

NORTH SALT LAKE CITY
CITY COUNCIL MEETING-WORK SESSION
SEPTEMBER 15, 2015

FINAL

Mayor Arave called the meeting to order at 6:05 p.m.

PRESENT: Mayor Len Arave
Council Member Brian Horrocks
Council Member Matt Jensen
Council Member Stan Porter
Council Member Conrad Jacobson
Council Member Ryan Mumford

STAFF PRESENT: Chief Craig Black, Police Chief ; Paul Ottoson, Public Works Director and City Engineer; Jon Rueckert, Assistant Public Works Director; David Church, City Attorney; Sherrie Christensen, Senior Planner; Linda Horrocks, Deputy Recorder; Andrea Bradford, Minutes Secretary.

OTHERS PRESENT: James Hood, resident.

1. DEPARTMENT REPORT-COMMUNITY DEVELOPMENT

Sherrie Christensen introduced herself to the Mayor and Council and said that she has been a city planner for twenty years and has worked for Utah and Morgan counties and Syracuse city. She then reported that this year there have been 86 building permits issued in Foxboro, 37 other single-family homes, one multi-family dwelling and two new commercial buildings.

Council Member Mumford asked if there were any updates on Lee's Market. Ms. Christensen replied that as far as she knew, they were working on property development plans. She gave an update on other current projects including the Highway 89 Redevelopment Area (RDA) project and the Town Center. Other projects include some proposed ordinance changes, the design and application for State permits for the canoe takeout, hiring of a consultant for the Foxboro Wetlands project, a comprehensive plan for park improvements and preservation, CDBG grant documents for low-to-middle income housing, and the Foothill development code amendments.

2. APPROVE MINUTES-SEPTEMBER 1, 2015

The City Council minutes of September 1, 2015 were reviewed and approved.

Council Member Jacobson moved to approve the work session and regular session minutes of September 1, 2015. Council Member Porter seconded the motion. The motion was approved by Council Members Horrocks, Jacobson, Porter, Jensen and Mumford.

3. ACTION ITEMS

The action items list was reviewed. Completed items were removed from the list.

Mayor Arave asked that City staff check the new retaining wall at Gary Way to make sure it meets existing ordinances.

4. COUNCIL REPORTS

Council Member Mumford reported that the Planning Commission is preparing some ordinance changes pertaining to the area currently under the building moratorium.

Council Member Jensen reported that the Eaglewood family golf tournament was a great event with 15 families participating. He also said that the 23rd Army Band performed at the Second Sunday Concert held at the golf course, and that it was well attended. The NSL Reads event will be held October 1st with local author Dan Wells speaking as well as other activities.

Council Member Porter reported on the Uniting Neighbors meeting and said that the emergency preparedness manual will be reviewed and updated on the internet.

Council Member Horrocks reported that there were three human cases of West Nile virus in Salt Lake County and that mosquito eggs cannot hatch after September 15th if it is too cold. He also stated that he needs a certificate of training for the open meetings act for the auditor of the Davis County Mosquito Abatement District.

Council Member Jacobson reported that the Youth City Council will be cleaning the off-ramp on Tuesday and requested garbage bags and safety vests from City staff. He then said that the most recent Senior Lunch Bunch had a good turnout. He also asked if City staff could trim the trees and clean up branches at Hatch Park.

Council Member Mumford commented that the Planning Commission discussed starting their meetings with a prayer and the pledge. David Church clarified public policy on praying in public and said that no public funds could be expended, that it could not be discriminatory, etc.

Council Members will review their NSL Live appointees to see who is at the end of their terms and possible replacements.

5. MAYOR'S REPORT

Mayor Arave reported that he had enrolled in the Citizen's Police Academy and that it has been a good experience. He also reported on the open house for the PCE water contamination in the area and said that as Woods Cross is facing the same situation, it would be beneficial to work together.

6. CITY ATTORNEY'S REPORT

David Church had nothing to report.

7. CITY MANAGER'S REPORT

Barry Edwards was excused.

8. ADJOURN

Mayor Arave adjourned the meeting at 6:55 p.m. to begin the regular session.

NORTH SALT LAKE CITY
CITY COUNCIL MEETING-REGULAR SESSION
SEPTEMBER 15, 2015

FINAL

Mayor Arave called the meeting to order at 7:08 p.m. Council Member Ryan Mumford offered the invocation and Sammy Wang, BSA Troop 11036, led those present in the Pledge of Allegiance.

PRESENT: Mayor Len Arave
Council Member Brian Horrocks
Council Member Matt Jensen
Council Member Stan Porter
Council Member Conrad Jacobson
Council Member Ryan Mumford

STAFF PRESENT: Barry Edwards, City Manager; Chief Craig Black, Police Chief; Paul Ottoson, Public Works Director and City Engineer; Jon Rueckert, Assistant Public Works Director; Dane Stone, Deputy Fire Chief; David Church, City Attorney; Sherrie Christensen, Senior City Planner; Linda Horrocks, Deputy Recorder; Andrea Bradford, Minutes Secretary.

