



# HIGHLAND CITY COUNCIL BRIEF

## Tuesday, July 16, 2019

Highland City Council Chambers, 5400 West Civic Center Drive, Highland Utah 84003

### **7:00 PM REGULAR SESSION (CITY COUNCIL CHAMBERS)**

Call to Order – Mayor Rod Mann

Invocation – Mayor Rod Mann

Pledge of Allegiance – Council Member Scott L. Smith

### **1. UNSCHEDULED PUBLIC APPEARANCES**

*Assistant City Administrator Erin Wells reported about the upcoming Highland Fling and the events that would take place beginning on Saturday, July 27 and going through Saturday, August 3, 2019. For more information, visit HighlandCityFling.com*

*Council Member Kurt Ostler announced that the Arts Council would have a booth where you could dress up as one of the famous Beetle's and invited people to participate.*

*Council Member Tim Irwin asked about funding. Assistant City Administrator Erin Wells reported that the budget is \$20,000 and each year they spend \$15,000.*

*Doug Courtney commented that a way to keep costs low is with volunteer hours. He requested that anyone who wants to volunteer they could contact him to help with the parade.*

### **2. PRESENTATIONS (10 minutes)**

#### **a. PUBLIC MEETING TRAINING – City Attorney Tim Merrill**

*City Attorney Tim Merrill oriented the Council regarding state law and the requirement for public meeting training annually. State law requires Council to conduct the public's business openly. He reported on a change to the definition of quorum. That change was that two elected officials cannot hold a meeting by themselves, a quorum is still a simple majority. He reminded them that a meeting is the convening of a public body by the presiding officer. When three Council Members meet together at the Highland Fling, for example, that would not be a public meeting, however, you are not able to discuss the public's business. Attorney Merrill then reported regarding the Council's conduct in terms of referenda and initiatives. Council Members can now spend a reasonable amount of money to advocate for or against a referendum. Council Members still need to remain balanced and provide time for the opposing party's argument and may not use a City email address to do so.*

### **3. CONSENT ITEMS (5 minutes)**

Items on the consent agenda are of a routine nature or have been previously studied by the City Council. They are intended to be acted upon in one motion. Council members may pull items from consent if they would like them considered separately.

#### **a. ACTION: Approval of Meeting Minutes – PASSED 4:0 (as amended)**

Regular Meeting June 4, 2019 and June 18, 2019

*Next step: Approved minutes will become part of the permanent record.*

#### **4. ACTION/RESOLUTION: DECLARING HIGHLAND CITY'S SUPPORT FOR PROTECTING ALL HUMAN LIFE (20 minutes) – PASSED 4:0**

The City Council will consider approving a resolution showing support for all human life. The Council will take appropriate action.

*Presentations were given by Suzanne Mann, Deanna Holland, Gail Ruzicka, Ginger Harris, Michelle Porcelli, and Heidi Weyland were shared. Comments of concern voiced by Doug Cortney.*

*Next step: Highland City Council declares their support for protecting all human life.*

#### **5. ACTION: FINAL MASTER PLAN AND BUDGET FOR SPRING CREEK PARK (10 minutes) – PASSED 4:0**

The City Council will consider approving the final master plan and budget for Spring Creek Park. The Council will take appropriate action.

*Next step: City staff will work with Council Member Kurt Ostler and Kelly Sobotka as the neighborhood representative to determine the best way to move forward with a budget not to exceed \$375,000 for Spring Creek Park.*

#### **6. ACTION/RESOLUTION: COOPERATIVE AGREEMENT BETWEEN LEHI CITY AND HIGHLAND CITY REGARDING DRY CREEK RESERVOIR AND SURROUNDING PROPERTIES (15 minutes) – PASSED 4:0**

The City Council will consider approving an agreement between Lehi City and Highland City regarding Dry Creek Reservoir and surrounding properties. The Council will take appropriate action.

*Next step: City staff will work through the cooperative agreement with Lehi City and the completion of Dry Creek Reservoir and surrounding properties.*

#### **7. ACTION: APPROVE A CONTRACT WITH PLANNING SOLUTIONS FOR THE PREPARATION OF THE MODERATE INCOME HOUSING ELEMENT OF THE GENERAL PLAN (10 minutes) – PASSED 3:1**

The City Council will consider approving a contract with Planning Solutions for a not to exceed price of \$10,000 for the preparation of the Moderate Income Housing (MIH) element of the General Plan. The Council will take appropriate action.

