PARK CITY COUNCIL WORK SESSION NOTES
SUMMIT COUNTY, UTAH
JANUARY 7, 2010

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

Tom Bakaly, City Manager; Mark Harrington, City Attorney, Jon Weidenhamer, Economic Development Manager; Rhoda Stauffer, Housing Specialist; ReNae Rezac, Public Affairs Analyst; and Phyllis Robinson, Public Affairs Manager

Consultants Becky Zimmerman, Design Workshop and Michael Barille, Jack Johnson Company

1. Council questions/comments. Mayor Williams recognized Evan Russack's service on the Planning Commission from 2006 through 2009 and presented him with a certificate of appreciation. He spoke about Roger Harlan's unexpected death this week and highlighted his many contributions to the community as an elected official, specifically his recent commitment to sustainability and the environment. Council member Harlan was a very kind and considerate man and promoted programs and projects benefitting our youth. The Mayor commented on Mr. Harlan's commitment to the skate park project as an example. His passing is a great loss to the community.

2. Quarterly goal update. Mayor Williams guided the discussion. With regard to preservation of Park City's character, Liza Simpson reported that she and Ms. Erickson informally discussed whether Rossi Hill should have its own permit parking program like the west side of Old Town which may be a good topic for next week's Visioning Session. Candace Erickson acknowledged that neighborhood streets in Old Town can be very different and the application of a residential parking program may have to be modified for certain areas. The City Manager stated that this can be explored during Visioning. There were no changes to the goal matrix.

3. Lower Park Avenue RDA. Jon Weidenhamer introduced the City's consultants and explained that redevelopment agencies use tax increment financing to accomplish economic development and affordable housing projects. The Lower Park Avenue RDA was created in 1990 and it is estimated that it could generate approximately $15 to $20 million for improvements. Last January in Visioning, the Council discussed redevelopment and concluded that the resort economy would be its primary focus for the year.

He described the boundaries of the Lower Park Avenue RDA beginning with Hotel Park City to the north, 8th Street to the south, and SR224 and Park City Mountain Resort (PCMR) east to west. The area also includes major intersections in town at SR224 and SR248, Park Avenue and Deer Valley Drive, and the Bonanza and Deer Valley Drive intersection. Much of this area includes City property and it is felt that a high level plan should be identified. He suggested continuing an on-going dialog with PCMR because its parking lots will be developed at some point. He explained the careful selection of consultants, Design Workshop and Jack Johnson Company, to identify land use strategies. Mr. Weidenhamer referred to the project list in the packet and asked for Council direction about exploring a partnership with land owners and whether members are supportive of using RDA financing to pursue projects. In a response to a question from Alex Butwinski, the City Manager explained that *mitigation* mentioned in the staff report is a payment to the School District, created through a lawsuit, to reimburse the District for lost tax increment because of the RDA. Mr. Butwinski brought up the real cost of building underground parking and Mr. Weidenhamer indicated that $25,000 per stall is based on China Bridge Parking Structure figures. Consultant Michael Barille added that the price to construct underground parking can vary significantly.

Becky Zimmerman, Design Workshop, stated that she has worked in mountain resort communities for the past 25 years. Through a PowerPoint presentation, Ms. Zimmerman explained that tourism in mountain resort communities began some 30 years ago and started to replace historic economic bases, like timber harvesting or mining. Tourism based economies face challenges like the change in population, distribution of wealth, and increased traffic and circulation. The goal has been to focus on creating a sustainable resort economy that will work well now and for future generations. The recent recession has compelled communities to explore diverse economies. She described the evolution of skiing which has moved from recreation to an amenity because many visitors don't ski every day.

She stated that mountain resort communities are highly reliant on multiple seasons and not just the winter. In this current economy, the competition for visitors is *wicked* and resort communities must constantly rejuvenate and deliver a great experience four seasons of the year which takes vision, leadership and partnerships. Ms. Zimmerman pointed out that the focus should be to ensure economic, environmental and community sustainability. Resort communities in the future should meet the needs of changing demographics, offer authenticity, connect people to nature and each other, redevelop aging products and infrastructure, celebrate the quality of life, create a sustainable revenue stream, be simple, and deliver the promise.

