

SOUTH WEBER CITY COUNCIL MEETING

DATE OF MEETING: 08 January 2008

TIME COMMENCED: 6:11 p.m.

PLEDGE OF ALLEGIANCE: Councilmember Peterson

PRAYER: Mayor Gertge

PRESENT: MAYOR:	Joseph Gertge
COUNCILMEMBERS:	Scott Peterson
	Michael Poff
	Farrell Poll
	David Thomas
	Scott Woodbury
CITY MANAGER:	Matt Dixon
CITY RECORDER:	Erika Ahlstrom

Transcriber: Minutes transcribed by Michelle Clark

A public work/discussion meeting was held at 5:00 p.m. to discuss and review agenda items.

Mayor Gertge welcomed those in attendance including Troop #433 and the spouses and family members of this year's city council.

VISITORS: Parker Thompson, Jacob Call, Cameron Smith, Blake Jeffrey, Nathan Osborne, Juston Smith, Jared Jeffrey, Larry Isom, Jane Woodbury, Ruth Malan, Amy Poff, Raymond Caldwell, Matthew Caldwell, Lynn Thomas, and Gwendolyn Thomas.

OATH OF OFFICE: Erika Ahlstrom, City Recorder, administered the oath of office to Michael Poff, David Thomas, and Scott Woodbury. Mayor Gertge and Councilmembers congratulated those who took their oath of office.

APPROVAL OF THE AGENDA: Councilmember Poll moved to approve tonight's agenda as written. Councilmember Woodbury seconded the motion. Councilmembers Peterson, Poff, Poll, Thomas, and Woodbury voted yes. The motion carried.

APPROVAL OF 11 DECEMBER 2007 MINUTES: Councilmember Poff moved to approve the minutes of 11 December 2007 as amended. Councilmember Poll seconded the motion. Councilmembers Peterson, Poff, and Poll voted yes, Councilmember Thomas and Woodbury abstained. The motion carried.

DECLARATION OF CONFLICT OF INTEREST: There was none.

NEW STREET LIGHTS PLACEMENT APPROVAL: Matt Dixon, City Manager, stated annually the Planning Commission along with the Neighborhood Watch review and make recommendations to the City Council for installation of new street lights. This year the Planning Commission has made recommendation for the City Council to approve the installation of 17 new street lights.

The City Council discussed this item in the work meeting and recommended street lights for the following locations:

1. Raymond Drive between 6650 South and Kingston Drive.
2. 6650 South between Raymond Drive and 475 East.
3. Middle of the block of 7375 South.
4. Middle of the block on 1300 East.
5. Canyon Drive between 1375 East and 1550 East.
6. Corner of 1800 East and 7840 South.
7. 2100 East in the middle between View Drive and 7800 South.
8. 2310 East and 7975 South.
9. 8125 South and 2475 East
10. 1900 East and Deer Run Drive between Cedar Court and 7840 South.

Councilmember Poll moved to approve the installation of the above listed street lights. Councilmember Poff seconded the motion. Councilmembers Peterson, Poff, Poll, Thomas, and Woodbury voted yes. The motion carried.

Councilmember Peterson moved to open the public hearing for Ordinance 08-01. Councilmember Poff seconded the motion. Councilmembers Peterson, Poff, Poll, Thomas, and Woodbury voted yes. The motion carried.

******* PUBLIC HEARING *******

ORDINANCE 08-01: AN ORDINANCE AMENDING TITLE 9 BUILDING REGULATIONS, CHAPTER 1 BUILDING CODE AND REQUIREMENTS, CHAPTER 2 PLUMPING CODE, CHAPTER 4 MECHANICAL CODE, AND CHAPTER 5 ELECTRICAL CODE: Mayor Gertge asked if there was any public comment. There was none.

Councilmember Woodbury moved to close the public hearing for Ordinance 08-01. Councilmember Poff seconded the motion. Councilmembers Peterson, Poff, Poll, Thomas, and Woodbury voted yes. The motion carried.

******* PUBLIC HEARING CLOSED *******

Matt Dixon, City Manager, explained that this ordinance amends Title 9, Chapter 1 of the city code to adopt all current editions of the building, plumbing, mechanical and electrical codes with minor amendments. In the past the city adopted each code and the year of each code. This amendment automatically adopts all future versions of each code. Mark Larsen, Public Works Director, stated it is the same as the international code. Councilmember Thomas asked about the

sewer depth. It was decided that Section 9-1-1 B3 needs to be changed from 36 inches to 30 inches.

