

**PARK CITY COUNCIL WORK SESSION NOTES
SUMMIT COUNTY, UTAH
DECEMBER 15, 2011**

Present: Mayor Dana Williams; Council members Alex Butwinski; Joe Kernan; Cindy Matsumoto; and Liza Simpson

Tom Bakaly, City Manager; Mark Harrington, City Attorney; and Phyllis Robinson, Public Affairs Manager

Dr. Tom Miller, President of the National Research Center

Absent: Council member Dick Peek

1. Council questions/comments. Cindy Matsumoto acknowledged that this is Joe Kernan's last meeting, and relayed that it has been a pleasure working with him. Mayor Williams discussed serving on the Mosquito Abatement Board. He distributed correspondence from the Mountain Partnership and discussed meeting with a number of water districts over the week on developing a true regional water system. He and Heinrich Deters had dinner with Paul Bremmer, former US ambassador to Iraq, who is involved in organizing a hand-cyclist event for injured soldiers which will pass through Park City in June. The Mayor discussed efforts to form a Latino Advisory Council. He thanked Joe Kernan for his eight years of service on the City Council and complimented him on serving the community extremely well. Mr. Kernan was influential in changing policy because of his participation which has made a difference.

2. Presentation of National Citizen Participation Survey. Phyllis Robinson introduced Dr. Tom Miller who works with communities across the country and also the International City Management Association. Dr. Miller commented about how Park City reminds him of his home in Boulder however Park City's ratings on the Citizens Survey are much better. Because they do these surveys across the country and don't presume to know the communities, they always team with a local partner or staff member and Phyllis Robinson has been extremely helpful. Sometimes citizen surveys reconfirm ideas elected officials already have, quantify the local government's performance, and measure outcomes. Through this window, the City hears from people it normally doesn't hear from and many respondents have never been to a public hearing. Survey results provide a different perspective. Hearing from consumers is useful and information from the survey is already being used by Park City. Dr. Miller again mentioned his partnership with ICMA and also the National League of Cities. The Citizen Survey has been conducted in over 250 jurisdictions around the country and information is quantitatively integrated for benchmarking purposes. He noted that survey results are used for budgeting, strategic planning, and performance tracking. Park City sampled 1,200 households by mail selected at random where there was a 30% response rate. Typically, the response rate is between 25% and 40% and the margin of error is about 5%. The data is weighed so that the demographic profile of the

sample mimics the 2010 Census. He presented information through a PowerPoint presentation.

Dr. Miller referred to a high rating for ease of bus travel which is rarely seen anywhere and discussed good ratings for streets and signals. However, Park City had a weak rating for affordable housing and 40% of the population is spending more than 30% of their income on housing. The overall appearance of Park City is very positive and the quality of new development is roughly what is seen in other cities. Planning, code enforcement and animal control rated higher than in comparison areas. Dr. Miller stated that economic sustainability is very positive even though employment opportunities were scored excellent to good by 43% of the respondents which is well above the average. Renters rated employment opportunities higher than owners as there might be some jobs that are more appealing to renters.

Public safety numbers are very high and the scores between day and night are miniscule. About 10% of residents relayed that they had been victimized by a crime which is below the average. Public safety and EMS services are rated high as well as environmental sustainability. Dr. Miller relayed that utility services are rated very high except for water which was low and stood out from other scores. Opportunities for recreation was the highest rating that the National Research Center has seen among 239 jurisdictions. Cultural events, education and library ratings are high and the public school ratings were above benchmark. Seventy percent gave excellent or good ratings to the availability of affordable quality health care. Park City was rated well for raising children but the availability of affordable child care scored low. Discussion ensued on services the City does not deliver but influence what people think of Park City. Dr. Miller relayed that a high percentage of people felt there are volunteer and community opportunities and Park City rated very well for value of services for taxes paid. The feeling about the overall direction the City is taking varies depending on the demographics. About 50% to 70% of residents had some contact with local government over the past year and interactions with City employees were rated positively.