Ms. Zimmerman explained that the criteria for evaluating projects in the Lower Park Avenue RDA includes increasing destination visitors, improving overall competitiveness, stimulating private investment, improving the visitor experience, providing long-term benefits, and being physically, politically, and financially feasible. Many projects have a tangible return. She recommended creating a new mixed-use node around Bonanza-Park, and strengthening the linkages between the nodes including downtown. It is important that the nodes stay distinct in character to minimize competition between them. Circulation solutions are the framework for connectivity. The proposed projects list in the packet relate to redevelopment, transportation, streetscape, walkability, and environment. The first opportunity is the redevelopment of the parking lot area at PCMR. The next area deals with transportation and she acknowledged that intersection improvements are expensive but help function and flow. Smaller projects include smart signs about load-in and load-out during peak times and way-finding signs. Alternate transportation is different in every community because of individual attributes of the area. Connectivity for walkability is extremely important and there are opportunities to use City land for elements like affordable, seasonal and senior housing. Ms. Zimmerman displayed redevelopment projects from other cities and pointed out the number of renewable energy opportunities. Additional projects to consider include redevelopment of a portion of the municipal golf course and the creation of the Park and Ride at US40 and SR248. One of the first steps is to secure the funding for initial efforts and to formulate public/private partnerships. She discussed the South Lake Tahoe public/private redevelopment project and displayed before and after photos which resulted in access to the mountain within walking distance of 5,000 beds. The redevelopment of the Town of Avon was illustrated, where redevelopment funds were used to improve private sector projects. She then explained redevelopment efforts on the north shore of Lake Tahoe where codes were changed to accommodate improvements. Ms. Zimmerman explained that after Whistler reached its goal as a world-class resort, it became apparent that redevelopment was necessary and Whistler reinvented itself and its municipal departments.

Liza Simpson emphasized that none of these examples relate to preserving historic character. Jon Weidenhamer interjected that there are many opportunities between City Park and PCMR to make the area more cohesive. Michael Barille pointed out the small historic buildings which are lost with newer development in the Lower Park Avenue neighborhood while the upper half is much more residential. In response to a question from the Mayor, Ms. Zimmerman noted that the *threat* of eminent domain was used in the South Lake Tahoe redevelopment project but the vision made it happen and it took many years to complete.

Candace Erickson stated that the City trip to Boise initiated the Council's interest in redevelopment. Boise had a vision of its improved downtown and first tackled properties it owned or controlled. She felt it important to create an ultimate plan because property can change hands and it's helpful to think outside the box and determine the best uses for properties regardless of what exists there now or ownership. She expressed that she doesn't find Whistler attractive or a town to emulate because it lacks character. Mayor Williams agreed and pointed out resort towns like Vail that look very sterile. He agreed that PCMR is a priority and pointed out that there will always be traffic and congestion here at times because of the way Park City is laid out. The value of authenticity is not what we build but what we haven't built. Mayor Williams noted that green building is actually part of the City's long-term sustainability plan which is also important to people visiting our community. Ms. Zimmerman acknowledged that many resort communities are envious of Park City's historic downtown and Mayor Williams stated that the attraction is not just historic Main Street but the history of the area.

Cindy Matsumoto agreed that people are looking for simplicity, connectivity, and quality of life and she supported moving forward with exploring partnerships and improving the area. She acknowledged that preserving authenticity may be a challenge; expanding

PCMR is important but so are historic neighborhoods. Candace Erickson felt it important to make basic assumptions in creating the plan, the most important being that the car can not be the basis of our planning. We want PCMR to grow but maybe it means that guests are educated to use public transportation rather than bringing a rental car to town. Building parking structures attracts more cars into town and is not the answer, especially in consideration of the investment in the Park and Ride. It is important to work with hotels and property management companies on transportation alternatives while ensuring the visitor experience. Ms. Erickson stated that she would never agree to sacrifice green space, i.e., Library and Education Center or golf course. The only way she would agree to build a parking structure would be in the existing Library and Education Center's parking lot because of the potential of reclaiming the Mawhinney parking lot for green space.

For the benefit of Liza Simpson, Michael Barille described a redevelopment plan for the internal area at Snow Country Condominiums adjacent to City Park. She expressed reservations about moving the Senior Center there and then claiming the area as green space. Mr. Barille explained that the plan was based on efficiency and would require more planning. The Senior Center parcel is not a large space. Joe Kernan felt the concept is exciting; however, he is not supportive of building a road through the golf course property and losing 10% of the course, unless the return was compelling. The Mayor invited public input; there was none.

