

**MINUTES OF THE DRAPER CITY COUNCIL MEETING HELD ON TUESDAY,
AUGUST 21, 2012, IN THE DRAPER CITY COUNCIL CHAMBERS 1020 EAST
PIONEER ROAD, DRAPER, UTAH.**

“This document, along with the digital recording, shall constitute the complete meeting minutes for this City Council meeting.”

PRESENT: Mayor Darrell Smith, Councilmembers Bill Colbert, Alan Summerhays, Troy Walker, Jeff Stenquist, and Bill Rappleye.

STAFF PRESENT: David Dobbins, Doug Ahlstrom, Tracy Norr, Danyce Steck, Dennis Workman, Dan Boles, Jim Bacon, Bryan Roberts

BUSINESS MEETING

1.0 Call to Order

[7:01:03 PM](#)

1.1 Mayor Darrell Smith called the meeting to order and welcomed those in attendance.

2.0 Comment/Prayer and Flag Ceremony

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2.1 James Gee, Boy Scout Troop 133 scoutmaster, gave the prayer. The troop then led the flag ceremony.

2.2 The meeting adjourned to a Municipal Building Authority meeting.

3.0 Presentations:

- a. **Recognition of General Brian L. Tarbet, Utah National Guard**
- b. **Recognition of former Miss Draper Brooke Lavery**
- c. **Introduction of Miss Draper Celeste Gutzman**
- d. **Legislative Update – Jeff Hartley**

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3.1 Mayor Smith stated that General Tarbet is retiring after 12 years of serving as the Adjunct General of the Utah National Guard. Councilmember Rappleye said he has served with General Tarbet on a committee and that the general is a fine man. He has responsibility for 7500 members of the National Guard, many of whom have served in Iraq and Afghanistan. General Tarbet has set an excellent example. Councilmember Rappleye read a plaque which was presented to General Tarbet for his service

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3.2 General Tarbet said Draper is a great community. He said he loves how the National Guard is embraced in Draper. He said he gets the award because of the sacrifice and effort of other people. He said he is accepting the recognition on behalf of the soldiers.

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3.3 Mayor Smith said we have all heard of great generals, and it is a great honor to have General Tarbet serving here in Draper.

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3.4 Mayor Smith presented a plaque to former Miss Draper, Brooke Lavery. He thanked her for the service she has given to the community during the past year and noted she has grown into a great leader too.

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3.5 Miss Lavery said the opportunity to be Miss Draper was a huge blessing. She has grown and learned a lot during the past year. Her platform was Lyme disease. Being Miss Draper opened doors and scholarship opportunities for her to serve others.

3.6 Celeste Gutzman, the new Miss Draper, was not present at the meeting.

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3.7 Mayor Smith welcomed Jeff Hartley. Mr. Hartley gave a report on the prison relocation committee discussions and the interest of SITLA and others in participating in the process. He reminded the council that the committee is on a fact-finding mission and the legislature will make the final decision. He also said bills are being prepared for the upcoming legislative session. There is an effort to look at how the cities generate revenue and sharing the revenues with the state. David Dobbins thanked Mr. Hartley for his hard work in representing the city at the capitol.

4.0 Citizen Comments

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4.1 John Lore, 13204 Lone Rock Drive, said there is a need for something to be done about the traffic on Lone Rock Drive across from Bellevue Park. There is a blind curve starting at Carlquist Drive to the roundabout by Willow Springs Elementary school. The cross walk to the new park is at the apex of that curve. There are 12 homes facing Lone Rock Drive and there are many young children in the neighborhood. Ivory Homes phases 6 and 7 funnel into the apex of the curve and high school traffic will add additional impact. He asked that speed bumps and a stop sign be installed at the apex of the curve.

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4.2 Jonathan Spencer, 13256 Lone Rock Drive, said there are 27 children who live on the road. He expressed concern that there could be a horrible traffic accident that will hurt the children. He asked for enforced speed limits or reduced speed limits.

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4.3 Elizabeth Jones said she has also witness high speeds on the road. She expressed concerns about the traffic.

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4.4 Lehi Rodriguez, 13182 Lone Rock Drive, said he would like the city to look into these concerns.

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4.5 Michael Connolly, 13234 Lone Rock Drive, said another part of the issue is the children from the neighborhood to the north, which is the main thoroughfare for children going to Willow Springs Elementary. He said he had talked to the Engineering Department a couple of years ago and speed control measures were done, but those were too close to the roundabout.

