



EAGLE MOUNTAIN CITY COUNCIL MEETING MINUTES

October 3, 2023, 4:00 p.m.
Eagle Mountain City Council Chambers
1650 East Stagecoach Run, Eagle Mountain, Utah 84005

4:00 P.M. WORK SESSION

ELECTED OFFICIALS PRESENT: Mayor Tom Westmoreland, Councilmembers Donna Burnham, Carolyn Love, and Brett Wright. Councilmembers Colby Curtis and Jared Gray were excused.

CITY STAFF PRESENT: Fionnuala Kofoed, Assistant City Administrator/City Recorder; Cliff Strachan, Director of Legislative Affairs; Evan Berrett, Economic Development Director; Marcus Draper, City Attorney; Tyler Maffitt, Communications Manager; Brandon Larsen, Planning Director; David Stroud, Senior Planner; Jody Bates, Chief Deputy Recorder; Chris Trusty, City Engineer; Mack Straw, Public Utilities Manager; Zac Hilton, Streets and Storm Drain Manager/Parks and Recreation Manager; Jeff Weber, Fleet and Facilities/Operations Director; and B.J. Eccles; Sergeant.

CITY STAFF PRESENT ELECTRONICALLY: Paul Jerome, City Administrator; Michele Graves, Library Director; and Elizabeth Fewkes, Recording Secretary.

Mayor Westmoreland called the meeting to order at 4:12 p.m.

1. CITY ADMINISTRATOR INFORMATION ITEMS

1.A. UPDATE – City Administrator Items

Community Development

- In September the City issued 74 new residential permits, 68 single-family and 6 multifamily.
- A commercial permit was issued for Papa John's in the Ranches on Pony Express Parkway.
- The Planning Commission completed training on ethics, conflict of interest, and the Open and Public Meetings Act.
- The City hired a new Planning Director, Brandon Larsen.

Economic Development

- The Clipperz grand opening is this Thursday at 4:00 p.m.
- Swig is opening this Friday at 10:00 a.m.
- Other businesses opening soon include Taqueria 27, Wing Stop, and Burt Brothers. Businesses likely to open within the next two to three months include Chipotle, Noodles & Co., and America First Credit Union.

Engineering

- Silver Creek Way across the Tickville Wash in Silverlake was paved on Friday

- Materials for the traffic signals at Woodhaven Boulevard, Major Street, and Stonebridge Lane were delayed until Friday, October 6th.
- Asphalt for Mid Valley Road was pushed back until October 16th. The City is working with the contractor to try to have that date moved up. Striping is still scheduled for October 19th.
- The City began advertising for proposals for the Mid Valley extension project with bid awards anticipated at the November 7th City Council meeting. The appraisals are still ongoing.
- Asphalt for Walden Park is scheduled for next week with striping scheduled for October 19th.
- Grimshaw continues drilling operations at Well 7 and reached a depth of 60 feet as of last Thursday.
- The startup operations for the Pony Express booster pump have been completed.
- The startup process for the Wastewater Headworks Building should begin by the end of next week and be substantially completed by mid-month.

Parks, Recreation, Events, and Cemetery

- Smith Ranch Community Park – The contractor is installing underground utilities and electrical. The contractor is continuing to work on asphalt trails and parking lots. The existing two-stall restroom has been removed and installed at the Hidden Valley Bike Trailhead. The contractor is extending the utilities for the new restroom that will be installed in the park.
- Staff has pushed the off-street, master-trail database update, which will be presented as a discussion item to the Planning Commission on Tuesday, October 10, 2023. It will then be presented to the City Council on Tuesday, October 17, 2023.
- Staff have been working to complete the horseshoe pit at the Senior Center Building.
- Staff will be posting a request for proposals by the end of the week to take proposals for a City-wide Tree Master Plan.

Streets and Stormwater

- Staff has ordered an additional 77 streetlights on Pony Express Parkway from Lake Mountain Road to Eagle Mountain Boulevard. A four to eight-month wait time for the delivery of the streetlight material is anticipated. Once the materials arrive staff will coordinate with Black & McDonald to get them installed.

Public Utilities

- Staff will be adjusting sourcing into the water system that will remove the use of Central Water Project (CWP) water.
- Well #3 motor grounded out, the motor is currently in the shop getting rewound, so it can be put back into service.
- Staff will be running the secondary waterline through the booster pump at Cory Wride Memorial Park on Monday, October 9, 2023. Staff will continue to use the water for a couple of weeks before it is shut off for the season.

1.B. UPDATE – Lobbyist David Steward

Lobbyist David Steward provided an update on his lobbyist efforts to secure grants, promote transportation funding, to educate and hold tours to help policymakers understand the astronomical growth in Eagle Mountain. He also discussed legislative items and policy issues of interest to the City Council.

1.C. DISCUSSION – Chapter 15 Construction Standards Code Amendments

City Engineer Chris Trusty presented the item. With new updates to State Code, Eagle Mountain City Public Works and Engineering Staff have reviewed the City's Construction Standards with the intention of updating the standards to reflect issues or concerns that are not addressed in the existing standards. Most of the recommended changes are intended to clarify vague or ambiguous portions of the current code. Staff does not believe that these updates will necessarily add costs or time delays to construction projects. These updates will be presented to the Planning Commission and then brought back to the City Council for adoption/approval. Mr. Trusty reviewed the proposed changes to Eagle Mountain Municipal Code.

Councilmember Wright requested a review of the storm drain standards due to recent flooding in the City.

Councilmember Love expressed appreciation to staff for addressing soil compaction issues.

1.D. DISCUSSION – Unified Fire Service Area Tax Rate

Unified Fire Service Area (UFSA) District Administrator and Legal Counsel Rachel Anderson explained that UFSA is a taxing entity that uses collected taxes to go directly toward fire service costs. UFSA is a member of Unified Fire Authority (UFA). UFA is a governmental entity that provides emergency services on behalf of its member entities. The purpose of the proposed tax increase includes four-handed crews, upgrading fire stations, cost of service, and maintaining the board-approved minimum fund balance. The last tax increase of 9.65% occurred in 2018. The UFSA Board proposes a tax increase of 12% in 2024. Increased cost factors include general inflation, wages, capital replacement, and building construction.

United Fire Authority Fire Chief Dominic Burchett detailed the cost increases experienced by UFA from 2018 to 2023:

- Turnout set 61% - \$2,349 to \$3,785
- Fuel 40% - from \$479,457 to \$673,471
- Medical supplies 15% - 504,922 to \$582,507
- Type 1 Engine 32% - \$621,170 to \$822,216
- Ambulance 27% - \$270,709 to \$344,209
- Ladder Truck 69% - \$1,005,000 to \$1,700,000
- Entry-level wages 11.37% - \$44,227 to \$49,254
- Building Constructions 91% - from \$290/square foot to \$554/square foot

Chief Burchett continued to state the Consumer Price Index (CPI) has increased 27.8% from 2018 to 2023 at a faster rate than pay increases causing recruiting challenges. While seismically proofing fire stations funded through a Federal Emergency Management Agency (FEMA) grant, they

discovered that several fire stations needed to be rebuilt in addition to the construction of new fire stations.

UFA Chief Financial Officer Tony Hill spoke about UFA's future needs related to population growth, call volume increase, and capital improvements. Based on a residential home value of \$562,000, the proposed increase of 12% will result in an average residential increase from \$413.88 to \$463.55 with a \$49.67 annual or \$4.14 monthly increased cost in taxes. Average commercial costs would increase from \$752.52 to \$842.82 with a difference of \$90.30 annually or \$7.53 monthly. The public hearing for the 2024 UFSA proposed tax increase will be held on Tuesday, December 5, 2023, at 6:00 p.m. at the Unified Fire Authority Boardroom located at 3380 S. 900 W. Salt Lake City, Utah 84119. A virtual attendance option will also be available.

Chief Burchett confirmed that with the opening of the new fire stations, all Eagle Mountain stations have four-handed crews.

Councilmember Wright stated that although he recognizes that a tax increase will be felt by some members of the public, he is grateful for the services provided by UFA and thinks the benefits and value outweigh the additional expense.

Mayor Westmoreland concurred and said that UFA and UFSA have been great partners and provide excellent service.

2. AGENDA REVIEW

15. ORDINANCES/PUBLIC HEARINGS

15.A. ORDINANCE/PUBLIC HEARING – An Ordinance of Eagle Mountain City, Utah, Amending Eagle Mountain Municipal Code Section 17.80.080 Off-premises Ladder Signs.

Economic Development Director Evan Berrett presented the item. earlier this year, the city agreed to change some language in the ladder sign agreement with the Eagle Mountain Chamber of Commerce to enable the Economic Development Director to approve advertising copy, and for the sign headers to be modified to the Chamber of Commerce logo. The Municipal City Code does not currently reflect those changes and should be amended to match.

Eagle Mountain Chamber of Commerce President Melissa Clark, clarified that the language in EMMC 17.80.080(C) would be amended to remove the word “full” and retain the words “large slats.”

15.B. ORDINANCE/PUBLIC HEARING – An Ordinance of Eagle Mountain City, Utah, Amending Eagle Mountain Municipal Code Chapter 13.75 Eagle Mountain City Storm Water Ordinance and Chapter 15.50 Storm Drains.

City Engineer Chris Trusty presented the item. In June 2022, Eagle Mountain City was audited by the Utah Department of Environmental Quality. The City received an 88-page report that outlined deficiencies in City policy that conflict with the State MS4 Permit. As part of this audit, the State asked for portions of Eagle Mountain Municipal Code to be updated to reflect actual language contained in the permit by adding the following verbiage:

- 13.75.110(B)(2)(e): “BMPs should be selected based on their ability to adequately protect water quality and the BMP manual shall outline the removal performance expected from the selected BMP as well as the technical basis for supporting the pollutant removal performance.”
- 13.75.110(D)(9): “Low Impact Design Considerations. The plan will be evaluated for the utilization of Low Impact Development (LID) approaches such as infiltration, evapotranspiration, or rainwater harvesting or reuse.”
- 13.75.110(D)(10): “Any retention requirement infeasibilities that may occur are to be documented and a rationale shall be provided for alternative design criteria that uses LID practices to the maximum extent possible.”
- 13.75.150(B)(16): “Individual residential car washing.”
- 13.75.150(B)(17): “Dechlorinated water reservoir discharges.”
- 15.50.070: “Redevelopment projects disturbing greater than one acre, including projects part of a common plan of development or sale which disturbed an acre or greater must provide a site-specific plan for net gain to onsite storm water retention or a reduction to impervious surfaces. Redevelopment projects increasing impervious surfaces by greater than 10% must prevent off-site discharge of the net increase in storm water volume associated with precipitation from all rainfall events less than or equal to the 80th percentile rainfall event.”

Councilmember Wright expressed his support for the change to EMMC 15.50.070 to allow the water to permeate the soil and drain into the aquifer where it is the most beneficial.

16. MOTION/PUBLIC HEARING

16.A. MOTION/PUBLIC HEARING – Taqueria 27 Restaurant Liquor License Variance Request.

Business License Specialist Johna Rose presented the item. The applicant is requesting a variance to have a restaurant liquor license at 3578 E. Pony Express Parkway, Suite 101. Eagle Mountain Municipal Code is more restrictive than the State Code. The applicant meets all Eagle Mountain Municipal Code (EMMC) requirements, except for the 600-foot distance from a restricted facility, following pedestrian travel. The daycare center at 3563 E. Ranches Parkway is considered a restricted facility as per EMMC Section 5.15.10 Definitions. The applicant meets all State restaurant liquor license codes. The State distance requirement for a restaurant liquor license is 300 feet to a community location, following pedestrian travel, or 200 feet in a straight line to the property boundary, and the daycare center is not considered a community location. The City Council may grant a variance if it finds, after a full investigation by a Code Enforcement Officer, that compliance with distance requirements would result in peculiar and exceptional practical difficulties or exceptional and undue hardships to the applicant.

Assistant City Administrator/City Recorder Fionnuala Kofoed stated that the owner of the daycare near the business has submitted a letter supporting Taqueria 27 to the City.

City Attorney Marcus Draper confirmed that this variance request differs from a land use variance in legal standards and it is within the discretion of the City Council to grant a variance to Municipal Code proximity requirements.

Applicant Laxman Paudyal said this is his fifth restaurant location. He has maxed out his investments and has hired and is in the process of training 25 employees. If the business is successful, he will hire an additional 25 to 30 individuals. The sales tax contribution from this location will be between \$162,000 to \$200,000 a year, a portion of which will be from alcohol sales. They strive to serve liquor responsibly by limiting each patron to three alcoholic beverages per visit. He hopes to open the business in two to three days. It will be the first, sit-down, fine-dining restaurant in the City.

17. MOTION

17.A. MOTION – Clarification of the Effective Date of an Ordinance of Eagle Mountain City, Utah, Amending the Eagle Mountain Municipal Code Titles 16 Subdivisions and 17 Zoning.

City Attorney Marcus Draper explained that at the September 19, 2023, meeting the City Council approved a Municipal Code amendment in order to be in compliance with the State Code that goes into effect February 1, 2024. The effective date for the Municipal Code change was inadvertently excluded from the motion. This item requests a motion to clarify the effective date for the changes.

3. ADJOURN TO A CLOSED EXECUTIVE SESSION

MOTION: *Councilmember Burnham moved to adjourn to a closed session for the purpose of discussing for the purpose of discussing reasonably imminent litigation; the character, professional competence, or physical or mental health of an individual; and/or the purchase, lease, or exchange of real property, pursuant to Section 52-4-205(1) of the Utah Code, annotated. Councilmember Wright seconded the motion.*

<i>Those Voting Yes</i>	<i>Those Voting No</i>	<i>Those Abstaining</i>	<i>Those Absent</i>
☒ <i>Donna Burnham</i>	☐ <i>Donna Burnham</i>	☐ <i>Donna Burnham</i>	☐ <i>Donna Burnham</i>
☐ <i>Colby Curtis</i>	☐ <i>Colby Curtis</i>	☐ <i>Colby Curtis</i>	☒ <i>Colby Curtis</i>
☐ <i>Jared Gray</i>	☐ <i>Jared Gray</i>	☐ <i>Jared Gray</i>	☒ <i>Jared Gray</i>
☒ <i>Carolyn Love</i>	☐ <i>Carolyn Love</i>	☐ <i>Carolyn Love</i>	☐ <i>Carolyn Love</i>
☒ <i>Brett Wright</i>	☐ <i>Brett Wright</i>	☐ <i>Brett Wright</i>	☐ <i>Brett Wright</i>

The motion passed with a unanimous vote.

The meeting was adjourned at 5:29 p.m.

7:00 P.M. POLICY SESSION

ELECTED OFFICIALS PRESENT: Mayor Tom Westmoreland, Councilmembers Donna Burnham, Carolyn Love, and Brett Wright. Councilmembers Colby Curtis and Jared Gray were excused.

CITY STAFF PRESENT: Fionnuala Kofoed, Assistant City Administrator/City Recorder; Cliff Strachan, Director of Legislative Affairs; Evan Berrett, Economic Development Director; Marcus Draper, City Attorney; Brandon Larsen, Planning Director; David Stroud, Senior Planner; Jody Bates, Chief Deputy Recorder; Chris Trusty, City Engineer; Zac Hilton, Streets and Storm Drain Manager/Parks and Recreation Manager; and B.J. Eccles; Sergeant.

CITY STAFF PRESENT ELECTRONICALLY: Paul Jerome, City Administrator; Mack Straw, Public Utilities Manager; and Elizabeth Fewkes, Recording Secretary.

4. CALL TO ORDER

Mayor Westmoreland called the policy session to order at 7:07 p.m.

5. PLEDGE OF ALLEGIANCE

Councilmember Love led the Pledge of Allegiance.

6. INFORMATION ITEMS/UPCOMING EVENTS

- Eagle Mountain City invites residents to our next Movie in the Park for the showing of “Hocus Pocus” on Saturday, October 7th at 7:15 p.m. at Cory Wride Park. Free popcorn will be available while supplies last.
- Residents are also encouraged to attend Halloween Town which takes place earlier in the day on October 7th. Trick-or-Treating, a petting zoo, and a Halloween Town Car Show will be available for enjoyment.
- Residents can obtain CPR training throughout the month of October with the City’s program offering “Shocktoberfest.” Sign up and learn more using Eagle Mountain City social media.
- Residents who do not use social media to stay in touch with the City are encouraged to sign up for the City’s text notification system. Weekly, the City sends updates on news, important information, and sign-ups for recreational sports. Learn more at eaglemountaincity.com.

Mayor Westmoreland announced that an Emergency Broadcast System test is scheduled on October 4th at 12:30 p.m.

7. PUBLIC COMMENTS

Mayor Westmoreland opened public comment at 7:10 p.m.

Trenton Siggard requested improvements to increase cyclist safety in the City. He suggested holding more bike rodeo events with better advertising and updating the City website to facilitate submitting written public comments and finding the live stream for the meeting.

Spencer Shattuck submitted a public comment form regarding intersection safety.

Chris Sullivan submitted an email he requested to have read during the meeting regarding safety issues for cyclists as he has been hit by a vehicle once and almost hit by vehicles many times on Pony Express Parkway near Cedar Valley High School. He requested increased cyclist safety measures in the City.

Mayor Westmoreland closed public comment at 7:16 p.m.

8. CITY COUNCIL/MAYOR'S ITEMS

Councilmember Wright

Councilmember Wright welcomed the public and members of Unified Fire Authority and the Utah County Sheriff's Office in attendance. He recognized the volume of work accomplished by staff members and expressed gratitude for their Herculean efforts. On October 23rd at 5:30 p.m. the Senior Citizen Advisory Board is holding a Meet the Candidates Night.

Councilmember Love

Councilmember Love thanked the individuals participating in the meeting and echoed Councilmember Wright's gratitude to staff.

Councilmember Burnham

Councilmember Burnham supported the sentiments of gratitude expressed by the other Councilmembers to staff and the meeting participants. She thanked residents for sharing potential solutions to their concerns.

CONSENT AGENDA

9. AGREEMENTS

9.A. GIS Subscription Agreement – ESRI

10. BID AWARDS

10.A. Sunset Flats Subdivision Improvement Punchlist – Sunset Mountain Machinery

10.B. Water Reuse Plan Update – Bowen Collin and Associates

11. CHANGE ORDERS

11.A. Well 8 Drilling Change Order #2 – Grimshaw Drilling LLC

12. MINUTES

12.A. September 19, 2023 Minutes – Regular City Council Meeting

13. PRELIMINARY PLAT

13.A. PRELIMINARY PLAT – Firefly 5 Phase A

14. RESOLUTION

14.A. RESOLUTION – A Resolution of Eagle Mountain City, Utah, Amending the Eagle Mountain City Policies and Procedures Manual Regarding Preemployment Testing and Causes for Disciplinary Action.

MOTION: *Councilmember Wright moved to approve the consent agenda. Councilmember Burnham seconded the motion.*

<i>Those Voting Yes</i>	<i>Those Voting No</i>	<i>Those Abstaining</i>	<i>Those Absent</i>
☒ <i>Donna Burnham</i>	☐ <i>Donna Burnham</i>	☐ <i>Donna Burnham</i>	☐ <i>Donna Burnham</i>
☐ <i>Colby Curtis</i>	☐ <i>Colby Curtis</i>	☐ <i>Colby Curtis</i>	☒ <i>Colby Curtis</i>
☐ <i>Jared Gray</i>	☐ <i>Jared Gray</i>	☐ <i>Jared Gray</i>	☒ <i>Jared Gray</i>
☒ <i>Carolyn Love</i>	☐ <i>Carolyn Love</i>	☐ <i>Carolyn Love</i>	☐ <i>Carolyn Love</i>
☒ <i>Brett Wright</i>	☐ <i>Brett Wright</i>	☐ <i>Brett Wright</i>	☐ <i>Brett Wright</i>

The motion passed with a unanimous vote.

SCHEDULED ITEMS

15. ORDINANCES/PUBLIC HEARINGS

15.A. ORDINANCE/PUBLIC HEARING – An Ordinance of Eagle Mountain City, Utah, Amending Eagle Mountain Municipal Code Section 17.80.080 Off-premises Ladder Signs.

Mayor Westmoreland opened the public hearing at 7:21 p.m. As there were no comments, he closed the hearing.

MOTION: *Councilmember Love moved to approve an ordinance of Eagle Mountain City, Utah, amending Eagle Mountain Municipal Code Section 17.80.080 Off-Premises Ladder Signs. Councilmember Wright seconded the motion.*

<i>Those Voting Yes</i>	<i>Those Voting No</i>	<i>Those Abstaining</i>	<i>Those Absent</i>
☒ <i>Donna Burnham</i>	☐ <i>Donna Burnham</i>	☐ <i>Donna Burnham</i>	☐ <i>Donna Burnham</i>
☐ <i>Colby Curtis</i>	☐ <i>Colby Curtis</i>	☐ <i>Colby Curtis</i>	☒ <i>Colby Curtis</i>
☐ <i>Jared Gray</i>	☐ <i>Jared Gray</i>	☐ <i>Jared Gray</i>	☒ <i>Jared Gray</i>

☒ Carolyn Love	☐ Carolyn Love	☐ Carolyn Love	☐ Carolyn Love
☒ Brett Wright	☐ Brett Wright	☐ Brett Wright	☐ Brett Wright

The motion passed with a unanimous vote.

15.B. ORDINANCE/PUBLIC HEARING – An Ordinance of Eagle Mountain City, Utah, Amending Eagle Mountain Municipal Code Chapter 13.75 Eagle Mountain City Storm Water Ordinance and Chapter 15.50 Storm Drains.

City Engineer Chris Trusty clarified that soap used for washing cars would not be considered a pollutant; however, a degreaser would probably be considered a pollutant.

Mayor Westmoreland opened the public hearing at 7:23 p.m. As there were no comments, he closed the hearing.

MOTION: *Councilmember Burnham moved to approve an ordinance of Eagle Mountain City, Utah, amending Eagle Mountain Municipal Code Chapter 13.75 Eagle Mountain City Storm Water Ordinance and Chapter 15.50 Storm Drains. Councilmember Wright seconded the motion.*

<i>Those Voting Yes</i>	<i>Those Voting No</i>	<i>Those Abstaining</i>	<i>Those Absent</i>
☒ Donna Burnham	☐ Donna Burnham	☐ Donna Burnham	☐ Donna Burnham
☐ Colby Curtis	☐ Colby Curtis	☐ Colby Curtis	☒ Colby Curtis
☐ Jared Gray	☐ Jared Gray	☐ Jared Gray	☒ Jared Gray
☒ Carolyn Love	☐ Carolyn Love	☐ Carolyn Love	☐ Carolyn Love
☒ Brett Wright	☐ Brett Wright	☐ Brett Wright	☐ Brett Wright

The motion passed with a unanimous vote.

16. MOTION/PUBLIC HEARING

16.A. MOTION/PUBLIC HEARING – Taqueria 27 Restaurant Liquor License Variance Request.

Mayor Westmoreland opened the public hearing at 7:25 p.m.

Trenton Siggard stated that he is excited to have another business near his home and supports the application.

Jody Zabriskie, owner of A to Z Building Blocks a preschool near the restaurant, submitted a letter of support for the business.

Mayor Westmoreland closed the public hearing at 7:26 p.m.

Councilmember Wright asked why Eagle Mountain City has a greater distance requirement than the State requirement for a restaurant liquor license.

City Attorney Marcus Draper stated the State liquor license requirements have been amended frequently and the difference between the standards could be due to Municipal Code not being updated simultaneously with State Code.

Business License Specialist Johna Rose verified that State Code restaurant liquor license requirements were updated in 2018 and Eagle Mountain Municipal Code standards have not been amended. The City Council can direct staff to amend the standards to reflect the changes to the State Code if desired.

Discussion ensued regarding consideration for updating the standards in light of the application for an Applebee's location and the desire to attract more sit-down restaurants to develop in the city.

Councilmember Love noted that some residents might celebrate the City granting a liquor license and others might be displeased. Nevertheless, as most residents desire more sit-down dining opportunities, approving liquor licenses is a component of attracting and allowing many such restaurants.

Councilmember Burnham expressed appreciation to the applicant for being a good citizen by limiting the number of alcoholic beverages served to patrons which gives her reassurance in approving the application.

MOTION: *Councilmember Wright moved to approve the Taqueria 27 restaurant liquor license variance with a finding that compliance with Eagle Mountain Municipal Code distance requirements would result in peculiar and exceptional practical difficulties or exceptional and undue hardships to the applicant and request that staff review the restaurant liquor license distance requirements in existing Municipal Code and bring back an amendment for City Council review. Councilmember Burnham seconded the motion.*

AMENDED MOTION: *Councilmember Wright moved to approve the Taqueria 27 restaurant liquor license variance with a finding that compliance with Eagle Mountain Municipal Code distance requirements would result in peculiar and exceptional practical difficulties or exceptional and undue hardships to the applicant and request that staff review the restaurant liquor license distance requirements and restricted facilities in existing Municipal Code and bring back an amendment for City Council review. Councilmember Burnham seconded the motion.*

<i>Those Voting Yes</i>	<i>Those Voting No</i>	<i>Those Abstaining</i>	<i>Those Absent</i>
☒ Donna Burnham	☐ Donna Burnham	☐ Donna Burnham	☐ Donna Burnham
☐ Colby Curtis	☐ Colby Curtis	☐ Colby Curtis	☒ Colby Curtis

☐ <i>Jared Gray</i>	☐ <i>Jared Gray</i>	☐ <i>Jared Gray</i>	☒ <i>Jared Gray</i>
☒ <i>Carolyn Love</i>	☐ <i>Carolyn Love</i>	☐ <i>Carolyn Love</i>	☐ <i>Carolyn Love</i>
☒ <i>Brett Wright</i>	☐ <i>Brett Wright</i>	☐ <i>Brett Wright</i>	☐ <i>Brett Wright</i>

The motion passed with a unanimous vote.

17. MOTION

17.A. MOTION – Clarification of the Effective Date of an Ordinance of Eagle Mountain City, Utah, Amending the Eagle Mountain Municipal Code Titles 16 Subdivisions and 17 Zoning.

Mr. Draper explained that this item clarifies the effective date for the ordinance approved at the previous meeting and State Code requires an effective date of no later than February 1, 2024.

SUBSTITUTE MOTION: *Councilmember Burnham moved to approve an ordinance of Eagle Mountain City, Utah, amending the Eagle Mountain Municipal Code Titles 16 Subdivisions and 17 Zoning to clarify the effective date of February 1, 2024, and the intent of Council of the previous approval. Councilmember Love seconded the motion.*

<i>Those Voting Yes</i>	<i>Those Voting No</i>	<i>Those Abstaining</i>	<i>Those Absent</i>
☒ <i>Donna Burnham</i>	☐ <i>Donna Burnham</i>	☐ <i>Donna Burnham</i>	☐ <i>Donna Burnham</i>
☐ <i>Colby Curtis</i>	☐ <i>Colby Curtis</i>	☐ <i>Colby Curtis</i>	☒ <i>Colby Curtis</i>
☐ <i>Jared Gray</i>	☐ <i>Jared Gray</i>	☐ <i>Jared Gray</i>	☒ <i>Jared Gray</i>
☒ <i>Carolyn Love</i>	☐ <i>Carolyn Love</i>	☐ <i>Carolyn Love</i>	☐ <i>Carolyn Love</i>
☒ <i>Brett Wright</i>	☐ <i>Brett Wright</i>	☐ <i>Brett Wright</i>	☐ <i>Brett Wright</i>

The motion passed with a unanimous vote.

18. LEGISLATIVE ITEMS

18.A. UPDATE – Legislative Priorities List

Director of Legislative Affairs Clifford Strachan discussed the progress and status of the items on the Legislative Priorities List with staff and the City Council and clarified the differences between the priority list and action requests. The City Council requested a systematic, scheduled review of the list and asked Mr. Strachan to solicit feedback from staff about methods to improve the process.

Assistant City Administrator/City Recorder Fionnuala Kofoed explained that the Councilmembers would need to set up individual accounts to save and use the proposed standard City background in Livesize.

19. CITY COUNCIL/MAYOR'S BUSINESS

20. CITY COUNCIL BOARD LIAISON REPORTS

Mayor Westmoreland

Mayor Westmoreland stated the city is in the midst of changes to advisory board positions. The Utah League of Cities and Towns is preparing for the upcoming legislative session. Mountainland Association of Government will be holding a meeting on Thursday.

Councilmember Burnham

Councilmember Burnham said the Youth Council will meet on October 11th and will nominate an individual to replace Gabbi Pengra as a Youth Council Member. The nomination will be approved by the City Council at the subsequent meeting. The election to replace Senator Jake Anderegg will be held next Wednesday. She noted Eagle Mountain City's influence and interest in the race and recommended that City representatives reach out to the winner of the election. She will be unable to attend the Development Review Committee (DRC) on Tuesday from 1:00 to 3:00 p.m.

Councilmember Wright stated that he could attend the DRC meeting in Councilmember Burnham's place.