The Council unanimously supported seeking partnership opportunities and generally supported projects where green space is not lost or in instances where green space is returned or increased at another location. Alex Butwinski agreed with Ms. Erickson's comments on green space and determining the best use for a piece of property regardless of its current use or ownership but rather how it contextually ties in with the plan. Jon Weidenhamer discussed creating an implementation strategy. Ms. Erickson pointed out that the City must have a plan in place before talking with land owners. Mr. Weidenhamer agreed but noted that shorter-term immediate goals can be set without precluding higher level projects.

Mr. Bakaly urged members to filter projects with the open space test and the clean-slate approach and proceeding on a conceptual level. Becky Zimmerman discussed the goal of improvements benefitting both residents and visitors. In response to comments made by the Mayor, Mr. Weidenhamer reported that the Sustainability Department has reviewed the projects and has rated them. Ms. Simpson understood direction to be to begin preliminary discussions with major entities that need to be involved to determine if a vision can be achieved that satisfies everyone's goals, including fewer cars and more skiers. The Mayor relayed that the Council is basically okay with the filters mentioned earlier but there should also be a sustainability standard. Mr. Barille pointed out the unique healthy relationship between the City and PCMR where it is recognized that they are stronger together than apart.

4. Senior needs assessment. Rhoda Stauffer explained that staff was directed to conduct a survey to assess what programs, activities and resources are currently utilized and what is needed and well as to gain an initial sense of housing needs for the population. In order to look at future needs, staff included ages 55 and above. Since Summit County was seeking similar information, the project was accomplished in partnership with the County.

ReNae Rezac explained that staff researched how other communities collected information from seniors and looked at a model from Mountainlands Association of Governments Department of Aging and a University of Utah study for Salt Lake County on aging. These agencies and a group of seniors reviewed and provided input on the draft survey and the survey was distributed throughout Park City and Summit County. More than 500 hard copies were distributed as well as electronic surveys, which were placed on Summit County's and Park City's home pages. Copies were available at senior centers in Park City, Coalville and Kamas. The survey was also distributed to the Summit County client base of the Mountainlands Office on Aging as well as the Caregivers Coalition, medical offices catering to seniors, libraries, Summit County Council of Governments, Park City Racquet Club, and the Summit County Health Department. She thanked a number of churches and community groups for assisting with collecting surveys.

Rhoda Stauffer indicated that the response rate was excellent. Three hundred and six surveys were returned representing 6% to 8% of the senior population in the County. Seventy four surveys were returned from residents in Park City which represents about 20% of the senior population based on the percentage of seniors from the 2000 census. Respondents indicated that Park City services are adequate and not much more is needed. Survey responses indicated that although there may be a wealth of programs and resources, information could be better distributed. The responses also indicated that there is an interest from a small number about down-sized housing options to curb maintenance. She noted that in the next five to ten years, there is interest in having assisted living options in the community. Staff is recommending creating an inter-agency team, similar to the one formed for developing the survey, to formulate recommendations for the next steps and future direction. She referred to a list of potential tasks for the group, outlined in the staff report.

The Mayor encouraged Ms. Stauffer to present this information to the Mayor's group and to the County Council on January 20. Ms. Stauffer stated that Anita Lewis will be presenting the information to the new County Manager and then will take it from there, but she felt that was an excellent idea. Mayor Williams believed it would be helpful to hear from other communities about potential partnerships although the needs of the cities within the County can vary significantly. He was surprised to learn that 91% of the respondents own their own homes. Ms Stauffer added that the discussion on senior housing will be continued at the Visioning Session next week.

Joe Kernan stated that seniors are a huge asset to the community and he hoped we can preserve our diversity. Candace Erickson felt this is good information. She spoke about Old Town as being a good location for seniors because it has smaller properties and is close to services, but with increased values, it is out of reach for many. She pointed out that many seniors prefer warmer climates for retirement. Cindy Matsumoto expressed that she knows many second home owners who intend on retiring in Park City but these are probably not the individuals who need assistance or have special needs and this group should be identified. Liza Simpson commended the survey process. Mayor Williams interjected that he knows people who are caregivers to parents who would like to have access to a facility in the community and this segment probably should be explored. Ms. Stauffer noted that there is more of a need for senior housing on a County-wide basis. Members supported staff's recommendation.

