

NORTH OGDEN CITY COUNCIL MEETING MINUTES

October 17, 2017

The North Ogden City Council convened in an open meeting on October 17, 2017 at 6 p.m. at the North Ogden City Office at 505 East 2600 North. Notice of time, place, and agenda of the meeting was posted on the bulletin board at the municipal office and posted to the Utah State Website on October 12, 2017. Notice of the annual meeting schedule was published in the Standard-Examiner on January 1, 2017.

PRESENT: Brent Taylor Mayor
 Lynn Satterthwaite Council Member
 Cheryl Stoker Council Member
 Phillip Swanson Council Member
 Carl Turner Council Member arrived @ 6:39 pm
 James Urry Council Member

STAFF PRESENT: Jon Call City Administrator/City Attorney
 Annette Spendlove City Recorder/HR Director
 Justin Shinsel Public Works Inspector

VISITORS: Ryan Barker Sydney Simmons Blair Simmons
 Randy Winn Blake Cevering Kiera Coleman

Mayor Taylor called the meeting to order. Council Member Satterthwaite offered the invocation and led the audience in the Pledge of Allegiance.

ACTIVE AGENDA

1. PUBLIC COMMENTS

Sydney Simmons, 674 E. 2900 N., provided a presentation regarding a class project she recently completed for her world geography class; she was asked to present an economical problem present in the country or world and she chose pollution. She researched various types of pollution – land, air, food, water, and noise – and around the world, pollution kills many people and animals, and harms the earth. She stated that she feels that air and water pollution are the most problematic and create the most harm. Air pollution can include toxins, gases, chemicals, and greenhouse take-up; when the air is polluted there is a silt-like substance in the air and if too much of the substance is breathed in, it can be harmful to an individual’s respiratory system. Although pollution creates remarkable sunsets, it can kill over 2 million people over the course of a year – 38

percent of them being Americans. She added that 48 percent of the Americans killed are Utahans, Air pollution is killing many people around the world and the University of Columbia has said gaseous pollution can lead to the atmosphere being artificially warmed, which can potentially harm the world. She then discussed water pollution; it is caused by chemicals and foreign substances brought into water sources largely by bacteria, mercury, phosphorous, and nitrogen. Sewage causes eighty percent of these problems; water pollution is another big problem in the world as it is dangerous to humans, the sea, and water sources for food preparation, drinking, and bathing. Around the world, over 783 million people have gone without water because of pollution and this can be harmful. Everyone should care because water pollution is a very big problem in the world and people can help reduce it by increasing recycling efforts and disposing of trash the right way. She concluded that pollution is very harmful to the world, animals, and people and it can be overcome by doing a few simple things, like turning off a car engine when idling, disposing of trash and waste appropriately, and being more considerate of the world in general. She thanked the Council and Mayor for listening to her presentation and stated she is hopeful that residents can become more open to changing their lifestyles to make the world a little better.

Mayor Taylor complimented Ms. Simmons on the quality of her presentation. Council Member Satterthwaite agreed and asked that Ms. Simmons provide her presentation to the City in written form.

Kiera Coleman discussed renewable energy sources; she stated that she was wondering if the City has plans to use any solar panels or other renewable energy sources for City facilities. Renewable energy is something that can be reused and not depleted. The sun provides more energy in one hour than all humanity uses in all forms. In a single year, sunlight can provide us with its own resolution to energy problems; the only transformation required is for humanity to reduce or end consumption of storage solar as fossil fuels and, in its place, use fresh solar generated by windmills and solar panels. She stated she and her fellow students have been learning about global warming and they are concerned about the future of the City and the earth; nonrenewable energy sources can help eliminate global warming, The United States uses 63 times as much energy as third world countries and using too much energy can cause climate change and the global warming problem to worsen. If renewable energy were used, she believes the global warming problem will decrease and the air we breathe will be much cleaner. She stated that she came tonight to hear what is being done about overuse of nonrenewable energy in the City.

