance would provide for:

1. The minimum standards for construction and maintenance of premises within the urban/wildland interface area on new construction may be waived if, and to the extent, the building inspector and fire chief (or assistant fire chief) sign a waiver stating which provisions are waived. The waiver shall be attached to the building permit.
2. Structures for which building permits were obtained prior to the adoption of Ordinance 95-9-25-6 are encouraged to comply with the ordinance, but are not required to do so.

Comments:

Jim Nicolet - feels this will welcome challenges and is conditional, with 2 individuals making the decisions on waivers.

Scot Sessions

1. Could criteria for waiver justification be attached?
2. Who is liable if waiver is granted?
3. Will property owner be required to sign the waiver?
4. Will the Fire Chief and Building Inspector be held liable?

Brent Bluth - feels that there is not enough information to make a determination

Concerns: 1. Liability 2. Proposed ordinance is "too loose".

Mr. Wayne Higgs, property owner within Wildland area, was present to address the Council. He owns Lot #6 - Ririe Subdivision, Plat D. It was determined over a year ago that lot 6 does not have enough vegetation to warrant being included in the ordinance requirements. He was sent to the Board of Adjustments. He did not go because it was indicated to him that the boundaries for the interface area were in question. Now, he would like to know what recourse he has. He estimates it would cost an extra \$8,000 to \$15,000 to build a home.

He questions the need for him to meet sprinkling requirement. (There are several individuals building at the present time who are affected by this.) The ordinance will be held in abeyance until more information is available.

1. Rod Despain, County Fire Marshall, Elk Ridge Fire Chief to be contacted.
2. This matter will be placed on the Planning Commission Agenda for the Sept. 26th meeting.
3. Jim Nicolet and Planning Commission are to come up with a revision of the proposed ordinance and it will be prepared and presented at the 10-8-96 Town Council Meeting.

Councilmembers are to have copies of the Interface Ordinance to review.

FAMILY
LITERACY
CENTER

Mayor - Literacy Centers are being set up in Utah County to assist people in learning to read. A letter has been submitted asking for participation in the program on various levels from actually setting up a center in Town to donations and volunteers. Councilmember Sessions added that Payson has a program of this sort - he and Councilmember Bluth will research and report back to the Council on 10-8-96.

LAIDLAW WASTE
SYSTEM
CONTRACT

No information. Councilmember Nicolet asked if recycling bins would be possible in Elk Ridge.

TREES/LOAFER
CANYON

Loafer Canyon New Well site - Councilmember Bluth has ordered trees, to be delivered late in the week. They are to be planted about the 1st of October. Councilmember Bluth is to make sure the trees get planted. Kent Haskell is to pick up mulch, sand is on site. Councilmember Bluth and the Mayor are to visit the well site and flag placement of trees.

NON-AGENDA ITEM

METER READING

Mayor - Problems with extra days added onto bill

1. It takes 3 days to read meters
2. At times there is a spread up to a week in the readings

Solutions:

1. Read meters last 3 days of month
2. Be consistent in section of Town and read at same time each month

ELK RIDGE TOWN COUNCIL MEETING

SEPTEMBER 24, 1996

TIME & PLACE OF MEETING The regular meeting of the Elk Ridge Town Council was held on Tuesday, September 24, 1996, beginning with the Town Council Work Session at 7:00 P.M., followed by the regular Council Meeting at 8:00 P.M. The meeting was held at the Elk Ridge Town Hall, 80 E. Park Drive, Elk Ridge, Utah.

Notice of time, place and Agenda of this meeting was provided to the Payson Chronicle and to each member of the governing body by mailing a copy to each on September 20, 1996.

ROLL CALL Mayor Lynn M. Jacobson, Councilmembers: Brent Bluth, Scot Session, Jim Nicolet, (Vernon Fritz-absent); Forrest Darling, Joe Herrick, Terry Spoor, Scouts Brigham and Caleb Coates, Jan Davis, Town Clerk.

INVOCATION & PLEDGE OF ALLEGIANCE Prayer was offered by Scot Sessions with the pledge of allegiance following.

APPROVAL OF AGENDA TIME FRAME MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY BRENT BLUTH TO APPROVE THE AGENDA TIME FRAME WITH ADDITIONS:

1. GENERAL EXPENDITURES
2. OTHER BUSINESS:
 - A. SIGNED COPY OF SHERIFF'S CONTRACT
 - B. APPROVAL/ORDINANCE ESTABLISHING OFFICE OF BEAUTIFICATION INSPECTOR
 - C. CUP WATER/ACTION
3. STRIKE APPROVAL OF MINUTES

VOTE: YES-(4), NO-NONE(0), ABSENT(1)-VERNON FRITZ

EAGLE PROJECT/
D.J. SALCIDO D.J Salcido proposes laying the sod for the playground area. (6,000 sq ft) Approximately 15 scouts will be working on the project. Sod is to be delivered 10-4-96, to be planted on Sat. 10-5-96.

MOTION WAS MADE BY SCOT SESSIONS SECONDED BY BRENT BLUTH, TO APPROVE THE PROPOSED EAGLE PROJECT PRESENTED BY D.J. SALCIDO TO PREPARE AND PLANT SOD IN PLAYGROUND AREA. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-VERNON FRITZ.

PLANNED RESIDENTIAL DEVELOPMENT ORDINANCE Even though the Planned Residential Development Ordinance went through Public Hearing and approval at the previous Town Council Meeting; a final copy of the ordinance was not available for public inspection 14 days prior to the Public Hearing, as required by law. To avoid any problems it has been advised by the Town Attorney to reschedule the Public Hearing and adoption, with final copy available.

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY SCOT SESSIONS, TO RESCIND THE PREVIOUS TOWN COUNCIL APPROVAL OF THE PLANNED RESIDENTIAL ORDINANCE AND THE ORDINANCE MAKING PROVISIONS FOR THE IMPLEMENTATION OF THE PRD ORDINANCE. REASON: FINAL COPY OF THE 2 ORDINANCES WERE NOT AVAILABLE DURING THE 14 DAYS PRIOR TO THE PUBLIC HEARING AND A NEW DATE FOR PUBLIC HEARING IS NECESSARY, WITH FINAL COPY AVAILABLE FOR PUBLIC REVIEW. VOTE: POLL: SCOT SESSIONS-AYE, BRENT BLUTH-AYE, JIM NICOLET-AYE, MAYOR JACOBSON-AYE, ABSENT(1)-VERNON FRITZ, PASSES 4-0.

MOTION WAS MADE BY JIM NICOLET SECONDED BY MAYOR JACOBSON, TO SET THE PUBLIC HEARING FOR OCT. 22, 1996 AT 7:00 PM FOR THE PLANNED RESIDENTIAL DEVELOPMENT ORDINANCE AND CHANGES IN THE ZONING ORDINANCE TO IMPLEMENT THE PRD. VOTE: POLL: SCOT SESSIONS-AYE, BRENT BLUTH-AYE, MAYOR JACOBSON-AYE, JIM NICOLET-AYE, ABSENT(1)-VERNON FRITZ. PASSES 4-0

BOYD HANKS/
PROPOSED
ANNEXATION

New Law - There must be 120 days from the time of petition for annexation to the recording of the annexation plat. Boyd Hanks submitted his petition on 2-14-96 annexation - 30 day notice

Boyd Hanks is to come to Plan Review to talk about preliminary plans to meet requirements in time for the Town Council Meeting.

UTAH CRIMINAL
AND TRAFFIC
CODE
1996 EDITION

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY JIM NICOLET TO APPROVE THE 1996 EDITION OF THE UTAH CRIMINAL AND TRAFFIC CODE. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-VERNON FRITZ.

UTAH CODE
UNANNOTATED,
1996 EDITION

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY BRENT BLUTH, TO ADOPT THE 1996 EDITION OF THE UTAH CODE UNANNOTATED. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-VERNON FRITZ.

EXPENDITURES

1. Snow Plow Tires - The big snow plow needs tires (old tires are bald) Chains are not used on the big snowplow. Cost= approx. \$250.00/tire.

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY BRENT BLUTH, TO APPROVE THE NEW TIRES FOR THE BIG SNOW PLOW. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-VERNON FRITZ.

2. Sheriff Contract

A. The contract from the Sheriff's Contract for police protection has been approved and signed by the Town (7/96) and the County. There was a question on "indemnification".

This has been resolved between the Town Attorney and the County Attorney...Insurance is provided by the County to the limit of their liability insurance; then, if greater than their limit, it would fall to the Town's insurance.

- B. There is still the same problem with the Animal Control contract. Denton Hatch has contacted the County and there has been no response, to date. We are still under the terms of the old contract.
 - C. Jim Nicolet suggested increasing "Patrol time": in next year's budget.
3. Ordinance/Beautification Inspector and Duties
Scot Sessions reviewed the proposed ordinance. Questions - Is the person considered an "employee" of the Town? Is a new position being created? (paid position?) Councilmember Sessions is assigned to address these issues and others, with Councilmember Fritz, and report at the Town Council Meeting on 10-8-96.
4. CUP Water
Brent Bluth seeks a vote on the willingness of the Council to participate in CUP water.

MOTION WAS MADE BY BRENT BLUTH SECONDED BY MAYOR JACOBSON, TO APPROVE BRENT BLUTH, AS AN AUTHORIZED MEMBER OF SUVMWA, TO VOTE AGAINST USAGE OF CUP WATER FOR THE TOWN OF ELK RIDGE. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-VERNON FRITZ.