*Next step: City staff will work Planning Solutions to obtain a new quote and eliminate two of the meetings previously proposed.*

#### **8. ACTION/ORDINANCE: AMENDING SECTION 6.10 CREDIT CARDS AND SECTION 7 DISCIPLINARY ACTION IN THE HIGHLAND CITY PERSONNEL POLICIES AND PROCEDURES MANUAL RELATING TO THE PASSAGE OF HB163 (10 minutes) – PASSED 4:0**

The City Council will consider approving the proposed amendments to Section 6.10 and Section 7 of the Highland City Personnel Policies and Procedures Manual relating to HB 163. The Council will take appropriate action.

*Next step: City staff will make amendments to the Highland City Personnel Policies and Procedures Manual in Section 6.10 and Section 7 as approved by Ordinance No. 0-2019-11.*

#### **9. MAYOR/COUNCIL AND STAFF DISCUSSION AND COMMUNICATION ITEMS**

*City Administrator Nathan Crane reminded those in attendance of the Meet the Candidates Open House on Thursday from 6:00 – 8:00 pm.*

## **10. FUTURE MEETINGS**

### **a. Future Meetings**

- August 6, City Council Meeting, 7:00 pm, City Hall
- August 27, Planning Commission Meeting, 7:00 pm, City Hall

## **11. CLOSED SESSION**

The Highland City Council may temporarily recess the City Council meeting to convene in a closed session to discuss the pending or reasonable imminent litigation, and the purchase, exchange, or lease of real property, as provided by Utah Code Annotated §52-4-205

*City Council, Mayor, and staff held a closed session to discuss the pending or reasonable imminent litigation, and the purchase, exchange, or lease of real property as provided by Utah Code Annotated § 52-4-205.*

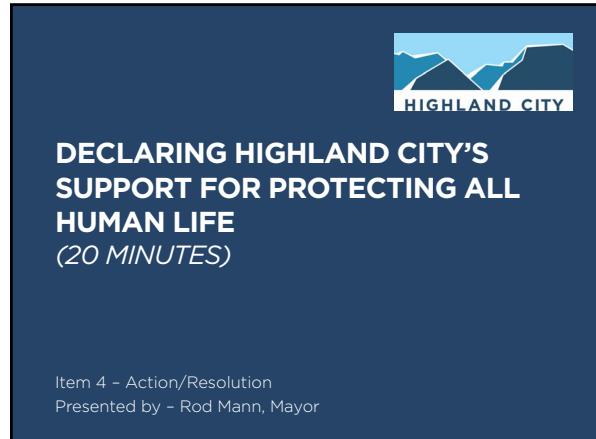
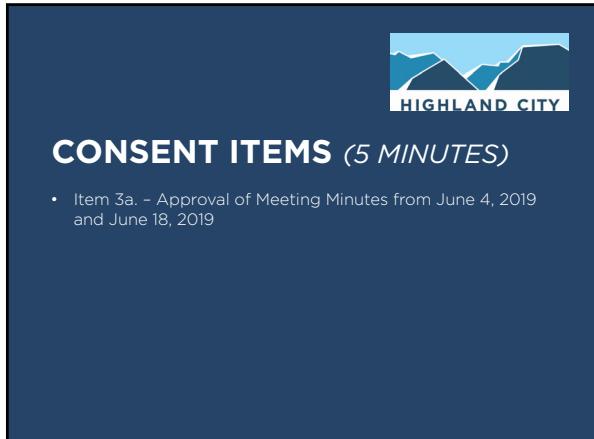
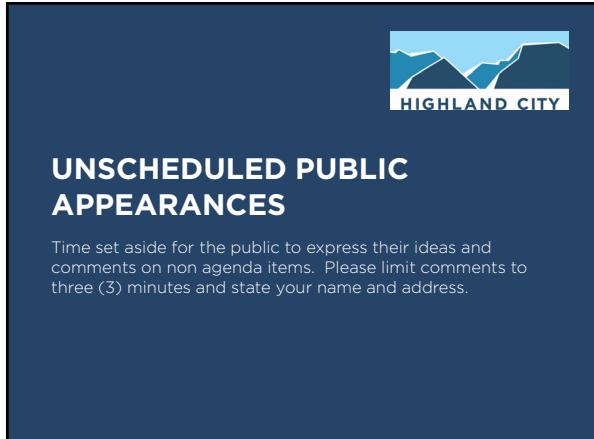
## **ADJOURNMENT**