Mayor Taylor also complimented Ms. Coleman on the quality of her presentation. He reported that North Ogden has done two things in the last few years to create energy efficiencies; first is changing all streetlights in the City to LED, which uses about a quarter of the energy of traditional street lights. Second, the City constructed a new trail along Pleasant View Drive west of Lee's Marketplace and the trail is lit by solar lights, which is the first time the City has used a renewable energy light source for this purpose.

The City continues to look for these kinds of opportunities that can be implemented throughout the community.

Council Member Swanson then moved to adjust the agenda by moving item nine ahead of item seven on the agenda. Council Member Stoker seconded the motion.

Voting on the motion:

Council Member Satterthwaite	aye
Council Member Stoker	aye
Council Member Swanson	aye
Council Member Urry	aye

The motion passed unanimously.

2. **DISCUSSION AND/OR ACTION TO CONSIDER ACCEPTING THE MOSHER PETITION FOR PROCESSING TOWARDS ANNEXATION LOCATED AT APPROXIMATELY 744 EAST 1700 NORTH**

A staff memo from City Recorder Spendlove explained Eric and Colette Mosher submitted an application petitioning for annexation of .885 acres located at approximately 744 East 1700 North, North Ogden, Utah. As required by Utah State Code the Weber County Surveyor has reviewed the annexation plat map and finds it to be a correct plat. The property being proposed for annexation is within North Ogden City's Annexation Declaration Policy Map (Exhibit B). The Petitioner is requesting an R-1-8 Residential Zone, which the Planning Commission will review and make recommendation to the City Council at a later date. The petitioner meets all the requirements to start the annexation process and it is recommend that the City Council accepts the petition to start the annexation process. A typical annexation takes three to four months due mainly to the certification of the petition, 3 week noticing requirements for the City to receive written protests, and Public Hearing. Staff is requesting the Council accept the Mosher Petition to start the annexation process.

City Recorder Spendlove reviewed her staff memo.

Council Member Urry asked if the property is served by City utility infrastructure and, if not, he recommended that such utility connections be made. Public Works Inspector Shinsel stated the property is connected to the City's water system and likely the sewer as well. He stated he will verify all utilities are or will be connected.

Council Member Swanson motioned to accept the Mosher petition for processing towards annexation located at approximately 744 East 1700 North. Council Member Urry seconded the motion.

Voting on the motion:

Council Member Satterthwaite	aye
Council Member Stoker	aye
Council Member Swanson	aye
Council Member Urry	aye

The motion passed unanimously.

3. DISCUSSION AND/OR ACTION TO CONSIDER CONDITIONAL ACCEPTANCE OF FERNWOOD SUBDIVISION PHASE 5

A staff memo from Public Works Inspector Shinsel explained he has completed a conditional inspection of the Fernwood Subdivision Phase 5 and recommends that a one-year warranty period for the project commence.

Mr. Shinsel reviewed his staff memo and used the aid of an aerial map to orient the Council to the location of the subdivision. He also explained that at the end of the one-year warranty period he will inspect the property again and any infrastructure failures will be replaced at the developer's cost before the subdivision receives final acceptance by the City.

Council Member Urry asked if it is possible to determine if there are any infrastructure failures if not all homes have been constructed in a phase before the one-year warranty period expires. Mr. Shinsel answered yes; he is able to perform various tests of the different infrastructure system to determine they are operating properly regardless of whether all homes have been constructed and connected to the systems.

Council Member Urry motioned to approve conditional acceptance of Fernwood Subdivision Phase 5. Council Member Satterthwaite seconded the motion.

Voting on the motion:

Council Member Satterthwaite	aye
Council Member Stoker	aye
Council Member Swanson	aye
Council Member Turner	aye
Council Member Urry	aye

The motion passed unanimously.

4. **DISCUSSION AND/OR ACTION TO CONSIDER CONDITIONAL ACCEPTANCE OF WOODFIELD FARMS SUBDIVISION PHASE 1**

A staff memo from Public Works Inspector Shinsel explained he has completed a conditional inspection of the Woodfield Farms Subdivision Phase 1 and recommends that a one-year warranty period for the project commence.