5. Non-discrimination ordinance. Phyllis Robinson explained that in November 2009, staff was asked to research the development of an ordinance which would prohibit discrimination in employment and housing based upon sexual orientation or gender identity. Federal legislation and Utah law prohibit discrimination in employment and housing and Park City, as an employer, has regulations in place that further promote equal opportunities and offers health care benefits to domestic partners without regard of gender. Salt Lake City adopted its ordinances in November to prohibit discrimination in housing and employment based upon sexual orientation or gender identity. Salt Lake County has a pending ordinance that was favorably received during a public hearing.

Ms. Robinson relayed that the purpose of the proposal is a clear statement about basic human rights. While we have protections regarding a number of ways in which people can be protected against discrimination, these two areas are not covered within federal or state laws. Salt Lake City researched this issue over the past couple of years before bringing it forward and has been a pioneer in the state. Ms. Robinson emphasized the harmful effects of discrimination to individuals and the City as a whole. The draft ordinance mirrors Salt Lake City's ordinances and she asked members if they would like to move forward, noting the exemptions. She asked if more information is needed and recommended a community outreach program which would involve the Chamber of Commerce, the Board of Realtors, other community groups, and religious organizations. If Council desires to move forward, the recommended effective date is July 1, 2010 which fits within the City's fiscal year and allows time to explore potential budget and staffing impacts in terms of the administration of the ordinance.

Mayor Williams stated that he was very impressed with Salt Lake City's effort. Park City's proposal is not a reaction to public outcry but it seemed like the right thing to do. Providing for exemptions was questioned by Ms. Simpson and the Mayor who invited public input.

David Everitt, Mayor Becker's Chief of Staff, disclosed that he is not a lawyer but would be happy to provide resources to Park City on this matter. The Mayor asked the reasoning for exempting small companies, for instance. Mr. Everitt explained that the process was very delicate and sensitive and included a variety of stakeholders on a local and state level. The result is something that will work for citizens and minimize the potential for a challenge. Salt Lake City's ordinances follow federal law with regard to other protected classes. The ordinances were a high priority of Mayor Becker but took a year and a half to adopt because of the required research and providing for an adequate public process. Mark Harrington recommended remaining consistent with the draft ordinance and not expanding it unless there is a demonstrated need. Alex Butwinski pointed out the irony that the US Government and its agencies and the state of Utah are exempt from the ordinance and yet impose these regulations on everyone else. Mr. Everitt explained that Salt Lake chose an implementation date of April 1 to better accommodate the legislature's review. Discussion ensued on presenting the ordinance to interested groups. Joe Kernan felt that the potential for housing discrimination is probably much more likely for rental properties.

Father Bob Bussen, Pastor of St. Mary's Catholic Church, thanked the Council for consideration of this ordinance.

Jonathon Jepson, Salt Lake City Human Rights Commission Chairman, explained that the discrimination report took about a year to compile. It was the ground work for the non-discrimination ordinances. He emphasized that no special protections are granted by these ordinances as they protect everyone because we all have a sexual orientation and a gender identity. This goes a long way to send a clear message to other municipalities throughout the state and the country. Over half of American citizens are already protected by similar ordinances on a state or local basis.

Lauren Littlefield, Quality Utah, spoke about the importance of passing an ordinance and thanked Council members for their attention to this matter.

Liza Simpson expressed the importance of outreach in the community because of the number of rentals in town and ensuring that the exemptions are appropriate for our demographics.

Prepared by Janet M. Scott, City Recorder

PARK CITY COUNCIL MEETING
SUMMIT COUNTY, UTAH
JANUARY 7, 2010

Swearing-in Ceremony:

The Honorable Dana Williams, Alex Butwinski and Cindy Matsumoto

- Oath of Office administered by The Honorable Shauna L. Kerr, Justice Court Judge

Judge Kerr encouraged the newly elected officials to enjoy their terms, to remember to laugh, and to view public service as an opportunity. She administered the oath of office to Mayor Dana Williams and Council members Alex Butwinski and Cindy Matsumoto. Mayor Williams spoke about former Council member Roger Harlan's great sense of humor and that he represented the best in our community. He stated that the skate park was one of his legacies and added that we all will miss him dearly.

