

**PARK CITY COUNCIL MEETING
SUMMIT COUNTY, UTAH
MARCH 4, 2010**

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, March 4, 2010. Members in attendance were Dana Williams, Alex Butwinski, Candace Erickson, Joe Kernan, Cindy Matsumoto, and Liza Simpson. Staff present was Tom Bakaly, City Manager; Craig Sanchez, Director of Golf; Michael Kovacs, Assistant City Manager; Kathy Lundborg, Water Manager; Kayla Sintz, Planner; and Mark Harrington, City Attorney.

II COMMUNICATIONS AND DISCLOSURES FROM COUNCIL AND STAFF

1. Council comments, questions and/or disclosures – Candace Erickson informed members to expect to see bills that did not pass this year, return next year in some form. Museum activities were discussed. Cindy Matsumoto reported on the School District planning committee. Liza Simpson noted that she attended the Lodging Association where members seemed optimistic about the market. She discussed a pending study of properties rented by owners rather than property management companies and hoped the City could provide some information. Alex Butwinski spoke about the Public Art Advisory Board meeting.

The Mayor commented on an environmental meeting held in Salt Lake and the importance of Utah remaining a member of the Western Governors Conference on Climate Change. He stated that the City has been working with USSA on recognizing our Olympians. A resolution will be presented to Council next week and an event will be planned once the athletes return to town. Liza Simpson added that the Ambassadors are looking at honoring the athletes at the 4th of July Parade and Craig Sanchez reported on USSA schedules. The Mayor spoke about Google's invitation to cities to apply for a build and test ultra high-speed broadband network, and Park City's application will be coming to Council in two weeks.

2. Legislative update – Michael Kovacs reported on a water rights bill and an associated City amendment, and noted that the last day of the session is March 11. He updated members on school equalization measures and felt that this bill will return next year. The status of the property transfer tax, state retirement plan, anti-trust, off-highway vehicles, and MIDA bills were discussed. Joe Kernan believed off-highway vehicles may be an efficient way to travel in Park City in milder weather and Candace Erickson pointed out the dangers of traveling SR224 or SR248 in a small unprotected vehicle. Renewable energy grants to citizens were discussed and Mark Harrington believed a program could be designed similar to the Historic District Grant Program and Ms. Erickson suggested using the special improvement district approach to utilities.

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

None.

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

1. Consideration of a professional service agreement, in a form approved by the City Attorney, with Bowen, Collins and Associates for engineering services related to the design and construction management of the Judge Tunnel Pipeline in an amount of \$699,769 – Kathy Lundborg introduced Clint McAfee, project manager. She explained that the contract is for the design of the pipeline from the portal to the Quinns Junction treatment plant and will allow the City to divert or blend water. Construction is anticipated in the fall. In response to a question from the Mayor about routing to the Ontario, Ms. Lundborg explained that an analysis was conducted on this option and it was determined that costs were much higher and there is more flexibility for the City with this approach. The Mayor invited public input; there was none. Alex Butwinski, “I move that Council authorize the City Manager to execute a professional service agreement, in a form approved by the City Attorney with Bowen, Collins and Associates for engineering services related to the design and construction management of the Judge Tunnel Pipeline, in an amount of \$699,769”. Joe Kernan seconded. Motion unanimously carried.

2. Consideration of findings of fact, conclusions of law and order regarding the appeal of a Conditional Use Permit for 1440 Empire Avenue heard by the City Council on February 25, 2010 – Kayla Sintz pointed out a few recommended changes to the draft in the packet and read them into the record. Liza Simpson questioned the loss of light finding and Mark Harrington explained that it is included in the criteria for a CUP and referred to the shadow studies. Alex Butwinski felt it should be removed because he didn't feel the decision to remand was based on loss of light. After discussion, a majority of members felt the loss of light finding should remain. The Mayor invited public input.

John Stafsholt, Woodside Avenue, stated that he attended some of the hearings and encouraged the Council to look at a realistic number of parking spaces because 12 can not accommodate the number of beds.

Liza Simpson, “I move we approve the findings of fact, conclusions of law and order regarding the appeal of a Conditional User Permit for 1440 Empire Avenue heard by the City Council on February 25, as amended by Kayla”. Alex Butwinski seconded. Motion carried.

Alex Butwinski	Aye
Candace Erickson	Aye
Joe Kernan	Abstention

Cindy Matsumoto
Liza Simpson

Aye
Aye

V 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 6:30 p.m. Members in attendance were Mayor Dana Williams, Alex Butwinski, Candace Erickson, Joe Kernan, Cindy Matsumoto, and Liza Simpson. Staff present was Tom Bakaly, City Manager; Matt Cassel, City Engineer; Michael Kovacs, Assistant City Manager; Tom Daley, Deputy City Attorney; and Mark Harrington, City Attorney. Joe Kernan, "I move to close the meeting to discuss property, litigation and personnel". Liza Simpson seconded. Motion carried unanimously. The closed session adjourned at approximately 9 p.m.

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