5.0 Consent Items:

- a. **Approval of Minutes of City Council meetings held August 7, 2012 and August 14, 2012**
- b. **Notice of Approval for Surplus Property/Boundary Line Adjustment with James and Sandy Schoudel**
- c. **Agreement #12- 85 with Hartley and Associates**
- d. **Resolution #12-35, Authorizing Agreement #12-97 with Kiewitt, Herzog, and Parsons for Wall & Sidewalk for Future Trail at Town Center Park & Ride**
- e. **Resolution #12-32, Amending Section 7040 of the Personnel Policy regarding Break Time for Nursing Mothers.**
- f. **Approval of Contract with Maric Sales to Purchase 4-Wheel Drive Articulated Municipal Tractor with Accessories**

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5.1 A motion to remove Item B from the consent agenda was made by Councilmember Colbert and seconded by Councilmember Walker.

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5.2 The motion carried unanimously..

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5.4 A motion to remove Item D was made by Councilmember Stenquist and seconded by Councilmember Colbert.

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5.5 The motion carried.

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5.6 A motion to approve the remainder of the consent items was made by Councilmember Colbert and seconded by Councilmember Walker.

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5.7 A roll call vote was taken with Councilmembers Colbert, Walker, Stenquist, Summerhays, and Rappleye voting in favor. The motion carried.

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5.8 Councilmember Stenquist asked about the location of the wall and sidewalk in Item D. Mr. Dobbins said it is between the UTA parking lot and station:

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5.9 A motion to approve Item D was made by Councilmember Stenquist and seconded by Councilmember Rappleye.

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5.10 A roll call vote was taken with Councilmembers Stenquist, Rappleye, Colbert, Summerhays, and Walker voting in favor. The motion carried.

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5.11 A motion was made by Councilmember Colbert to continue Item B until the Municipal Building Authority takes action. The motion was seconded by Councilmember Rappleye and carried unanimously.

6.0 Public Hearing: Corner Canyon Vista Lot 33 Plat Amendment.

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6.1 Dennis Workman said the application is for the removal of a Limit of Disturbance (LOD) on Plat 33 of the Corner Canyon Vista subdivision. He showed the location of the plat and said the LOD is on about 6 lots in this area. The Planning Commission recommended denial with two findings: removing the LOD would cause material injury to adjacent property owners and to the public interest of the open space Corner Canyon area and good cause to amend the plat has not been shown.

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6.2 LaVar Chrisensen, attorney representing Andrew Kelley, said a relevant issue is on the record and did not need to be reported verbatim, but the facts and the law are the same. The appropriate legal standard is the council would have to find a substantial compelling evidentiary reason to find Lot 33 so different from Lot 36. He said the Planning Commission didn't apply the appropriate standard. He asked that the record on the previous hearings on the controlling standard of the particular property be incorporated into the record. He presented copies to the mayor and council of photographs of the various properties and a copy of the well-documented decision the council made related to another lot which sets forth the findings and the appropriate legal standard. He pointed out a Utah Court of Appeals decision that restrictions on property uses should be strictly construed and provisions permitting property uses should be liberally construed in favor of the property owner. He said the engineer would show the LOD has mistakenly been interpreted and wrongfully applied. He said the equal rights that all property owners have needs to be crystal clear. He discussed "substantial evidence" and said the council needs to ask why there is a plat amendment process if it is not available and why there is a disturbance permit if it is not available. This plat amendment would correct an error in the original plat. The line was meant to show the buildable envelope of the home and

was not meant to restrict landscaping. An improvement is not a disturbance. There are numerous contradictions throughout the town regarding retaining walls. The assurances are through engineers. He pointed out lots 29-32 do not have LOD's. Those lots were singled out yet are physically exactly the same. He said the council should be looking at each lot individually to see if they are substantially different. He said public opinion, as opposed to public clamor, should have engineers to back it up. He said if this application is denied, the council must show a legitimate public interest. He said all erosion, public safety, and stability issues are all met. He said the Kelley's would be happy to stipulate and attach to the decision a drawing to lock themselves into for the landscaping.

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6.3 Greg Wilding, Wilding Engineering, said his firm was the original engineering firm and has some key insight on this property. They designed the original plat and know the intent for the LOD line on the plat. The original intent and only actual and legitimate intent was to limit building area for the house. Landscaping can be done on steep slopes and will often provide a more stable slope. He discussed erosion control concerns about material harm to the neighbors. He said engineering analysis can be done, and this is not a factor here. Erosion control is typically permanent landscaping with irrigation which is a better erosion control method. He said there would be public opinions expressed about the engineer which are unfounded. Studies have been done.