NON AGENDA ITEM

ANIMAL RIGHTS/ Mr. Joe Herrick (realtor), was present to discuss
CE-1 ZONE "Animal Rights" in the CE-1 Zone. Currently, the Development Code does not allow it. Mr. Herrick submitted a signed petition (signed by various property owners in the CE-1 Zone), requesting "Animal Rights" in that zone. They feel that the land could be better used to its maximum.

Councilmember Sessions - expressed appreciation for the information presented; however, he advised that the proper forum to consider this request for a zone change is the Planning Commission. A recommendation should come to the Council from the Planning Commission.

Mayor Jacobson - Commented that the Planned Residential Development Ordinance needs to go through the required Public Hearing and needs to be settled prior to any consideration of this request. The Mayor suggested that Mr. Herrick take a copy of the proposed PRD Ordinance. He also reminded Mr. Herrick that there is not water available in that area.

ELK RIDGE TOWN COUNCIL MEETING- 9-24-96 - CONT.

ADJOURNMENT MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY
BRENT BLUTH TO ADJOURN.

VOTE: YES- (4) , NO-NONE (0) , ABSENT (1) -VERNON FRITZ



Town Clerk

NOTICE & AGENDA

Notice is hereby given that the Town Council of Elk Ridge will hold a regular Town Council Meeting on Tuesday, October 8, 1996, with the Council Work Session at 7:00 P.M., followed by the regular Council Meeting at 8:00 P.M. The meeting will be held at the Elk Ridge Town Hall, 80 E. Park Drive, Elk Ridge, Utah.

7:00 P.M. -

COUNCIL WORK SESSION:

Urban/Wildland Interface Ordinance
Discussion
Planned Residential Development
Discussion


8:00 P.M. -

REGULAR COUNCIL MEETING AGENDA ITEMS:

8:00 Invocation & Pledge of Allegiance
8:05 Approval of Agenda Time Frame
8:10 Eagle Project/Approval-Casey Bluth
8:15 Fairway Heights, Plat B/Final
8:30 Elk Ridge Heights, Plat A/Final
8:45 Urban/Wildland Interface/Action
8:55 Beautification Ordinance-Scot Sessions, Vernon Fritz
9:05 Laidlaw Waste Systems/Contract-Brent Bluth
9:10 Family Literacy Center-Mayor
9:15 Expenditures:
General:
List of Expenditures for Sept., 1996
9:20 Other Business:
9:30 Approval of Minutes of Previous Meetings
9:35 Sewer Impact Fee Study/Sunrise Engineering
9:50 Adjournment


The times listed for each item which appears on the agenda may be accelerated if time permits. All interested persons are invited to attend.

Dated this 2nd day of October, 1996.


Town Clerk

CERTIFICATION

I, the undersigned, duly appointed and acting Town Clerk for the municipality of Elk Ridge hereby certifies that a copy of the foregoing Notice and Agenda was faxed to the Payson Chronicle, 12 S. Main, Payson, Utah and mailed to each member of the governing body on October 2, 1996.


Town Clerk

4. The Ordinance will be reviewed by the Council
 - A. The Review Board authority will be designated and their authority defined
 - B. All aspects of the Ordinance will be reviewed and the areas rewritten, where required
 - C. A Public Hearing will be held
 - D. The Ordinance will be repassed
 - E. The Town will put in place all aspects of the Ordinance, including naming and approving members of the Review Board
5. The current Interface Map will be reviewed and modified, if required.

The County Fire Marshall commented that the best protection for wildfire is clearing around homes, feels interior fires are controlled by sprinkler systems - 98% effective.

Public Comment - question: Why not require interior sprinkling throughout Town. Councilmember Sessions agrees. The Mayor asked Chief Seth Waite, County Fire Marshall Tom Wroe, Forrest Darling, Wayne Higgs to review the proposed ordinance and map, including the area of "clearing", and to make recommendations to the Town Council.

ELK RIDGE TOWN COUNCIL MEETING

OCTOBER 8, 1996

TIME & PLACE OF MEETING The regular meeting of the Elk Ridge Town Council was held on Tuesday, October 8, 1996, beginning with the Town Council Work Session at 7:00 P.M., followed by the regular Council Meeting at 8:00 P.M. The meeting was held at the Elk Ridge Town Hall, 80 E. Park Drive, Elk Ridge, Utah.

Notice of time, place and Agenda of this meeting was provided to the Payson Chronicle and to each member of the governing body by mailing a copy to each on October 4, 1996.

ROLL CALL Mayor Lynn M. Jacobson, Councilmembers: Brent Bluth, Scot Session, Jim Nicolet, (Vernon Fritz-absent); Casey Bluth, JoAnn Bigler, Janis McGill.

INVOCATION & PLEDGE OF ALLEGIANCE Prayer was offered by Brent Bluth with the pledge of allegiance following.

APPROVAL OF AGENDA TIME FRAME MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY SCOT SESSIONS TO APPROVE THE AGENDA TIME FRAME WITH CHANGES:
STRIKE - 8:15, 8:30, 8:45, 9:05 AGENDA ITEMS
VOTE: YES-ALL(5), NO-NONE(0).

EAGLE PROJECT/ APPROVAL- CASEY BLUTH Scout Casey Bluth presented proposed Eagle project: He plans to put together "emergency preparedness" booklets for the Town residents. Request: \$100 from the Town to fund the project. Troop members are to donate time to distribute the booklets. The Mayor suggested to plan on about 400 booklets (allowing for new growth)

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY SCOT SESSIONS, TO APPROVE THE EAGLE PROJECT FOR CASEY BLUTH TO PROVIDE "EMERGENCY PREPAREDNESS BOOKLETS" TO THE TOWN OF ELK RIDGE, WITH THE TOWN FUNDING UP TO \$100. VOTE: YES-(4), NO-NONE(0), ABSTAIN(1) - BRENT BLUTH (CONFLICT OF INTEREST).

BEAUTIFICATION ORDINANCE - SCOT SESSIONS VERNON FRITZ A notice was published by Vernon Fritz to residents of the Town (went out with utility billing). The notice briefly explained the process and expectations of compliance with the Nuisance Ordinance. Councilmember Fritz is opposed to certain aspects of the ordinance concerned with the office of "inspector".

1. Feels inspector should not be an "employee" of the Town
2. Councilmember Fritz is not sure who will fill the position, proposes that he be designated in the interim period (so as not to have to wait to enforce the ordinance).

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY JIM NICOLET, TO APPOINT COUNCILMEMBER VERNON FRITZ TO THE POSITION OF BEAUTIFICATION INSPECTOR, UNTIL THE POSITION CAN BE FILLED BY ANOTHER. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-SCOT SESSIONS.

FAMILY
LITERACY
CENTERS-

Scot Sessions: Met with Dave Shumway (resident), head of Payson's Adult Literacy Program. Payson serves from Spanish Fork, south to Santaquin area, they are looking for donations for funding. "Family Literacy" services youths and adults. There is a program in Provo. The Payson program is not being used by Elk Ridge. Councilmember Sessions is to write an article advertising this program available in Payson. If the program is used by Elk Ridge citizens, then funding will be considered.

EXPENDITURES
GENERAL

1. Caselle - problems seem to have been worked out of Trial Balance amounts. Year end closing has been completed for 95/96. Financial reports should be able to move forward.
2. Yellow Snow Plow - Carburetor is gone. Does the Council want to spend \$500 to fix it - option: get new truck
 - A. Scot Sessions: suggests paying \$500 to fix the truck now, but, start a plan to purchase a new truck in the future.

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY VERNON FRITZ, TO APPROVE THE EXPENDITURE OF \$500 FOR CARBURETOR REPAIR OF THE YELLOW TRUCK. VOTE: YES-ALL(5), NO-NONE(0).

NON AGENDA ITEM

PRD

Mayor - Would like to invite Rod Despain to come to the next meeting to discuss PRD with the Council. Jim Nicolet - the term "clustering" needs to be clarified...30% guaranteed as open space in a PRD. (Councilmembers are to review their copies of the proposed ordinance.

OTHER BUSINESS
NON-AGENDA ITEM

1. Clark Kay Convenience Store
Jim Nicolet reported that Mr. Kay was back to the Planning Commission meeting. Question: With all the building of Convenience Store/Gas Stations in Salem and Payson, is it feasible for another one up here in Elk Ridge to be successful?

Scot Sessions - Can the Town require Mr. Kay to do a "Feasibility Study"? The Mayor feels that would be appropriate.

Councilmember Nicolet would like a list of issues to be solved by Mr. Kay, before he is allowed to move forward with this proposed store. Example: lighting, store hours, police protection, appearance, etc. A letter is to be drafted to Mr. Kay, listing these concerns and issues.

Vernon Fritz suggests an open meeting for public input.

Councilmember Nicolet will put an announcement in the Newsletter.

2. Valley Asphalt - Councilmember Fritz reported that Valley Asphalt is still using unmetered water from Elk Ridge. He feels a letter from the attorney should be sent to them.

Councilmember Bluth will contact them.

MINUTES

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY VERNON FRITZ, TO APPROVE THE MINUTES OF 9-10-96 AS PRESENTLY CONSTITUTED. VOTE: YES-ALL(5), NO-NONE(0).

SEWER IMPACT
FEE STUDY


Councilmember Brent Bluth - Val Kofoed is due to come in toward the end of this Council Meeting, to update the Council on the Sewer Impact Fee Study. He is also at Salem City's meeting tonight. (Mayor Jacobson will pick up disc from Hall Engineering and get it to Sunrise Engineering.) Mr. Kofoed may have to wait until the next Town Council Meeting to come and speak to the Council. The scheduled meeting on 10-22-96 will not have a quorum.

