

MINUTES  
CITY COUNCIL MEETING  
FRUIT HEIGHTS CITY  
910 South Mountain Road  
March 15, 2016

CITY COUNCIL MEETING

The City Council Meeting was called to order by Mayor Don Carroll at 7:03 pm.

The Pledge of Allegiance was led by Mayor Don Carroll and Council Member Diane Anderson began the opening ceremony with a prayer. Mayor Don Carroll welcomed Mayor Hiatt and Council Members from Kaysville City as well as the Farmington City Manager Dave Millheim and Fire Chief Smith.

**COUNCIL MEMBERS PRESENT:** Council Members Diane Anderson, Julia Busche, Brandon Halliday, Scot Poole and Mayor Don Carroll were present. Council Member Gary Anderson arrived a few minutes late.

**STAFF PRESENT:** City Manager Brandon Green, City Planner Jeff Oyler and Recording Secretary Kelli Rollins were present.

**VISITORS:** Jim Morgan, Robert Sanders, Cameron McKinnon, Abe Okal, Scott Parsell, Jess Clark, Shawn Clayton, James Skaggs, Dave Vickers, Jeff Sanocki, Dave Millheim, Bill Starkweather, Jim Crismer, Brett Larkin, Tomi Busch, Floyd Landon, Ryan Gapinski, Mike Jensen, Kasey Adams, Larry Pir, Steve Hiatt, Guido Smith

**AGENDA ITEMS:**

**2. APPROVAL OF MINUTES FROM PREVIOUS MEETING**

*Council Member Julia Busche made a motion to approve the minutes with corrections of March 1, 2016. Council Member Brandon Halliday seconded the motion and it was approved unanimously.*

**3. SPECIAL PRESENTATIONS- Items from the Public**

**4. NEW BUSINESS**

Mayor Don Carroll thanked the emergency personnel who were in attendance for the important job they do in saving lives and property.

**4.1 Discuss/Approve/Deny/Table Emergency Services Contract**

The following is a direct statement from Mayor Carroll that was read in the City Council Meeting.

"I would like to acknowledge the members of the Kaysville fire Department that are in attendance tonight. Could you please stand if you are a current member of the fire department or have previously

been a member. We appreciate all you have done to make our City safe. Many of you have been directly involved in saving lives and property in our city. We thank you and appreciate all you do for us.

I am going to take the Item 4.1 off of the Agenda and we will not be voting on this item tonight. This is being done because of the political and strong arm tactics of Kaysville City Fire and City Staff in holding the licensing of the Fruit Heights City EMS hostage. I along with our City staff am disappointed with the tactics being used by Kaysville City and if not for these strong arm tactics we would be voting on this issue tonight.

I think it appropriate that I take a minute to give a little history on this subject. Last year, just before the end of our budget year Fruit Heights City received a bill from Kaysville city for approximately \$40,000.00 for additional fire services with no explanation or communication as to what it was for. This invoice came at the end of our budget year and required a budget adjustment to fit it in our previously approved budget. Brandon Green had to reach out to Dean Story to find out what the invoice was for and why we were getting it without any notice. We were told that Kaysville Fire had hired (2) additional full time fire fighters and that this was Fruit Heights City's portion of that decision. We were not consulted or even told that this was going to happen, we just got sent an invoice. At a COG meeting I approached Mayor Hiatt about the invoice and asked why we didn't get a heads up on the hiring of 2 employees without any notice. Mayor Hiatt's comments to me were **"We don't even think about Fruit Heights when we do our budget, You are not even on our radar"**. He then went farther to ask **"Do you want our service or not"**? I replied to him that we were dependent upon Kaysville to be our fire and EMS service provider and that not using them was an option. Mayor Hiatt then repeated the question **"Do you want our service or not"**. I expressed my displeasure with the lack of communication with our City.

We debated in the next council meeting whether or not to pay the invoice or to push it into the next budget year but decided to take the high road and pay the bill and adjusted our budget using money that was appropriated for other uses.

Due to the lack of consideration and the feeling that we were just a burden to Kaysville City, the staff and myself started looking at ways in which we could increase the level of service within our City, reduce the critical response time, and avoid the issues of not being on Kaysville City's radar.

We approached Layton City's Fire chief and talked about the merits of a fire district and if they could provide service to our community. The fire district discussion did not progress and it was felt that Layton could not provide our service unless a new station was built on US 89 which did not decrease the response time and would cost more. We then approached Farmington City and they were very interested in looking at options for providing Ambulance and Fire services for Fruit Heights City. They were concerned that it would look like they were poaching services from Kaysville so we agreed that we would not pit one city against another in a bidding situation. The Farmington city manager instructed the fire chief to prepare a proposal that included 3 options or levels of service. Chief Smith did a great job in preparing a proposal that included 3 options or levels of service for us to consider. This proposal would have centrally located an ambulance and a piece of fire equipment along with (2) full time fire

department employees in our city. This proposal benefited both Farmington and Fruit Heights. It would have reduced the response time to medical emergencies by nearly 3 minutes and would have provided a higher level of perceived protection to our citizens all for an amount similar to what we are currently paying to Kaysville City.

We took this proposal to our strategic planning meeting on February 23<sup>rd</sup> and presented it to the staff and city council for their consideration. We then brought it to our last city council meeting where Chief Smith answered questions and gave additional information on the proposal. It was then proposed that we put it on the agenda for tonight's meeting to approve or deny the Farmington proposal or stay with the current contract we have with Kaysville City. Over the last week, Kaysville City has made it clear that they intend to make it difficult to transfer the EMS license if we choose to use another provider.

It is my intent tonight to table the proposal by Farmington City and would instruct the staff to continue with the current contract with Kaysville City Fire to provide services to our community. As a small community, we are dependent upon outside entities to provide for our services such as fire and ambulance service, Police and paramedic services, garbage collection, recreation and sports services, sewer and animal control service. As a purchaser of services we expect and demand a certain level of service from our providers. In certain cases there are limited options for our service providers and going out to bid on those services is not an option. Fire and Ambulance service is one of these situations where there are limited options for service. I understand that Kaysville Fire is upset that we did not approach them for a competitive bid. We did this on purpose as we were told that we were not part of their equation and when we approached Farmington we agreed to not put them in a position of pitting them against Kaysville in a bidding war. With this understanding, I would like to put Kaysville City's council and staff on notice that if we do not see an increased level of communication and service we will be left with no option but to seek services elsewhere. We want to be on your "Radar" and we want to be treated like we are part of the community and not just the bedroom City to the east that can't provide for their essential services.

I would like to thank Chief Smith and the staff, City Manager and Mayor of Farmington for their progressive efforts and thinking in preparing this proposal. I hope that we can continue to have the open communication and relationship that we have developed during this process.

This City Council has pledged to continuously look for opportunities to provide the best services that we can at the most competitive use of public funds and I would encourage the council through our strategic planning sessions to keep this issue on the front burner.

I will take comment and question from the council."

*Council Member Brandon Halliday made a motion to table the emergency services contract. It was seconded by Council Member Scot Poole and was approved unanimously by the City Council.*

#### **4.2 Discuss/Approve/Deny Community Wildfire Protection Plan (CWPP)**

Ms. Brianna Binnebose from the Division of Forestry, Fire and State Lands addressed the Council and the audience. She spoke about the importance for the community to be involved in fire prevention and community fire plans. The residents are the experts in their neighborhoods and will be the first responders in an emergency situation.

She laid out the three danger zones that surround homes. Zone 1 is within 30 ft of the home. It needs to be well tended, planted with green, fire wise plants, with trees cut down around the home and no branches touching the roof. Zone 2 is 30-100 feet of the home and should be low growing plants with no trees. Zone 3 is over 100 ft. This area should be native vegetation that is pruned, thinned and managed wisely. She discussed some of the decisions that homeowners can do to make their homes safer like not having a wood roof and keeping decks stained.

The Community Wildfire Protection Plan outlines who to call, who to involve, risk assessments and known resources. There are three parts of the CWPP. The three are Community Description, Risk Assessments and Community Prescriptions. She mentioned that having a CWPP in place increases the chances for received grants and other funding because it shows a certain level of commitment.

Mr. Dave Vickers the Area Fire Management Officer addressed the Council. He talked about how fighting wildfires is expensive. He educated the Council on SB122 that would change the way firefighting will be funded. It used to be that if there was a wildfire in Fruit Heights City then after the incident Fruit Heights City would receive a bill. Senate Bill 122 outlines that every City would pay into a Wildfire Suppression Fund. Instead of sending checks there would be dollar amounts assigned to actions taken by the City or its residents. Fifty percent of the projects would be mitigation projects, twenty-five percent would be fire prevention and twenty-five percent fire suppression projects. There will be a risk assessment map that would have red, yellow and green areas. Each area will have a dollar amount assigned to it. As the City and residents work and improve these areas it is as if they had paid that amount to the Fund. The City can only participate in this fund if there is a CWPP in place.

The City Council asked questions about the retroactivity of the projects, the reporting process, and about individual homeowner's improvements. This program will begin in January of 2017 and the CWPP committee will oversee the work. Mr. Jeff Sanocki, the Fuel Specialist from the Forest Service spoke about the importance of having a CWPP in place for funding and encouraged the City to set up their first work session. The City Council asked about education plans for educating the residents. Chief Smith from Farmington mentioned that Farmington City has a CWPP in place and that the City actually went door to door to educate their residents.

