PARK CITY COUNCIL MEETING
SUMMIT COUNTY, UTAH
AUGUST 22, 2002

PUBLIC NOTICE IS HEREBY GIVEN that the City Council of Park City, Utah will hold its regularly scheduled meeting at the Marsac Municipal Building City Council Chambers, 445 Marsac Avenue, Park City, Utah for the purposes and at the times as described below on Thursday, August 22, 2002.

Closed Session

3:30 p.m. Litigation

Work Session

4:20 p.m. Council questions/comments
5:10 p.m. City Park Master Plan
5:40 p.m. Review of regular meeting
5:50 p.m. Break

Regular Meeting

6:00 p.m.

I ROLL CALL

II PUBLIC INPUT

III COMMUNICATIONS FROM COUNCIL AND STAFF

IV WORK SESSION NOTES AND MINUTES OF MEETINGS OF JULY 11, 2002 AND JULY 18, 2002

V CONSENT AGENDA PUBLIC HEARINGS

1. Ordinance zoning Sunnyside Subdivision - **Motion to continue to September 29, 2002**

2. Ordinance approving a plat amendment at 350 ½ Main Street - **Motion to continue to a date uncertain**

3. Ordinance approving a condominium record of survey for April Mountain - **Motion to continue to August 29, 2002**

4. Ordinance - 1641 Lakeside Circle record of survey plat - **Motion to continue to a date uncertain**

5. Ordinance approving an amended record of survey for Sterlingwood Condominiums, Units 1 - 6 and 16 - 18, located at 7800 Royal Street East, Park City, Utah

6. Ordinance approving a six month time extension for the vacation of a portion of the platted Marsac Avenue between platted First and Second Streets, adjacent to Lots 6 and 7, Block 52 of the Park City Survey, Park City, Utah

7. Ordinance amending Title 11 of the Municipal Code of Park City to update the effective editions of the Building Codes

8. Master Festival License for a Community September 11 Memorial to be held at City Park

VI CONSENT AGENDA

1. Ordinance approving an amended record of survey for Sterlingwood Condominiums, Units 1 - 6 and 16 - 18, located at 7800 Royal Street East, Park City, Utah

2. Ordinance approving a six month time extension for the vacation of a portion of the platted Marsac Avenue between platted First and Second Streets, adjacent to Lots 6 and 7, Block 52 of the Park City Survey, Park City, Utah

3. Ordinance amending Title 11 of the Municipal Code of Park City to update the effective editions of the Building Codes

4. Master Festival License for a Community September 11 Memorial to be held at City Park

5. Authorization to staff to enter into a professional services agreement with Hansen, Allen and Luce Engineers for general services for the Park City Water System

VII ADJOURNMENT

SPECIAL CITY COUNCIL CLOSED SESSION
SUMMIT COUNTY, UTAH
AUGUST 23, 2002

PUBLIC NOTICE IS HEREBY GIVEN that the City Council of Park City, Utah will hold a special closed session to discuss personnel matters on Friday, August 23 at 8 a.m. at the Marsac Municipal Building.

Posted: 08/19/02
See parkcity.org

PARK CITY WORK SESSION NOTES
SUMMIT COUNTY, UTAH
AUGUST 22, 2002

Present: **Mayor Dana Williams; Council members Peg Bodell, Kay Calvert, Candace Erickson, Jim Hier; and Fred Jones**

Tom Bakaly, Assistant City Manager; Bob Johnston, Leisure Services Director; Ron Ivie, Chief Building Official

Dick Welch, resident of The Cove; Dean Schulman, Chairman of the Parks and Recreation Board

1. **Council questions/comments.** Kay Calvert commented on the success of the Summer Tour. Candace Erickson stated that the ULCT is working on fireworks legislation with the City. Other issues include water and highway funding which is in jeopardy. She continued to report that the Parks and Recreation Board is looking for some Council direction on use of the old sewer site as green space. There was discussion on the RAP Tax and Jim Hier believed applications are due by October 1. There is some concern about distribution of funds on a population basis, and the County is considering different criteria. The City requested more information regarding the status of distribution guidelines at the Interagency meeting. Ms. Erickson complimented staff on the picnic sessions hosted by the Parks Department and the Summer Tour.