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY SCOT SESSIONS, TO CHANGE THE TOWN COUNCIL MEETING FROM 10-22-96 TO 10-29-96. VOTE: YES-ALL(5), NO-NONE(0).

NOTICE WILL HAVE TO BE PUBLISHED

ADJOURNMENT

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY VERNON FRITZ TO ADJOURN.
VOTE: YES-ALL(5), NO-NONE(0).


Town Clerk

NOTICE & AGENDA

Notice is hereby given that the Town Council of Elk Ridge will hold a special Town Council Meeting on Tuesday, October 29, 1996, with the Council Work Session at 7:00 P.M., followed by the regular Council Meeting at 8:00 P.M. & a Closed Session at P.M. The meeting will be held at the Elk Ridge Town Hall, 80 E. Park Drive, Elk Ridge, Utah.

7:00 P.M. -

COUNCIL WORK SESSION:

Planned Residential Development Ordinance
Discussion with Rod Despain


8:00 P.M. -

REGULAR COUNCIL MEETING AGENDA ITEMS:

8:00	Invocation & Pledge of Allegiance
8:05	Approval of Agenda Time Frame
8:10	Sewer Impact Fee Study/Discussion Sunrise Engineering
8:40	Loafer Canyon South, Plat A/ Final
9:00	Urban/Wildland Interface Ordinance Discussion/Chief Seth Waite
9:20	Town Hall Security System-Mayor
9:30	Expenditures: General: Fire Dept. List List of Expenditures for Sept., 1996
9:45	Ordinance/Beautification Inspector-Approval
9:55	<u>CLOSED SESSION</u> Discussion of Personnel/Wages
10:10	Approval/Planning Commission Coordinator
10:15	Set Public Hearings: PRD-(11-12-96) Urban/Wildland Interface Ordinance Boyd Hanks/Proposed Annexation-(11-26-96)
10:25	Discussion/Approval (if applicable) of Following: Personnel Policy-Mayor Pre-paid Legal Services Roads Update Length of Residency-Mayor (Information) Employee Christmas Party-Mayor
10:45	Other Business:
10:55	Approval of Minutes of Previous Meetings
11:00	Adjournment

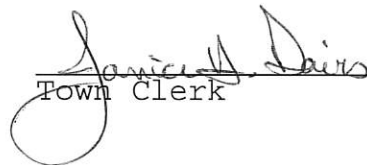
The times listed for each item which appears on the agenda may be accelerated if time permits. All interested persons are invited to attend.

Dated this 25th day of October, 1996


Town Clerk

CERTIFICATION

I, the undersigned, duly appointed and acting Town Clerk for the municipality of Elk Ridge hereby certifies that a copy of the foregoing Notice and Agenda was hand carried to the Payson Chronicle, 12 S. Main, Payson, Utah and mailed to each member of the governing body on October 25, 1996.



Town Clerk

ELK RIDGE TOWN COUNCIL WORK SESSION

OCTOBER 29, 1996

TIME & PLACE
OF MEETING

The regular meeting of the Elk Ridge Town Council was held on Tuesday, October 29, 1996, beginning with the Town Council Work Session at 7:00 P.M., followed by the regular Council Meeting at 8:00 P.M. The meeting was held at the Elk Ridge Town Hall, 80 E. Park Drive, Elk Ridge, Utah.

Notice of time, place and Agenda of this meeting was provided to the Payson Chronicle and to each member of the governing body by mailing a copy to each on October 25, 1996.

ROLL CALL

Mayor Lynn M. Jacobson, Councilmembers: Brent Bluth, Scot Session, Jim Nicolet, Vernon Fritz; Ernestine Folks, Ira Pace, Lynn Peterson, Jan Davis, Town Clerk.

PLANNED
RESIDENTIAL
DEVELOPMENT
ORDINANCE
DISCUSSION
ROD DESPAIN

A Public Hearing on this proposed ordinance is to be held on 11-12-96. This is an informative discussion between Rod Despain and the Town Council..with no public comment at this time.

Rod Despain conducted a review of the proposed ordinance and its 3 primary sections:

1. Identifies general requirements related to large scale developments
2. Specific requirements within 2 of these large scale developments
 - A. Planned Residential Development/CE-1 Zone
 - B. Planned Mountain Home Development/CE-2 Zone
3. Modification Table/Set back on cul de sacs

A copy of the proposed ordinance is available for review at the Elk Ridge Town Office.

ELK RIDGE TOWN COUNCIL MEETING

OCTOBER 29, 1996

TIME & PLACE OF MEETING The regular meeting of the Elk Ridge Town Council was held on Tuesday, October 29, 1996, beginning with the Town Council Work Session at 7:00 P.M., followed by the regular Council Meeting at 8:00 P.M. The meeting was held at the Elk Ridge Town Hall, 80 E. Park Drive, Elk Ridge, Utah.

Notice of time, place and Agenda of this meeting was provided to the Payson Chronicle and to each member of the governing body by mailing a copy to each on October 25, 1996.

ROLL CALL Mayor Lynn M. Jacobson, Councilmembers: Brent Bluth, Scot Session, Jim Nicolet, Vernon Fritz-absent; Bruce Ward, Ira Pace, Lynn Peterson, Terry Spoor, Seth Waite, Jan Davis, Town Clerk.

INVOCATION & PLEDGE OF ALLEGIANCE Prayer was offered by Vernon Fritz with the pledge of allegiance following.

APPROVAL OF AGENDA TIME FRAME MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY BRENT BLUTH TO APPROVE THE AGENDA TIME FRAME AS PRESENTLY CONSTITUTED.
VOTE: YES-ALL(5), NO-NONE(0).

SEWER IMPACT FEE STUDY DISCUSSION/SUNRISE ENGINEERING Mr. Bruce Ward (Sunrise Engineering) was present to review the draft of the Sewer Impact Fee Study with the Town Council.

Review:

Impact fee requires that hook-up fee be the actual cost the Town charges (cost incurred by Town for the Connection)

1. User fees are considered (cash flow)
2. Impact fee (fair for residents and developers)
3. Growth rate (use average of 10% for 5-10 years)
 - A. Study project extends out 20 years (to get a "big picture")
 - B. Looking to the future allows a change to plan for growth.

Map - Collection System (Elk Ridge/Salem)

1. Collection System
 - A. 8" lines are adequate for the slope of Elk Ridge
 - B. Lines are good for the next 10-20 years

Considering prime areas for future development

1. Goosenest Area
West portion of Town to feed into future line on 1600 W. down to 1700 W. to the facility in Salem.

2. Loafer Canyon Area
Line to go North, then West to Main trunk line
(Est. cost of sewer improvements for both areas = \$1,272,000.

Facility (Plant)

1. Debt Service = 18.05%
Operations and Maintenance (O&M is based on number of connections)
2. Problems in Salem with "infiltration" from the older areas. (Salem's #1 priority is to correct this problem)
3. Plant/Expected cost increases in following areas:
 - A. Wiring surrounding Lagoons - submerged in ground water about 90% of the time
 1. Short-outs
 2. Rust
 3. corrosion (replacement personnel is difficult to find due to danger involved with the lines in water)
 2. This will be corrected and Elk Ridge will participate at some percentage (probably at our current rate of 18-20 percent).
 - B. Infiltration problem - when corrected, the sewage will go into the plant less diluted - O&M costs will increase to treat this.
 - C. Aerators (are to keep perimeters defrosted) are not functioning, need repair.
 - D. Estimated cost of improvements = 150,000
(18% = 27,000 for Elk Ridge)

The expected revenue, over the long range, is expected to nearly cover the expected costs.

LOAFER CANYON The Planning Commission granted Final (with
SOUTH, PLAT A/ contingencies)
FINAL

Questions:

1. Water rights
2. Bonding
3. Road Improvements
4. Cost estimates

Water rights are in the process of transfer (proposed trade with Don Mecham - verification is needed)

Jim Nicolet - asked about a sump at the end of curb (not shown on mylar)

Scot Sessions - Questioned if plat should show the off-site road. Wouldn't Mr. Peterson be responsible for the improvements if road is shown on plat?

The Council felt the off-site road should be removed (Ira, from Hall Engineering, agreed)

Art Jueschke is to call Hall Engineering about taking off-site road off mylar.

The Council felt Final approval should be postponed until the following is in order:

1. Needs addresses from Hall Engineering
2. Adjusted cost estimates/bonding (120%)
3. Water rights (deeds)
4. Sump to be shown on plan/profile drawings
5. Deeds are needed for the road right of way in from of two lots and for the off-site water line easement.

If easements are approved and deeded to the Town, Mr. Peterson may proceed with installation of utilities. (To be placed on the Town council Agenda for 11-12-96)

URBAN/WILDLAND
INTERFACE
ORDINANCE

Chief Seth Waite was present to report on Committee meeting Recommended changes of following sections:

- 1.g- "Islands" (vegetation)
- 1.h- small "Islands"
- 7.b- Sprinkler protection
- 7-c.2- Projections
- 8-b.2c Trees

Chief Waite discussed the proposed changes.

Councilmember Fritz - questioned legalities of certain guidelines (graph will be deleted from ordinance and replaced by a formula)

Prior to the issuance of a building permit, Chief Waite will inspect the lot and issue a "fire permit".