He explained that the service ratings most highly linked to the overall rating of a local government's performance are identified as key drivers and for Park City they are police and recreation services. This is another way of finding what services people feel are important. When asked about emergency preparedness, most responded that they were somewhat prepared but most were not. The survey asked citizens their willingness to pay for reduction of density on Treasure and 72% were willing to pay something to remove the entire density and \$175 per year was the median amount. There was less support for reducing some of the density rather than all of it at 51% and the median payment was about \$1 per year.

Dr. Miller stated that overall City services received higher ratings by newcomers as did the overall direction of Park City compared to residents who have lived here 20 or more years. The Mayor commented that it could be that long-time residents get used to a high level of service. Dr. Miller felt that there could be folks that have been here a long

time and have seen changes that may not be what they are looking for. He addressed the low child care score but 50% did not answer the question.

The conclusions of the National Research Center included strong public trust, alternate transportation, cleanliness of the community, preservation of open space, and sustainability scores. Police and recreation services are identified as key drivers. Joe Kernan noted that the City Council has made a conscious investment in the Police Department which doesn't make everyone happy. With regard to perceptions and reality, Mayor Williams referred to concerns about growth in the community while the 2010 Census reflects only growing by about 20 people a year. Joe Kernan believes that the survey information helps elected officials to ask questions.

Alex Butwinski stated that it is hard to believe that anyone would feel unsafe on Main Street during the day. Dr. Miller explained that older people tend to feel more unsafe than younger people. Crime statistics are readily available but victimization rates come from surveys and Park City has a lower rate than experienced in other places. The Mayor felt that the survey results provide some direction although members are aware of the challenges of affordable housing and water. He likes the consistency of the findings of the survey with the Community Visioning done a year and a half ago. Dr. Miller commented that the concern about growth is common in attractive communities. Liza Simpson pointed out the growth in special events; the town is a lot busier which may contribute to the perception that it is due to population growth.

Mr. Butwinski noted that the survey revealed that well over 50% are registered voters and voted in the last election which he questioned. He felt that there may be reluctance on some of the questions to be truthful. Dr. Miller acknowledged that some questions prompt socially desirable answers and added that wealthier communities give themselves higher ratings. Mayor Williams expressed that the survey results were fascinating to read. Liza Simpson stated that this makes her very proud of City staff. Alex Butwinski felt it may have been helpful to include more than four ski towns.

Prepared by Janet M. Scott, City Recorder

**PARK CITY COUNCIL MEETING
SUMMIT COUNTY, UTAH,
DECEMBER 15, 2011**

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, December 15, 2011. Members in attendance were Dana Williams, Alex Butwinski, Joe Kernan, Cindy Matsumoto, and Liza Simpson. Dick Peek was absent and excused. Staff present was Tom Bakaly, City Manager; Wade Carpenter, Chief of Police; Tyler Poulson, Sustainability and Environmental Coordinator; Scott Robertson, IT Manager; and Mark Harrington, City Attorney.

II COMMUNICATIONS AND DISCLOSURES FROM COUNCIL AND STAFF

Swearing in of Police Officers Corey Allinson and Jesse Bates – Police Chief Wade Carpenter introduced the officers and the Mayor administered the oaths of office.

III PUBLIC INPUT (*Any matter of City business not scheduled on the agenda*)

Occupy Park City – Tyler Galovich, Kamas resident and Occupy Park City organizer, discussed an organization called *Move to Amend* and distributed information about it. The rights protected by the Constitution of the United States are for natural persons and artificial entities such as corporations, etc. established by the laws of any state should have no rights under the Constitution and are subject to regulation by the people. He read portions of the amendment from the pamphlet also addressing campaign contributions. He believed this will be a long process and he spoke about the militarization of America. Rather than making copies of this information for Council members, Liza Simpson encouraged Mr. Galovich to send information to their City email addresses.