*Council Member Brandon Halliday made a motion to approve the formation of a Community Wildfire Protection Plan Committee. Council Member Gary Anderson seconded the motion and it was approved unanimously by the City Council.*

#### **4.3 Discuss/Approve/Deny Arbor Day Proclamation**

City Manager Brandon Green presented to the City Council and Mayor a proposal to decree April 29, 2016 as Arbor Day for the City of Fruit Heights. He mentioned that he was applying for a grant for purchasing trees but that one of the requirements was that the applicants have an Arbor Day proclamation.

*Council Member Diane Anderson made a motion to approve the proclamation to decree April 29, 2016 Arbor Day for the City of Fruit Heights. Council Member Scot Poole seconded the motion and it was approved unanimously by the City Council.*

#### **4.4 General Fund Budget Review 16-17**

*Council Member Diane Anderson made a motion to table the General Fund Budget Review. Council Member Brandon Halliday seconded the motion and it was approved unanimously by the City Council.*

### **5. OLD BUSINESS**

#### **5.1 February Check Register**

City Manager Brandon Green presented the February Check Register to the City Council and Mayor. The City Council asked questions about the transfers to Zions. City Manager explained to them that it was just a transfer between accounts. They also inquired about the payment to Caselle Inc. which is the software for the utilities. The payment to Wasatch Steel was for the new bridges and rebuilding the snow plows. They asked who Michael Thomas was and City Manager Green stated he was the building inspector.

*Council Member Julia Busche made a motion to approve the February check register. Council Member Gary Anderson seconded the motion and it was approved unanimously by the City Council*

#### **5.2 February Budget Report**

City Manager Brandon Green presented to the City Council and Mayor the updated February Budget Report. He mentioned that there were not any concerns and everything was looking good.

### **6. CONSENT CALENDAR**

## 7. UPCOMING CALENDAR EVENTS:

City Manager Green reminded the City Council of the need for a meeting on March 24, 2016 to review and approve the bids for the Capital Projects. Council Member Brandon Halliday informed the Council and Mayor that he would need to join via an electronic meeting.

The Council discussed the spring cleanup which will be April 18 through May 2.

April 21<sup>st</sup> is the Utah Shake-out. Businesses and residents are supposed to register online to participate. Council Member Julia Busche was tasked with putting the information on the website and social media.

April 26<sup>th</sup> at 9:30 am is the annual Easter Egg Hunt.

## 8. DEPARTMENT AND CITY OFFICIAL REPORTS: 01:15:00

### 8.1 City Engineer's Report

There was not a report given.

### 8.2 City Planner's Report

City Planner Jeff Oyler expressed appreciation for working with City Manager Brandon Green and the City Staff.

### 8.3 City Manager's Report

City Manager Brandon Green mentioned that the east bench annexation had been verified and approved by the County. There will be a notice in the newspaper for 3 weeks. The City will also notice five other entities. City Manager Green stated the City was working with the Geo-tech and reviewing their findings. The City's geo-tech will communicate with the developer's geo-technical advisor.

City Manager Green mentioned that three residents came in to talk to him about some of their concerns on 1800 East. It was a positive experience for everyone involved.

The City Council asked a few questions about the bidding process and about the software update for the City Website. They also discussed a damaged bridge in the hollow in Nicholls Park.

### 8.4 City Council Member's Reports 01:30:34

Council Member Julia Busche mentioned that SB182 was tabled by the House. The electronic cigarette bill was also tabled. Council Member Busche volunteered to write a letter of appreciation to Officer Wilko and the SAEV Coalition Leaders.

Council Member Scot Poole mentioned that there were many scouts who are interested in doing Eagle Projects for the City. He and City Manager Green were working on a scheduler online.

Council Member Brandon Halliday went to the park to look at the castle playground.

Council Member Gary Anderson mentioned the Shake Out and suggested a field trip to the castle playground.

**8.5 Mayor's Report**

Mayor Carroll suggested that the Council Members go look at some of the new parks in the county.

**10. CLOSED MEETING**

A closed meeting was not held.

**11. ELECTRONIC MEETING**

An electronic meeting was not held.

**12. ADJOURNMENT: 01:35:00**

*Council Member Julia Busche made a motion to adjourn the meeting. Council Member Brandon Halliday seconded the motion. The meeting was adjourned at 8:38 pm.*

I HEREBY CERTIFY that the foregoing is a true, accurate and complete record of the Fruit Heights City Council meeting held March 15, 2016.

*Not approved until signed*

  
Kelli Rollins, Fruit Heights Recording Secretary

Date approved by City Council: April 5, 2016