

TENTATIVE MASTER AGENDA

PARK CITY COUNCIL MEETING

SUMMIT COUNTY, UTAH

DECEMBER 12, 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, December 12, 2002.

Closed Session

2:00 p.m. Property and litigation

Work Session

3:00 p.m. Council questions/comments

3:30 p.m. [BFI update](#)

3:50 p.m. [Art policy](#)

4:10 p.m. [Dog sledding - Round Valley](#)

4:30 p.m. [YAC recommendations](#)

4:40 p.m. [Army Corps of Engineers - cost sharing water projects](#)

4:50 p.m. Presentation - POST certificate - Rick Ryan

5:00 p.m. Review of regular meeting

[Plat amendment](#)

[Lease](#)

[301 Main Street - display of public art](#)

 Other meeting questions/comments

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 MEETING OF [NOVEMBER 7](#) AND [NOVEMBER 14, 2002](#)

V CONSENT AGENDA PUBLIC HEARING

1. Ordinance amending Chapter 11 of the Sign Code, Title 12 of the Municipal Code of Park City, Utah (motion to continue to December 19, 2002)
2. [Ordinance approving the Third Amended Record of Survey for Marsac Mill Manor and the Silver Mill House](#)
3. [Application for display of public art on Second Street right-of-way - 301 Main Street](#)

VI CONSENT AGENDA

1. [Ordinance approving the Third Amended Record of Survey for Marsac Mill Manor and the Silver Mill House](#)
2. [Application for display of public art on Second Street right-of-way - 301 Main Street](#)

3. [Lease with the Park City Presbyterian Church for use of space within the Park City Library and Education Center](#)
4. [Resolution abandoning the establishment of the Park City Old Town Business Improvement District](#)
5. [Ordinance amending Title 4, Chapter 2 of the Municipal Code, Business Licensing in General \(Old Town Business Improvement District\)](#)

VIII ADJOURNMENT

PARK CITY COUNCIL SPECIAL WORK SESSION

DECEMBER 10, 2002

PUBLIC NOTICE IS HEREBY GIVEN that the City Council of Park City, Utah will hold special work sessions on Tuesday, December 10, 2002 at the Marsac Municipal Building City Council Chambers. The Old Town Improvement Study will be discussed from 1 p.m. to 5 p.m. and the Economic Development Strategic Plan from 5 p.m. to 7 p.m.

Posted: 12/09/02

Note: This future meeting schedule is TENTATIVE and subject to change.

PARK CITY COUNCIL TENTATIVE MEETING SCHEDULE

December

- 19 Closed session - property
 Affordable housing update - work
 Annexation Policy Plan and LMC Chapter 8 (work 40 min) public hearing - KW
 2003 Insurance
 Water bond
 Amendments to sign code (banners) hearing - RM
 CDBG public hearing
 Acceptance of audit report - work and consent
 Ordinance approving an amended Record of Survey for Three Kings Condominiums,
 located at 1420-1585 Three Kings Drive, Park City, Utah - JW
 Ordinance - HOA noticing
 Ordinance - 7560 Royal Street East - Inn at Silver Lake - BR
 Letter of intent - ice facility - TB

- 26 No Meeting

January 2003

- 2 No meeting
- 9 Ordinance - setting forth meeting dates
 Nightly rental ordinance - PP
 Economic development - work - RL
 Nightly rentals - PP
 Customer service program - BS
 Annexation Policy Plan and LMC Chapter 8 - action
- 16 No meeting
- 23

30

February 2003

6

13 Departmental budget reviews

20

27

Fee resolution review - June 2003

DATE: December 19, 2002
DEPARTMENT: Public Works
AUTHOR: Jerry Gibbs
TITLE: Main Street Trash & Recycling
TYPE OF ITEM: Informational

SUMMARY RECOMMENDATION: Discuss changes to the Main Street trash procedures & citywide recycling.

DESCRIPTION

Topic Main Street Trash & City Wide Recycling

Background The Summit County Commission entered into a contract with BFI in November 99. The general terms of the contract as it relates to Main Street are:
BFI has an exclusive right to provide services to commercial businesses,
Commercial businesses (except home business) are required to subscribe to the service.
Collection for non-payment is a BFI issue.
County will subsidize commercial rates by not charging a tipping fee.