In response to a question from Peg Bodell, Lloyd Evans reported that the children's safety kit has been distributed to City employees to initially evaluate the product before it is distributed throughout the community. She asked if other communities have programs because child abductions seem to be occurring at an alarming rate. The Chief believed that there is more media attention to child abductions and a number of communities are starting to take a more proactive effort in educating citizens about child safety issues. Several high profile cases have top media attention, but overall nationwide, incidences of kidnaping is actually declining. The kit is very simple and includes fingerprints, pictures and identifying birthmarks, etc. Ms. Bodell asked for follow-up on the Park Meadows fireworks as she is still receiving public comments and asked for clarification on the zoning of Sunnyside Subdivision. The Mayor understood that the Planning Commission has not completed its review which needs to occur before it is scheduled for City Council. Ms. Bodell stated that she and Ms. Calvert attended the Governor's Thousand Day Plan unveiling. She relayed her disappointment in the narrowly focused recommendations from the committee to Congressman Ure. The report does not address tourism or cultural projects, but seems heavily weighted on attracting technology to Utah. She discussed the excellent points made by the School District speaker today, who made many parallels to academia and municipal government. Jim Hier reported on the Interagency meeting where consolidating communication systems was addressed. Chief Lloyd Evans explained that the County hired a consultant for eastern Summit County and another study was contemplated for this end of the study. Now the direction is to conduct the study in-house but the Summit County Commission has taken staff off the project. The expanded emergency services for the Olympics were overlays and only temporary.

Mayor Williams thanked the *Park Record* and KPCW on their coverage of the Summer Tour which was very helpful. He discussed the poor condition of Main Street and 4th Street where an injury occurred because of the potholes; staff will follow-up. He continued that he received a variety of letters from citizens about the affordable housing project proposed at Chatham Hills, and the lack of storm drain on Woodside. He recognized a resident in the audience who wanted to address Council.

2. Park Meadows County Club fireworks display. This discussion was not scheduled on the agenda. Dick Welch, resident, referred to his letter about the fireworks display at the Park Meadows County Club, which should never have been conducted under the conditions at the site. The wind was so strong, it carried debris in front of his house, across the street, and very close to Round Valley. He questioned how the display was ever permitted by the City with or without wind. There were small fires that were extinguished by the Fire Department. He questioned the poor decisions made by the Park Meadows Country Club and the professional fireworks contractor and this should never happen again. It seems that the City is inviting enormous legal exposure. Mr. Welch asked what the City will do so this will not occur again. The Mayor explained that he met with Ron Ivie, Chief Building Official, about this matter and understood that the permit included explicit conditions and the winds were double the limit specified. He relayed that Mr. Ivie was extremely upset about the event but is out of town this afternoon and will get back to residents upon his return.

Mr. Welch left the building, and after the discussion of the Parks Master Plan, the Mayor recognized Ron Ivie in the audience. Chief Official Ivie explained that the Park Meadows County Club violated the provisions of its permit and he will prosecute both the applicant and the pyrotechnical contractor if Council so desires. Jim Hier suggested that residents be provided with information on who to contact when there are violations. Calling 911 is appropriate and Mr. Ivie indicated that there is no way to prevent people from acting beyond the conditions of a permit. Since fire fighters were on the scene, Mr. Hier asked why they didn't stop the display. Mr. Ivie explained that they thought the fall-out was at a reasonable standard and that the extension wasn't that serious. It is not unusual for some straying beyond the area of design. Kay Calvert asked that the letters from residents be answered. The fines for violations of Class B misdemeanors were discussed. Ms. Bodell felt that this is a serious offense in a critical year. In response to a comment made by Ms. Bodell about processing applications, Mr. Ivie explained that if a contractor is licensed and meets other standards of the code, approval is not discretionary. In this case, all requirements of the code were met, but they did not abide by the terms of the permit. There was again discussion about fines which are determined by the judge not the City. Mr. Ivie stated that he would follow-up on this matter with the Legal Department.