Councilmember Poll moved to approve Ordinance 08-01 with the amendment to Section 9-1-1 B3. Councilmember Thomas seconded the motion. Mayor Gertge called for the vote. Councilmembers Peterson, Poff, Poll, Thomas and Woodbury voted yes. The motion carried.

RESOLUTION 08-01: AN AMENDMENT TO AN INTERLOCAL AGREEMENT BETWEEN DAVIS COUNTY AND SOUTH WEBER CITY FOR ANIMAL CONTROL SERVICES FOR THE YEAR 2008: Matt Dixon, City Manager, explained that last year the city entered into an interlocal agreement with Davis County for animal control services. The term of this agreement was to be from 01 January 2007 through 31 December 2011.

Matt stated this year Davis County is asking the city to amend this agreement for 2008 to allow for a 3% increase to the compensation (\$8,036.70 to \$8,277.80). Davis County has also added a \$25 per critter fee (based on a five year average) for their services in dealing with skunks, raccoons, etc. This amount adds an additional \$1,319.99 (approx. 53 critters). Previously, the county was offering the critter services free of charge, but it has become such a burden; therefore, they are asking each city to pick up these costs.

Matt stated this amendment changes the term of the agreement from a five year term with a 6 month written notice to terminate to a one year term that renews automatically unless written notice is provided a minimum of 30 days prior to a new year's term.

Matt stated this agreement has been sent to Steve Noel for his review. Matt said the budget was prepared anticipating the likelihood of such an increase and the budget has sufficient balance to cover through the end of this fiscal year.

Councilmember Thomas moved to approve Resolution 08-01 contingent upon approval of the agreement by the City Attorney. Councilmember Woodbury seconded the motion. Mayor Gertge called for the vote. Councilmember Peterson voted yes, Councilmember Poff voted yes, Councilmember Poll voted yes, Councilmember Thomas voted yes, and Councilmember Woodbury voted yes. The motion carried.

RESOLUTION 08-02: CONTRACT BETWEEN THE WEBER BASIN WATER CONSERVANCY DISTRICT AND SOUTH WEBER CITY FOR THE SALE OF THE USE OF WATER: Matt Dixon, City Manager, explained that recognizing that the city water consumption is getting close to surpassing the city's ability to supply sufficient water, Jones and Associates completed an analysis of the city's culinary water needs. Currently, the city purchases 600 acre feet of culinary water from Weber Basin Water. The city also pumps approximately 400 acre feet of water from the city wells.

Matt stated it is time for the city to purchase an additional 100 acre feet of water per year in order to continue meeting consumption needs. This agreement will obligate the city to purchase 700 acre feet of water annually from Weber Basin Water. The cost to the city for this water will be approximately:

2008 -----\$134,260.80
2009 -----\$136,260.80
2010 -----\$138,260.80

The city currently collects approximately \$260,000 a year from water sales. The city has asked the firm, Lewis Young Robertson and Burningham to assist the city is completing a fee study to ensure the water fees are sufficient to cover both the O&M expenses as well as water purchases. Matt anticipates the study will result in a recommendation that the water rates will need some upward adjustments to insure a healthy utility fund.

Councilmember Woodbury moved to approve Resolution 08-02. Councilmember Poll seconded the motion. Mayor Gertge called for the vote. Councilmember Peterson voted yes, Councilmember Poff voted yes, Councilmember Poll voted yes, Councilmember Thomas voted yes, and Councilmember Woodbury voted yes. The motion carried.

Matt stated this will go back to Weber Basin Water Board for their review and approval.

WARRANT REGISTER: Councilmember Peterson moved to approve the warrant register. Councilmember Woodbury seconded the motion. Councilmembers Peterson, Poff, Poll, Thomas, and Woodbury voted yes. The motion carried.