Jim Nicolet pointed out that a 1" line may not support extensive landscaping.

SECURITY
SYSTEM/
TOWN HALL

It has been proposed that the Town Hall should have a security system to protect not only the funds kept, at times; but, the employees who work after hours. Safehome Security systems has presented a bid. Councilmember Fritz is to research, noting concerns:

1. With response time, in reality, does a system secure the building?
 2. Where is monitoring station?
- Suggestion - Safe for funds to be kept in.
(Hold until next Town Council Meeting ... 11-12-96)

5. THIS POSITION REPORTS TO THE PLANNING COMMISSION CHAIRPERSON, WHO SHALL SUPERVISE THIS POSITION; OR, TO THE COUNCILMEMBER ASSIGNED TO BE OVER THE PLANNING COMMISSION, WHO SHALL ALSO DIRECTLY SUPERVISE THIS POSITION. VOTE: POLL - SCOT SESSIONS-AYE, BRENT BLUTH-AYE, MAYOR JACOBSON-AYE, JIM NICOLET-AYE, VERNON FRITZ-AYE.

SET PUBLIC HEARINGS:

1. PRD

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY VERNON FRITZ, TO SET THE PUBLIC HEARING FOR THE PLANNED RESIDENTIAL DEVELOPMENT ORDINANCE FOR 11-12-96, AT 7:00 P.M. VOTE: YES-ALL(5), NO-NONE(0).

2. URBAN/WILDLAND INTERFACE ORDINANCE

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY VERNON FRITZ, TO SET THE PUBLIC HEARING FOR THE URBAN/WILDLAND INTERFACE ORDINANCE ON 11-26-96, AT 7:30. VOTE: YES-ALL(5), NO-NONE(0).

3. BOYD HANKS/PROPOSED ANNEXATION

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY VERNON FRITZ, TO SET THE PUBLIC HEARING FOR THE BOYD HANKS PROPOSED ANNEXATION ON 11-26-96, AT 7:00 P.M. VOTE: YES-ALL(5), NO-NONE(0).

PERSONNEL
POLICY
(UTAH LOCAL
GOVERNMENTS
TRUST)

Utah Local Governments Trust offers an opportunity to help create or update personnel policies. The Town has a Personnel Policy in place and the Council feels that updates are not needed at this time. The Town is also in possession of the manual issued by the ULGT.

ROADS UPDATE

Councilmember Vernon Fritz reported that there is a possible opportunity to do some "chip and seal" work on the streets in Town. The Council questions if there are many roads in Town which would even qualify for chip and seal work and if there would actually be much benefit from it.

EMPLOYEE
CHRISTMAS
PARTY

The Town employee Christmas party was set for 12-17-96 at 6:00 p.m. at the Oak Crest Inn.

EXPENDITURES
GENERAL

1. Fire Dept/List of Equipment
Chief Waite submitted a list of needed equipment

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY SCOT SESSIONS, TO APPROVE THE FIRE DEPARTMENT LIST FOR THE ESTIMATED AMOUNT OF \$3,987.67. VOTE: YES-ALL(5), NO-NONE(0).

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY VERNON FRITZ, TO APPROVE THE LIST OF EXPENDITURES FOR SEPTEMBER, 1996. VOTE: YES-ALL(5), NO-NONE(0).

ORDINANCE/
BEAUTIFICATION
INSPECTOR

Councilmember Fritz has been temporarily assigned to the office of inspector.

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY BRENT BLUTH, TO ADOPT AN ORDINANCE ESTABLISHING THE DUTIES OF THE OFFICE OF INSPECTOR. VOTE: YES-ALL(5), NO-NONE(0).

CLOSED SESSION

Mayor Jacobson opened the Closed Session for the purpose of discussion personnel and wages.

Discussion

MOTION WAS MADE BY SCOT SESSIONS SECONDED BY VERNON FRITZ, TO CLOSE THE CLOSED SESSION. VOTE: YES-ALL(5), NO-NONE(0).

APPROVAL/
PLANNING
COMMISSION
COORDINATOR

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY VERNON FRITZ, TO APPROVE THE PART-TIME, TOWN POSITION OF PLANNING COMMISSION COORDINATOR

1. WAGES AT \$10/HR
2. REIMBURSEMENT FOR EXPENDITURES WHICH ARE JOB RELATED
3. TEMPORARY/TO BE RE-EVALUATED IN 6 MOS.
 - A. EVALUATION
 1. COST VS. INCOME RECEIVED FROM PLATTING FEES, TO BE SET BY RESOLUTION ON 11-12-96.
 2. EFFECTIVENESS OF JOB FUNCTION, AS IT PERTAINS TO THE BENEFIT OF THE PLANNING COMMISSION.
4. THE PERSON FILLING THE POSITION WILL HAVE THE AUTHORITY TO WORK WITH THE DEVELOPERS IN DEVELOPING THEIR PROPOSED SUBDIVISIONS AND TO REQUIRE CERTAIN DOCUMENTS IN ORDER TO PROGRESS THROUGH THE PLANNING STAGES.

OTHER BUSINESS

1. Speed Device - Vernon fritz reported that the device does record speeds and he is attempting to have the device in Town for eight (8) days, to acquire statistics on speeds.

2. Unmetered Water Usage - Valley Asphalt has been using unmetered water from Elk Ridge. They have agreed to pay for the water used.

3. Prepaid Legal Services - The Council discussed this proposal and decided that these services are not needed.

APPROVAL OF
MINUTES FOR
9-24-96

1. MOTION WAS MADE BY BRENT BLUTH SECONDED BY SCOT SESSIONS, TO APPROVE THE MINUTES FOR 9-24-96 AS CONSTITUTED. VOTE: YES-ALL(5), NO-NONE(0).

APPROVAL OF
MINUTES FOR
10-8-96

2. MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY BRENT BLUTH, TO APPROVE THE MINUTES FOR 10-8-96 AS CONSTITUTED. VOTE: YES-ALL(5), NO-NONE(0).

ADJOURNMENT

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY SCOT SESSIONS TO ADJOURN.
VOTE: YES-ALL(5), NO-NONE(0).


Town Clerk

NOTICE & AGENDA

Notice is hereby given that on Tuesday, November 12, 1996, the Town Council of Elk Ridge will hold a Public Hearing at 7:00 P.M., for the purpose of hearing public comment regarding certain proposed amendments to the Elk Ridge Town Development Code in the following matters: 1. Planned Residential Development (PRD) 2. Development Code changes to zoning to implement the PRD. The Public Hearing shall be in conjunction with the regular Town Council Meeting at the Elk Ridge Town Hall, 80 East Park Dr., Elk Ridge, Utah, with the Work Session beginning at 7:45 P.M., followed by the regular Town Council Meeting at 8:00 P.M.

7:00 P.M.

PUBLIC HEARING

Public Hearing Regarding certain Proposed Amendments to the Elk Ridge Town Development Code, on the following Matters:

1. Planned Residential Development (PRD)
2. Development Code changes to zoning to implement the PRD

7:45 P.M.

COUNCIL WORK SESSION:

New Tank Update
Laidlaw Waste Systems (Garbage) Contract Renewal
Brent Bluth
Christmas Party

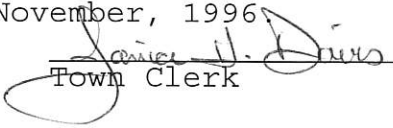
8:00 P.M. -

REGULAR COUNCIL MEETING AGENDA ITEMS:

- 8:00 Invocation & Pledge of Allegiance
8:05 Approval of Agenda Time Frame
8:20 Adoption/Ordinance-
Planned Residential Development
Development Code changes to implement the PRD
8:30 Speed Control Signs-Vernon Fritz
8:35 Approval/Town Security System-Vernon Fritz
8:40 Nelson Subdivision, Plat A
Accept Improvements as Complete
Authorize Release of Durability Retainer
8:45 Approval/Planning Commission Member
8:50 Expenditures:
General:
List of Expenditures for October, 1996
8:55 Other Business:
Adoption/Resolution-Platting Fees
9:05 Approval of Minutes of Previous Meeting
9:10 Adjournment


The times listed for each item which appears on the agenda may be accelerated if time permits. All interested persons are invited to attend.

Dated this 8th day of November, 1996


Town Clerk

CERTIFICATION

I, the undersigned, duly appointed and acting Town Clerk for the municipality of Elk Ridge hereby certifies that a copy of the foregoing Notice and Agenda was hand carried to the Payson Chronicle, 12 S. Main, Payson, Utah and mailed to each member of the governing body on November 8, 1996.



Town Clerk

ELK RIDGE TOWN COUNCIL PUBLIC HEARING

NOVEMBER 12, 1996

TIME & PLACE
OF MEETING

The regular meeting of the Elk Ridge Town Council was held on Tuesday, October 29, 1996, beginning with a Public Hearing at 7:00 P.M., for the purpose of hearing public comment regarding certain proposed amendments to the Elk Ridge Town Development Code in the following matters: 1. Planned Residential Development (PRD) 2. Development Code changes to zoning to implement the PRD, followed by the Town Council Work Session at 7:45 P.M., and the regular Council Meeting at 8:00 P.M. The meeting was held at the Elk Ridge Town Hall, 80 E. Park Drive, Elk Ridge, Utah.

Notice of time, place and Agenda of this meeting was provided to the Payson Chronicle and to each member of the governing body by mailing a copy to each on November 8, 1996.