IV WORK SESSION NOTES AND MINUTES OF MEETING OF DECEMBER 1, 2011

Alex Butwinski, "I move we approve the work session notes ad minutes of the meeting of December 1, 2011". Cindy Matsumoto seconded. Motion carried.

Alex Butwinski	Aye
Joe Kernan	Aye
Cindy Matsumoto	Aye
Dick Peek	Absent
Liza Simpson	Aye

V CONSENT AGENDA (*Items that have previously been discussed or are perceived as routine and may be approved by one motion. Listed items do not*)

imply a predisposition for approval and may be removed by motion and discussed and acted upon under “Additional Discussion – Agenda Items”)

Alex Butwinski, “I move that we remove Consent Agenda Item No. 3”. Joe Kernan seconded. Motion carried. Joe Kernan, “I move to approve all of the items on the Consent Agenda except Item No. 3”. The Mayor confirmed the amount of two premium payments under Item No. 6 as final numbers were not available at the time the meeting packet was distributed. Liza Simpson seconded. Motion carried.

Alex Butwinski	Aye
Joe Kernan	Aye
Cindy Matsumoto	Aye
Dick Peek	Absent
Liza Simpson	Aye

1. Consideration of acceptance of Comprehensive Annual Financial Report for 2011 – Approved.

2. Consideration of a change order to the 3rd Street Stairs Construction Agreement with Northridge Construction, Inc., for additional work in an amount of \$48,802, in a form approved by the City Attorney – Approved.

3. Consideration of a Memorandum of Understanding for the Destination Tourism and Community Events Partnership, in a form approved by the City Attorney – In response to a question from Alex Butwinski, Bill Malone, Director of the Chamber/Bureau, clarified that the job description in the staff report is Bob Kollar’s current position and a new position is not being created. Joe Kernan, “I move approval of the Memorandum of Understanding for the Destination Tourism and Community Events Partnership”. Cindy Matsumoto seconded. Motion carried.

Alex Butwinski	Aye
Joe Kernan	Aye
Cindy Matsumoto	Aye
Dick Peek	Absent
Liza Simpson	Aye

4. Consideration of Contract Amendment No. 2 with Applied Geotechnical Engineering Consultants (AGEC) for design and construction management services for the Royal Street Emergency Repairs in a form approved by the City Attorney for an amount of \$3,237, in a form approved by the City Attorney – Approved.

5. Consideration of final payment to Granite Construction Company for the Royal Street Emergency Repairs for an amount of \$384,315, in a form approved by the City Attorney – Approved.

6. Consideration of authorization of the following Insurance premium payments for the 2012 City insurance placement covering a one-year period January 1, 2012 through January 1, 2013: \$118,724 Premium payment to States Self-Insurers Risk Retention Group, Inc.; \$4,104 premium payment to States Self-Insurers Risk Retention Group, Inc. for Potable Water Treatment Operations insurance supplements; \$127,676 premium payment to Workers Compensation Fund; \$85,453 premium payment to Affiliated FM for property, boiler and machinery insurance; and \$1,630 premium payment to Hartford for property insurance for 1255 Iron Horse Drive – Approved.

VI NEW BUSINESS (*New items with presentations and/or anticipated detailed discussions*)

1. Consideration of a Resolution for Building Department fee waivers on new Renewable Energy Projects in 2012 – Tyler Poulson explained that the waivers apply to solar photovoltaic, solar thermal and small scale wind projects. Three applications were received in 2011 for renewable energy systems and the total fee waiver value was roughly \$1,700. The City Council asked that this be bought back on an annual basis for consideration. The Mayor invited public input; there was none. Alex Butwinski, “I move we approve a Resolution for Building Department fee waivers on new renewable energy projects in 2012”. Liza Simpson seconded. Motion carried.