# COUNCIL VOTING REPORT - JULY 16, 2019

		APPROVE CONSENT ITEM 3A	APPROVE RESOLUTION NO. R-2019-16 DECLARING HIGHLAND CITY'S SUPPORT FOR PROTECTING ALL HUMAN LIFE	APPROVE FINAL MASTER PLAN AND BUDGET NOT TO EXCEED \$375,000 AND WORK WITH COUNCIL MEMBER KURT OSTLER AND NEIGHBORHOOD REPRESENTATIVE KELLY SOBOTKA TO DETERMINE THE BEST WAY TO MOVE FORWARD	ADOPT RESOLUTION NO. R-2019-17 APPROVING A COOPERATIVE AGREEMENT BETWEEN LEHI CITY AND HIGHLAND CITY REGARDING DRY CREEK RESERVOIR AND SURROUNDING PROPERTIES
First Name	Last Name	3a	4	5	6
Brian	Braithwaite	Yes	Yes	Yes	Yes
Ed	Dennis	ABSENT	ABSENT	ABSENT	ABSENT
Tim	Irwin	Yes	Yes	Yes	Yes
Kurt	Ostler	Yes	Yes	Yes	Yes
Scott	Smith	Yes	Yes	Yes	Yes
<b>Total Voters</b>		<b>4</b>	<b>4</b>	<b>4</b>	<b>4</b>
<b>Pass/Fail</b>		Pass	Pass	Pass	Pass

		APPROVE THE CONTRACT WITH PLANNING SOLUTIONS FOR THE PREPARATION OF THE MODERATE INCOME HOUSING ELEMENT OF THE GENERAL PLAN AND REMOVE TWO OF THE MEETINGS PREVIOUSLY PROPOSED AND HAVE PLANNING SOLUTIONS PROVIDE A NEW QUOTE	APPROVE ORDINANCE 0-2019-11 AMENDING SECTION 6.10 AND SECTION 7 OF THE HIGHLAND CITY PERSONNEL POLICIES AND PROCEDURES MANUAL
First Name	Last Name	7	8
Brian	Braithwaite	Yes	Yes
Ed	Dennis	ABSENT	ABSENT
Tim	Irwin	Yes	Yes
Kurt	Ostler	Yes	Yes
Scott	Smith	No	Yes
<b>Total Voters</b>		<b>4</b>	<b>4</b>
<b>Pass/Fail</b>		Pass	Pass

For a voting history of all Council motions please go here: <http://bit.ly/HC-CC-Voting-History>



WHEREAS, the Declaration of Independence, the founding document of the United States of America, states, "We hold these truths to be self -evident, that all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty and the pursuit of Happiness"; and

WHEREAS, human life begins at the moment of conception and continues, uninterrupted, until the moment of natural death; and

WHEREAS, each and every human life is unique, precious, and worthy of fundamental protections; and

WHEREAS, it is within the purview of the Highland City government to address the health, safety, and well-being of all human life within the City; and

WHEREAS, the protection of human life is important to the people of Highland City.

NOW THEREFORE, BE IT RESOLVED by the City Council of Highland, Utah, that:

1. We declare that all human life, regardless of age or circumstance, must be protected by the laws of society.
2. We support legislation on the state and national levels that protects human life from its earliest stages, and we oppose lessening existing restrictions on abortion and euthanasia.
3. We honor the rights of healthcare providers to object on moral grounds to performing abortions or euthanasia, and we oppose any regulation or law seeking to violate that right.
4. We support the promotion of adoptions as an alternative to abortion, we encourage the State and Federal governments to support adoption at higher levels, and we support the enactment of legislation to ease the adoption process.

5. We support efforts to educate and support parents in choosing life-affirming options for their unborn children.

6. We recognize and support those who have to make the difficult decision as to whether to terminate a pregnancy in cases of rape, incest, or when the mother's health is endangered.