PUBLIC HEARING At 7:00 P.M., Mayor Jacobson opened the Public Hearing regarding certain proposed amendments to the Elk Ridge Town Development Code, on the following matters:

1. Planned Residential Development (PRD)
2. Development Code changes to zoning to implement the PRD

ROLL CALL

Mayor Lynn M. Jacobson, Councilmembers: Brent Bluth, Scot Session, Jim Nicolet, Vernon Fritz; Paul Liston, Forrest Darling, Don Mecham, Jan Davis, Town Clerk.

PUBLIC COMMENTS:

Paul Liston -

1. Questions pg. 23, paragraph 4: concerned with the slope of streets
2. Pg. 18, paragraph 7: flag lots - will each area be considered individually?

Don Mecham -

1. Section 10-6-3.8 Pg. 17, #4: feels, under the circumstances existing in the area, cut or fill slopes on driveways would be more reasonably set at 7-8 feet.

Example: If there were two 15% ridges which met, to keep a road safe, the uphill cut is going to be greater than 5 ft. There must be a focus on re-vegetation.

Mayor Jacobson said he would be willing to revisit this issue, if a problem evidences itself in the future.

ELK RIDGE TOWN COUNCIL WORK SESSION - 11-12-96 CONT.

3. The Mayor reviewed the process of connecting the Upper Tank and cleaning Lower tank, as well as the filling of both tanks.

LIDLAW WASTE Councilmember Bluth contacted Laidlaw (Glen
SYSTEM Gardner). He will report back to the Council after
a meeting.

CHRISTMAS PARTY

CHRISTMAS Date: Dec. 17, 1996, Time: 6:00 P.M.
PARTY The Council chose turkey to be served at the dinner.

ELK RIDGE TOWN COUNCIL MEETING

NOVEMBER 12, 1996

TIME & PLACE OF MEETING The regular meeting of the Elk Ridge Town Council was held on Tuesday, October 29, 1996, beginning with a Public Hearing at 7:00 P.M., for the purpose of hearing public comment regarding certain proposed amendments to the Elk Ridge Town Development Code in the following matters: 1. Planned Residential Development (PRD) 2. Development Code changes to zoning to implement the PRD, followed by the Town Council Work Session at 7:45 P.M., and the regular Council Meeting at 8:00 P.M. The meeting was held at the Elk Ridge Town Hall, 80 E. Park Drive, Elk Ridge, Utah.

Notice of time, place and Agenda of this meeting was provided to the Payson Chronicle and to each member of the governing body by mailing a copy to each on November 12, 1996.

ROLL CALL Mayor Lynn M. Jacobson, Councilmembers: Brent Bluth, Scot Session, Jim Nicolet, Vernon Fritz; Forrest Darling, Jo Ann Bigler, Chad Salcido, Michael Shumway, Jan Davis, Town Clerk.

INVOCATION & PLEDGE OF ALLEGIANCE Prayer was offered by Vernon Fritz with the pledge of allegiance following.

APPROVAL OF AGENDA TIME FRAME MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY BRENT BLUTH TO APPROVE THE AGENDA TIME FRAME AS PRESENTLY CONSTITUTED WITH CHANGES.

1. ADOPTION/RESOLUTION - PLATTING FEES
2. APPROVAL/TEMPORARY BUSINESS LICENSE
3. ROUGH DRAFT-URBAN/WILDLAND INTERFACE ORDINANCE
4. ROUGH DRAFT-SPRINKLING SYSTEM ORDINANCE
5. MEMO - ROAD WIDTHS
6. CHRISTMAS BONUS
7. CANCEL/PUBLIC HEARING - BOYD HANKS ANNEXATION
8. COURT FINES - VERNON FRITZ
9. LE ROY BALL/SPRINKLING SYSTEM - BRENT BLUTH

VOTE: YES-ALL(5), NO-NONE(0).

APPROVAL/ORDINANCE PRD MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY JIM NICOLET, TO ADOPT AN ORDINANCE AMENDING THE DEVELOPMENT CODE OF ELK RIDGE, UTAH, AUTHORIZING THE DEVELOPMENT OF PLANNED RESIDENTIAL DEVELOPMENTS WITHIN THE CE-1 CRITICAL ENVIRONMENT ZONES; SETTING FORTH THE CRITERIA FOR DESIGN AND REVIEW OF SUCH PROJECTS; MOVING THE PLACEMENT OF REQUIREMENTS FOR PLANNED MOUNTAIN HOME DEVELOPMENTS WITHIN THE ORDINANCE AND MAKING CERTAIN AMENDMENTS TO THE PROVISIONS RELATING THERETO; MODIFYING THE LOT ACCESS REQUIREMENTS AND ESTABLISHING GUIDELINES FOR DETERMINING WIDTH OF LOTS IN RESIDENTIAL ZONES;

MAKING CERTAIN AMENDMENTS TO THE PROCEDURE FOR APPROVAL OF SUBDIVISION; MAKING CERTAIN OTHER TECHNICAL AMENDMENTS TO THE CODE; ;AND PROVIDING FOR THE ENFORCEMENT OF THE AMENDMENTS WITH THE FOLLOWING CHANGES:

1. SECTION 10-6-2, PG. 5 #5
 - A. STRIKE - "IN THE SAME MANNER AS AN AMENDMENT TO THIS CODE."
 - B. ADD - "BY THE TOWN COUNCIL IN ACCORDANCE WITH CURRENT LAW."
2. SECTION 10-6-3.8, PG. 18, #4
 - A. ADD AT THE END OF PARAGRAPH: "ANY CUT OR FILL BETWEEN 5 FT AND 7 FT. SHALL BE SUBJECT TO PLANNING COMMISSION AND TOWN COUNCIL REVIEW."
3. SECTION 10-6-4.8, PG. 24, #6
 - A. CHANGE THE LENGTH OF CUL DE SAC STREETS FROM "600 FT." TO "450 FT". VOTE: POLL: VERNON FRITZ-AYE, JIM NICOLET-AYE, BRENT BLUTH-AYE, SCOT SESSIONS-AYE, MAYOR JACOBSON-AYE. MOTION PASSES 5-0.

Councilmember Jim Nicolet suggested keeping an errata sheet with the ordinance to list any typos.

SPEED CONTROL
SIGNS

Councilmember Vernon Fritz reported that a Federal manual dictating rules and regulations associated with speed control.

3 Elements to be considered:

1. Certain criteria must be met to install any signage.
2. The Town has partial ownership in the speed measuring machine, which is capable of producing a "read out" of the data collected.
 - A. In the Spring, the Town will conduct a survey of speeds in Town, using this machine, to determine traffic patterns.
3. Developers are responsible for the cost of street signs (not traffic control signs).

Mayor - State law designates residential speed zones are 25 MPH (Thoroughfares on Collector Class roads can be set at a higher speed limit. Park Drive has been set at 30 MPH, the Town's attorney advised the Mayor to take the speed back down to 25 MPH east of Escalante Dr.

TOWN HALL
SECURITY
SYSTEM

1. Councilmember fritz conducted a telephone poll of the Councilmembers and obtained approval to have a security system installed in the Town office.

Installment fee - \$138.00
Monthly fee - \$34.95 (3 year contract)
2. A bolt-down type safe was proposed (approximately \$150)

ELK RIDGE TOWN COUNCIL MEETING- 11-12-96 - CONT.

MOTION WAS MADE BY VERNON FRITZ SECONDED BY MAYOR JACOBSON, TO APPROVE THE INSTALLATION OF THE "SAFEHOME SECURITY" SYSTEM AND THE PURCHASE OF A BOLT-DOWN TYPE SAFE. VOTE: POLL - VERNON FRITZ-AYE, JIM NICOLET-AYE, BRENT BLUTH-AYE, SCOT SESSIONS-AYE, MAYOR JACOBSON-AYE.

Councilmember Nicolet suggested a review of the contract and the services at a later date. The Town Clerk is to check with Utah Local Governments Trust and find out if having a security system will lessen the premium at all.

NELSON
SUBDIVISION,
PLAT A

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY VERNON FRITZ, TO ACCEPT THE IMPROVEMENTS ON NELSON SUBDIVISION, PLAT A, AS PER ENGINEERING RECOMMENDATION, AND TO AUTHORIZE THE RELEASE OF THE DURABILITY RETAINER WHEN THE 2 YEAR PERIOD OF TIME IS OVER (IN DECEMBER, 1996). VOTE: YES-ALL(5), NO-NONE(0).

NON-AGENDA ITEM

Boy Scout Chad Salcido expressed concern about the large pot-hole in the road, on goosenest, near payson. It has been repaired, (Payson City's responsibility).

PLANNING
COMMISSION
MEMBER/
APPROVAL

Gary Bowen (lives in the Goosenest area) volunteered for the position. He has served on the Planning Commissions for both Payson City and Elk Ridge. He would be filling Parker Fawson's term of office.

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY JIM NICOLET, TO APPROVE GARY BOWEN TO FILL THE BALANCE OF PARKER FAWSON'S TERM OF OFFICE AS A MEMBER OF THE ELK RIDGE PLANNING COMMISSION. VOTE: YES-ALL(5), NO-NONE(0).

NON-AGENDA ITEM

Review of Snowplow repairs. The Town should plan to purchase a new small truck to plow the side streets.

