

WOODS CROSS CITY COUNCIL MEETING  
OCTOBER 20, 2015

The minutes of the Woods Cross Council meeting held October 20, 2015 at 6:30 P.M. in the Woods Cross City Hall located at 1555 South 800 West, Woods Cross, Utah.

**CONDUCTING:**

Mayor Rick Earnshaw

**COUNCIL MEMBERS PRESENT:**

Rick Earnshaw, Mayor  
Tamra Dayley  
Jill Evans

David C. Hill  
James Sheldon  
Ryan Westergard

**STAFF PRESENT:**

Gary Uresk, City Administrator  
Tim Stephens, Community Development Director  
Jessica Sims, City Recorder  
Greg Butler, Chief of Police

**VISITORS:**

Patt Huttzell  
Lois Schrader  
John Wendel  
Will Knight  
Scott Barnes

Phil Holland  
Brady Lister  
Cooper Winegar  
Joseph Dresher  
Erin Sims

Don Schrader  
Gregg Dayley  
Tanner Fennemore  
Bob Stell  
Wally Larrabee

**INVOCATION:**

Rick Earnshaw

**PLEDGE OF ALLEGIANCE:**

Scouter Will Knight

**APPROVAL OF MINUTES**

The Council reviewed the minutes of the City Council meeting held October 6, 2015. After their review, Council Member Hill made a motion to approve the minutes as corrected with Council Member Dayley seconding the motion and all voted for the motion through a roll call vote.

**REVIEW OF FINANCIAL REPORT**

The City Administrator then went over the financial report for the month of September with the City Council. The City Council reviewed the City's cash position, sales and use tax report, the transient room tax report, RAP Tax, South Davis Metro Fire Agency, Water fund, Impact Fees, Garbage Fund, Tax Collection report and an executive summary of the City's funds, comparing revenues and expenditures to the budget.

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**APPROVAL OF CASH DISBURSEMENTS**

The Mayor then went over the cash disbursements with the Council for the month of October 3<sup>rd</sup>-16<sup>th</sup>, 2015. After their review, Council Member Evans made a motion to approve the cash disbursements as presented. Council Member Sheldon seconded the motion and all voted for the motion through a roll call vote.

**OPEN SESSION (BRIEF ITEMS)**

The Mayor then opened the meeting to items from those present that they would like to bring before the City Council that were brief in nature. This would be items that would take less than two or three minutes.

There were no items for the brief open session and the Mayor closed the open session.

**POLICE DEPARTMENT REPORT**

REPORT FOR SEPTEMBER 2015

**DISPATCHED CALLS**

<u>2015</u>	<u>2014</u>	<u>Yearly</u>
January-1169	January-748	2014-9495
February-1030	February-662	2013-8979
March-1065	March-761	2012-7347
April-1010	April-838	2011-6918
May-1070	May-956	2010-7167
June-1131	June-763	
July-1180	July-802	
August-1167	August-777	
Sept.-1104	September-803	
Oct.	October-734	
Nov.	November-946	
Dec.	December-873	

**ASSISTS OUTSIDE AGENCY**

<u>2015</u>	
January	223
February	142
March	106
April	118
May	143
June	178
July	156

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August 205  
September 193

ACTIVITY REPORT

- We are back to full strength with one officer coming back to work after back surgery
- Three officers are on the short hire list of depts. In the Salt Lake Valley (\$\$\$)
- Ogden PD has 30+ officers testing in the Salt Lake Valley
- Working with the Mayor and City Administrator on retention
- Staff attended the following trainings, GRAMA, TAC/BCI, Firearms, Taser, ASP Baton, Pepper Spray, Train the Trainer Fishing and EVO
- Met with Governor's staff to discuss LAP funding
- First meeting of the CPA Alumni Association (DC Sniper Case Study)
- Safety Fair at WX Elementary School
- One Scout tour

FISHING CLUB

This has been a great success with around 50 kids participating in the program and it is wrapping up with a fish fry this weekend

DRUG TAKE BACK AND SHRED DAY

We had another drug take back and shred day

LORENA'S ROBBER SEPTEMBER 29<sup>TH</sup>

We are still investigating this incident and will continue to pursue any leads

OPERATION CROSS COUNTRY

Operation Cross Country, a nationwide law enforcement action that took place last week and focused on underage victims of prostitution, has concluded with the recovery of 149 sexually exploited children and the arrests of more than 150 pimps and other individuals.