3. **City Park Master Plan.** Bob Johnston referred to the work session held on July 11. Input from that meeting has been incorporated in the revised plan and since the Parks and Recreation Board met last night, there are additional adjustments to the staff report.

Dean Schulman, Chairman of the Parks and Recreation Board, stated that the most recent direction is the result of cumulative discussions over many months. It is believed that the proposed improvements will add to the character of the park and better accommodate utilities. The basketball court, contemplated north of the skate park at the drilling and mucking site, could also be used as a learning area for beginner skaters. This area will be bermed and landscaped to mitigate impacts. Installing a vert ramp was a consideration but the Board felt that other projects need attention and didn't want to lose the buffer and landscaping in the transition area. Landscaping will provide shade to the area which is badly needed. The Board is recommending eliminating circular traffic around Miners Hospital without precluding emergency access. It is hoped that this will discourage cruising, although some parking will be lost. This would free up additional park space and improve the appearance of the area. Ms. Schulman stated that it is suggested that the unattractive mucking and drilling rocks be moved across the street and the installation of benches and public art at the south end will be addressed at a later date.

Fred Jones asked about a phasing plan. Mr. Schulman felt that much of this can be accomplished this Fall, if approved by Council. Mr. Jones asked if there are outstanding issues with the Mawhinney lot and Jim Hier advised that the Planning Commission extended the conditional use permit for parking with the understanding that the master plan would be revised. Tom Bakaly interjected that this portion of the park would probably have to go to the Planning Commission. Changes to the Mawhinney lot would have to occur next year because of the process and should be included in the Old Town Improvement Study with the bulb-out and pedestrian connection.

Ms. Calvert asked about the costs associated with the improvements and Mr. Schulman felt that this phase would be minimal. Bob Johnston explained that with Council concurrence, staff would proceed with bids for construction drawings, engineering services, etc. There was discussion about grading and possible environmental work. Jim Hier indicated his support of the plan. In response to a question from Peg Bodell, Dean Schulman explained the plans for a canopy to provide shade for the basketball court and skate park. She didn't feel it realistic to share the basketball court with skating. Mr. Johnston explained that there has been great success with the skate clinics and most of that activity takes place from 9 a.m. to 11 a.m. Basketball in the park typically starts at 2 p.m. or 3 p.m. to 9 p.m. and scheduling conflicts are not expected. Ms. Bodell emphasized that basketball occurs during the middle of the night creating a nuisance which has been easily dismissed by the Parks and Recreation Board. She continued that she is concerned about tearing out the perfectly good basketball court and turning it into a volleyball court. It could be easily transformed into an amenity for the tot lot and she is in favor of leaving it there. Sullivan Lane should be one-way and both bulb-outs on Park Avenue should be constructed at the same time. Mr. Bakaly stated that bulb-outs, lighting and cross walks could be added to the Old Town Improvements Study. She suggested that mucking and drilling may be better suited at Coalition Park. Mr. Schulman responded that the Board is open to all ideas and the north campus area of the Library was only a temporary solution. Ms. Erickson commented that she attended the lengthy Parks Board meeting where volleyball was considered a conflict with the skate park because of sand. In response to a question from the Mayor, the City Engineer felt that one-way is appropriate but it is important to have input from residents as it can be inconvenient. Jim Hier felt that one-way on Sullivan Road should be included in the master plan. The Mayor believed that redesigning the drain area in the north end would create more space and could possibly accommodate volleyball courts. He pointed out that the addition of a vert ramp would complete the skate park; more kids skate than play baseball these days. Kay Calvert felt this has some merit because of the skate park's popularity. Jim Hier countered that he is inclined to wait two or three years before considering modifications to it, because a substantial amount of funding has already been dedicated to this project and there are other needs in the park. The Mayor pointed out that he is not receiving public input on other recreation needs other than the skate park. Ms. Erickson stated that she is not willing to spend money on a vert ramp at this time, but is willing to provide space for it in the future as all options need to be considered. Mr. Johnston added that there may be an opportunity for the vert in the future on the south side, rather than the north end, as the grade there is more favorable.