NON-SCHEDULE DELEGATION:

UDOT Park & Ride Lot – off of Highway 89:

Raymond Caldwell, 2268 Deer Run Drive, is concerned about the park and ride lot. He said as of today the parking lot has not been snow plowed and is potentially dangerous to users. Mr. Caldwell said there are several people who get on the bus to go to Salt Lake City at this parking lot. He said he registered a complaint with the City Manager this morning and the parking lot remains the same. As a city patron and taxpayer he asked for the city to take care of the lot. He hopes to see better care given to that parking lot. Mayor Gertge said this has been discussed in the work session. Matt said after speaking on the telephone with Mr. Caldwell he sent Mark Larsen to look at it. It was his understanding that Mark had taken care of the situation.

Matthew Caldwell, 2268 Deer Run Drive, stated he is concerned about the overnight parking as well as large trucks parking in the lot. He said many individuals from Layton will be using this lot since other lots have been closed. He said there are professional women who use the lots and this is a safety hazard for them. He suggested checking into contracting out portions of the city's snow removal. Councilmember Poff suggested looking into hiring someone in the community just to plow the park and ride lot. Mayor Gertge felt that might be an option.

Matt said city ordinance states that vehicles may not park there for longer than 48 hours. Councilmember Thomas suggested towing those vehicles. Matt said he did discuss this with Mark Larsen and recommended the Davis County Sheriff's Department issue citations. Councilmember Poll said because the parking lot is owned by UDOT, he is surprised the city is responsible for the snow removal etc. Mayor Gertge suggested looking at proper signage.

Larry Isom, 7886 S. 2250 E., stated not only is the snow removal an issue at the park and ride, but the garbage is a problem as well. He said the scouts have tried to clean up the garbage and were unable to even put a dent into it.

The city council discussed how the parking lot can be an eyesore when there are excessive amounts of trash and garbage. Councilmember Thomas suggested landscaping it, since it is the entrance to the city.

Mayor Gertge said the city staff will be meeting with UDOT on January 15th at 8:30 a.m. Mr. Caldwell suggested lighting the island area. Mayor Gertge said he will add these items to the agenda.

CITY COUNCIL ITEMS:

Councilmember Peterson:

Citizen Corp Council Meeting: February 19th at 5:00 p.m. at the Fire Station.

CERT Training – January: Looking at the possibility of canceling since nobody signed up.

Councilmember Poff:

Senior Luncheon January 11th: There will be a Senior Citizen Luncheon on January 11th at 1:00 p.m. at the Family Activity Center.

Heather Cove Development and Secondary Water Issues: Councilmember Poff said there are still issues with the residents in this subdivision concerning the secondary water. Matt said the ordinance, as written, isn't strong enough to be retroactive. He explained that once the system is installed, any new development will have a time frame to hook up to secondary water. Matt said we could look at amending the ordinance. Matt said regardless of what happens with the ordinance, there are still issues with the infrastructure.

Fence Ordinance: Councilmember Poff suggested looking at the fence ordinance again.

Councilmember Poll:

Park and Ride: Councilmember Poll said it seems like there should be some compensation or offset to the city for taking care of the park and ride lot. Mayor Gertge said UDOT does have funds set aside for landscaping etc. Councilmember Poll suggested looking at getting a garbage can for individuals to throw away their trash. Councilmember Poll discussed a round about.

Exit off of Highway 89 and Highway 84: Street lights are off.

New Stop Sign at 8100 S. & Peachwood: Citizens voiced concerns about no warning about the new stop sign. Councilmember Poll suggested installing orange flags or something to identify a new sign.

Peachwood and View Drive: Dumpster located on the street for several days. Matt will have city staff look into it.

MAYOR’S ITEMS:

Newly Elected Officials Training: Councilmember Woodbury will attend this meeting on February 2nd.

Mayor Pro Temp Next City Council Meeting: Councilmember Poff will act as Mayor Pro Tem.

ADJOURN: Councilmember Poll moved to adjourn the meeting at 7:25 p.m. Councilmember Peterson seconded the motion. Councilmembers Peterson, Poff, Poll, Thomas, and Woodbury voted yes. The motion carried.

APPROVED: _____ **Date** 22 Jan 2008
Mayor: Joseph E. Gertge

Transcriber: Michelle Clark

Attest: _____
City Recorder: Erika J. Ahlstrom

JANUARY 8, 2008
WORK/DISCUSSION MEETING PRIOR TO CITY COUNCIL

The work session commenced at 5:12 p.m.

Those in attendance to the work session were: Mayor Joseph Gertge, Councilmembers Scott Peterson, Michael Poff, Farrell Poll, David Thomas, Scott Woodbury, City Manager Matt Dixon, City Recorder Erika Ahlstrom.

