PARK CITY COUNCIL MEETING MINUTES
445 MARSAC AVENUE
PARK CITY, UT 84060
SUMMIT COUNTY, UTAH

February 11, 2016

The Council of Park City, Summit County, Utah, met in open meeting on February 11, 2016, at 1:30 p.m. in the City Council Chambers.

WORK SESSION

1. Planning Commission Interviews:

The Council and Mayor Thomas interviewed Robert Dillon and Morgan Irvin for the open position on the Planning Commission. Following the interviews, the Council met in Closed Session to discuss the candidates.

Council Member Henney moved to close the meeting to discuss property, litigation, and personnel at 1:53 p.m. Council Member Gerber seconded the motion. Voting Aye: Council Members Beerman, Gerber, Henney, Matsumoto and Worel.

CLOSED SESSION

Council Member Gerber moved to adjourn from Closed Meeting. Council Member Beerman seconded the motion. Voting Aye: Council Members Beerman, Gerber, Henney, Matsumoto and Worel.

I. STUDY SESSION

1. Park City's Strategic Planning Roadmap (2 of 4):

Jed Briggs explained that this was the second of four Strategic Planning study sessions, and reviewed the questions presented to the Council at the last meeting. There was some discussion on merging the Council Priorities with the Council's Desired Outcomes. It was noted that in the past, using the priorities and desired outcomes in the budget process was difficult. By merging the list, there would be priorities which would help with budget allocations. With regard to the General Plan, it was decided that it should be reviewed in order to verify that the Critical Priorities would be included. Council Member Beerman hoped the main focus would be on the Land Management Code (LMC) updates.

Briggs reviewed the desired outcomes for the goal, "Preserving and Enhancing the Natural Environment." He noted several key indicators that would help the City achieve its goals, such as acres preserved for open space, citizens who walked or biked instead of driving at least once a month, percent of citizens who rate drinking water quality as good or excellent, etc. It was indicated that the City's carbon footprint had increased because of new facilities that had been constructed.

Briggs discussed the biennial plan for preserving and enhancing the natural environment and listed recent successes and current challenges. Some successes listed included becoming a MS4 Water Program City, and having an expanded renewable energy portfolio, such as installing solar units on the MARC, etc. Challenges included animal control ordinances, climate change, lack of raw water storage, etc. Council Member Beerman requested that the open space acquisition impacts on housing affordability be removed from the list, as he felt it was added for political reasons. Discussion on this topic ensued. Council Member Gerber felt there was an ongoing need for recycling in the City, noting different areas of the City that did not have this service. Matt Abbott, Sustainability, stated this was a topic worth exploring. It was suggested that developers could be required to provide recycling services for new developments.

Briggs noted possible staff increases could help reach some of the desired outcomes. Council Member Matsumoto asked if there was a plan for acquiring more open space in the near future. Council Member Gerber expressed support for having clearly defined goals, such as the energy conservation goal that the City adopted. Mayor Thomas liked the strategic planning process for achieving specific time lines for accomplishing goals.

In looking at the desired outcomes, Council Member Beerman felt that the water quality desired outcome should be moved to essential functions. Foster noted that this was something the City was already accomplishing, but the soils desired outcome was something the City was actively focused on. She also expressed appreciation to Briggs and staff for being dedicated to helping the Council achieve its goals. There was some discussion on essential functions versus other requests that the Council could prioritize. Council Member Henney stated the essential functions were his critical priorities. Briggs stated this was good preparation for further discussion at the Council retreat. He stated that at the next meeting he would be talking about the City goal of being a resort destination.

<u>2. National Citizen Survey Results Presentation:</u>
Phyllis Robinson, Sustainability, and Damema Mann, National Research Center, presented this item. Robinson noted that the survey had been performed biennially and the City had seen the trends over the past six years.

Mann talked about community livability and discussed some of the prioritized areas where data was collected, including safety, mobility, natural environment, built environment, economy, recreation and wellness, education and enrichment, and community engagement. Some findings were that ‘Quality of Life” remains exceptional and “Recreation and Wellness” received a nine out of ten rating. The feeling of safety received 100% in residential neighborhoods and 98% in the downtown areas of the City. With regard to aspects of the economy, survey results showed very strong ratings as a place to visit, having a vibrant downtown area, having overall economic health and shopping opportunities. Mobility was identified as a top priority for those surveyed, including trails, bicycle lanes, public transportation, etc. Natural Environment rated higher than the benchmark as well, including open space, garbage collection, natural areas preservation, recycling, and drinking water.