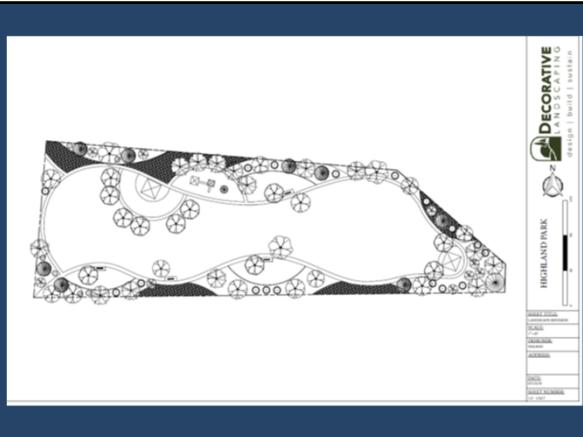
7. Highland City declares itself a safe haven for all of its citizens, including the unborn, the elderly, and the mentally and physically impaired.

## Discussion

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### FINAL MASTER PLAN AND BUDGET FOR SPRING CREEK PARK (10 MINUTES)

Item 5 - Action  
Presented by - Nathan Crane, AICP  
City Administrator / Community Development Director



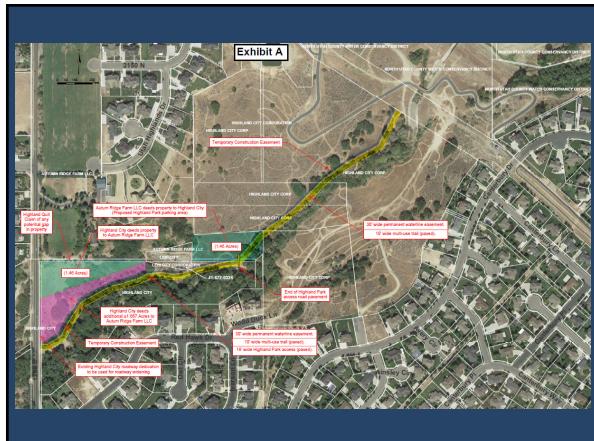
## Overview

- Key Elements:
  - Playground
  - Turf Play Areas
  - 2 Pavilions w/picnic tables
    - Power
  - Walking Path
  - Benches
- Budget: \$499,797.50
- Plan is to build first



# COOPERATIVE AGREEMENT BETWEEN LEHI CITY AND HIGHLAND CITY REGARDING DRY CREEK RESERVOIR AND SURROUNDING PROPERTIES (15 MINUTES)

## Item 6 – Action / Resolution



# CONTRACT WITH PLANNING SOLUTIONS FOR THE PREPARATION OF THE MODERATE INCOME HOUSING ELEMENT OF THE GENERAL PLAN (10 MINUTES)

Item 7 – Action  
Presented by – Nathan Crane, AICP  
City Administrator / Community Development Director

## Background

- SB 34
  - Moderate Income Housing Plan
    - General Plan
  - Required Cities to update MIH Plan by December 1, 2019
  - Adding Elements that reinforce transportation-efficient land use into cities general plan
  - Adopt a minimum 3 specific strategies
  - Reporting requirements
    - Progress report - 2020
    - Annual review
    - Update every five years
- Teeth – TIF funds
  - State Road Capacity Projects

## Planning Solutions

- John Janson – Planning Director
- Meg Ryan – ULCT
- Scope of Work
  - Statistics
  - Educational and strategy selection
  - Adoption
  - State Report
- \$10,000



## AMENDING SECTION 6.10 CREDIT CARDS AND SECTION 7 DISCIPLINARY ACTION IN THE HIGHLAND CITY PERSONNEL POLICIES AND PROCEDURES MANUAL RELATING TO THE PASSAGE OF HB163 (10 MINUTES)

Item 8 - Action / Ordinance  
Presented by - Nathan Crane, AICP  
City Administrator / Community Development Director

## Background

- HB 163 – Address misuse of public property and funds
- Replaces Section 6.10 Credit Card Policy
- Modifies Section 7 Disciplinary Policy

## Public Funds and Property

- Public Funds
  - Only used soled for purpose of authorized public funds – no personal expenditures
  - Apply to LPPSD
- Personal Use Expenditure
  - Expenditure made without approval that is not directly related to performance of job
- Public Property
  - Used solely for the purpose of fuling the employees duties as an employee



## MAYOR/COUNCIL AND STAFF DISCUSSION COMMUNICATION ITEMS



## FUTURE MEETINGS

- Item 10a. - Future Meetings
  - August 6, City Council Meeting, 7:00 pm
  - August 27, Planning Commission Meeting, 7:00 pm