Alex Butwinski	Aye
Joe Kernan	Aye
Cindy Matsumoto	Aye
Dick Peek	Absent
Liza Simpson	Aye

2. Consideration of a Resolution accepting the designation of specified areas within Park City Municipal Corporation limits to be Utah Recycling Market Development Zones – Tyler Poulson explained that the recycling market development zones were created in the mid-1990s at the state level. They allow companies involved with recycling activities to take advantage of special tax credits as long as they are located within a zone. He spoke about the potential of the Legislature discontinuing the program but if localities renew their zones before the year ends, their status will remain valid through the year 2015. In a response to a question from Alex Butwinski, Mr. Poulson explained that it is up to the municipality to determine what level of support it is going to extend and there is no base line commitment. Joe Kernan abstained from discussion or voting because he is the owner of a recycling company in the City. The Mayor invited public comment; there was none. Liza Simpson, “I move we approve a Resolution accepting the designation of specified areas within Park City Municipal Corporation limits to be Utah Recycling Market Development Zones”. Alex Butwinski seconded. Motion carried.

Alex Butwinski	Aye
Joe Kernan	Abstention
Cindy Matsumoto	Aye

Dick Peek	Absent
Liza Simpson	Aye

VII OLD BUSINESS (*Continued items*)

1. Consideration of an Ordinance approving a plat amendment for Lot 2 of Morning Star Estates, Park City, Utah – The Mayor opened the public hearing; there was no input. Cindy Matsumoto, “I move that we continue Old Business Item No. 1 to January 5”. Liza Simpson seconded. Motion carried.

Alex Butwinski	Aye
Joe Kernan	Aye
Cindy Matsumoto	Aye
Dick Peek	Absent
Liza Simpson	Aye

2. Consideration of a Resolution adopting retention and classification schedules for certain records maintained by Park City Municipal Corporation pursuant to the Utah Governmental Records Access and Management Act and replacing Resolution No. 33-08 in its entirety – Scott Robertson explained that this item has been continued a couple of times and all of the changes directed by the City Council are included in the draft Resolution. The Historic District Grant Log is a new category and meeting recordings for City Council, Planning Commission, Board of Adjustment and Historic Preservation Board will be kept permanently. Mr. Robertson stated that rather than being selective on what to keep, Historic District Design Review files will be maintained permanently. The Mayor opened the public hearing; there were no comments from the audience. Joe Kernan, “I move we approve the Resolution adopting retention and classification schedules for certain records maintained by Park City Municipal Corporation pursuant to the Utah Governmental Records Access and Management Act and replacing Resolution No. 33-08 in its entirety”. Alex Butwinski seconded. Motion carried.

Alex Butwinski	Aye
Joe Kernan	Aye
Cindy Matsumoto	Aye
Dick Peek	Absent
Liza Simpson	Aye

VIII ADDITIONAL DISCUSSION – AGENDA ITEMS

IX ADJOURNMENT

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

MEMORANDUM OF CLOSED SESSION

The City Council met in closed session at approximately 3:30 p.m. Members in attendance were Mayor Dana Williams, Alex Butwinski, Joe Kernan, Cindy Matsumoto, and Liza Simpson. Council member Dick Peek was absent and excused. Staff present was Tom Bakaly, City Manager; Diane Foster, Sustainability Manager; Thomas Eddington, Planning Manager; Tom Daley, Deputy City Attorney; Heinrich Deters, Trails Coordinator; Andy Beerman, Council-elect; Michael Kovacs, Assistant City Manager; Jonathan Weidenhamer, Economic Development Manager; and Mark Harrington, City Attorney. Alex Butwinski, "I move to close the meeting to discuss property and litigation". Joe Kernan seconded. Motion carried unanimously. The meeting opened at approximately 4:40 p.m. Alex Butwinski, "I move to open the meeting". Liza Simpson seconded. Motion carried.

Alex Butwinski	Aye
Joe Kernan	Aye
Cindy Matsumoto	Aye
Dick Peek	Absent
Liza Simpson	Aye

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, City Recorder