OTHER BUSINESS

1. ADOPTION/RESOLUTION-PLATTING FEES

MOTION WAS MADE BY JIM NICOLET SECONDED BY MAYOR JACOBSON, TO ADOPT A RESOLUTION AMENDING RESOLUTION #91-10-8-1R, SETTING THE FEES AND CHARGES FOR THE PROCESSING OF SUBDIVISION PROPOSALS. THE FEES SHALL BE AS FOLLOWS:

CONCEPT PLAT FILING FEES - \$50.00

PRELIMINARY PLAT FILING FEE - \$95.00 + 5.00/LOT

FINAL PLAT FILING FEE - \$95.00 + 5.00/LOT

VOTE: POLL - VERNON FRITZ-AYE, JIM NICOLET-AYE, BRENT BLUTH-AYE, SCOT SESSIONS-AYE, MAYOR JACOBSON-AYE. MOTION PASSES 5-0.

These fees shall produce revenue necessary to allow for the new position of Plan Coordinator, which was created to assist the developers in expediting the subdivision process.

2. APPROVAL/TEMPORARY BUSINESS LICENSE

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY SCOT SESSIONS, TO APPROVE A TEMPORARY BUSINESS LICENSE FOR SHERRY MOODY TO SELL CHRISTMAS TREES. VOTE: YES-ALL(5), NO-NONE(0).

3. ROUGH DRAFT-URBAN/WILDLAND INTERFACE ORDINANCE

A committee made up of Chief Seth Waite, Forrest Darling, and County Fire Marshall, met and have presented 2 rough drafts.

Recommendation:

- A. Urban/Wildland Interface Ordinance - separate all references to sprinkling systems out.
- B. 2nd Ordinance - Sprinkling systems to any new home built in Elk Ridge.

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY JIM NICOLET, TO CHANGE THE DATE FOR THE PUBLIC HEARING FOR THE URBAN/WILDLAND INTERFACE ORDINANCE AND THE SPRINKLING SYSTEM ORDINANCE FROM 11-29-96 TO 12-10-96 AT 7:00 PM. VOTE: YES-ALL(5), NO-NONE(0).

4. MEMO - ROAD WIDTH (ONE SIDE OF THE ROAD)

The Town Council has referred this issue back to the Planning Commission to consider as an amendment to the Development Code

- A) Road widths (one side)
- B) Length of time for off-site reimbursement
- C) Width of Access roads

5. CHRISTMAS BONUS

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY SCOT SESSIONS, TO APPROVE THE ANNUAL CHRISTMAS BONUSES FOR THE TOWN EMPLOYEES. VOTE: YES-ALL(5), NO-NONE(0).

NOTICE & AGENDA

Notice is hereby given that the Town Council of Elk Ridge will hold a regular Town Council Meeting on Tuesday, November 26, 1996, with the Council Work Session at 7:00 P.M., followed by the regular Council Meeting at 8:00 P.M. The meeting will be held at the Elk Ridge Town Hall, 80 E. Park Drive, Elk Ridge, Utah.

7:00 P.M. -

COUNCIL WORK SESSION:

8:00 P.M. -

REGULAR COUNCIL MEETING AGENDA ITEMS:

ELK RIDGE TOWN COUNCIL MEETING: CANCELLED DUE TO LACK OF BUSINESS.

Dated this 22nd day of November, 1996.


Town Clerk

CERTIFICATION

I, the undersigned, duly appointed and acting Town Clerk for the municipality of Elk Ridge hereby certifies that a copy of the foregoing Notice of the cancellation of the Agenda was faxed to the Payson Chronicle, 12 S. Main, Payson, Utah and mailed to each member of the governing body on November 22, 1996.


Town Clerk

NOTICE & AGENDA

Notice is hereby given that on Tuesday, December 10, 1996, the Town Council of Elk Ridge will hold a Public Hearing at 7:00 P.M., for the purpose of hearing public comment regarding two proposed ordinances: 1. an ordinance regulating the construction of dwellings and other structures in the Urban/Wildland Interface area within the Town of Elk Ridge and establishing minimum standards for construction and maintenance of premises therein, establishing the boundaries of the Urban/Wildland Interface area within the Town, and providing for the enforcement of this ordinance.

2. An ordinance regulating the construction of dwellings and other structures within the Town of Elk Ridge and establishing the criteria for requirements of a sprinkling system.

The Public Hearing shall be in conjunction with the regular Town Council Meeting at the Elk Ridge Town Hall, 80 East Park Dr., Elk Ridge, Utah, with the Work Session beginning at 7:30 P.M., followed by the regular Town Council Meeting at 8:00 P.M.

7:00 P.M.

PUBLIC HEARING

Public Hearing Regarding certain Proposed Ordinances:

1. Urban/Wildland Interface Ordinance
2. Sprinkling Systems/Criteria for Requirements

7:30 P.M.

COUNCIL WORK SESSION:

Audit Presentation-1995/1996 Fiscal Year

8:00 P.M. -

REGULAR COUNCIL MEETING AGENDA ITEMS:

- 8:00 Invocation & Pledge of Allegiance
- 8:05 Approval of Agenda Time Frame
- 8:10 Approval/Audit-1995/1996 Fiscal Year
- 8:20 Adoption/Ordinances-
 - Urban/Wildland Interface Ordinance
 - Sprinkling Systems/Criteria for Requirements
- 8:30 Laidlaw Waste Systems Contract-
 - Discussion/Approval-Brent Bluth
- 8:40 Discussion/Approval-Annexations/General Plan
- 8:55 Discussion/Approval-Balls (Clark Ln.Water Line)
 - Brent Bluth
- 9:10 North Park Drive/Sewer Requirements
- 9:30 Expenditures:
 - General:
 - List of Expenditures for November, 1996
- 9:35 Other Business:
- 9:45 Approval of Minutes of Previous Meetings
- 9:50 Adjournment

Town Council Agenda
12-10-96
Page 2

The times listed for each item which appears on the agenda may be accelerated if time permits. All interested persons are invited to attend.

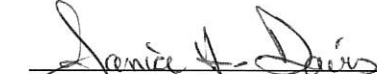
Dated this 5th day of December, 1996.



Town Clerk

CERTIFICATION

I, the undersigned, duly appointed and acting Town Clerk for the municipality of Elk Ridge hereby certifies that a copy of the foregoing Notice and Agenda was faxed to the Payson Chronicle, 12 S. Main, Payson, Utah and mailed to each member of the governing body on December 5, 1996.



Town Clerk

2. Pg. 6, 8.b.2.c: "Trees"
How would this section on "clearing" apply to the cabin/recreation (forest) area? Also pg. 5, 7.b.2

Opinion: The distance between natural vegetation is too great. If everyone complies with the ordinance, there would be few trees and the forest would be destroyed. He feels the ordinance is difficult to interpret and suggests sample sketches be included. (The Council agrees that typical drawings would be good). Councilmember Sessions advised that the measurement is from the base of the tree trunk, not the drip zone.

David Cloward

1. How does the ordinance apply to him? (He is in the process of building a cabin in the Loafer Recreation area). The Mayor said he would not be affected by this ordinance, only so far as the clearing requirements, as stated to him in previous meetings.
2. Also concerned with clearing requirements - Feels 30 ft. from the structure is too great - Feels 20 ft. is sufficient. (The ordinance does state 20 ft. Pg. 6, 8.b.2.c)
3. Fire Flow/Sprinkling. Is concerned that the flow is being checked prior to adoption of an ordinance. He feels the flow should be determined before the requirements are adopted in ordinance form.

(Councilmember Nicolet stated that the State Fire Marshall has set what the gallons per minute (gpm) should be at a fire hydrant).

Mr. Cloward expressed the fear that much of the building in Elk Ridge could be eliminated.

(There is no "elimination" of the ability to build, if the flow is not met, the sprinkling would be required to make up the difference)

4. Pg. 5, 7.c Needs clarification on building materials (non-combustible - was counseled to inquire of his contractor as far as types of various materials)

Ernestine Folks

1. How was the boundary line for the Interface area determined? Some heavily foliated areas were excluded. (they were determined by the County Fire Chief & the Elk Ridge Fire Dept.).
2. Public Lands would be subject to clearing. Will the PRD Ordinance impact this requirement?
3. Mrs. Folks feels this is a good ordinance, but, only as good as the enforcement.

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY SCOT SESSIONS, TO CLOSE THE PUBLIC HEARING. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-VERNON FRITZ.

ELK RIDGE TOWN COUNCIL WORK SESSION

DECEMBER 10 1996

ROLL CALL

Mayor Lynn M. Jacobson, Councilmembers: Brent Bluth, Scot Session, Jim Nicolet, (Vernon Fritz-absent); Ernestine Folks, Don Cole, Jerry Fuller, David Cloward, Kim Peterson, Kedric Black, Max Fuller, Stanley H. Cole, Jay Prather, Janice Davis, Town Clerk.

AUDIT
PRESENTATION-
PETERSON AND
ASSOCIATES

Kim Peterson and Kedric Black were present to review the Audit for the 1995/1996 fiscal year. They both met with Mayor Jacobson and Janice Davis on 12-6-96 to review the report, in detail. Their report presents a "clean Audit". Kim Peterson reviewed the Audit totals for the various departments with the Town Council, and those present.

Management Letter

1. One area of "non-compliance"
\$714 - overage in "Sanitation" due to the last statement for June, 1996, actually received in July, '96 (after the budget was adopted) from Laidlaw Waste System. Budget figure was lowered too much, not allowing for entire amount billed.
2. There must be I-9 forms in the personnel files
3. Of 60 expenditures tested, 2 lacked documentation
4. Lack of Separation of duties, due to small office and few number of employees.

Questions:

Define "Land" What is included in this heading? Mr. Black will research.