OTHERS PRESENT: Tracy Gunn, Judy Fehse, Connie Bond, Jamie Clark, Mikelle Lamoureux, Jonathan Lamoureux, Noelle Lamoureux, Dale Elton, David Chipman, Jamison Weston, Giorgio Weston, Clarence Montgomery, James Hood, residents; Katie Wang, Sammy Wang, BSA Troop 11036; Dane Stone, South Davis Metro Fire.

1. CITIZEN COMMENT

Lynn Preece, 441 North 75 East, commented that last April the City sent out flyers requesting to be notified of any sidewalk problems. He said that City staff reviewed the problem sidewalk near his home and dug it up. This has made it difficult for his neighbor who is in a wheelchair and he is concerned that the sidewalk is not fixed and that the tree roots cause large bumps in the sidewalks. He also said that there is an issue with cars parked for extended periods of time with no license plates.

Paul Ottoson replied that he had reviewed the area that afternoon and agreed that the sidewalks are terrible in that area. He said that the best way to fix them is to remove the trees and redo the sidewalks. There are approximately 30 areas in the subdivision where trees have uplifted the

sidewalk. He stated that while City staff could fix this area, it may set a precedent and other residents may request that their sidewalks be fixed as well.

Sammy Wang, 491 Lynhurst Drive, commented that when the sand was removed from the nearby neighborhood park and replaced with wood chips that the sidewalk was damaged and asked if this could be fixed.

Mikelle Lamoureux, 463 Winchester Drive, reported that when the sand was replaced in the park that there was damage done including a broken ramp with exposed metal, ruts in the grass, cracked sidewalks and damage to the support footing and slide.

Mayor Arave commented that City staff will look at the damage to the park and also said that the City is looking to put sandboxes in some of the City parks as the budget allows.

2. PUBLIC HEARING ON RESOLUTION 2015-23R PROPOSING THE CREATION OF A LOCAL DISTRICT AND SERVICE AREA FOR THE PROVISION OF FIRE PROTECTION, EMERGENCY MEDICAL RESPONSE, PARAMEDIC, EMERGENCY RESPONSE SERVICES, AMBULANCE SERVICES AND RELATED SERVICES TO THE CITIES OF BOUNTIFUL, CENTERVILLE, NORTH SALT LAKE, WEST BOUNTIFUL, WOODS CROSS AND THE UNINCORPORATED AREA OF SOUTH DAVIS COUNTY AND THE TRANSFER OF THE RESPONSIBILITIES AND OPERATIONS OF THE EXISTING SOUTH DAVIS METRO FIRE AGENCY TO THE PROPOSED DISTRICT

Dane Stone, South Davis Metro Fire Agency, reported on the proposed taxing district and possible concerns. South Davis Metro Fire Agency (SDMFA) is currently in an interlocal agreement with limited ability to bond or obtain funding. This also limits the ability to refinance the current bond to a lower rate and restricts the ability to bond for any other capital improvements including repair to fire stations, etc.

The participating cities' mayors would remain on the governing board, and the cities could lower their taxes for the year until a truth in taxation hearing was held. This would also allow bonding for capital improvements.

Mayor Arave clarified that currently the SDMFA is in an interlocal agreement with the five cities in the county and that as an agency, they are unable to tax directly. The only way to raise funds for capital projects is by passing the responsibility onto the cities. If a district is formed the current bond could be refinanced to save money. He added that repairs to the fire stations have to be funded whether through a district or directly through the cities.

Mayor Arave opened the public hearing at 7:32 p.m.

Dale Elton, 602 Ridgewood-Bella Vita, commented that he learned about the proposed fire district in the newspaper and after doing research discovered that this is a good idea. He expressed concern that the current fire department is understaffed which would reduce response time. And, if staff is underpaid it may cause them to leave to work for other fire departments.

Clarence Montgomery, 310 Guinevere, commented that he is a retired police officer and said that it is a good idea for the surrounding cities to provide backup emergency services to each other. His only concern is that the budget for the City is high for emergency services and that this will create another taxing entity. He asked if this reduces property taxes to compensate for a new taxing entity. Mayor Arave replied that legally property taxes would be reduced.

Mayor Arave then read a statement regarding instructions for public hearings and said that protests must be filed within 60 days of the public hearing with a deadline of November 16, 2015. Protests must be in writing and filed with the city recorder. Protests must be filed by real estate property owners and registered voters residing within the city or unincorporated county.

David Chipman, 824 Oxford, commented that he had just moved into the City from an area with a similar fire district and that they were able to accomplish more after the district was formed due to a solid funding stream.

Mayor Arave then reread the statement regarding instructions for public hearings per State requirements.

Mayor Arave closed the public hearing at 7:44 p.m.

3. CONSIDERATION OF A PROPOSED MEMORANDUM OF UNDERSTANDING
BETWEEN THE STATE OF UTAH DEPARTMENT OF NATURAL RESOURCES
DIVISION OF FORESTRY, FIRE AND STATE LANDS AND THE CITY OF NORTH
SALT LAKE (CANOE TAKEOUT)

Sherrie Christensen reported that the proposed memorandum allows the City to be reimbursed for the purchase of land, located off Center Street, for the canoe takeout area. Once the memorandum is signed an invoice will be presented to the State for reimbursement in the amount of \$65,000. The next step will then be review of the concept plan followed by the submission of the permits for construction.

Council Member Porter moved to approve the Memorandum of Understanding between the State of Utah Department of Natural Resources Division of Forestry, Fire and State Lands and the City of North Salt Lake related to the development of a canoe take-out park along the Jordan River. Council Member Mumford seconded the motion. The motion was approved by Council Members Horrocks, Jacobson, Porter, Jensen and Mumford.

4. CONSIDERATION OF PROPOSED ADDENDUM NO. THREE TO THE CONDITIONAL USE PERMIT (CUP) AGREEMENT FOR FOXBORO AND ADDENDUM NO. SIX TO THE CUP AGREEMENT FOR FOXBORO NORTH TO ALLOW HOME OCCUPATIONS AS PERMITTED RATHER THAN CONDITIONAL USES

Sherrie Christensen reported that the development code calls for home occupations in the Foxboro neighborhoods to be considered conditional uses per the conditional use permit (CUP) agreements with Foxboro. This requires all home businesses to be processed by the Planning Commission, regardless of the type of business, in the Foxboro area even though they are permitted in other areas of the City. Staff has met with the developer of the property who does not object to making this change.

Council Member Jensen moved that the City Council approve Addendum No. Three to the Conditional Use Permit Agreement for Foxboro and Addendum No. Six to the Conditional Use Permit Agreement for Foxboro North. Council Member Mumford seconded the motion. The motion was approved by Council Members Horrocks, Jacobson, Porter, Jensen and Mumford.

5. CONSIDERATION OF RESOLUTION 2015-26R AMENDING THE PERSONNEL POLICY AND PROCEDURES MANUAL RELATING TO SICK LEAVE

Barry Edwards reported that the City has lost several employees recently, so staff has looked at different ways to retain staff and attract new employees. He explained that replacing and hiring new employees is expensive due to recruitment, training and loss of productivity. He suggested that a sick leave buyback program may incentivize employees to stay and increase productivity. The proposal would be to increase the amount an employee can convert and reduce unfunded liabilities.

Council Member Jensen asked if this would increase the labor cost to the City. Barry Edwards replied that it would be a 50% increase of what the City is currently paying on a 1/3 payout. He explained that 11 employees would qualify at 100%, 17 would qualify at 66%, 13% would qualify for 33% and 22 would not qualify under the current or proposed plan.

Council Member Horrocks recused himself of the issue as he has a conflict of interest.

Chief Black stated that this program would allow employees some control over their income. Employees would most likely take sick days only when they were actually sick. He said this may not solve all the problems but that it would help especially in short-staffed departments who really feel the strain when an employee calls in sick. He agreed that employee retention should be addressed.

Paul Ottoson said that the employees in the Public Works department are not well paid and that this would be a way to help them.

Council Member Mumford commented that the City should consider just paying a wage increase to entry level employees instead of benefiting senior level employees as well.

Council Member Jensen commented that this program would incentivize employees to come to work but may not keep them from leaving for other cities. He said the bulk of the buy-back incentive would only be available to the highest paid employees.

Barry Edwards replied that the employees with the highest amount of sick leave are not just department heads. He said that this would benefit all eligible employees.

Council Member Porter moved to adopt Resolution 2015-26R as it has been presented. Council Member Jacobson seconded the motion. The motion was approved by Council Members Jacobson, Porter and Jensen. Council Member Mumford voted in opposition to the motion. Council Member Horrocks abstained from voting.

6. ADJOURN INTO CLOSED SESSION TO DISCUSS THE CHARACTER, PROFESSIONAL COMPETENCE OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL

At 8:22 p.m. Council Member Jacobson moved to go into closed session to discuss the character, professional competence or physical or mental health of an individual. Council Member Horrocks seconded the motion. The motion was approved by Council Members Horrocks, Porter, Mumford, Jacobson and Jensen.

7. CLOSED SESSION TO DISCUSS THE CHARACTER, PROFESSIONAL COMPETENCE OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL

At 8:22 p.m. Council Member Porter moved to go out of closed session. Council Member Jensen seconded the motion. The motion was approved by Council Members Horrocks, Porter, Mumford, Jacobson and Jensen.

8. ADJOURN

Mayor Arave adjourned the meeting at 9:15 p.m.

Mayor

Secretary