Mr. Jones emphasized the importance of having long-range objectives outlined in the master plan and asked about time frames. Mr. Schulman explained that the tot lot is slated for next year and the full development of the park is estimated from three to five years. He recognized Council's priority of getting the tot area fenced and It is hoped that park planning is completed before that project proceeds. Mr. Jones indicated his concern that the master plan be implemented and not recreated. Bob Johnston clarified that this is an update from the 1997 master plan and most components of that plan are included in this document. Fred Jones expressed his support of the master plan, and Council members concurred.

There was discussion among members about scheduling discussion on uses for the old sewer treatment plant at a future meeting. Mr. Schulman added that the trails subcommittee of the Parks and Recreation Board is considering alternatives for the site. Jim Hier felt that this may be the most probable site for affordable housing in the City which needs consideration. There is the McLeod Creek area and Racquet Club facility already serving that area. He discouraged proceeding with substantial work on park plans before this discussion occurs. Peg Bodell requested that staff provide information on other sites suitable for affordable housing. Ms. Erickson pointed out that McLeod Creek is a trail and the Racquet Club is not a park either. Mr. Hier agreed. Tom Bakaly referred to the report presented to Council recently on neighborhood parks and urged members to review that information again and follow-up with staff.

3. **Review of regular meeting.** See regular meeting minutes.

Prepared by Janet M. Scott

PARK CITY COUNCIL MEETING
SUMMIT COUNTY, UTAH
AUGUST 22, 2002

I ROLL CALL

Mayor Dana Williams called the regular meeting of the City Council to order at approximately 6 p.m. at the Marsac Municipal Building on Thursday, August 22, 2002. Members in attendance were Dana Williams, Peg Bodell, Kay Calvert, Candace Erickson, Jim Hier, and Fred Jones. Staff present were Toby Ross, City Manager; Mark Harrington, City Attorney; Jonathon Weidenhamer, Planner; Kevin LoPiccolo, Planner; and Michelle Barrus, Special Events Coordinator.

II PUBLIC INPUT

The Mayor invited the public to comment on any matter not scheduled on the agenda.

Summit County/Park City Arts Council - Elizabeth Swank, President, stated that they received an anonymous donation to create a memorial tribute to the emergency and rescue efforts of 9-11 and to recognize these professionals in our community. It is their goal to raise $1.1 million but they can't proceed with fund-raising until the site is identified. Although it could be installed in the County, she would like to have it in Park City and suggested the south end of City Park. She felt that the community will support a memorial park at that location because it is a quiet portion of the park. Ms. Swank urged Council to direct staff to work aggressively with the Arts Council on a location for the project to demonstrate the City's support. The Mayor pointed out that the Coalition Park on Park Avenue may have more room than the site at the south end of City Park. Ms. Swank explained that the concept is for two 12' black granite structures, sculptures of rescue personnel, and benches. Peg Bodell felt that there may be several suitable locations which can be better defined with a more specific design and staff can provide a list of parcels. The Mayor indicated that he received an email from a resident supportive of a commemorative project, but also creating a fund for widows and orphans of fire fighters and/or police officers. Ms. Swank agreed that that is a worthy cause. and emphasized that they are at the beginning stages. The City Manager stated that staff will contact her and follow-up with City Council.

III COMMUNICATIONS FROM COUNCIL AND STAFF

There was discussion about the status of the final Olympic report.; Peg Bodell asked that departments include comments about their experiences and lessons learned.

IV WORK SESSION NOTES AND MINUTES OF MEETINGS OF JULY 11, 2002 AND JULY 18, 2002

Peg Bodell, "I have reviewed the minutes and move approval". Candace Erickson seconded. Motion carried unanimously.