Mann noted that general governance was trending downward. Robinson stated she observed what was going on in the community right before the survey was taken, which was the Vail Ski Resort purchase. Council Member Worel asked if there was space on the survey to write comments. Mann stated there was not space on this survey for comments.

3. Community Engagement Quarterly Update:
This item was continued to a future meeting.

4. Study Session on Storm Water:
Jason Christensen, Public Utilities, spoke about the City's new MS4 designation with regard to storm water. He recommended enhanced levels of service because of aging infrastructure and because of the requirements relating to the new designation. He hoped to discuss a potential storm water fee to cover these needs. Christensen explained the fees would be based off the surface area of properties. Council Member Henney asked if there was a way to use the storm water fee for the storm water needs, so that funds that were currently used for these necessities could be otherwise expended. Clint McAffee, Water Manager, thought that July would be the soonest that the fee could be implemented. Nate Rockwood, Capital Budget, Debt and Grants Manager, asserted that some of the allocated funds in the Storm Water Fund had already been used for projects around the City. He added that the Storm Water Fee would be set up as an Enterprise Fund, and that it would take a lot of work to get it up and running.

Christensen talked about the goals for a Storm Water Program: Improving the storm water systems to protect the physical environment of stream water quality, and managing storm water to protect stream and groundwater water quality. Council Member Matsumoto asked Christensen to bring back the cost of “affixing band aids” to the failing system with General Fund monies.

Christensen also reviewed the minimum control measures for storm water under the new designation. McAffee indicated the State notified the City of the new designation in December of 2014. The City then requested a one year extension to come into compliance with the new designation; therefore, the designation would go into effect this July.

REGULAR MEETING

II. ROLL CALL

Attendee Name	Title	Status
Jack Thomas	Mayor	Present
Andy Beerman	Council Member	Present
Becca Gerber	Council Member	Present
Tim Henney	Council Member	Present
Cindy Matsumoto	Council Member	Present
Nann Worel	Council Member	Present
Diane Foster	City Manager	Present
Mark Harrington	City Attorney	Present
Matt Dias	Assistant City Manager	Present
Michelle Kellogg	City Recorder	Present

III. COMMUNICATIONS AND DISCLOSURES FROM COUNCIL AND STAFF

Council Questions and Comments:

Council Member Gerber stated she attended the Chamber's quarterly forum as well as the Planning Commission meeting.

Council Member Worel indicated she went to the Utah League of Cities and Towns (ULCT) with Council Member Gerber to be trained, and also attended the Park City Public Art Advisory Board meeting.

Council Member Henney asserted he attended the quarterly County, City and School Board meeting. He also went to the School District's "What Counts" meeting. He attended the Summit Mosquito Abatement meeting and listened to the Public Land Initiative at the County Council meeting. He reviewed that a lot of time and effort went into crafting a proposal the County took pride in. The Initiative submitted was not the original proposal, but the County didn't like the submittal and so they would be resubmitting the original proposal. Council Member Henney also spoke about parking at the Brew Pub Plaza. He indicated that a parking study would be done in March, and suggested that implementing a paid parking policy for some areas of the City might help him feel better about supporting the expensive parking at the Brew Pub location.

Council Member Beerman stated he went to Transit's 40th birthday party, and noted he took the bus to Kimball Junction and the bus was full. He attended the School Board joint meeting, the Legislative Policy meeting, and the Summit Community Power Works event. With regard to the growth of the Sundance Festival, Council Member Beerman thought consideration should be given to blocking off the downtown area to non-residents in order to help improve the quality of festival. He also asked if air monitors could be placed in key locations around the City. Foster stated Summit County had an air monitoring program and she could get someone to come speak on this issue.

Council Member Matsumoto indicated she went to a Public Art Board meeting and looked at some Rocky Mountain Power (RMP) power boxes on Swede Alley as possible locations for art. She attended the School Board joint meeting and County meeting. She also went to the School District's "What Counts" meeting and felt it was a first step at community outreach. She attended a Special Events meeting and the Chamber luncheon as well.