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, January 7, 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; Mark Harrington, City Attorney; Brooke Moss, Human Resources Analyst; Brooks Robinson, Planner; Phyllis Robinson, Public Affairs Manager; and Tom Daley, Deputy City Attorney.

II COMMUNICATIONS AND DISCLOSURES FROM COUNCIL AND STAFF

None.

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

None.

IV WORK SESSION NOTES AND MINUTES OF MEETINGS OF DECEMBER 10 AND DECEMBER 17, 2009

Liza Simpson, "<u>I move approval of the Work Session Notes and Minutes of the meetings of December 10 and 17, 2009</u>". Candace Erickson seconded. <u>Motion carried</u>.

Alex Butwinski	Abstention
Candace Erickson	Aye
Joe Kernan	Aye
Cindy Matsumoto	Abstention
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")*

Joe Kernan, "I move we approve Consent Agenda Items 1 through 3". Liza Simpson seconded. Motion unanimously carried.

1. Consideration of a Resolution authorizing the issuance and sale of up to $13,000,000 aggregate principal amount of water revenue bonds of the City; fixing certain maximum terms for the Bonds; and providing for related matters – See staff report.

2. Consideration of a Service Provider Agreement with Alliance Engineering for the Holiday Ranch Loop Road Pathway Project in the amount of $85,500, in a form approved by the City Attorney – See staff report.

3. Consideration of a Resolution establishing a regular meeting date, time, and location for meetings of the City Council of Park City, Utah for 2010 – See staff report.

VI RESIGNATIONS AND APPOINTMENTS

1. Consideration of the appointment of Mayor Pro Tem and Alternate Mayor Pro Tem – Joe Kernan, "I move we appoint Liza Simpson as Mayor Pro Tem and myself as the Alternate". Alex Butwinski seconded. Motion unanimously carried.

2. Consideration of a the appointment of two members to the Employee Transfer and Discharge Appeals Board and a member as the Alternate – Brooke Moss explained that this board is established by state statute and explained the charge of the group. City employees elect three members as well as an alternate. Mayor Williams recommended that Liza Simpson and Candy Erickson be appointed members with Cindy Matsumoto as the Alternate. Liza Simpson, "I so move". Candace Erickson seconded. Motion carried unanimously".

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

1. Consideration of Ordinance approving the VMCS Plat Amendment located at 3615 Sun Ridge Drive, Park City, Utah – The Mayor opened the public hearing; there were no comments from the audience. Liza Simpson, "I move we continue the Ordinance approving the VMCS Plat Amendment to the 14th of January". Cindy Matsumoto seconded. Motion unanimously carried.

2. Consideration of an Ordinance approving a plat amendment for 1440 Empire Avenue, Park City, Utah – The Mayor opened the public hearing; there was no public comment. Joe Kernan, "I move we continue Item No. 2 under New Business to January 28th". Candace Erickson seconded. Motion unanimously carried.

3. Consideration of an Ordinance approving The Hotel Park City Amended Condominium Record of Survey, located at 2001 Park Avenue, Park City, Utah – Brooks Robinson explained that the City has been in a lengthy legal process regarding the purchase of the Pro Shop and related issues. This plat amendment sets values and assigns parking on the plat and reflects the division of parking at 48% for the City and 52% for the Hotel. The Planning Commission forwarded a positive recommendation on September 9, 2009. The Mayor opened the public hearing; there was none. Liza Simpson, "I move we approve an Ordinance approving The Hotel Park City Amended Condominium Record of Survey, located at 2001 Park Avenue, Park City, Utah". Joe Kernan seconded. Motion unanimously carried.

4. Consideration of an Ordinance approving the First Amended Black Bear Condominium Record of Survey Plat, located at 7447 Royal Street, Park City, Utah – Brooks Robinson advised that the project is located in the Silver Lake area of Deer Valley. The original approval and the CC&Rs allowed for the division of the condominiums and the Planning Commission forwarded a positive recommendation. In response to a question from Candace Erickson, Mr. Robinson explained that the building was constructed so that units could be divided and the Deer Valley Master Plan allowed for the development of a certain number of units of unlimited size or using the unit equivalent formula where the size is fixed. He noted that the developer at Black Bear elected to use the unit equivalent approach. The Mayor opened the public hearing. The developer explained that no walls or utilities will be moved. The public hearing was closed. Candace Erickson, "I move we approve the Amended Condominium Record of Survey Plat and approve the Black Bear Condominium Record of Survey based on the findings of fact, conclusions of law, and conditions of approval". Joe Kernan seconded. Motion unanimously carried.