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6.4 Andrew Kelley, Lot 33 Corner Canyon Vista, said he cares about his neighbors' views and the preservation of Corner Canyon. He said he wants the neighborhood rift to heal and has taken all aspects of the neighborhood concerns in developing the landscape plan. He said the original intent of the LOD was not meant to keep the area from being landscaped. There is precedence. He said there are concerns about Lot 36 and what has been done. He said he is willing to put this together as an exhibit and abide by the plan with the possibility of a future swimming pool. He said this discussion is about facts. There are three people who are very opposed to this, but there is overwhelming support of the neighbors.

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6.5 Mayor Smith opened the public hearing. He asked those speaking to be respectful and to stay on the subject at hand. He asked them not to be repetitive but to bring up new ideas and thoughts.

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6.6 Dale Jensen, 1926 Gray Fox (lot 35), said there was a comment made during the last hearing that it was not the purpose of the government in telling property owners what they can and cannot do with their property. He said that is exactly why the council is here. He said when he built his home he was told how many trees, what type of trees, and the size of the trees could be put in the front yard. He said a lot was said about the intent, but he has not heard a developer state his intent. He said it wasn't the intent of the developer to donate land, but the developer had to do it to get approval of the plan. He

said his lot is for sale and he hears a lot of comments about what has happened on lot 36 which has caused a loss of value on his property. He said there is no guarantee the Kelley's are going to do what they are saying. If the council is going to approve the petitions, do it with some control over that property. He asked that the LOD be removed from the other properties if the council is not going to be concerned.

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6.7 Alison Strong, 1964 Gray Fox, said she spoke to Mindie Dansie when they put an offer on their lot about what could go on the subject property. She was very clear about the area of non-disturbance and said it could not be changed. She said more was paid to live on this road than in the lower part of the neighborhood. She said her lot follows the ridgeline. She said Mr. Kelley told the Planning Commission that he had built his dream house in another part of the neighborhood but their neighbors built a big retaining wall. Instead of opposing his neighbors, he decided to sell his home and bought this property knowing there was an LOD in place but with the idea he could get it removed. She said she doesn't want to sell her house because of the Kelley's retaining wall. She enjoys the deer. She also said at the last meeting the Wildings said the Dayton's did not have a 30% slope. Now he is saying that 30% can be landscaped but you cannot put a building, structure or pool.

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6.8 Casey Tennyson, 1756 Burning Oak Drive, said the Kelley's were wonderful neighbors. He said the Dayton's and Kelley's have children the same age as his children and they play together. He said the Dayton's children are now able to play in the backyard and suspects the same will be with the Kelley's. He said the facts support this will not be detrimental to the environment, and because of private property rights the Kelley's should be able to use their property.

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6.9 John Dayton, 1914 Gray Fox (lot 36), said his family supports the Kelley's. He distributed copies of his comments. He asked to be able to respond to some allegations of dishonesty and a distraction campaign which was perpetrated by a minority of the neighbors and the media. He said he and his wife were given access to their entire lot after an extensive, time-consuming, legal and appropriate process. They fulfilled every requirements of Draper City as part of the process. They were supported by the Parks Department, the Fire Department, the City and private engineers, and 50 neighbors. When the decision was made, some angry voices told a different story to the press. The same group has joined with the press to spread false information and intimidate the Kelley's and neighbors who are supportive. He said Barbara Watkins particularly alleged to the press his family lied to the neighbors and the city and she knows this isn't the case. He put in a backyard that has been appropriately engineered and appropriately set up and is in accordance to all keepings of Draper criteria. He said Mrs. Watkins hassles the contractors and the city, most recently about a light that is not even wired. He said the Jensen's also have allegations but are not in keeping with CC&R's. He said they are

moving and he wishes them the best. He noted they take amazing care of their yard and home.

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6.10 Darrell Strong, 1964 Gray Fox, said the Dayton application was turned down in 2010. Two years later the decision was made to approve their application. There was a serious onslaught and the neighbors were frustrated. Attorneys told him the chance of getting the council overturned was close to zero because it is administrative action. He said he didn't have the power to fight this, so he settled for it. What was put in by the Dayton's was not what was promised/represented. He said the Kelley application is déjà vue and there is no guarantee they will only landscape.

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6.11 Mayor Smith asked the speakers to stick to the subject.