Mayor Thomas stated he was involved with the Courchevel, France delegation, and took them to the Transit birthday party and to the Christian Center. He also attended the School District meeting, the Chamber function, the monthly poverty meeting and the Promise Partnership meeting with United Way. He indicated that he participated in the KPCW fundraising drive as well.

Foster stated the Council would be assigning liaisons at the Council retreat, but in the meantime, she was looking for someone to join Council Member Henney at the Joint Transportation Advisory Board meeting. Council Member Worel stated she could attend that meeting.

IV. PUBLIC INPUT *(ANY MATTER OF CITY BUSINESS NOT SCHEDULED ON THE AGENDA)*

Lynn Ware Peek, KPCW, displayed a picture of the owner, Larry Warren, fixing a leaky sink, and encouraged the Council and public to pledge to the radio station. She also thanked Mayor Thomas for coming on the radio as Jack Thomas, supporting the pledge drive. She thanked Council and staff for providing a great service to the community.

V. CONSIDERATION OF MINUTES

1. Consideration of a Request to Approve the City Council Meeting Minutes from January 19, 2016, January 21, 2016 and January 28, 2016:

Council Member Gerber stated she didn't encourage high lease rates, which was noted on the January 19th minutes, Page 66 of the packet, Lines 38 and 39. Council Member Beerman noted that he and Meg Ryan, not Matt Dias, met with students, as found in the January 28th minutes, Page 69 of the packet.

Council Member Beerman moved to approve the City Council Meeting minutes from January 19, 2016, January 21, 2016, and January 28, 2016 with the aforementioned amendments. Council Member Gerber seconded the motion.

RESULT: APPROVED
AYES: Council Members Beerman, Gerber, Henney, Matsumoto and Worel

VI. CONSENT AGENDA

1. Approve an Amendment to the Park Avenue Pathways 2015 Construction Agreement with B. Jackson Construction, in a Form Approved by the City

Attorney, as Change Order No. 2, for an Increase to the Contract in an Amount Not to Exceed $137,869.22, in a Total Contract Amount Not to Exceed $1,184,920.04:
Council Member Beerman moved to approve the Consent Agenda. Council Member Matsumoto seconded the motion.

RESULT:	**APPROVED**
AYES:	Council Members Beerman, Gerber, Henney, Matsumoto and Worel

VII. APPOINTMENTS AND RESIGNATIONS

1. Citizens Open Space Advisory Committee At-Large Member Appointments:
Heinrich Deters, Sustainability, stated this committee would serve two-three year terms. He noted that the at-large nominees were Cara Goodman, Brooke Hontz, Bill Cunningham, Jan Wilking, Carolyn Frankenburg, and Jim Doilney. The at-large alternates were Marion Crosby and Kathy Kahn.

Council Member Matsumoto moved to approve the Citizens Open Space Advisory Committee at-large member appointments. Council Member Beerman seconded the motion.

RESULT:	**APPROVED**
AYES:	Council Members Beerman, Gerber, Henney, Matsumoto and Worel

2. Recreation Advisory Board Member Appointment
It was indicated that Jane Campbell was appointed to fill the vacancy on this Board.

Council Member Henney moved to approve the Recreation Advisory Board Member appointment. Council Member Gerber seconded the motion.

RESULT:	**APPROVED**
AYES:	Council Members Beerman, Gerber, Henney, Matsumoto and Worel

VIII. OLD BUSINESS

1. 2016 Week 3 Legislative Update:
Kraig Powell, State House of Representatives, was present and spoke of issues at the Legislature that were of interest to the City. Representative Powell stated he had seen a positive change in the legislators with regard to early childhood education, with two bills on extended day kindergarten being passed today. With regard to air quality, he indicated there were several bills moving forward, one of which he had sponsored. The water heater bill would require stricter regulations on new water heaters that would minimize emissions. Building codes was another bill to watch that would help air quality.