V CONSENT AGENDA PUBLIC HEARINGS

Mayor Williams pointed out that the following four items are intended to be continued and asked if anyone in the audience would like to address any item. Hearing no public input, he requested a motion to continue. Peg Bodell, "I so move". Kay Calvert seconded. Motion carried unanimously.

1. Ordinance zoning Sunnyside Subdivision - **Motion to continue to September 26, 2002** - See motion.

2. Ordinance approving a plat amendment at 350 ½ Main Street - **Motion to continue to a date uncertain** - See motion.

3. Ordinance approving a condominium record of survey for April Mountain - **Motion to continue to August 29, 2002** - See motion.

4. Ordinance - 1641 Lakeside Circle record of survey plat - **Motion to continue to a date uncertain** - See motion.

5. Ordinance approving an amended record of survey for Sterlingwood Condominiums, Units 1 - 6 and 16 - 18, located at 7800 Royal Street East, Park City, Utah - Jonathon Weidenhamer, Planner, explained that the application is for conversion of common deck area and the Planning Commission rendered a positive recommendation on August 14, 2002. The Mayor invited the Council and the public to comment. Hearing none, the public hearing was closed.

6. Ordinance approving a six month time extension for the vacation of a portion of the platted Marsac Avenue between platted First and Second Streets, adjacent to Lots 6 and 7, Block 52 of the Park City Survey, Park City, Utah - Kay Calvert disclosed that she will be abstaining as she is a co-applicant. Kevin LoPiccolo stated that this is a request for an extension for the vacation portion of the project. Earlier City Council approved an extension of six months to record the plat. Hearing no questions or comments from Council or the audience, the public hearing was closed.

7. Ordinance amending Title 11 of the Municipal Code of Park City to update the effective editions of the Building Codes - Mark Harrington referred to his staff report. Approval of the ordinance is recommended so our code is consistent with state codes. Hearing no public input, Mayor Williams closed the public hearing.

8. Master Festival License for a Community September 11 Memorial to be held at City Park - Michelle Barrus explained that activities are planned on Main Street and at City Park. The Mayor stated that the Fire Chief is recommending that the 10 o'clock whistle be blown at the times the World Trade Center buildings fell. At that time, there will be a silent parade of officers on Main Street, and a gathering at City Park at 6:30 p.m. with speakers and music. In response to a question from Candace Erickson, the City Manager advised that a Planning Commission meeting is scheduled on that date. Peg Bodell recommended that the Commission postpone the meeting.

The Mayor invited the audience to comment. Hearing no input, the public hearing was closed.

VI CONSENT AGENDA

Fred Jones, "I move to approve the Consent Agenda as presented". Jim Hier seconded. Motion carried.

Peg Bodell	Aye
Kay Calvert	Aye, Abstention Item 2
Candace Erickson	Aye
Jim Hier	Aye
Fred Jones	Aye

1. Ordinance approving an amended record of survey for Sterlingwood Condominiums, Units 1 - 6 and 16 - 18, located at 7800 Royal Street East, Park City, Utah - See staff report and public hearing.

2. Ordinance approving a six month time extension for the vacation of a portion of the platted Marsac Avenue between platted First and Second Streets, adjacent to Lots 6 and 7, Block 52 of the Park City Survey, Park City, Utah - See staff report and public hearing.

3. Ordinance amending Title 11 of the Municipal Code of Park City to update the effective editions of the Building Codes - See staff report and public hearing.

4. Master Festival License for a Community September 11 Memorial to be held at City Park - See staff report and public hearing.

5. Authorization to staff to enter into a professional services agreement with Hansen, Allen and Luce Engineers for general services for the Park City Water System - See staff report.

VII ADJOURNMENT

With no further business, the regular meeting of the City Council was adjourned.

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The meeting for which these minutes were prepared was noticed by posting at least 24 hours in advance and by delivery to the news media two days prior to the meeting.

Prepared by Janet M. Scott

Janet M. Scott

Janet M. Scott, City Recorder