

**MINUTES OF A VINEYARD  
CITY COUNCIL MEETING**  
Vineyard City Council Chambers,  
125 South Main Street, Vineyard, Utah  
January 22, 2020 at 6:00 PM

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**Present**

Mayor Julie Fullmer  
Councilmember John Earnest  
Councilmember Tyce Flake  
Councilmember Chris Judd  
Councilmember Cristy Welsh

**Absent**

**Staff Present:** City Manager/Finance Director Jacob McHargue, Public Works Director/City Engineer Don Overson, Assistant City Engineer Chris Wilson, City Attorney David Church, City Recorder Pamela Spencer, Planning Commission Chair Anthony Jenkins

**Other Present:** Planning Commissioners Tay Gudmundson and Bryce Brady

**6:00 PM REGULAR SESSION**

**1. CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**INVOCATION/INSPIRATIONAL THOUGHT**

Mayor Fullmer opened the meeting at 6:00 PM. She led the Pledge of Allegiance and gave the invocation.

**2. CONSENT ITEMS**

**2.1** Approval of the January 8, 2020 City Council Minutes

**2.2** Approval of the January 8, 2020 Joint Session Meeting Minutes

Mayor Fullmer called for a motion.

**Motion:** COUNCILMEMBER JUDD MOVED TO APPROVE CONSENT ITEMS 2.1 AND 2.2. COUNCILMEMBER FLAKE SECONDED THE MOTION. MAYOR FULLMER, COUNCILMEMBERS EARNEST, FLAKE, JUDD, AND WELSH VOTED AYE. THE MOTION CARRIED UNANIMOUSLY.

**3. BUSINESS ITEMS**

**3.1 DISCUSSION AND ACTION – Center Street Overpass Agreement with Union Pacific**

City Manager Jacob McHargue will present the agreement with Union Pacific for the air rights on the Center Street Overpass. The City Council will vote to approve (or deny) the agreement.

Mayor Fullmer called for questions from the council.

Councilmember Judd asked about the perpetual easement costs and the \$225,000 cost in the contract. Mr. McHargue replied that the \$225,000 was because Union Pacific (UP) had to have people on site for access across the line. He added that this was just an estimate of what it would cost. Mr. Overson explained that they had to have two (2) flaggers on site for 114 days.

Councilmember Welsh asked if there was a cap on how much UP could charge the city. Mayor Fullmer replied that there was no cap. Councilmember Judd asked if it was UP's flaggers that were used. Mr. McHargue replied that it was UP's flaggers.

Councilmember Welsh asked if there was a way to cap it. Mr. McHargue explained that there was an hourly rate in the contract so it would depend on how many days it took to complete the project.

Mayor Fullmer felt that the good news was that UP was finally working with the city to get things moving. Mr. McHargue explained that this was the last thing the city was waiting for so they could connect the overpass. Mr. Church said that when they looked at the total cost of the project this was in line with what they would get for inspections, controls, etc.

**Motion:** COUNCILMEMBER JUDD MOVED APPROVE THE UNION PACIFIC RAILROAD PUBLIC HIGHWAY OVERPASS AGREEMENT AND ALLOW STAFF TO SIGN THE AGREEMENT. COUNCILMEMBER EARNEST SECONDED THE MOTION. MAYOR FULLMER, COUNCILMEMBERS EARNEST, FLAKE, JUDD, AND WELSH VOTED AYE. THE MOTION CARRIED UNANIMOUSLY.

### **3.2 DISCUSSION AND ACTION – Adoption of the Vineyard Voter Participation Area Map**

City Recorder Pamela Spencer will present the Vineyard Voter Participation Area Map. The mayor and City Council will act to approve the map by resolution.

Mayor Fullmer turned the time over to City Recorder Pamela Spencer.

Ms. Spencer explained that the Utah Legislature amended the state code to require that each city over 10,000 divide their city into quadrants. She further explained that this was strictly for citizen initiatives and referenda. They would be required to get signatures from each quadrant in the city so that they had a good representation from the entire city. She mentioned that Utah County had offered to produce the maps for the cities. She added that she had received that map in October but it was recommended by other cities that it be adopted by resolution.

Councilmember Judd asked how the county split up the quadrants. Ms. Spencer explained that it was by registered voters and population. Mr. Church explained that the way the legislation was written, the city had an obligation to create the maps. He added that this was at the behest of the county election officers, since they had to certify the signatures, and that the cities needed to work closely with the counties. He said that they tried to make the quadrants correspond as closely to the voting precincts as possible.

Mayor Fullmer called for a motion.

**Motion:** COUNCILMEMBER EARNEST MOVED TO ADOPT THE VINEYARD VOTER PARTICIPATION AREA MAP. COUNCILMEMBER FLAKE SECONDED THE MOTION. ROLL CALL WENT AS FOLLOWS: MAYOR FULLMER, COUNCILMEMBERS EARNEST, FLAKE, JUDD, AND WELSH VOTED AYE. THE MOTION CARRIED UNANIMOUSLY.

**4. ADJOURNMENT**

Mayor Fullmer called for a motion to adjourn the meeting.

**Motion:** COUNCILMEMBER JUDD MOVED TO ADJOURN THE MEETING AT 6:07 PM. COUNCILMEMBER FLAKE SECONDED THE MOTION. MAYOR FULLMER, COUNCILMEMBERS EARNEST, FLAKE, JUDD, AND WELSH VOTED AYE. THE MOTION CARRIED UNANIMOUSLY.

The next regularly scheduled meeting is February 12, 2020.

MINUTES APPROVED ON: February 12, 2020

CERTIFIED CORRECT BY: /s/ Pamela Spencer  
PAMELA SPENCER, CITY RECORDER