The following is Kevin Callahan's staff report to the County Commission for their December 5 meeting.

In early 2000, BFI began discussions with the former Public Works Director and our solid waste consultant, Michael O'Hara, of changes to the November 1999 trash hauling contract. These refinements dealt with policies and collection issues for condominiums, Main Street, Park City businesses, special charges for extra services and other matters. At the Board of County Commissioners meeting of November 20, 2000, the Commission discussed proposed policy and rate changes but it never adopted any of the changes. The minutes of that meeting (attached) note that those items were meant to be scheduled back before the Commission at a later date. Staff has been unable to find any subsequent Commission discussion or action on these items. However, since early 2001 both BFI and County Public Works have been operating on the understanding that these policies were adopted by the Commission. As a result of the installation of trash compactors in Swede Alley to handle increased trash volumes for the Olympics, BFI proposed changes to its rates for Main Street businesses and this brought the issue to our attention.

Proposed Policies

Policy 1 establishes a procedure for the Commission or their designated representative to formulate policies for implementing or clarifying the contract language. I would recommend that this policy be clarified by the following language in bold:

*“The Commission or their designated representative shall, from time to time as circumstances deem necessary, formulate policies for the purpose of implementing and/or clarifying the language of the Contract or the Ordinance. **These changes may be recommended by the Public Works Administrator but shall be adopted by the Commission before they become effective.** The goals of these Policies shall be to ensure fair treatment of both the Contractor and the citizens of Summit County regarding solid waste collection services and associated fees, and to ensure that continuous and effective waste collection services are provided in a manner that protects the public and the environment, and further to ensure that such services are provided at the least cost. These Policies shall remain in effect until modified or otherwise removed by the Commission who, from time to time shall review these Policies and may direct the development of new policies as they see fit.*

Policy 2 covers what can be disposed of at a Class I landfill (Three Mile Canyon) and limits that landfill to residential and commercial waste delivered by the Contractor and limits commercial collection of commercial waste exclusively to the Contractor but allows competition for the collection of construction and demolition (C&D) waste. This provision is consistent with the exclusive rights provided the Contractor by their Contract with Summit County.

Policy 3 provides for oversight of contractor billing and allows for changes in consultation with the Contractor for temporary or permanent billing changes.

Policy 4 establishes a policy for determining if certain condominium projects are determined to be residential or commercial. Virtually all projects reviewed thus far have been determined to be commercial and therefore subject to paying for their own trash service.

Policy 5 details the process for BFI to pick up from properties along private roads based on gaining permission from the owners of the road for access and a determination that the road is adequately maintained to allow access. Staff would recommend changing the process to allow the Public Works Administrator to determine if an alternative collection system is feasible.

Policy 6 prohibits the disposal of construction and demolition waste which does meet the Department of Environmental Quality’s definition of C&D waste at a Class IV landfill.

Policy 7 provides for special service requests by the elderly or disabled to be considered by the Public Works Administrator at no additional charge with that decision able to be appealed to the Board of County Commissioners.

Policy 8 provides for a process of allowing for manual collection of solid waste where automated collection is not feasible with the option of the Contractor charging a delivery fee for that alternative container if it is approved by the Commission.

Proposed Rate Changes

1. *BFI automated collection of Main Street began in 2000 and was upgraded in preparation for the Olympics through the installation of compactors by the City in Swede Alley. A new fee schedule is proposed which lowers the rate which businesses pay 22% less than their 2002 rate has been proposed.*

BFI proposes to provide compactor service (Vertipak) for commercial customers at the standard container rate times a multiple of 3.5 (Example One 8-yard container is picked up weekly for \$68.42. The compactor rate would be $\$68.42 \times 3.5 = \239.47

BFI proposes to provide “extra lift” services (i.e. providing one dump of commercial container in addition to the normal service frequency) for commercial customers for an additional charge of the difference between the standard charge of 1/wk frequency and 2/wk frequency. (Example One 8-yard container is dumped for an extra lift for and additional charge of $\$147.91 - \$68.42 = \$79.49$).

BFI proposes to provide an optional manual commercial waste collection service on the west side of Main Street (Park City) at a rate of \$5.00 a bag each bag to be provided by BFI and paid for in advance.