5. Consideration of an Ordinance approving the Parkwood Place Amended Condominium Record of Survey Plat, located at 801-817 Park Avenue and 804-816 Woodside Avenue, Park City, Utah – Planner Brooks Robinson explained that a plat was recorded so the owners could sell the units before they were built and this amendment reflects the as-built conditions and modifications to the common area. The Planning Commission heard this matter and forwarded a positive recommendation. In response to a question from Liza Simpson, Mr. Robinson indicated that all of the building design changes were reviewed by the Planning and Building Departments. The Mayor opened the public hearing; there were no comments from the public. Cindy Matsumoto, "I move we approve the Parkwood Place Amended Condominium Record of Survey Plat, located at 801-817 Park Avenue and 804-816 Woodside Avenue, Park City, Utah". Joe Kernan seconded. Motion unanimously carried.

6. Consideration of an amendment to the deed restrictions for Silver Meadows and 1465 Park Avenue Condominiums - Phyllis Robinson explained that these units were constructed and deed-restricted in the mid-1990s in a different lending environment. Over the last 18 months, the financial market has changed and has limited the ability to sell units because of the lack of detail within the deed restrictions. She addressed the mortgage protection clause which means that in the event of a foreclosure that is not cured by the City, the deed restrictions will be lifted. Since 1995, the City stepped in to cure a foreclosure at The Line Condominiums and all of the City's current projects contain a mortgage protection clause. An amendment is recommended by the lending community that would allow these units to continue within the program. Liza Simpson thanked everyone involved with the amendment which will help people get into affordable housing.

Rich Miller, mortgage broker, stated that he is here in support of the amendment, noting that the mortgage climate has changed drastically over the past two years. It has become more difficult to find lenders for this type of product. The clause is a good protection for the lenders and he detailed a Fannie Mae program with a full market approach to financing while providing a 60 day period for the City to cure the foreclosure. He hoped that the City will consider creating some kind of fund to assist with affordable housing mortgages because of the reluctance of the market to support these types of applications.

Alex Butwinski, "I move that the City Council authorize the City Manager to execute an amendment to the deed restriction for Silver Meadows and 1465 Park Avenue, as units are offered for sale, in a form approved by the City Attorney". Joe Kernan seconded. Motion unanimously carried.

7. Consideration of an Agreement with Jordanelle Special Services District to purchase a water right of 1,000 acre feet of water in an amount of $12,830,335 – Tom Daley referred to the agreement included in the meeting packet and pointed out that the City is acquiring a water right and a guarantee of 1,000 gallons per minute. The water right has a volume component of 1,000 acre feet, and the flow is outlined in the delivery agreement. He explained that JSSD is holding a reservation of water at 2,000 gallons per minute for mining and milling purposes. Because of the change in ownership over the years, JSSD owns it resulting in a remote possibility that some day it will sell it to a mining or milling business. This water has priority over any of the rights in the tunnel. The agreement specifies that JSSD is not aware of any obligation which would interfere with the delivery of water to Park City, specifically the 2,850 gallon reservation that JSSD acquired from United Park City Mines. In response to a question from Liza Simpson, Mark Harrington explained that the priority is set by the state and Mr. Daley indicated that delivery to the City is guaranteed. The Mayor invited public input; there was none.

Mayor Williams emphasized the significance of this purchase. The price is phenomenal and the acquisition will secure future water for our community. Joe Kernan, "I move we authorize the agreement with the Jordanelle Special Service District to purchase the water right of 1,000 acre feet, as amended by Tom Daley". Liza Simpson seconded. Motion unanimously carried.

VIII 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 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; Diane Foster, Sustainability Manager; Tom Daley, Assistant City Attorney; Michael Kovacs, Assistant City Manager; and Mark Harrington, City Attorney. Liza Simpson, "I move to close the meeting to discuss property and litigation". Candace Erickson seconded. Motion carried unanimously. The meeting opened at approximately 3:40 p.m. Candace Erickson, "I move to open the meeting". Joe Kernan seconded. Motion unanimously carried.

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

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