

COUNCIL DECISION REQUEST

SUBJECT: Cedar Lane Improvement District

MEETING DATE: 6-18-09

PAYSON GOAL: NEW: EXISTING:

ITEM NO.:

TENTATIVE SCHEDULE:

SUBMITTED BY: LaRon Garrett, Pub. Works Dir.

AMOUNT BUDGETED: \$200,000 (in 2009-2010 Budget)

SUBMITTAL TO AGENDA

EXPENDITURE REQUIRED: \$0

APPROVED BY TOWN MANAGER

CONT. FUNDING REQUIRED: \$0

EXHIBITS (If Applicable, To Be Attached): Copies of two letters requesting the project be put on hold

POSSIBLE MOTION:

I move to direct staff to stop all work on the potential Cedar Lane Improvement District until they receive further direction from the Town Council.

SUMMARY OF THE BASIS FOR POSSIBLE MOTION:

Town staff received a request for the Town to form an improvement to improve Cedar Lane between the Rim View Heights Subdivision and Sutton Road. The request also included accepting Cedar Lane as a public roadway and the Town taking over maintenance of this section of the road. This request was presented to the Town Council at the regular meeting on May 18, 2009. The Council voted to direct staff to move forward with the project and "work with Bond Counsel, Fred Rosenfeld, to formulate a Resolution of Intention to create the Cedar Lane Improvement using the proposed boundary submitted with the request to form the improvement district". Town staff is in the early stages of following this directive. However, no Town funds have been expended toward the district at this time.

Since that Town Council meeting the residents and property owners that would be affected by the proposed improvement district have met again to discuss the issue. Apparently they have come up with some other alternatives that they would like to pursue before moving forward with this district. Therefore, we have received a request to stop work on this project for the time being. The request to stop is from the same two property owners that requested the formation of the district.

Staff is in agreement with this request and recommends that the Council direct staff to stop all work on forming the Cedar Lane Improvement District until further direction is received.

PROS: This delay will allow the property owners to investigate other possible solutions that may be more beneficial to them.

CONS: It may delay the improvement of Cedar Lane.

PUBLIC INPUT (if any):

BOARD/COMMITTEE/COMMISSION ACTIONS/RECOMMENDATIONS (if any) (give dates and attach minutes): N/A

JUN 18 2009 H. / *

COUNCIL DECISION REQUEST

FUNDING:

Acct: 401-5-3442-00-873X	Budget: \$200,000	Available: \$200,000	Expense:	Remaining:
Acct:	Budget:	Available:	Expense:	Remaining:
Acct:	Budget:	Available:	Expense:	Remaining:

3A: _____ Date: _____

Garrett, LaRon

From: Joel Mona [jmona@structuralgrace.com]
Sent: Monday, June 08, 2009 11:36 AM
To: Garrett, LaRon
Cc: 'Lew Levenson'
Subject: RE: Cedar Lane Improvement District

I concur with Lew's request. The chances that the legal & engineering work will not be wasteful are better if we delay at this time. Do you need a hard copy with a wet signature or will this email be sufficient? If there have been costs incurred other than staff time please let me know.

Joel G. Mona, P.E.
Resident Engineer
928 978-1387 (mobile)
jmona@structuralgrace.com

From: Lew Levenson [mailto:equality@npgcable.com]
Sent: Monday, June 08, 2009 10:52 AM
To: Garrett, LaRon; Galbraith, Debra
Cc: Joel Mona
Subject: Re: Cedar Lane Improvement District

Hi LaRon,

I consider my earlier post to be an official request. Joel concurs with this. We do agree with the other property owners that they may want to work on some other alternatives.

Our effort to advise you and Debra promptly was simply to enable delaying some costs that may turn out to be wasteful. Of course, at this time, I believe that simply impacts whatever billing the attorney who is to prepare the resolution of intent might incur between now and whenever the matter might otherwise be brought forward on the Council agenda.

Thanks for your help and understanding. We do understand and appreciate your concerns with adherence to Council direction.

Regards,

Lew ...

06/10/2009

Garrett, LaRon

From: Lew Levenson [equality@npgcable.com]
Sent: Monday, June 08, 2009 8:57 AM
To: Garrett, LaRon; Galbraith, Debra
Cc: Joel Mona
Subject: Cedar Lane Improvement District

Hi LaRon,

Yet another 'neighborhood' meeting on Saturday makes it clear that the Improvement District process initiated a few weeks ago should be placed on hold by the Town to avoid incurring costs for the time being.

The Saturday meeting produced the largest turnout to date by the affected propertyholders.

In short, after extensive discussion, some of which had merit, there was a substantial interest in forming a committee to develop more acceptable alternatives that may be able to deal with the road short of the ID approach.

That was done. The committee needs at least a couple of months to be responsible. Carrie Wright was elected to Chair that committee. She will no doubt be in touch with you.

Regards,

Lew ...

06/10/2009