Councilmember Love

Councilmember Love reported that the City had excellent participation at Shop Fest in September. Halloween Town will be held on October 7th. Programming Staff will visit local schools in November and December. Book clubs can obtain books through Book Buzz and only need to pay for postage. Between July 1, 2023 and September 30, 2023, the Library issued 804 new library cards.

Councilmember Wright

Councilmember Wright met with American Legion Post 111, a representative from the Cemetery Advisory Board, Assistant City Administrator/City Recorder Fionnuala Kofoed, and Parks and Recreation Director Brad Hickman to pursue placing flag receptacles on the graves of veterans. He encouraged residents aged 55 and older to participate in the Senior Citizen Advisory Council activities.

21. COMMUNICATION ITEMS

21.A. Upcoming Agenda Items

22. ADJOURNMENT

MOTION: *Councilmember Wright moved to adjourn at 7:54 p.m. Councilmember Burnham seconded the motion.*

Those Voting Yes

☒ *Donna Burnham*

☐ *Colby Curtis*

☐ *Jared Gray*

☒ *Carolyn Love*

Those Voting No

☐ *Donna Burnham*

☐ *Colby Curtis*

☐ *Jared Gray*

☐ *Carolyn Love*

Those Abstaining

☐ *Donna Burnham*

☐ *Colby Curtis*

☐ *Jared Gray*

☐ *Carolyn Love*

Those Absent

☐ *Donna Burnham*

☒ *Colby Curtis*

☒ *Jared Gray*

☐ *Carolyn Love*

20. CITY COUNCIL BOARD LIAISON REPORTS

Mayor Westmoreland

Mayor Westmoreland stated the city is in the midst of changes to advisory board positions. The Utah League of Cities and Towns is preparing for the upcoming legislative session. Mountainland Association of Government will be holding a meeting on Thursday.

Councilmember Burnham

Councilmember Burnham said the Youth Council will meet on October 11th and will nominate an individual to replace Gabbi Pengra as a Youth Council Member. The nomination will be approved by the City Council at the subsequent meeting. The election to replace Senator Jake Anderegg will be held next Wednesday. She noted Eagle Mountain City's influence and interest in the race and recommended that City representatives reach out to the winner of the election. She will be unable to attend the Development Review Committee (DRC) on Tuesday from 1:00 to 3:00 p.m.

Councilmember Wright stated that he could attend the DRC meeting in Councilmember Burnham's place.

Councilmember Love

Councilmember Love reported that the City had excellent participation at Shop Fest in September. Halloween Town will be held on October 7th. Programming Staff will visit local schools in November and December. Book clubs can obtain books through Book Buzz and only need to pay for postage. Between July 1, 2023 and September 30, 2023, the Library issued 804 new library cards.

Councilmember Wright

Councilmember Wright met with American Legion Post 11, a representative from the Cemetery Advisory Board, Assistant City Administrator/City Recorder Fionnuala Kofoed, and Parks and Recreation Director Brad Hickman to pursue placing flag receptacles on the graves of veterans. He encouraged residents aged 55 and older to participate in the Senior Citizen Advisory Council activities.

21. COMMUNICATION ITEMS

21.A. Upcoming Agenda Items

22. ADJOURNMENT

MOTION: *Councilmember Wright moved to adjourn at 7:54 p.m. Councilmember Burnham seconded the motion.*

<i>Those Voting Yes</i>	<i>Those Voting No</i>	<i>Those Abstaining</i>	<i>Those Absent</i>
☒ <i>Donna Burnham</i>	☐ <i>Donna Burnham</i>	☐ <i>Donna Burnham</i>	☐ <i>Donna Burnham</i>
☐ <i>Colby Curtis</i>	☐ <i>Colby Curtis</i>	☐ <i>Colby Curtis</i>	☒ <i>Colby Curtis</i>
☐ <i>Jared Gray</i>	☐ <i>Jared Gray</i>	☐ <i>Jared Gray</i>	☒ <i>Jared Gray</i>
☒ <i>Carolyn Love</i>	☐ <i>Carolyn Love</i>	☐ <i>Carolyn Love</i>	☐ <i>Carolyn Love</i>

☒ **Brett Wright**

☐ **Brett Wright**

☐ **Brett Wright**

☐ **Brett Wright**

The motion passed with a unanimous vote.

The meeting was adjourned at 7:54 p.m.

Approved by the City Council on October 17, 2023.


Fionnuata B. Kofoed, MMC
City Recorder