Mr. Shinsel reviewed his staff memo and used the aid of an aerial map to orient the Council to the location of the subdivision.

Council Member Urry asked if the basin in the development is intended to be a retention or detention basin. Mr. Shinsel stated it is a retention basin for now, but hopefully as developments occur closer to Washington Boulevard and the City's large storm water line can be connected through to Harrisville City, the basin will be used for detention. Council Member Urry asked if the basin is functioning as it should, to which Mr. Shinsel answered yes. There was brief discussion regarding the difference between retention and detention basins.

Council Member Satterthwaite asked if the developer has been required to replace any sections of sidewalk or curb and gutter throughout the development. Mr. Shinsel answered yes; some sections of sidewalk were damaged and replaced.

Council Member Stoker motioned to approve conditional acceptance of Woodfield Farms Subdivision Phase 1. Council Member Satterthwaite seconded the motion.

Voting on the motion:

Council Member Satterthwaite	aye
Council Member Stoker	aye
Council Member Swanson	aye
Council Member Urry	aye

The motion passed unanimously.

5. **DISCUSSION AND/OR ACTION TO CONSIDER CONDITIONAL ACCEPTANCE OF CANYON VISTA SUBDIVISION**

A staff memo from Public Works Inspector Shinsel explained he has completed a conditional inspection of the Canyon Vista Subdivision and recommends that a one-year warranty period for the project commence.

Mr. Shinsel reviewed his staff memo and used the aid of an aerial map to orient the Council to the location of the subdivision. He then stated that this project was

approximately 90 percent complete when he began working as the Public Works Inspector one year ago. At that time, he discovered an engineering issue on 2750 North, which resulted in the curb and gutter being placed eight inches too high. He has been working with the developer and City Engineer to address the issue, which could result in the creation of a ditch that would allow for water and ice buildup. The developer has responded to the City's request to correct the problem and the fix should be suitable to avoid future safety issues.

Council Member Satterthwaite motioned to approve conditional acceptance of Canyon Vista Subdivision. Council Member Stoker seconded the motion.

Voting on the motion:

Council Member Satterthwaite	aye
Council Member Stoker	aye
Council Member Swanson	aye
Council Member Urry	aye

The motion passed unanimously.

6. DISCUSSION AND/OR ACTION TO CONSIDER FINAL ACCEPTANCE OF HALL TREE SUBDIVISION PHASE 15

A staff memo from Public Works Inspector Shinsel explained he has completed a final inspection of the Hall Tree Subdivision Phase 15 and recommends final acceptance of the project.

Mr. Shinsel reviewed his staff memo and used the aid of an aerial map to orient the Council to the location of the subdivision. He noted this is the second time the applicant has sought final approval/acceptance from the City. The developer has recently seal coated the asphalt in the development and all lots in the phase have been or are being built on current.

Council Member Satterthwaite inquired as to the difference in the inspections performed for conditional acceptance and final acceptance of a project. Mr. Shinsel stated that the final inspection consists of walking all curb, gutter, and sidewalk in the development to make sure there are no cracks or breaks; inspecting all water meter valves and ensuring they can be accessed with a valve key; and general visual inspection of all infrastructure aspects of the property.

Council Member Satterthwaite motioned to approve final acceptance of Hall Tree Subdivision Phase 15. Council Member Stoker seconded the motion.

Voting on the motion:

Council Member Satterthwaite	aye
Council Member Stoker	aye
Council Member Swanson	aye
Council Member Urry	aye

The motion passed unanimously.

Mayor Taylor then stated he is very pleased with the job Mr. Shinsel is doing for the City; his job is not to help developers, but to ensure that the work they are performing in the City is compliant with the City's building code and development standards. This will avoid situations in the future where taxpayers are forced to pay for repairs on failing infrastructure that should not have been accepted by the City. He stated that Mr. Shinsel is very thorough and detail oriented and he does a great job for the City. Council Member Satterthwaite echoed Mayor Taylor's comments and thanked Mr. Shinsel for his work.

9. DISCUSSION OF TOWING FEES FOR IMPOUNDMENT OF VEHICLES AND TRAILERS ILLEGALLY PARKED ON MUNICIPAL STREETS

A staff memo from City Administrator/City Attorney Call explained that in preparing for the winter season he has been reviewing the standards in City code for on-street parking. During that review he has found that the code allows for vehicles to be ticketed and eventually towed if parked inappropriately, however, the Council has never established a specific rate the City can charge for the towing cost. The code specifically states:

7-3-6: IMPOUNDMENT; FEE

Any vehicle parked upon any public street in the city at a place, in any manner, or for a length of time prohibited by any ordinance of this city, if unoccupied, may be removed and impounded by the chief of police or any police officer and a service charge in such amount as established by resolution of the city council shall be paid to the city before such vehicle is released from pound. The payment of such service fee shall not release the owner, chauffeur, driver or operator of such vehicle from any penalty imposed for violation of traffic laws or ordinances.

The trouble staff has is that the Council has not established a fee for impounding vehicles and the Police Department has not impounded vehicles in the recent history of the City. This has become an issue more recently as two vehicles were hit by plow trucks last year; with the amount of snow the City may receive during the winter months, Administration believes it is advisable for the Council to decide on the establishment of a fee and allow the Police Department the discretion to tow vehicles as required, or if there is something else the Council would recommend. The proposed impound ordinance would also apply to trailers parked illegally on the street for extended periods of time.

Mr. Call reviewed his memo and facilitated discussion of a potential impound ordinance among the Council; he asked that the Council provide staff with some recommendations and feedback to allow Administration to proceed with drafting a formal ordinance and fee schedule amendment. A person whose vehicle is impounded from a City street would be required to pay a winter parking ticket fine as well as the towing fee; the City would not add a surcharge or administrative fee to the towing fee. The typical towing fee is \$125 plus a \$90 per day charge for the time the vehicle is left at the impound lot. Throughout the discussion of the potential creation of an impound ordinance, there was a focus on issues such as the time frame before and after a storm during which the Police Department would have the discretion to have a vehicle towed, increased penalties for repeat offenders, and potential unintended consequences of the proposed ordinance.

Mayor Taylor emphasized that this is not a revenue generating venture for the City; rather, the ordinance is being recommended by City Administration and the Police Department because allowing cars to remain parked on the street during a storm event can cause safety issues for snow plow drivers and also results in an icy patch developing on the road under the vehicle and after the vehicle is removed, that area is dangerous for moving vehicles.

Mr. Call stated he will use the feedback provided by the Council to develop a draft ordinance and accompanying fee schedule for further consideration by the Council at an upcoming meeting.

Council Member Turner suggested that Mayor Taylor use his Facebook page or the North Ogden Connection Magazine to remind residents of ordinances restricting on-street parking during winter months.

7. **DISCUSSION AND/OR ACTION TO CONSIDER A RESOLUTION APPROVING POLL WORKERS FOR THE GENERAL ELECTION**

City Recorder Spendlove reported that State Code requires the Governing Body to appoint poll workers for each municipal election. She has worked with Weber County to select six poll workers, one of which will be the poll manager, to serve on Election Day; poll workers will be paid \$145 and the poll manager will be paid \$200.

Council Member Swanson motioned to approve Resolution 12-2017 appointing poll workers and their compensation for the General Election. Council Member Stoker seconded the motion.

Council Member Urry asked if poll workers are vetted to determine whether they have a criminal background or other issues the City should be concerned about. Ms. Spendlove stated that she is unsure of the process the County follows to recruit and select poll workers, but she can ask the County for more information.

Voting on the motion:

Council Member Satterthwaite	aye
Council Member Stoker	aye
Council Member Swanson	aye
Council Member Turner	aye
Council Member Urry	aye

The motion passed unanimously.

8. DISCUSSION AND/OR ACTION TO CONSIDER AN ORDINANCE AMENDING SPECIFIC PROVISIONS RELATED TO HOME OCCUPATIONS, FOOD TRUCKS, AND OTHER BUSINESSES WHICH OPERATE IN NORTH OGDEN CITY MUNICIPAL LIMITS

A staff memo from City Administrator/City Attorney Call explained the State Legislature passed a recent revision which imposes some restrictions on the way cities can regulate food trucks and home-based businesses. The City has not had a significant number of individuals wanting to operate food trucks in the City for extended periods of time, but there have been several people who have requested permits associated with school fundraisers and other events. The City has a significant number of home based businesses, most of which are home offices used by individuals who don't actually meet customers or cause any increase in traffic in the neighborhood.

The Council discussed this item in August and staff is now bringing back the proposed language for continued discussion. Most notably, the proposed ordinance now includes language related to the types of uses which require a business license as has been seen in other jurisdictions.

For food truck businesses, the new State Code requires the City to allow and accept all new food trucks into the City in approved locations provided they have already obtained business licenses and food handlers permits in other Utah jurisdictions. The fire marshal has also requested that the City's ordinance include a provision which requires food trucks to space at least 10 feet away from each other to allow emergency responders access in and around the individual trucks if a fire or something else occurs.

The memo concluded staff recommends the Council consider the terms proposed and make a recommendation on additional changes or adopt the ordinance as written.

Mr. Call reviewed his staff memo and facilitated a discussion regarding the implications of the proposed ordinance; throughout the discussion, there was a focus on door-to-door soliciting operations for which business licenses are required, whether the ordinance would apply to food trucks only or other types of businesses operated from a mobile

business, locations where food truck parking would be allowed, and the potential for providing different provisions for food trucks associated with a special event.

Council Member Swanson motioned to approve Ordinance 2017-23 amending specific provisions related to Home Occupations, Food Trucks, and other businesses which operate in North Ogden City Municipal limits, with the following language amendment:

- **4-1-12(D)(2): Food trucks may not park in parks or public parking lots unless an appropriate special event permit has been obtained.**

Council Member Stoker seconded the motion.

Voting on the motion:

Council Member Satterthwaite	aye
Council Member Stoker	aye
Council Member Swanson	aye
Council Member Turner	aye
Council Member Urry	aye

The motion passed unanimously.

10. DISCUSSION AND/OR ACTION TO APPROVE THE PHASING AND PROJECT PLAN FOR AMPHITHEATER CONSTRUCTION DURING THE 2017-18 AND 2018-19 BUDGET YEARS

Mayor Taylor used the aid of a PowerPoint presentation to provide the Council with an update regarding the phasing plan and budget for the Barker Park Amphitheater Project. A design committee meets weekly to discuss the project and they have developed a rough site plan for the project, which includes some modifications over the plan previously presented to the Council; the budget for the project is now higher than expected. The initial estimate for the project was \$3.6 million and the updated estimate is now \$4.3 million. The reasons for the budget increase include the following:

1. Construction costs have risen since the City Engineer's estimate (nearly one year ago).
2. The building is larger in the current design, raising costs.
3. There is far more sitework in the current design than contemplated by City Engineer.
4. The concession building/ticket booth and the restrooms are both separate buildings, whereas City Engineer had them all combined as one. Separating these buildings is highly recommended by the Committee, so that people are not walking down towards the stage which also has the restrooms during the show (awkward and uncomfortable for patrons), but separating these buildings is one of the largest single reasons for the higher costs.

5. Addition of the new parking lot east of the amphitheater, which was not included at all in City Engineer's estimate, and which is one of the largest reasons for the now higher estimate.
6. Geopiers recommended because of findings from Geo Technical report (that were unknown at the previous estimate).

He then reviewed the proposed phasing plan for the project; construction of phase one should commence in October 2017 and includes the amphitheater building, 'back house' functions needed to support the amphitheater, and seating. Phase two is the remainder of the park project and includes parking and the plaza area and should commence one year after completion of phase one.

He noted that staff and the committee have identified solutions for addressing concerns regarding the lack of parking at the site; in the past, the largest crowd drawn to the amphitheater for a theatrical production was 600 to 700 people. The committee does not believe that crowds will be any larger than that for at least the first couple of years after completion of the amphitheater improvements. This will give the City time to develop parking plans to provide adequate parking for increased crowds in the future; however, staff has developed a map to identify parking areas that could potentially be utilized in the meantime for larger events at the facility: existing parking lot at Barker Park (127 stalls) and on-street parking on Barker Parkway (82 stalls), for a total of 209 stalls which should accommodate 836 to 1,045 people; undeveloped areas of Barker Park (150 stalls); the Barker Family field (150 stalls); the nearby LDS Church house parking lot (414 stalls); and the Wadman Park parking lot (129 stalls). Mayor Taylor then stated the committee has discussed the higher budget estimates at length, and plan to recommend that the project be phased as planned, instead of cutting back on the design. The City likely could reduce costs by shrinking the building, by not building additional parking, etc., but the Committee strongly believes that the City should instead divide the project into two phases and do the project "right" over time instead of cutting back needed features.

Mayor Taylor then reviewed projected fund balances for the budget year ending June 30, 2018 and stated this information can be used as reference to available funding sources for the project. The City's General Fund balance at the end of Fiscal Year (FY) 2017 was approximately \$1.6 million and it will be higher than anticipated at the end of the current FY. Additionally, the Capital Projects Fund is fairly healthy as well with a balance of over \$1 million at the beginning of the current FY. He noted there is more than one way to accomplish this project. There are several sources of City funding that can be brought to bear, and a combination of these sources can fund the project, while not imperiling other major projects. This is largely so because of the City's success in gaining federal, state, and local grants to complete other major projects. He then expounded on City funding sources as follows:

- **Currently Approved: \$1.1 million** (includes a \$330k RAMP grant for Phase I of construction)

- **Park Impact Fees**: The most logical source of city funding, as these funds can only be used for new parks & recreation projects – 2018-2019: \$300,000; 2019-2020: \$250,000.
 - Impact fees are paid by developers on new homes, apartments, and businesses built in the City. They are designed to pay for the “impact” on certain city infrastructure, and to pay for the cost of new infrastructure needed to be built to accommodate the new demands upon infrastructure.
 - Due to the trends in increased residential construction, the actual impact fee revenues in FY 2017 were approximately \$28,000 higher than budgeted and the same will likely be true in the current FY budget since the number of single family homes and town homes built to date in the current FY represents 40 percent of the projected numbers, though only 29 percent of the FY has elapsed.
- **General Fund**: The General Fund is in excellent shape and could readily contribute up to \$400,000 (FY19) and \$150,000 (FY20) towards the project (note: if the full \$400k were used in FY19, this is approximately 25% of the General Fund, still leaving an extremely healthy reserve of \$1.2 million)
- **Capital Projects Fund**: The CP fund is in excellent shape and could readily contribute up to \$300,000 (FY19) and \$200,000 (FY20) (Note: if the full \$300k were used in FY19, this would be approximately 28% of the fund balance, leaving a very healthy amount for other projects)
- **Sale of 2700 N. Basin Property**: Given the United States Department of Agriculture grant for our flood-control/ water conservation / recreation pond, we will likely not need the proceeds from selling the “old” detention basin on 2700 N. for that project and can route a significant portion of that amount to the Amphitheater project; up to \$1.5 million. This grant will also reduce the need for General Fund amounts we were expecting to spend on that project.

Mayor Taylor then stated City Administration and the design committee projects that it will be possible to fund half of the construction costs of the amphitheater through donations and grants. He expounded on external funding sources that will be sought by the City:

- Weber RAMP Grants
- Utah Legislative Appropriation
- Community Donations
- Foundation Grants

As soon as the City has settled on a design, Administration will begin the pursuit of donations in earnest. Mayor Taylor is confident that the City will be able to secure half the projected cost (approximately \$2 million) in donations and grants. The Committee has researched the top giving foundations in the State of Utah; over \$45 million was donated by Utah’s largest foundations over the past year and much of those donations were dedicated to arts.

Mayor Taylor then discussed alternate scenarios and asked what would happen if the City does not raise enough money in donations or if City revenues fall short of the amounts anticipated. In this case, the City simply would not complete portions of the project, and push elements into future phases. For example, the shell of the amphitheater can be built this Fall/Winter, but not complete the interior next Spring/Summer if funds are not available. The shell can still be used as a great improvement over what is currently available, until future funds are available to complete additional phases. This project is very scalable to accommodate any funding situation, and this can be done as the project moves along. Most importantly, the budget still must come back to the Council every year, and the Council could modify at that point. Tonight is to set the scope, not approval of a blank check to pay for the entire project.

Mayor Taylor then concluded by discussing ongoing operating costs and funding sources. Based on models of other amphitheaters and extensive discussions, the committee projects that the amphitheater will be able to operate primarily from non-City revenue sources as follows:

- Yearly RAMP donations for specific shows or the season
- “Season” sponsors
- Ticket sales
- Road show revenues
- Advertising & Concession revenues
- City sponsorship

Mayor Taylor then facilitated discussion among the Council regarding the phasing of the project and the scope of work to be performed in each phase. There was a brief focus on the line item budget for phase one for items such as excavation, fencing and gates, and the cost of concession stand/restroom facilities.

Council Member Urry suggested the committee consider a suggestion to allow portable food trucks at the facility rather than constructing a fixed concession stand at the site. He also asked for hard costs for ongoing operation of the facility, such as costs associated with staffing the facility or hiring a new employee that would be responsible for management. He then complimented the Mayor and committee for their willingness to adjust the scope and phasing of the project, but noted he is most concerned about ensuring that the project is sustainable over the long term of the City. He stated that he feels there are needs in the City that are greater than the need for an amphitheater and he is hopeful that pursuing grants for this project will not limit the City’s ability to secure grant funds for other necessary projects.

Council Member Satterthwaite stated that he has participated on the design committee and he has caught the vision of the experts participating on that committee and he sees the ability for the City to develop a quality project. There is something to be said for synergy of a project to entice continued support and private funding for continuation/completion of the total scope.

Mayor Taylor stated that he will gather information from those that manage nearby amphitheaters to determine operational costs once the project is first completed and as its popularity grows. He has spoken to representatives of Ogden and Layton, both cities with amphitheaters, and they were excited about this addition because of the difference in the markets along the Wasatch Front and the ability of the property to attract different types of shows and those that may be larger than could be accommodated by existing amphitheaters. He reiterated that this evening he is not asking for Council approval of the total funding of the project; rather, he is asking for approval of the design and phasing, which will set into motion the finalization of the design of phase one. The total estimated cost for phase one is \$3.3 million and the Council has approved \$1.1 million in funding; to complete all of phase one, it will be necessary for Administration to seek an additional appropriation from the Council in the next FY budget as well as private or grant funding.

Council Member Turner stated he likes the idea of two phases, but he would also be supportive of more phases if there is not sufficient money to fund just two large phases. Mayor Taylor agreed and stated he would support that same concept, after which he facilitated continued discussion centered on the City's ability to secure additional grant funds and private donations.

Council Member Swanson stated that he trusts the work done by Council Members Satterthwaite and Stoker as they have participated with the design committee; additionally, he would recommend that once Council Member Urry's term as a Council Member is up at the beginning of 2018, that he be appointed to serve as a member of the committee given that he is a 'watch dog' for the City relative to fiscal responsibility. He concluded he is in favor of the project as a whole and thinks it will benefit the community. Council Member Satterthwaite agreed.

Council Member Swanson motioned to approve the phasing and project plan for Amphitheater construction during the 2017-18 and 2018-19 budget years contingent on Jim Urry being appointed as a member of the amphitheater committee in January of 2018. Council Member Satterthwaite seconded the motion.

Council Member Urry stated he is hopeful the project will be a success and once he is no longer a member of the City Council, he will be willing to serve on the committee and support Mayor Taylor however he can to make the project great. Mayor Taylor thanked Council Member Urry for his commitment and stated he is confident that the amphitheater, once completed, will be the greatest draw for the City and more people will visit it in a given year than any other facility in the City.

Voting on the motion:

Council Member Satterthwaite	aye
Council Member Stoker	aye
Council Member Swanson	aye
Council Member Turner	aye
Council Member Urry	aye

The motion passed unanimously.

11. PUBLIC COMMENTS

Randy Winn, 2412 N. Barker Parkway, stated he is supporting Blake Covering in his bid to serve as a member of the City Council, but he believes that the City is losing a couple of very wise men in those that have chosen not to seek reelection to their positions. He then addressed the Barker Park Amphitheater Project and stated that if a manager is hired to oversee the facility, there will be nine months of the year that they will have nothing to do and maybe it would be better to enter into an agreement with another city that has an amphitheater manager to utilize their employee to manage the North Ogden facility as well. He then stated that he has expressed his concerns about parking and traffic issues associated with the amphitheater project and he was pleased that the Planning Commission included in their recommendation a requirement for those issues to be addressed. He congratulated the City on their planning of the project to this point and stated he is also hopeful the amphitheater will be a draw for the City.

Mayor Taylor offered to share with Mr. Winn the presentation made by staff during last week's meeting relative to other parking options for the amphitheater project.

12. COUNCIL/MAYOR/STAFF COMMENTS

Council Member Stoker asked for an update on the library renovation project and, more specifically, whether the overall amount of usable space at the facility will increase. Mayor Taylor stated that the usable square footage will be more than double what was previously available; the basement is being finished as usable space and the entryway will provide usable square footage as well. The project should be finished next spring and open to the public by April.

Council Member Stoker asked how things are going with the City's new Police Chief. Mayor Taylor stated he is hearing very positive reports about the transition.

Council Member Urry stated that he does not always agree with his fellow Council Members, but he does like them; he indicated it has been a privilege to serve as a member

of the City Council and he is happy that the group was willing to discuss and consider all issues very thoroughly for the benefit of the City.

Council Member Swanson stated that at 750 East just below 3100 North there is a yard with a large abandoned vehicle in the front yard. This is a violation of City ordinance and he asked that efforts be made to remove the vehicle and correct the nuisance. Mayor Taylor stated that City Administration has taken note of the issue and will follow-up with the property owner. Mr. Call stated that code enforcement has spoken with the owner and they have declared that the vehicle is art and they have planted flowers in and around it. Council Member Swanson then thanked Council Member Urry for his service and dedication to the City.

Mayor Taylor stated that the open house ceremony at the new Family Promise facility in the City's old Public Works building was held last night and it was a great event; they have made great improvements to the interior of the facility with the help of seven local boy scouts who performed their Eagle Scout service projects. He added that the local Baptist church volunteered to be one of the sponsoring congregations to host families receiving service from the Center and he thinks that the entire program will be great for the community.

Council Member Satterthwaite stated that his wife also attended the open house and said the building looks great, but she did comment there is just one bathroom in the facility. Mayor Taylor stated there are actually two bathrooms. The first patrons of the facility will move in next month.

13. ADJOURNMENT

Council Member Satterthwaite motioned to adjourn the meeting. Council Member Stoker seconded the motion.

Voting on the motion:

Council Member Satterthwaite	aye
Council Member Stoker	aye
Council Member Swanson	aye
Council Member Turner	aye
Council Member Urry	aye

The motion passed.

The meeting adjourned at 8:52 p.m.

B. R. Taylor

Brent R. Taylor, Mayor

S. Annette Spendlove

S. Annette Spendlove, MMC
City Recorder

November 28th, 2017

Date Approved