Representative Powell asserted that the sales tax on online sales would be another bill to watch.
Matt Dias, Assistant City Manager, stated the bill which most concerned the City was the nightly rental bill, which, if passed, would preclude where these rentals would be permitted. He stated that he was working with Representative Powell, Senator VanTassell, and the author of the bill to get the City's concern known. Representative Powell indicated he would watch this bill very closely.

Council Member Henney asked if Representative Powell sensed a change of attitude with regard to Rocky Mountain Power's reliance on coal. Representative Powell stated that air quality, solar and other progress was being made in baby step increments. He felt the best way for the moderate republicans and democrats to get things passed were in increments.

Council Member Beerman thanked Representative Powell for representing the City and its citizens so well. He asked about HB 52, the infrastructure grants for trails and walkability. Representative Powell stated he was supportive of that bill, but it was still in committee. Council Member Beerman also asked about SB 80, generating money from transportation revenue. Representative Powell stated there was a debate on whether the state could meet future growth needs, especially with water, and discussed in detail the varying opinions of this issue.

IX. NEW BUSINESS

1. Consideration of a Request for Elevated Level of Service (RELS) for Snow Removal of North Sidewalk on Deer Valley Drive:

Steven Arhart, Engineering, stated his department received a request for snow removal on the north side of the road from 545 Deer Valley Drive to the intersection of Sunnyside Drive and Deer Valley Drive. Council Member Gerber stated that it was difficult to get to the spine side of the sidewalk. She asked if there could be another crosswalk that would make that connection easier. Arhart stated his department was evaluating another crosswalk on Deer Valley Drive.

Mayor Thomas opened the meeting for public comments.

Alisha Nisuander stated it was difficult to cross Deer Valley Drive. Many preferred to walk, but got annoyed jumping over snow banks to get to the other side of the street. She hoped the Council would approve plowing this section.

Jennifer Franklin stated she was advocating for alternatives B and D in the staff report, approving the request or continuing the item to gather more information. She noted there were 40 residents that walked in this area.

Dennis McCormick indicated one of his first jobs was a snow cat driver for Deer Valley, and he looked for other areas to groom in order to maximize his time on the job. He thought the City could optimize routes as well and it wouldn't really be out of the way. He also pointed out that this was the only covered bus stop on Deer Valley Drive and people had to climb over the snow bank to get to the bus stop. He asked that the City use common sense in considering this request.

Ron Hunt read a letter from Atlas Jemison, who was 15 years old. She was concerned because she walked on the unplowed road.

Mayor Thomas closed the public comment portion of the meeting.

Council Member Worel stated this was a matter of public safety and health. She asked if this request could be approved until a new crosswalk was constructed. Arhart stated the crosswalk was still being evaluated and was not a sure thing. Council Member Beerman stated there were many sidewalks that the City didn't plow, but this was a unique situation because of having a bus stop in that area. Council Member Henney stated this request would address the needs of a specific neighborhood. He felt services needed to be provided to primary residents. Council Member Matsumoto agreed with the other Council members and wanted the plowing to begin immediately instead of waiting until the next budget year. Blake Fonnesbeck, Transportation Manager, stated plowing in that area was performed for the past two years while a plan was being figured out. Other areas which were not on the spine were plowed because of the proximity to schools. This could take effect immediately if the Council chose, but his only hesitation was setting a precedent.

Council Member Gerber stated plowing would provide accessibility to three points of interest and would get people out of the street. She also suggested having flashing lights at the crosswalks. Council Member Henney asked to use the Council Contingency Fund to fund this project. Fonnesbeck stated the plowing budget would be able to accommodate this request. Foster stated her concern was setting a precedent for others to make the same request for their neighborhoods. Mayor Thomas thought this stretch of road was unique and he supported this request.

The Council agreed to approve the request for snow removal services.

2. Consideration to Approve the Shared Lane Markings Policy and Designate the Neighborhood Traffic Management (NTMP) Committee as the Body to Approve or Deny Implementation of Requests by the Community on City Streets And/Or on City Projects:

Kai Tohinaka, Parametrix, and Heinrich Deters, Sustainability, presented this item. Deters stated this program would have pavement markings in the roadway that would indicate bicycles were sharing the road with vehicles. He listed the recommended criteria for having these markings: that they would be consistent with corridor plans, that the speed limit would not exceed 25 mph, that the average daily traffic (ADT) was less than 3,500 and that the slope of the street was less than six percent.

A pilot program was implemented in 2014 on Sidewinder, Prospector and Park Avenue, and data was collected throughout 2014-2015. In 2015, markings were put on those roads and more data was collected. Tohinaka stated the data showed that most bicycle traffic was by adults, and 14 cyclists were on the street per hour on average. He stated before the markings were placed on the streets, only 15% of cyclists rode in the travel lanes. After the markings were implemented, 60% of riders were in the travel lane. He recommended using the shared lane markings for Sidewinder and Prospector, but not for Park Avenue.

Blake Fonnesbeck, Transportation Manager, stated he was opposed to the placement of markings on Park Avenue. Buses needed to meet schedules and they were concerned that cyclists going uphill would slow down the buses, which would create a problem since there was no allotment for delay in the bus routes. Destry Pollard, Transit, stated the other two streets had no adverse effect on buses.

Mayor Thomas opened the meeting for public comment.

Dennis McCormick stated he agreed that having markings on the uphill side of Park Avenue was not a good idea, but he supported having the markings on the downhill side of Park Avenue.

Mayor Thomas closed the public comment portion of the meeting.

Council Member Beerman stated the cyclists would be on the street if the markings were there or not, so he felt the markings would notify drivers that the road was a shared road. He supported the markings on Park Avenue. Council Member Gerber indicated she biked around town, and the travel lane was the best option for bicycle travel, especially in the winter. She thought people would move over if a car approached from behind, and even suggested some education with regard to the shared roadway.

Council Member Matsumoto felt it might be wise to only have shared markings on the downhill side, but she indicated she could support either option. Council Member Henney stated he was in favor of markings on the downhill side of Park Avenue, but agreed that the bicycles would go uphill with or without markings. Fonnesbeck stated there was a trail for bikes, but with the markings, the riders might opt to use the street instead of using the trail. Council Member Henney stated the markings sent a message that this was a bike friendly community and he supported that, but he didn't have to have the markings going uphill. Council Member Worel stated she saw near misses with vehicles and bicycles on Park Avenue, so she would support the markings on the downhill side only. Council Member Beerman stated the message was that this was a bike friendly community, he felt this was a safety issue and he did not want to compromise on this issue.

Deters noted that the markings had no effect on the bike travel on Park Avenue. Mayor Thomas agreed that the uphill travel was problematic. Tohinaka stated that the uphill markings were not recommended and that was why Park Avenue was not recommended to be studied initially. The majority of the Council approved keeping the downhill markings but eliminating the uphill markings. Deters asked that this topic be readdressed in the future, when Park Avenue was reconstructed. Deters also indicated that as the City moved forward with the bus rapid transit, a request would be made to add another lane. The Neighborhood Traffic Management (NTMP) committee would evaluate it, and if the City or County was looking at that, it should be given higher priority. Council Member Matsumoto indicated she did not want to put one form of transportation over another at this point. Further discussion ensued on the bus rapid transit.

Council Member Henney moved to approve the shared lane markings with the direction from Council to remove the markings on the uphill side of Park Avenue and leave the markings on the downhill side of Park Avenue, and put as many markings as would be appropriate on the roads, but do not conflict with the transit system around town. Council Member Worel seconded the motion.

RESULT:	**APPROVED**
AYES:	Council Members Gerber, Henney, Matsumoto and Worel
NAY:	Council Member Beerman

3. Consideration of a Request to Continue a Public Hearing Regarding the One Empire Pass Condominiums Record of Survey Plat Located at 8910 Empire Club Drive, Park City, Utah:

Mayor Thomas opened the public hearing for this item. No comments were given. Mayor Thomas closed the public hearing portion of the meeting.

Council Member Matsumoto moved to continue the approval of One Empire Pass Condominiums Record of Survey Plat Located at 8910 Empire Club Drive, Park City, Utah. Council Member Gerber seconded the motion.

RESULT:	**CONTINUED**	**Next: 2/25/2016 6:00 PM**
AYES:	Council Members Beerman, Gerber, Henney, Matsumoto and Worel	

X. ADJOURNMENT

With no further business, the meeting was adjourned.

Michelle Kellogg, Park City Recorder