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6.12 Barbara Watkins, 1892 Gray Fox Drive (lot 37), said when this application was viewed, there was one ordinance regarding slope that was discussed. There were other ordinances that did not make it into that plan. The general plan states that this is the greenbelt area and effort should continue to preserve the mountainous area. The city also has a sensitive land overlay to protect the natural scenic beauty, including the preservation of natural vegetation, geologic features, wildlife, habitat and open space. Special consideration for areas in Corner Canyon are stated. The Park Department did not endorse the Dayton application but cited concerns about the 30% slope which is covered in another ordinance. The Trails 2009 report listed a concern about the aesthetics of a fence jutting down the steep slopes and out into Corner Canyon. The LOD line follows what is naturally the Corner Canyon rim. The Wildings keep saying this isn't what they wanted, but they were simply acting in an advisory capacity. The LOD was between the Planning Commission and the developer. It was ratified by the City Council and was put there to protect the beauty of Corner Canyon. She said material value does not always mean financial values. She said documentation was submitted that views increase property values by 9-12 percent.

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6.13 Ross Holiday, 14051 Sage Hollow Drive, said the Dayton issue was very divisive. There has been a lot of confusion about the plat and people found about the plat issues after they moved in. There were multiple stakes that were marking lines. He said he has built over 1500 homes and has learned that there should not be a line of disturbance on there. As long as building is done properly, it shouldn't be an issue. He said people should not have to present landscaping plans. This section of the neighborhood does not have a homeowners association, so there is not an avenue to address a lot of the cosmetic concerns that the neighbors have. He recommended removing the LOD and suggesting removing all the other LOD lines for all those neighbors who want to do so.

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6.14 Dixon Duncan, 1938 Gray Fox Drive, said the Kelley's have personal property rights and should be able to enjoy their back yard. Beauty is in the eye of the beholder. He said he supports the Kelley's. His only concern is to ask the Kelley's not set the home further back than the Strong's or his house.

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6.15 Wendy Smith, 1430 Sage Hollow Drive, thanked the council for listening to the opinions. She said she hopes the neighborhood can work through their differences and heal, but she is here in support of the plat amendment based on the testimony of the original engineers. She said there should be full enjoyment of the property rights. The issue of view is tricky.

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6.16 Keith Denning, 1876 Harvest Oaks Circle, said landscaping is landscaping and cannot be controlled because they have the right to use their property.

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6.17 Rudyard Johansen, 14048 Mule Deer Drive, said supports the Kelley's property rights and landscaping. He said the retaining wall on Wasatch blends right in. There is the ability to make it aesthetic and pleasing.

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6.18 Chad Smith, 14039 Sage Hollow Drive, said he supports the amendment. There has been a lot of confusion on the issue and the "material harm" question seems subjective. He does not think landscaping and vegetation would cause material harm. He said he is in favor of property rights.

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6.19 Shawn Benjamin, 360 West 13165 South, offered three questions for the council to consider. It is important to ask if there is a legitimate city interest in maintaining the LOD; if citizens are entitled to the enjoyment of their property; and if the basis for the limitations is legitimate. Government should be looked at for consistency although not always maintaining the status quo. He commended the council for keeping and maintaining the direction of trying to protect property rights and asked them to error on the side of property.

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6.20 Kathryn Hildelbrant, 14056 Mule Deer Drive, said she is neutral on the situation but has a concern that needs to be addressed. That is the size of the home. She said the retaining walls and gigantic homes look like castles. The lot is small and asked if it is appropriate for the size of the lot.

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6.21 No further comments were given. The public hearing was closed.

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6.22 Dennis Workman showed the proposed landscape plan. He said he hopes Mr. Kelley would follow through on the submitted plan but there is no requirement. Councilmember Summerhays asked about the 30% slope. Mr. Ahlstrom said it is a non-disturbance area. Mr. Ahlstrom referenced the code that said these areas cannot be developed. David Dobbins said the slope cannot be “developed” which is typically interpreted as structures or improvements but the code is not clear. Councilmember Summerhays said the code should be clarified. Councilmember Colbert said there are limits of disturbance for various reasons.

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6.23 Lavar Christensen said the developer pushed the dirt back, so the terrain is artificial on many of the lots. His opening statement said the council should liberally construe any unclear issues in favor of property rights. He said Kelley’s propose to go about 4 feet beyond the Duncan home. He said the Watkins home extends 35 feet past the nearest home. He said there is a double standard. The courts have said that this decision will be arbitrary and capricious if it is not supported by substantial compelling evidence to a recognized public interest.

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6.24 Councilmember Colbert encouraged those who feel their property rights are being violated to contact the property rights ombudsman.

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6.25 A motion to suspend the rules was made by Councilmember Walker and seconded by Councilmember Summerhays.

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6.26 The motion carried with three ayes (Walker, Summerhays, Stenquist) and two nays (Colbert, Rappleye).

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6.27 A motion to approve the plat amendment was made by Councilmember Walker for all the reasons in the findings and fact of previous decision regarding Lot 36, incorporating the legal arguments by reference. The motion was seconded by Councilmember Summerhays.

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6.28 A motion to amend was made by Councilmember Rappleye to see where back wall line of house needs to be to fit in building envelope. The motion was seconded by Councilmember Colbert.

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6.29 Councilmember Walker pointed out that is not part of the LOD discussion. Councilmember Stenquist agreed it cannot be considered as part of the plat amendment.

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6.30 Councilmember Rappleye withdrew the motion. The second was also withdrawn.

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6.31 Walker said the law is clear with regard to the power the council has. It has been well researched in the previous decision. The point was well made that the landscaping plan previous was not what was built. This landscaping plan may or not be built, but the city doesn't have the ability to regulate the use of the property in the way the opposition wants. The legal precedence is clear we don't have the business to regulate this particular area. Councilmember Summerhays agreed this is in compliance with the law and said there is no use to spend taxpayer money to lose a lawsuit. Councilmember Rappleye said he thinks it is well within the law. The fact is that you can engineer anything but you get creep by engineering it. That doesn't make it right. Those retaining walls are unsightly and the bigger wall on the Dayton property wasn't featured on the proposal. When you present something then change it you make people unhappy. You have represented to us and the neighbors where the house will be. You have to live in that neighborhood and it will impact you living in the neighborhood. Councilmember Colbert said he strongly opposes this application as he did the Dayton case for the same reasons. He does not agree with the majority of the council but there are recourses. He feels there is a property right taking for the neighbors. The Dayton case proves there was an egregious taking of the rights. David Dobbins noted the building setback in that RSD zone is 20' from the property line.

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6.32 The motion carried with four ayes and one nay (Colbert).

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6.33 A short recess was called.

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6.34 A motion to go past 10 o'clock was made by Councilmember Summerhays and seconded by Councilmember Colbert. The motion carried with three ayes.

7.0 Public Hearing: Ordinance #1024, Amending the Draper City Municipal Code Title 9-14 regarding Transit Oriented Districts.

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7.1 Dan Boles said there is a requirement in the CSD for a build-to line. The proposal is to strike that requirement and to add a requirement that requires front façade of all principal buildings in the TSD-1 and TSD-2 intensity areas face a street or an active pedestrian space. The definition of an active pedestrian space is also being added. The Planning Commission recommended approval.

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7.2 The public hearing was opened.

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7.3 Shawn Benjamin, 360 West 13165 South, said from an architectural perspective he said the city had a vision for the development of this area and there was a concept sold and it looks like it is going in a good direction. He said the amendments are rather blanketed. Pulling back a building façade can be an effective way to open a pedestrian area but also opens up a field and reduces the feel of the area. In the packet, there was a memorandum that discussed the fact that a build-to line is not effective without a definition of fenestration. What it doesn't realize is that is the responsibility of the developer during the MAP process to make those definitions clear. He said it may make sense to add provisions that restrict vehicular access on the "streets."

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7.4 Greg Haws, 4556 West Park Hollow Lane, Riverton, spoke as the applicant. He said there were some items on the ground that were fixed when he inherited the ground, such as the road structure and the approved land uses. The 200' open space buffer, a creek, and detention basin were also set. He said the build-to line does not work because of the slope. He discussed architectural confinement of the space where buildings are allowed on both sides of the street, noting the majority of the property would be classified as poor urban design. He looked at interior urban spaces and showed a draft conceptual plan.

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7.5 Councilmember Stenquist asked if it would be helpful if the change were allowed along Front Runner Drive. Mr. Haws said the change in the code does not preclude using a build-to line. He said urban design must be done site-by-site. It should be guided by policy. Councilmember Colbert agreed the proposal allows a pedestrian friendly high density area. Mr. Haws said there must be good design on both the exterior and interior of the site. Without the change, the interior section will be parking.

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7.6 The public hearing was closed.

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7.7 A motion to suspend the rules was made by Councilmember Rappleye and seconded by Councilmember Colbert.

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7.8 The motion carried unanimously.

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7.9 A motion to approve Ordinance #1024 was made by Councilmember Rappleye and seconded by Councilmember Walker.

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7.10 A roll call vote was taken with Councilmembers Rappleye, Walker, Summerhays, Colbert, and Stenquist voting in favor. The motion carried.

8.0 **Public Hearing: Ordinance #1009, Amending Draper City Municipal Code Chapter 17-3, Preliminary Plat; Chapter 17-4, Final Plat; Repealing Chapter 9-16, Sensitive Land Overlay Zone; Amending Section 17-5-030, Streets; Amending 9-34-060 Alteration To Standards; Enacting 11-2-050 Roads Intersecting Arterials And Minor Arterials; Enacting 11-2-060, Adopting Traffic Impact Study Guidelines; And Making Technical Corrections.**

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8.1 Doug Ahlstrom explained that changes being made in the ordinance regard storm drainage on preliminary plats, changing the owner's dedication block on final plats, repealing the sensitive lands overlay, amends the number of lots allowed on cul-de-sacs or dead end streets, requiring developers to construct turn lanes for arterial or minor arterial streets, adopting the traffic impact study guidelines, and correcting typographical and technical errors. Councilmember Colbert asked about the 30% slope requirements. Discussion was held about sensitive lands, limits of disturbance, and definitions of development and structures. Mr. Dobbins suggested postponing action for two weeks but to hold the public hearing.

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8.2 A motion to continue this item for two weeks was made by Councilmember Summerhays and seconded by Councilmember Rappleye.

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8.3 Mayor Smith opened the public hearing.

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8.4 Shawn Benjamin, 360 West 13165 South, said he has experience building on steep slopes and it is not impossible. He said he recommends that his clients preserve and restore the environment but he also is in favor of preserving the rights of property owners. He suggested the council look at this in terms of life-safety and find the balance without striking the sensitive lands overlay ordinance.

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8.5 There were no further comments. Mayor Smith said the public hearing will remain open.

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8.3 The motion carried unanimously.

9.0 Public Hearing: Resolution #12-38, Amending the 2012-2013 Fiscal Year Budget.

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9.1 Mayor Smith said this item has been continued until September 4, 2012.

10.0 Ordinance #1023, Amending Draper City Municipal Code Chapter 16-1-200 Regarding Discontinuance of Water Service.

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10.1 Danyce Steck recommended the ordinance to eliminate any accusations of discrimination when water accounts are turned off for delinquency. The current code allows the city manager to make the decision about deferral agreements. The proposed ordinance spells out the terms for deferral agreements.

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10.2 A motion to approve Ordinance #1023 was made by Councilmember Colbert and seconded by Councilmember Rappleye.

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10.3 A roll call vote was taken with Councilmembers Colbert, Rappleye, Summerhays, Stenquist, and Walker voting in favor. The motion carried.

11.0 Council/Manager Reports

[10:56:43 PM](#)

11.1 Councilmember Stenquist said there are a lot of dead lawn and tree problems on the UTA property east of Jiffy Lube. Mr. Dobbins said he would follow-up with UTA.

[10:57:46 PM](#)

11.2 Councilmember Rappleye said we need to ask the school district to interact with the residents near the high school regarding the traffic patterns and parking and the fence issue.

[11:00:03 PM](#)

11.3 Councilmember Colbert asked for an update on the four-way intersection at Suncrest. Mr. Dobbins reviewed the options and recommended a short-term solution of closing off the street with Jersey barriers and putting up signage. Councilmember Rappleye suggested allowing a bike lane.

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11.4 David Dobbins said we are continuing with the process of hiring a new Public Works Director. He recommended letting staff do the initial interviews and then have the council involved with the final interviews. He reminded the council of the employee party on August 28.

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11.5 Garth Smith thanked the council for sponsoring the employee party at Boondocks.

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11.6 Rhett Ogden gave an update on the recreation department. Fall soccer leagues, adult softball leagues, and flag football are starting. The T-ball leagues, softball and kickball leagues are ending. He recommended that councilmembers look at Bellevue Park.

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11.7 Mayor Smith asked about the traffic concerns expressed during the citizen comments. Councilmember Rappleye said it is not a problem. Mr. Dobbins said he would have the engineering staff look at it.

12.0 Adjournment

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12.1 A motion to adjourn made by Councilmember Summerhays and seconded by Councilmember Rappleye. The motion carried unanimously.