Visitors: None

Mayor welcomed new Councilmembers Scott Woodbury and David Thomas.

Discussed if the minutes for the December 11 minutes can be approved. There are three councilmembers who were in attendance at that meeting, so it was determined they can be approved.

Street light placement approval: Concern was expressed that several of the lights are in Canyon Meadows, and Mr. Turville had agreed to put street lights in as a condition of acceptance. Erika looked up the agreement and confirmed it was a stipulation in the agreement that the developer agreed to install 8 street lights as determined by city staff. Matt said that it doesn't cost the city to have the lights installed by Rocky Mountain Power other than the monthly fee the city pays for each light. He added that the stipulation for street lights was added because they were not a requirement when the subdivision was initially approved. Councilmember Poff is concerned that if the city takes care of this it sets a precedent. Matt explained that if Rocky Mountain installs the lights, they will be done to city standard. He suggested holding off on these specific lights and have staff contact Mr. Turville regarding the issue. Councilmember Poll suggested having the lighting at Canyon Meadows coordinate with lighting that is planned for the park. The Council also discussed the necessity of the City installing the light on 7600 South since Sam Stanger is developing a subdivision there. It was decided to approve the installation of ten of the locations recommended by the Planning Commission. (Lights #1, 2, 4, 5, 6, 8, 9, 10, 11, and 12 as reflected on Planning Commission recommendation memo.)

Ordinance Building Code Regulations: Matt reported this ordinance adopts current building codes, and is designed to defer to the latest version of the building codes. Building Official Mark Larsen will be at the meeting to answer questions.

Animal Control Agreement: There has been a change in the policy regarding skunks, raccoons, etc. The County will respond to call regarding these critters. Matt received documentation on how the County arrived at the average they quoted. The agreement amendment changes the agreement from 5 years to a year to year at the advice of the county attorney. The clause to get out of the agreement has changed from 6 months to 30 days. Matt indicated the city anticipates a cost increase each year in the budget.

Weber Basin Water Contract: Matt indicated that a year ago the city had used 14 acre feet over what its contracted amount, which the city ended up paying for because it was decided this overage must have been due to some significant water leakages in its tank. However, we were over again this year. Matt explained this contract will allow the city to purchase an additional 100 acre feet to provide for the city's increased usage. He reported the city currently collects sufficient fees to cover what we need to purchase. There is a concern about whether we collect enough to cover maintenance. Matt said Lewis Young Robertson and Burningham and conducting a water funding analysis to see if we collect enough to cover maintenance. Consequently, we may be looking at rate increase in water. Matt hopes to have this information for the Council at its first meeting in March.

Schedule Work Session: Mayor Gertge said it is time to schedule a work session. His brother has offered the use of his recreations center in Layton. The work session will be held on Tuesday, January 29 at 4:30 p.m. Dinner will be provided.

The following items will be included in topics discussed at the work session: Capital improvements, specifically 475 East and the Cemetery; the 2008-2009 budget, councilmember assignments.

Councilmember Poff is working on who will chair Country Fair Days.

Mayor Gertge reported on the following items:

- HAFB is getting involved with Aquifer storage and recovery project.
- City is meeting with UDOT at city office on Tuesday, Jan 15 at 8:30 am to discuss various issues.
- Qwest will soon have high speed internet available throughout city.
- Would like to set up quarterly meetings with LDS church to coordinate buildings, recreational activities, emergency preparedness, etc.

Mayor Gertge said Chris Wooten needs to be moves from being an alternate member of Board of Adjustment to regular member. Therefore, a new alternate is needed.

Mark Perkins term in Planning Commission expires (he completed Tom Graydon's term), and he would like to be reappointed.

Councilmember Poll indicated the December 11 minutes need to be changed in that he was not present at the time the vote was taken for the Silverleaf 1 final acceptance.

Matt reported he knows there have been complaints about snow plowing, particularly the park and ride. He said Mark is doing what he can to clean it up.

Matt informed the Council that if there are day to day things that need to be addressed, he would like the Mayor or Councilmembers to contact him immediately so he can address them. He said bigger issues should be brought to the public meeting.

Work meeting adjourned at 6:02 p.m. Minutes taken by Erika Ahlstrom, City Recorder.