ELK RIDGE TOWN COUNCIL MEETING

DECEMBER 10 1996

TIME & PLACE
OF MEETING

The regular meeting of the Elk Ridge Town Council was held on Tuesday, December 10, 1996, beginning with a Public Hearing at 7:00 P.M., for the purpose of hearing public comment regarding two proposed Ordinances: 1. An ordinance regulating the construction of dwellings and other structures in the Urban/Wildland Interface area within the Town of Elk Ridge and establishing minimum standards for construction and maintenance of premises therein, establishing the boundaries of the Urban/Wildland Interface area with the Town, and providing for the enforcement of this ordinance. 2. An ordinance regulating the construction of dwellings and other structures within the Town of Elk Ridge and establishing the criteria for requirements of a sprinkling system. The Public Hearing shall be in conjunction with the regular Town Council Meeting at the Elk Ridge Town Hall, 80 East Park Dr., Elk Ridge, Utah, with the Work Session beginning at 7:30 P.M., followed by the regular Town Council Meeting at 8:00 P.M.

Notice of time, place and Agenda of this meeting was provided to the Payson Chronicle and to each member of the governing body by mailing a copy to each on December 6, 1996.

ROLL CALL

Mayor Lynn M. Jacobson, Councilmembers: Brent Bluth, Scot Session, Jim Nicolet, (Vernon Fritz-absent); Ernestine Folks, Lynn Peterson, LeRoy & Judy Ball, Cathy Ogden, Michael Shumway, John Colver, Matt Crutchfield, Nathan Jensen, Janice Davis, Town Clerk.

INVOCATION &
PLEDGE OF
ALLEGIANCE

Prayer was offered by Brent Bluth with the pledge of allegiance following.

APPROVAL OF
AGENDA
TIME FRAME

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY BRENT BLUTH TO APPROVE THE AGENDA TIME FRAME AS PRESENTLY CONSTITUTED WITH THE FOLLOWING ADDITIONS:

8:35 SET PUBLIC HEARING FOR THE BOYD HANKS PROPOSED ANNEXATION

OTHER BUSINESS: ADD: APPROVAL/LOAFER CANYON SOUTH SUBDIVISION, PLAT A - FINAL

VOTE: POLL - JIM NICOLET-AYE, MAYOR JACOBSON-AYE, BRENT BLUTH-AYE, SCOT SESSIONS-AYE, (ABSENT(1)-VERNON FRITZ). MOTION PASSES 4-0.

ADOPTION
URBAN/
WILDLAND
INTERFACE
ORDINANCE

Council Discussion:

Mayor Jacobson - suggested postponing both ordinances

1. Urban Interface Ordinance - add Sample Sketches
2. Sprinkler Ordinance - acquire data on fire flows, then re-consider the ordinance.

Jim Nicolet

1. Feels drawings could be produced - no need to wait for adoption of Interface Ordinance
2. Perhaps boundary lines could be reviewed, as well
3. Feels the two ordinance should not be linked. Councilmember Nicolet feels the requirements are justified for fire flow. The State Fire Marshall determined the amounts and if not complied with, sprinkling would be needed.

Brent Bluth

No general concerns - Areas of non-compliance will have additional cost.

Scot Sessions

1. Drawings would be helpful ("typicals"), and feels they could be added in after adoption.
2. Sprinkling, feels State mandated requirement should be met.

MOTION WAS MADE BY JIM NICOLET SECONDED BY BRENT BLUTH, TO ADOPT AN ORDINANCE REGULATING THE CONSTRUCTION OF DWELLINGS AND OTHER STRUCTURES IN THE URBAN/WILDLAND INTERFACE AREA WITHIN THE TOWN OF ELK RIDGE AND ESTABLISHING MINIMUM STANDARDS FOR CONSTRUCTION AND MAINTENANCE OF PREMISES THEREIN, ESTABLISHING THE BOUNDARIES OF THE URBAN/WILDLAND INTERFACE AREA WITHIN THE TOWN, AND PROVIDING FOR THE ENFORCEMENT OF THIS ORDINANCE, INCLUDING DRAWINGS, TO BE PROVIDED: A. T Y P I C A L ISLANDS B. TREE REMOVAL. VOTE: POLL - JIM NICOLET-AYE, BRENT BLUTH-AYE, SCOT SESSIONS-AYE, MAYOR JACOBSON-AYE, ABSENT(1)-VERNON FRITZ, NO-NONE.

Scot Sessions is to work with Chief Seth Waite on drawings.

ORDINANCE/
SPRINKLING
SYSTEMS
ON FIRE FLOWS

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY BRENT BLUTH, TO TABLE THE APPROVAL OF THE SPRINKLING ORDINANCE UNTIL DATA IS ACCUMULATED. VOTE: YES-(4), NO-NONE, ABSENT(1)-VERNON FRITZ

LAIDLAW WASTE
SYSTEMS
CONTRACT

Councilmember Brent Bluth met with Laidlaw. They are proposing a slight increase in collection (3- 3 1/2%). The formal contract will be on the agenda for the next Town Council Meeting.

BOYD HANKS
ANNEXATION

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY SCOT SESSIONS, TO SET THE PUBLIC HEARING FOR THE PROPOSED BOYD HANKS ANNEXATION FOR 2-25-97 AT 7:00 P.M. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-VERNON FRITZ.

ANNEXATION/
GENERAL PLAN

The Planning Commission is currently conducting meetings to generate a General Plan for the Town of Elk Ridge, which includes a Master Plan for major road-ways. The Mayor expressed the opinion that in light of the current status of the General Plan, it would be inappropriate to undertake any further annexations, until the Plan is formally adopted.

The Mayor noted that Mr. Greg Tidwell had contacted the Town indicating a desire to re-activate the Paige Annexation request. The Council previously authorized the preparation of a Draft Impact Policy Declaration and the Planning Commission had prepared and reviewed several versions of the draft, but the applicants were unsatisfied with the content and had suspended action on the request. No draft declaration had been forwarded to the Council.

In the meantime, the Town has undertaken preparation of a General Plan, and an Impact fee study and ordinance, both as required by State Law. Also, the State legislature has adopted the Township Statute which impacts the annexation process.

Discussion:

It was felt that it would not be wise to go forward with any further annexations, particularly of the magnitude of the proposed Paige Annexation, until the General Plan is adopted (as recommended by Rod Despain and the Town Attorney, Denton Hatch).

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY SCOT SESSIONS,

WHEREAS, ELK RIDGE TOWN IS EXPERIENCING GROWTH; AND

WHEREAS, IT IS NECESSARY FOR ELK RIDGE TOWN TO HAVE A GENERAL PLAN TO PROPERLY COORDINATE AND FACILITATE ITS GROWTH; AND

WHEREAS, IT IS IMPORTANT THAT ANNEXATION BE CONSISTENT WITH THE TOWN GENERAL PLAN,

NOW THEREFORE, THE TOWN COUNCIL WILL NOT ENTERTAIN ANY NEW REQUESTS FOR ANNEXATION TO THE TOWN, OR TAKE OR AUTHORIZE ANY FURTHER ACTION ON EXISTING ANNEXATION APPLICATIONS FOR WHICH;

- (1) A DRAFT IMPACT POLICY DECLARATION HAS NOT YET BEEN APPROVED AND RECOMMENDED TO THE COUNCIL BY THE PLANNING COMMISSION AND
- (2) THE REQUIRED PUBLIC HEARING ON THE DRAFT IMPACT POLICY DECLARATION HAS NOT ALREADY BEEN SET BY THE TOWN COUNCIL,

UNTIL SUCH TIME AS THE GENERAL PLAN OF THE TOWN OF ELK RIDGE SHALL HAVE BEEN ADOPTED BY THE TOWN COUNCIL. VOTE: POLL - JIM NICOLET-AYE, BRENT BLUTH-AYE, SCOT SESSIONS-AYE, MAYOR JACOBSON-AYE, ABSENT(1)-VERNON FRITZ, NO-NONE(0).
MOTION PASSES 4-0

LEROY BALL/
CLARK LANE
WATER LINE

Councilmember Brent Bluth reviewed the situation: The Town replaced the water line on South Clark Lane. This was in an effort to increase the volume of water to these residents. In replacing the meter for the Balls, damage was done to their sprinkling system and to the roots of a willow tree. Letters from the Balls and Kent Haskell, as well as invoices of repairs and photos, were presented to the Council stating both sides of the incident. The Balls contacted Councilmember Brent Bluth and after inspecting the damage, he instructed them to contact extension services to get an opinion on the tree. They did and had a Mr. Darrington evaluate the damage and perform the work on the tree.

The Balls seek the following:

1. Reimbursement for the damage to the sprinkling system (The Mayor agreed to this)
2. Reimbursement for damage to their tree. The Balls feel the excavation work was careless (9 1/2 ft. hole) and too extensive and that the damage could have been avoided. They are concerned with safety factors, should the tree (in a weakened condition) fall or be uprooted and cause further damage. The Ball's letter stated they were willing to be reimbursed in the form of credit to their water bill.

Councilmember Brent Bluth Stated that the Town has utility easements and that anything planted or installed on this easement is at risk. He offered that he was not opposed to reimbursement to damage incurred on the Ball's property; but, did not want to create a precedence of the Town being responsible for damage within a utility easement or right of way. The Balls requested the Town accept responsibility and any liability for possible damage caused by the tree falling, since the claim is that the tree is within the easement. Bruce Hall (Engineer) stated that the tree is owned by the property owner, there are utility easements in place and that Towns don't assume liability in such cases.