BFI proposes to charge residents \$35 to exchange a residential container if requested by the resident, however, there will be no charge if a resident performs the exchange themselves, delivering the container clean and in good repair to BFI’s Summit County facility.

Proposed Contract Amendments

It has come to staff’s attention that there is a need for two amendments to 1999 BFI contract to deal with the collection of fees and overdue bills on Main Street in Park City and the establishment of a dispute resolution process for bills which are disputed.

Cost of Living Increase for 2004

BFI has requested a 1.4% increase in the cost of services for calendar year 2003 based on Section 3.4 of the contract which allows for cost adjustments based on the Consumer Price Index for urban Utah. The 2002 Wells Fargo Consumer Price Index for the Wasatch Front was 1.4%.

Recommendations

Staff would recommend that the Board of County Commissioners take the following actions:

Approve the proposed policies for implementing the November 1999 contract between BFI and Summit County.

Approve the proposed rate changes for special services not specified in the November 1999 Summit County/BFI contract.

Approve the proposed amendments to the contract which establish a collection process for businesses on Main Street in Park City.

Approve the proposed cost-of-living increase for BFI collection services for 2003.

Approve the collection fees for Main Street businesses.

The County Commission has asked for Item # 3 amendments to the contract be noticed for a public hearing. The hearing date has not been determined. The County Commission approved Items 1, 2, 4 & 5.

The citywide (except Deer Valley) recycling program has been included in the 2003 County budget. The program looks like it will be approved. The final decision has not been made.

Some Main Street businesses requested cardboard recycling. In our discussions with the recycling center a number of businesses bring their cardboard to their facility. This will provide a closer location and may encourage more businesses to recycle cardboard. A compactor has been purchased and should be in place in the compactor building on Swede Alley by February 1.

Kevin Callahan, Summit County Public Works Administrator and Gordon Raymond will be available for the discussion during the work session.

No formal action is required.

DATE: December 3, 2002
DEPARTMENT: Special Events and Facilities
AUTHOR: Michelle Barrus
TITLE: City Art Policies - DRAFT
TYPE OF ITEM: Discussion/Informational

SUMMARY RECOMMENDATION: Provide staff with direction regarding the City relationship with the Arts Council and public art and culture. Staff would like direction to determine which policies and procedures, if any, that Council feels are warranted to incorporate Arts into City and Community goals.

DESCRIPTION

Topic

Staff is seeking Council's direction for Art policies. Specifically for direction in the relationship we want to foster with the Arts Council and the process by which the City approves the outdoor display of arts and culture in public places. As stated under goal 4. World Class, Multi-Seasonal Resort Community in the Park City Goals and Targets for Action, the City Council has identified support for the Arts as a priority.

Background

Community support for the arts and cultural programs and events has been a long-standing tradition in Park City. Strong volunteer efforts and various non-profit organizations have combined to provide a variety of cultural activities and opportunities that make Park City a hub for art and cultural activities.

Park City's festivals and other arts activities are an important element within the local cultural spectrum. These special events serve to enrich the lives of residents and visitors alike. They also form an important base for Park City's regional and national identity, while providing a source of economic activity and community well-being.

The Arts Council is asking to become a permanent line item in Park City Municipal's budget, not just an annual grant, but for operating expenses every year. They seek \$30,000 annually to operate in return. The Arts Council is additionally seeking to become Park City Municipal Corporation's permanent City Arts Panel. The Arts Council states that it has been involved in identifying and placing significant pieces of art in public places. Their vision is to instill in local government and the community the concept of public art and culture as a normal, obvious element in all aspects of planning and development in such areas as public buildings, parks, hiking and biking trails, playgrounds, and commercial development.

The Arts Council would be the central agency for establishing and administering the City Arts Panel. It will name members to the advisory board panel and provide work as the liaison between the arts community and PCMC. In order to accomplish the task of creating a City Arts Panel, it would require \$30,000 annually for operating expenses in addition to the \$14,500 annual grant they currently receive. The Arts Council therefore requests a line item of \$44,500 \$30,000 for their operating expenses for current re-grant services and the additional advisory board panel services (see exhibit B).

Currently the outdoor display of art is regulated in the Land Management Code.

If Council chooses to allow the Arts Council to assume this new role, the City would need to amend the Land Management Code and implement new requirements for a process which would be codified in the Municipal Code.

Staff would recommend a new process like this: