

NORTH OGDEN CITY COUNCIL MEETING MINUTES

June 27, 2023

The North Ogden City Council convened in a Council meeting at 6:03 p.m. on June 27, 2023 at the North Ogden City Office at 505 East 2600 North. The meeting was also on Zoom. Recording can be found on YouTube:

<https://www.youtube.com/channel/UCriqbePBxTucXEzRr6fclhQ/videos>. 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 June 25, 2023. Notice of the annual meeting schedule was published in the Standard-Examiner on December 16, 2022.

PRESENT:	S. Neal Berube	Mayor	
	Ryan Barker	Council Member	arrived at 6:38 p.m.
	Blake Cevering	Council Member	
	Jay D Delpias	Council Member	
	Charlotte Ekstrom	Council Member	via Zoom
	Phillip Swanson	Council Member	
STAFF PRESENT:	Jon Call	City Manager/Attorney	
	Joyce Pierson	Deputy City Recorder	
	Jami Jones	Finance Director	
	Dave Espinoza	Assistant City Manager/Public Works Director	
	Bryce Nelson	Administrative Services Manager/Treasurer	
	Nate Davis	Building Official	
	Dylan Hill	Public Works Inspector	
VISITORS:	Sandy Cochran	Brenda Ashdown	Cory Jones
	Kevin Burns	Michelle Markeson	Nancy Tomon
	Braxton Taylor	Christina Watson	Michelle Meyer
	Stefanie Casey	Andy Thompson	Reed Miller
	Merrill Sunderland	Chris Pulver	Susan Kilborn
	Monalisa Wald		

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

CONSENT AGENDA

1. CALL FOR CONFLICT OF INTEREST DISCLOSURE

Mayor Berube asked if any member of the Council had a conflict of interest to declare. No declarations were made.

2. DISCUSSION AND/OR ACTION ON CONDITIONAL ACCEPTANCE OF NORTH OAKS COVE PHASE 17 SUBDIVISION

Public Works Inspector Hill explained he has completed the conditional inspection of North Oaks Cove Phase 17 and found the improvements to be in compliance with City Code and standards. Two separate escrow accounts and agreements were made for the improvements: the first for the cul-de-sac improvement and the second for the extension of 3550 North. The original sum of the escrow account for the cul-de-sac improvements is \$146,670; with funding having been released throughout the improvement process, the escrow account has a remaining balance of \$14,667. This money shall remain with the escrow agent through the one-year period after conditional acceptance by the City Council. The original sum of the escrow account for the extension of 3550 North is \$49,637.50; none of this has been released as the work is not complete pending other approvals.

Council Member Swanson motioned to grant conditional acceptance of North Oaks Cove Phase 17 Subdivision. Council Member Dalpiaz seconded the motion.

Voting on the motion:

Council Member Barker	absent
Council Member Cevering	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	absent
Council Member Swanson	aye

The motion passed unanimously.

3. DISCUSSION AND/OR ACTION ON FINAL ACCEPTANCE OF NORTH VIEW ESTATES PHASE 6 SUBDIVISION

Public Works Inspector Hill explained he has completed the final inspections of North View Estates Phase 6 and found it to be in compliance with City Code and standards. A request to release all remaining funds has been provided to the escrow agent assigned to the subdivision. Upon City Council approval, North Ogden City will assume responsibility for the infrastructure and roadway in the subdivision.

Mayor Berube inquired as to whether the improvements required by the Americans with Disabilities Act (ADA) are satisfactory. Mr. Hill answered yes; one ramp had to be removed and replaced to ensure compliance.

Council Member Cevering motioned to grant final acceptance of North View Estates Phase 6 Subdivision. Council Member Swanson seconded the motion.

Voting on the motion:

Council Member Barker	absent
Council Member Cevering	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	absent
Council Member Swanson	aye

The motion passed unanimously.

4. DISCUSSION AND/OR ACTION ON FINAL ACCEPTANCE OF NORTH VIEW ESTATES PHASE 7 SUBDIVISION

Public Works Inspector Hill explained he has completed the final inspections of North View Estates Phase 7 and found it to be in compliance with City Code and standards. A request to release all remaining funds has been provided to the escrow agent assigned to the subdivision. Upon City Council approval, North Ogden City will assume responsibility for the infrastructure and roadway in the subdivision.

Council Member Dalpiaz motioned to approve Final acceptance of North View Estates Phase 7 Subdivision. Council Member Swanson seconded the motion.

Voting on the motion:

Council Member Barker	absent
Council Member Cevering	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	absent
Council Member Swanson	aye

The motion passed unanimously.

ACTIVE AGENDA

5. PUBLIC COMMENTS

Chris Pulver, North Ogden resident, asked if the City uses goats for vegetation control of City retention ponds. City Manager/Attorney Call noted that the City does use goats on some properties that are too steep for mowers and other equipment.

Braxton Taylor, Patriot Construction, discussed an ongoing situation on lot 60 in The Cove subdivision. He is seeking a Temporary Use Permit to allow him to use the road to finish his construction project. He has been told that he is allowed to use the road, but it has repeatedly been blocked to prevent access to the area he needs to get to.

Mayor Berube stated that with adequate notice, the road can be used. The current residents are parking on the road because they recently had their driveways poured. City Manager/Attorney Call stated that he has verified with the City Engineer that dump trucks being used in Mr. Taylor's project should not damage the road and the City has tried to advise other residents that there will be heavy truck traffic in the area. However, the cement trucks cannot drive on the road because the road cannot accommodate that equipment. The City would like an agreement with Mr. Taylor for maintenance or repair of any infrastructure that is damaged by the project. Mr. Taylor stated there is another contractor working in the area that is using cement trucks; he is willing to enter into any agreement that the other contractor has entered into relative to repair or maintenance of the road. He would like to get information from the City about how to proceed; it feels as if there is some nefarious intent on the part of others who are parking on the road in a manner that blocks access. He needs to understand his course of action in response to inappropriate blocking of the road. Mayor Berube stated that the City does have an agreement that can be used to address this issue; however, just because cement trucks have been used on other projects in that area, does not mean that they will be permitted in this situation. He asked the Council if they are comfortable allowing he and Mr. Call to work with Mr. Taylor to address this issue. The Council communicated their approval for the Mayor and Mr. Call to work out an agreement with Mr. Taylor so that the matter is not tabled until the July 11 meeting.

Nancy Tohlman, North Ogden resident, stated she lives in The Cove and has lived through the construction of every house but one. She discussed the history of the negotiation of the development agreement(s) that govern the project and she provided the Mayor and Council with a copy of the plat for the subdivision. She highlighted a piece of property that is dedicated as natural open space; it is fairly large, and it is serviced by a roadway adjacent to lots 48 and 49. In November of 2020, the Council was presented with a request from the owners of lot 48 to use the surplus property that is actually the natural open space and provide them an easement to use the property as their private driveway. She has reviewed the minutes of the meetings where the request was discussed, and two things stand out to her; first is that Mayor Berube is a personal friend of the owners of lot 48 and he identified that as a conflict. The second was that the property was never referred to as a part of the large open space in the development. She believes the Council did not have enough information to make a correct decision. The request was ultimately approved in January of 2021 and there was no consideration for the owners of lot 49 or other owners of unbuilt lots in the project. She stated that every individual who has built in the project has used every bit of road or space that they can to develop their lots and it is no exaggeration to say there were cement trucks up and down the road. The road is solid and is still in tremendously great shape. She has been told that platted open space is protected open space, but she has found that is not the case. She does not know if it was intentional for the Council to not be presented with all information needed, but she is frustrated and concerned. She does not believe the land should have been sold to the owners of lot 48 and they should not be able to block the access to the property referenced by Mr. Taylor.

Michelle Markeson, North Ogden resident, stated she is the owner of lot 60 and she is seeking a temporary easement to build her home. This should be a simple issue and not as difficult as it has been made to be. Everyone in the community has used the road and she would appreciate the same respect.

Michelle Meyer, North Ogden resident, echoed the comments made by Ms. Tohlman; the access road was built to provide access to the rear properties of many of the homes in The Cove. A couple of years ago, the City chained the road off and they said that the area could only be accessed by Public Works unless a resident receives permission. She does not understand how the road can be designated as a private drive when it has a manhole on it. Over the past couple of weeks, there have been cement trucks not associated with construction on lot 60 going up and down the road. She stated there has never been this kind of problem in The Cove and she does not understand how the property can be designated as a private drive.

Kevin Burns, North Ogden resident, continued Ms. Tohlman's comments for her by reading a list of five questions she has about the issue:

1. Why was the parcels legal definition as natural open space not shared with the Council during the discussion or public hearing and, instead, only referred to surplus City owned road?
2. Did the Mayor have an obligation to disclose his conflict of interest in the January 26, 2021 public hearing. Does lack of disclosure invalidate the decision?
3. By granting the easement to use the road as a permanent private driveway, was the Council's intent to limit other bordering property owners from using the road for construction or occasional access as has been done over the past 10+ years, including by the owners who are now trying to restrict others?
4. Is more protection needed for natural open space in North Ogden, including communication with adjacent property owners for a proposed change?
5. Should changes to natural open space, including adding hardscapes such as a road expansion, fencing, landscaping, etc., be brought before the Planning Commission or City Council and should adjacent property owners be informed and be given the opportunity to provide public input versus simply being approved by the Public Works Director as described in the agreement that was based on the assumption that the land was City-owned surplus?

Mayor Berube stated he does believe that he disclosed his relationship with the property owner for lot 48 and he also does not have a vote so he does not believe his actions would invalidate any decision of the Council. Mr. Call stated that is correct. He then addressed question one about sharing that the property was defined as natural open space. He stated that the area has been paved and had a manhole access before the plat was changed; when the plat was changed, the City assumed that it was unincorporated. The natural open space is a detention basin that was created as part of the development and the intent is to protect it and keep it as an area for the neighbors. There are several strange provisions associated with the project that have created some unintended consequences; the stance the City is taking is that the road is usable by

residents when they ask permission to use it and when the City has clear information about what is going in and out of the area. There were bollards and chains previously placed to block the access because there was a significant amount of illegal dumping occurring on the property and people were using it as a personal access to the rear of their home. He then noted that the owners of lot 48 do not own the property, but they have obtained an access easement to give them the right to drive on it and improve it in a way that the Public Works Director approves. With the area being categorized as natural open space, the expectations of both the City and the neighboring property owner have been impacted and any improvements should be fairly minimal.

Council Member Swanson stated someone has mentioned a playground that has been built on the natural open space. Mr. Call stated that the playground is actually in the corner of lot 49, on private property. It is close to the road so there is a safety concern associated with increased traffic, but its location is not a problem from the perspective of private versus public property.

High level discussion among the Council and staff centered on the implications of any actions taken regarding the access road, lot 48, and lot 60. Mr. Call stated that he needs to look into the questions asked by Ms. Tohlman, and he is willing to continue to work with the Mayor to address the issues expressed by Mr. Taylor and to report back to the Council on the outcome of any of the other issues that have been raised tonight.

Council Member Swanson stressed that when the Council granted the access easement to lot 48, they were very clear that no parking was to occur on the road, and it was only to be used for access to and from their property. Mr. Call stated that is correct; they have been reminded that they should not park their personal vehicles on the road and should not block public vehicles. He added that the chains and bollards have been removed and Mr. Taylor and the Markesons can access lot 60 through communication with the City.

6. DISCUSSION AND/OR ACTION TO CONSIDER THE PROPOSED BUDGET AMENDMENTS FOR FISCAL YEAR 2022-2023.

Finance Director Jones summarized the proposed amendments to the fiscal year (FY) 2022-2023 budget, including increases to the General Fund associated with the following:

- Property tax revenues
- License and permits revenues
- State road allotment (intergovernmental revenue)
- Anticipation of an Emergency Management grant of \$646,000 for flooding issues over the past several months
- Charges for services
- Excavation permits
- Cherry Days revenues
- Increased interest earnings
- Increased snow removal expenses
- Utility fee adjustments and increased personnel costs for utilities
- Miscellaneous operational adjustments in various departments of the City

Mayor Berube noted it is important that everyone understands that even if the City does not receive the \$646,000 Emergency Management Grant, the City will be responsible to cover expenses resulting from the City's response to flooding. Ms. Jones stated that is correct. There was discussion among the Council and staff about the likelihood of the City receiving the Emergency Management Grant, and the amount by which the snow removal budget was increased due to a heavy winter.

a. Public Hearing

Mayor Berube opened the public hearing at 7:04 p.m.

There were no persons appearing to be heard.

Council Member Swanson motioned to close the public hearing. Council Member Barker seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

The public hearing was closed at 7:07 p.m.

b. Discussion and/or action to consider an Ordinance approving proposed budget amendments for Fiscal Year 2022-2023

Council Member Barker motioned to approve Ordinance 2023-13 approving proposed budget amendments for Fiscal Year 2022-2023. Council Member Cevering seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

7. **DISCUSSION AND/OR ACTION TO CONSIDER A RESOLUTION TO AMEND THE CONSOLIDATED FEE SCHEDULE**

Finance Director Jones reviewed the proposed changes to the City's Consolidated Fee Schedule, which were identified in red in the draft resolution included in the City Council's meeting packet. Changes included:

- Credit card service fee adjustments
- Road cut fees
- Obstruction of public right of way permit
- Police Department fingerprinting services
- Charges for a police record
- Culinary water rates
- Sanitary sewer rates
- Sewer impact fees.

Council Member Swanson motioned to approve Resolution 03-2023 to amend the Consolidated Fee Schedule as presented. Council Member Dalpiaz seconded the motion.

City Manager/Attorney Call asked the Council if they are comfortable with the proposed street blockage fee proposal and the strict enforcement of such a fee. Council Member Swanson stated he is supportive of the City issuing a warning on the first offense and moving to fee issuance on the second offense. Mr. Call suggested that language be added to clarify that practice. Mayor Berube added that anyone placing any material on the street must place cones or other signage to alert drivers to the presence of the material. Mr. Call stated that will be part of the permit that is issued for a road blockage; the permittee must place signage to draw attention to the material that is blocking the signage and if they do not do so, they will be fined, and their permit will be revoked.

Council Member Swanson rescinded his initial motion.

Council Member Swanson stated he is not sure that someone should be permitted to place a pile of material in the road due to the several issues that can be created by the presence of a road blockage. Public Works Director Espinoza stated that the provisions of a road blockage permit will be very specific, and Storm Water Pollution Prevention Inspectors will be responsible to enforce the permits. Council Member Dalpiaz stated that contractors may understand the steps necessary to obtain a permit, but a regular citizen may not. Council Member Cevering agreed and wondered if the requirements that have been discussed are a bit too technical.

Council Member Ekstrom asked if someone pushing snow from their property into the street will be subject to a fine for road blockage. Mayor Berube stated that is addressed in an existing City Ordinance.

The Council concluded that more discussion of the issue is necessary and that it would be appropriate to approve all other fee amendments, but to remove the road block fee and illegal stockpiling fee from the document at this time.

Council Member Swanson motioned to approve Resolution 03-2023 to amend the Consolidated Fee Schedule, with the removal of the proposed changes to the obstruction of a public right of way permit and illegal stockpiling in a roadway until the Council and staff can have continued discussion of the two matters. Council Member Ekstrom seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Dalpias	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

8. DISCUSSION AND/OR ACTION TO CONSIDER A CREDIT CARD POLICY

Finance Director Jones explained Administration has developed a credit card policy to provide clear guidance and expectations for the employees who have access to City credit cards, purchase cards (P-cards), and gas cards. It helps to prevent misuse, fraud, and abuse of City funds. Additionally, it can ensure that expenditures are aligned with the City Budget, Purchasing Policy, and legitimate City business.

Council Member Swanson stated he is pleased with this proposal; this is the City's last option for improving its fraud assessment rating; upon adoption of this policy, the City will have the lowest fraud risk score possible for a city the size of North Ogden. He thanked the City's Audit Committee and City staff for their efforts that have helped to improve the City's status.

Council Member Dalpias motioned to approve Credit Card policy. Council Member Barker seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Dalpias	aye

Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

9. DISCUSSION AND/OR ACTION FOR AN AGREEMENT WITH WEBER HUMAN SERVICES REGARDING THE NORTHVIEW SENIOR CENTER

City Manager/Attorney Call summarized the terms of the proposed agreement, noting that Weber Human Services is working on comprehensive adjustments to their service provision programs and will be proposing an amended agreement in July of 2024. Therefore, the term of this agreement is just one year. Currently, Weber Human Services provides an employee that staffs the Senior Center and North Ogden City pays half of their salary as well as half of the costs for building maintenance and utilities. Mayor Berube added that Pleasant View makes a contribution to the Center as well. Mr. Call stated that is correct.

Council Member Ekstrom motioned to approve Agreement A05-2023 with Weber Human Services regarding the Northview Senior Center. Council Member Swanson seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

10. DISCUSSION AND/OR ACTION TO CONSIDER A LEASE AGREEMENT WITH ALL WEST COMMUNICATIONS

City Manager/Attorney Call reported this is a proposed Lease Agreement that is based on existing agreement for a similar structure on 450 East. He noted some of the items need to be determined tonight, such as the lease payment, but Administration is comfortable with the existing framework of the agreement. He used the aid of Google Earth to identify the location of the property where the structure will be located.

Mayor Berube invited input from All West Communications. Andy Thompson, All West Communications, indicated he had nothing to add to Mr. Call's presentation. He noted All West has been working for the past several months on this project and he feels the terms of the agreement are favorable to both parties.

Mayor Berube asked the Council if they would like to negotiate the rent payment this evening; Council Member Barker stated he is comfortable allowing the Mayor and Mr. Call to negotiate the rent payment with All West.

Council Member Barker motioned to approve Lease Agreement A06-2023 with All West Communications, leaving fee amount and payment details to Mayor Berube and City Manager/Attorney Call. Council Member Cevering seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

11. DISCUSSION AND/OR ACTION TO CONSIDER AN AGREEMENT WITH JONATHAN CALL AS CITY MANAGER

Mayor Berube reported the previous Employment Agreement with City Manager/Attorney Call gave the Mayor the authority to terminate the agreement and he felt that was somewhat unfair. He has suggested a change to the agreement that would allow the Mayor to suspend the City Manager, but bring the matter before the Council for a final decision and resolution on employment. He also indicated that he has changed the maturity date of the agreement to a non-election year. He added that there has been some concern about whether Mr. Call is being paid a competitive wage; he noted that he has examined Mr. Call's wage and discussed the matter with him, and Mr. Call feels that it is appropriate for his wage to be determined in the same manner as other City employees. He also summarized minor adjustments to the section of the agreement dealing with fringe benefits.

Mr. Call thanked the Council for their consideration of this agreement.

Council Member Cevering motioned to approve Agreement A07-2023 with Jonathan Call as City Manager. Council Member Swanson seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Dalpiaz	aye

Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

Council Member Swanson stated that the residents of North Ogden likely do not understand what a tremendous benefit it is to have Mr. Call serving as both the City Manager and Attorney. Most other cities must employ two individuals to serve in those capacities, and the cost of each of those positions is nearly the same as what North Ogden is paying Mr. Call. Mayor Berube agreed and noted that Mr. Call is handling the day-to-day operations of the City and he does a great job.

12. DISCUSSION AND/OR ACTION TO RECESS THE CITY COUNCIL MEETING AND CONVENE IN THE REDEVELOPMENT AGENCY (RDA)

Council Member Barker motioned to recess the City Council meeting and convene in the RDA. Council Member Cevering seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

The City Council meeting recessed at 7:53 p.m.

The RDA meeting convened at 7:53 p.m.

13. DISCUSSION AND/OR ACTION TO AMEND AN ORDINANCE ADOPTING THE RDA FISCAL YEAR 2023-2024 BUDGET TO AMEND THE HEADER OF THE ORDINANCE

City Manager/Attorney Call summarized the purpose of this item; when the final budget was adopted on June 13, 2023, it still included language indicating that the document was the tentative budget. Staff felt it appropriate to propose a 'clean-up' item to the board to correct that language.

a. Discussion and/or action to amend an Ordinance adopting the RDA Fiscal Year 2023-2024 Budget.

Committee Member Swanson motioned to approve amended Ordinance RDA 12-2023 adopting the RDA Fiscal Year 2023-2024 Budget. Committee Member Ekstrom seconded the motion.

Voting on the motion:

Committee Member Barker	aye
Committee Member Cevering	aye
Committee Member Dalpias	aye
Committee Member Ekstrom	aye
Committee Member Swanson	aye

The motion passed unanimously.

b. Discussion and/or action to adjourn the RDA meeting and convene in the regular City Council Meeting

Committee Member Barker motioned to adjourn the RDA meeting and convene in the regular City Council Meeting. Committee Member Swanson seconded the motion.

Voting on the motion:

Committee Member Barker	aye
Committee Member Cevering	aye
Committee Member Dalpias	aye
Committee Member Ekstrom	aye
Committee Member Swanson	aye

The motion passed unanimously.

The RDA meeting adjourned at 7:58 p.m.

The City Council Meeting reconvened at 7:58 p.m.

14. COUNCIL DEPARTMENT REPORTS:

a. COUNCIL MEMBER DALPIAS – BUILDING AND PLANNING

Council Member Dalpias stated that once fiscal year (FY) 2022-2023 has officially ended, he will provide a final report on Building Permit totals and all Planning Fee

revenues. He did note that building has slowed substantially over the past year, which impacted the City's budget. He added that the City Planner position is still open, and he encouraged all qualified individuals to apply.

b. COUNCIL MEMBER SWANSON – FINANCE

Council Member Swanson reported that 92 percent of the FY is completed, and General Fund revenue are at 85 percent of the budget, with General Fund expenditures at 82 percent of the budget. He presented a graph that illustrated the fluctuations in sales tax collections over the past year, noting that he is interested to see the May sales tax revenue report to gain an understanding of whether the reduced revenues in recent months are an economic indicator of the future of the economy. He noted that sales tax revenue funds a great deal of the City's budget, so this is a very important matter. He concluded by reporting that the City's Truth in Taxation hearing pertaining to a possible property tax increase will be held August 15 at 6:00 p.m. in the Senior Center. The Council discussed the information provided by Council Member Swanson regarding lagging sales tax revenues and the advertised cap of three percent for a property tax increase; they considered the option of increasing the cap to 10 percent to give the Council some flexibility to adjust the property tax rate in a way that would replace any lost sales tax revenue. Mr. Call noted that the notice regarding the consideration of the property tax increase cannot be adjusted as the final date to advertise the rate was June 22.

The Council concluded they would like to hold the Truth in Taxation Hearing on August 15, a Work Session on August 22 to discuss the matter further, and final action on the property tax rate and budget on August 29.

15. PUBLIC COMMENTS

Michelle Meyer, North Ogden resident, stated she is happy the Council is discussing the practice of residents placing unauthorized materials, such as large piles of gravel or rock, in the roadway; she was recently running at 5:30 in the morning and ran into a pile of rock that she was unable to see because it was so dark.

Nancy Tohlman, North Ogden resident, asked if the discussion of the access road in The Cove will be resolved outside of a Council Meeting or if residents need to wait for another discussion with this group. Mayor Berube stated that the Council authorized City Administration to deal with the issue outside of a Council meeting. Ms. Tohlman stated that her concern is that it seems that the City has given the owners of lot 48 the authority to make decisions about use of the road. It is concerning that the matter is being unevenly managed. Mayor Berube stated that if there is a feeling that he cannot be objective in this matter, he is willing to step aside and allow another Council Member to deal with the issue. Council Member Swanson offered to step in for the Mayor to handle the matter.

Christina Watson, North Ogden resident, stated that she has personally dealt with Mr. Call on issues she has had with the City, and he has always been great to work with. He has looked out for the future of the City, and she is grateful for his talent and wisdom.

Chris Pulver, North Ogden resident, asked if the City adjust the budget responsive to fluctuations in sales tax revenue. Mayor Berube answered yes, but noted the City can only make adjustments for the 60 days following the close of the fiscal year (FY), and it must conclude the FY with a balanced budget.

Monalisa Wald, North Ogden resident, asked what kind of feedback the City has received regarding the changes to the Cherry Days celebration and the move away from holding event on July 4. Mayor Berube noted that the City has received both positive and negative feedback. He stated that any time there is a change, there will be some disappointment, but he is pleased with the effort that private residents have put into a public event and the amount of funding they have raised so far. He encouraged the residents to support any event they are able to attend. Council Members echoed the Mayor's comment and encouraged community support of the event.

16. COUNCIL/MAYOR/STAFF COMMENTS

City Manager/Attorney Call also encouraged support of the Cherry Days celebration; he asked that the Mayor and Council make their best effort to send at least one representative to each Cherry Days event.

Council Member Cevering thanked Public Works Director Espinoza for responding to his request for signage at the top of 1050 East. He noted that he has seen several individuals riding off road vehicles and motorcycles in the area where that activity has been prohibited and he asked for enforcement from the City. He then asked if the Council's copies of the agendas can include ordinance, resolution, and contract numbers in the future. Mayor Berube answered yes.

Mayor Berube thanked the Council for their participation in a recent event recognizing Police Officers and other professionals who responded to a tragic event in the community recently.

Council Member Dalpiaz reminded the Mayor and Council that they have been invited to a groundbreaking event for the Harrisville Public Works building tomorrow at 10:00 a.m.

17. ADJOURNMENT

Council Member Cevering motioned to adjourn the meeting.

The meeting adjourned at 8:37 p.m.


S. Neal Berube, Mayor


Joyce Pierson
Deputy City Recorder

8-22-2023
Date Approved