Councilmember Bluth proposed reimbursing the Balls for a portion of the tree damage, since the tree was on their property, but part of the root system was within the easement.

MOTION WAS MADE BY BRENT BLUTH SECONDED BY SCOT SESSIONS, TO REIMBURSE THE AMOUNT FOR DAMAGE TO THE SPRINKLING SYSTEM (\$112.37) AND 50% OF THE COST OF REPAIR TO THE TREE (\$110.00). THE TOWN ASSUMES NO LIABILITY FOR FUTURE DAMAGE. VOTE: YES-(4), NO-NONE, ABSENT(1)-VERNON FRITZ.

NORTH PARK
DRIVE/SEWER

The Mayor read a memo from Rod Despain, (Bruce Hall was present to address the issue.)

Issue: There is proposed development on North Park Dr. The existing sewer line is too shallow to be serviceable. The Council is to consider options available.

Memo (Rod Despain)

Current Zoning and Subdivision regulations for the Town requires each lot to be served by a sewer main, except where no sewer is likely to be constructed. The ordinances are silent regarding the use of individual lift stations providing service into adjacent lines. While we have addressed this issue once before regarding the Eliason lot, that was in an effort to address an existing condition, not in the context of a proposed subdivision.

The current policy is that you either connect to a sewer line which fronts your lot, or construct one if it doesn't already exist there. (Unless the parcel is in a remote area for which the Council approves the use of a septic tank type system).

It should be noted, however, that individual lift stations are not, prohibited outright, by the ordinances, only that a sewer must be adjacent to the lot. How the Town addresses the issue raised by Mr. Haskell regarding his proposed subdivision across from the LDS Chapel is a matter of policy.

Experience suggests that individual lift stations as a permanent solution is unwise. It is not a matter of will they eventually fail, but when. As a temporary measure, their use may be appropriate. For example, a hard line "no" would mean that lift stations would not be a part of the Town. On the other hand, frequent approval for long periods will likely prove unsatisfactory and will be likely proposed as an alternative to doing it right,

and will have the effect of pushing the burden for the final solution to the Town at a later date. On a lot by lot basis the Council should not restrict its options to deal with individual situations, but it also should not be anxious to create new ones.

In balance, it appears that the use of individual lift stations in new subdivisions could be permitted on a limited basis, but only as an interim or temporary solution and under conditions wherein the ultimate solution is both known and provided for without further cost to the Town. If allowed as part of any new subdivision, the Developer should pick up the tab for the retrofit a part of the cost of subdivision approval.

Bruce Hall:

In considering Lee Haskell's proposed subdivision, a collective (common) lift station was suggested. This suggestion was rejected. (Too expensive and complicated to maintain. The Town would be responsible for this maintenance).

Individual lift stations -

Bruce Hall agrees with Mr. Despain - would add:

1. Developer should post a cash bond for the installment of future sewer main
2. Each home install a gravity-fed lateral out to their property line (capped off) with directions to the Town showing the location of each lateral...for future sewerage.

Mayor - The existing sewer line is shallow because it had to be to connect onto the line at Oak Ridge Lane. The topography dictated the level of the main. Eventually a deep sewer main will be installed on North Park Drive. If the Council approves a Policy which would allow temporary lift stations, they would be "temporary" until connection to a deeper main would be possible.

Question: If Mr. Haskell posts a cash bond for the future installment of a sewer main, fronting his property, will he be responsible for off-site reimbursement to Mr. Mecham?

Bruce Hall feels the existing line was not designed to facilitate Mr. Haskell's need to sewer his property. The main is not serviceable without lift stations; therefore, Mr. Hall feels off-site reimbursement would be inappropriate.

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY JIM NICOLET FOR AN ACCEPTED POLICY ON INDIVIDUAL LIFT STATIONS.

THE USE OF INDIVIDUAL LIFT STATIONS IN NEW SUBDIVISIONS WILL BE PERMITTED ON A LIMITED BASIS WHERE A SEWER LINE IS ADJACENT TO THE PROPERTY, BUT ONLY AS AN INTERIM OR TEMPORARY SOLUTION AND UNDER CONDITIONS WHERE THE ULTIMATE SOLUTION IS BOTH KNOWN AND PROVIDED FOR WITHOUT FURTHER COST TO THE TOWN. ON THIS BASIS THE FOLLOWING CONDITIONS ARE PART OF THIS POLICY:

1. ANY LOT SO AFFECTED WOULD BE SO NOTED ON THE FINAL PLAT
2. THE REQUIRED SEWER LINES, AT APPROPRIATE DEPTHS, SHALL BE CONSTRUCTED AS A CONDITION OF PLAT APPROVAL, OR THAT THE REQUIRED FUNDING TO CONSTRUCT THE MAIN SEWER LINE AND THE CONNECTION COST FOR A GRAVITY FLOW SYSTEM FROM THE HOME TO THE MAIN LINES BE PAID TO THE TOWN AS A CASH ESCROW ACCOUNT. THE COST OF THE IMPROVEMENTS ARE TO BE DETERMINED BY THE TOWN ENGINEER.
3. THE REQUIRED CHANGE-OVER OF THE LATERAL FROM THE LIFT STATION TO THE GRAVITY FLOW SEWER WOULD BE AT THE DISCRETION OF THE TOWN.
4. ACTUAL CONSTRUCTION OF ALL ELEMENTS TO ACCOMODATE THE LIFT STATION FACILITY AND THE PERMANENT LATERAL FOR THE CHANGE-OVER ARE TO BE INCLUDED AS PART OF THE REQUIRED SUBDIVISION IMPROVEMENTS. THIS WOULD INCLUDE THE PERMANENT LATERAL TO THE PROPERTY LINE AND A SURVEY IDENTITY OF THIS LATERAL TO THE TOWN ON A CONSTRUCTION DRAWING.
5. WHEN THE PERMANENT, GRAVITY FLOW SEWER IS IN PLACE THE HOME OWNER SHALL HAVE ONE (1) YEAR TO MAKE THE CHANGE-OVER. VOTE: POLL - JIM NICOLET-AYE, BRENT BLUTH-AYE, SCOT SESSIONS-AYE, MAYOR JACOBSON-AYE, NO-NONE(0), ABSENT(1)-VERNON FRITZ.

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY SCOT SESSIONS, ON INDIVIDUAL LIFT STATIONS, THE FOLLOWING ITEM IS AN ADDITION TO THE ABOVE POLICY AS ITEM 6:

6. THE INDIVIDUAL HOMES ARE RESPONSIBLE FOR:
 - A. INDIVIDUAL LIFT STATION WITHIN THE HOME, INCLUDING MAINTENANCE
 - B. FOR ALL FORCE MAINS FROM THE HOME PROPER TO THE LOCATION WHERE THE TOWN CAN SERVICE THE FACILITIES WITH THE EXISTING GRAVITY FLOW SEWER SYSTEM. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-VERNON FRITZ.

It may be noted from Council discussion that this policy pertains only to individual lift stations maintained at no expense to the Town and that no authorization for a collective lift station is authorized.

Rod Despain also advised that an agreement, recorded with the County Recorder at the time of building permit may be helpful.

EXPENDITURES
GENERAL

None

APPROVAL OF
LIST OF
EXPENDITURES
FOR OCTOBER

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY SCOT SESSIONS, TO APPROVE THE LIST OF EXPENDITURES FOR OCTOBER, 1996. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-VERNON FRITZ.

APPROVAL OF
LIST OF
EXPENDITURES
FOR NOVEMBER

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY BRENT BLUTH, TO APPROVE THE LIST OF EXPENDITURES FOR NOVEMBER, 1996. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-VERNON FRITZ.

OTHER BUSINESS

LOAFER CANYON
SOUTH
SUBDIVISION,
PLAT A/FINAL

MOTION WAS MADE BY MAYOR JACOBSON SECONDED BY BRENT BLUTH, TO GRANT FINAL APPROVAL TO LOAFER CANYON SOUTH SUBDIVISION, PLAT A, WITH THE PROVISION THAT CONSTRUCTION DRAWING BE CHANGED TO INCLUDE SUB BASE AND ROAD BASE UNDER THE CURBING AND THE COST ESTIMATE BE ADJUSTED ACCORDINGLY AND THAT THE ESCROW ACCOUNT FOR ROAD AND WATER LINE BE SET UP. VOTE: POLL - JIM NICOLET-AYE, MAYOR JACOBSON-AYE, BRENT BLUTH-AYE, SCOT SESSIONS-AYE, ABSENT(1)-VERNON FRITZ. MOTION PASSES 4-0.

APPROVAL OF
MINUTES OF
10-29-96

MOTION WAS MADE BY BRENT BLUTH SECONDED BY MAYOR JACOBSON, TO APPROVE THE MINUTES OF 10-29-96 AS CONSTITUTED. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-VERNON FRITZ.

APPROVAL OF
MINUTES OF
11-12-96

MOTION WAS MADE BY SCOT SESSIONS SECONDED BY BRENT BLUTH, TO APPROVE THE MINUTES OF 11-12-96 AS CONSTITUTED. VOTE: YES-(4), NO-NONE(0), ABSENT(1)-VERNON FRITZ.

ADJOURNMENT

MOTION WAS MADE BY SCOT SESSIONS SECONDED BY MAYOR JACOBSON TO ADJOURN.
VOTE: YES-(4), NO-NONE(0), ABSENT(1)-VERNON FRITZ


Town Clerk