The FBI, in partnership with local, state, and federal law enforcement agencies and the National Center for Missing & Exploited Children (NCMEC), conducted the annual action—the ninth and largest such enforcement to date—as part of the Bureau's Innocence Lost National Initiative.

BANK ROBBERY

Suspect arrested in Sugar Land Texas after bank robbery and police pursuit.  
Interviewed by Detectives Hoffman & Dereta. Gave full confession to our robbery and many others across the U.S.

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- \$500,000 warrant for his arrest issued in our robbery
- Cost to send Detectives to Texas \$2,000

**USE OF FORCE**

- No uses of force in September
- Last use of force was in July
- This reflects the quality of our officers and their ability to de-escalate situations (Officer Jorgensen IHOP)

**SWAT TEAM ACTIVITY**

Assisted SLCPD on an operation

Attended Mountain States SWAT Competition and placed 6<sup>th</sup> out of 12 teams

**WOODS CROSS SCHOOL ACTIVITIES**

- 3 traffic accidents
- Thefts from girls locker room
- 2 fights
- 2 cyber bullying cases

**K-9 ACTIVITY**

- 9 deployments (6 outside agency)
- No drugs found
- Tracked Lorena's robbery suspect

**LPR HIGHLIGHTS**

- Traffic stops 44
- Citations 37
- Warrants 0
- Impounds 0

**DETECTIVE CASE LOAD**

30 Active Cases

Cases in felony screening

New Child Abuse and Neglect Report (CANR) cases

The Council thanked the police chief for his report and for the excellent work he and his officers are doing within the city.

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**PRESENTATION ON PROPOSED TOWNHOUSES AT 2375 SOUTH 800 WEST**

The Mayor gave the floor to the Community Development Director who went over the following information with the City Council:

“Phil Holland from the Wright Development Group is at tonight’s meeting to make a presentation on the apartments they were planning to build at 2375 South 800 West north of Hampton Inn. They have since reworked their proposal and are now proposing townhouses at this location.

“Given to the Council is a layout of their proposal. Mr. Holland will be at the meeting tonight to answer any questions you may have. He would like input from the Council regarding his proposal.”

Mr. Stephens noted this current proposal has not been presented to the Planning Commission yet but Mr. Holland wanted to bring it before the City Council to get their input.

Mr. Phil Holland then appeared before the City Council and reviewed the townhome concept his company was possibly proposing for the property located at 2375 South 800 West. He showed the Council what the proposed buildings for the project might look like and also what the density would be. He said they were looking at building something a little different than was proposed before and also something different than is currently available in Davis County. He said they are more neighbor friendly and look very nice.

The Council then asked Mr. Holland a few questions about the proposed project and Mr. Holland discussed the different aspects of the project with the Council.

The Council noted they had a positive overall feeling for the project. Staff also recommended to Mr. Holland that he hold an open house with the nearby neighbors for their input. It was also recommended that Mr. Holland meet with the Fire Marshall early in the planning process to make sure there is adequate space for emergency vehicle access and turn around in case of a fire or emergency situations. The Council also expressed concern over lack of guest parking in the project area.

Mr. Holland thanked the City Council for their time and input regarding this project.

**CONSIDERATION TO DESIGNATE THE SOUTH SIDE OF 1500 SOUTH FROM 800 WEST TO THE ENTRANCE TO THE CITY HALL PARKING LOT AS “NO PARKING”**

The Mayor then gave the floor to the City Administrator who went over the following information with the City Council:

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“The Police Department has brought to my attention their concerns that when cars are parked in the location of 1500 South from 800 West to the entrance of the city hall and anyone pulling out of the city hall parking lot has a difficult time seeing traffic coming around the corner of 800 West. All of us at one time or another has experienced this problem. I recommend designating this area as “no parking” for safety purposes.”

The City Council discussed why this would be important as there is limited vision when a car is parked in the area and someone is trying to pull out of the parking lot to turn left. Council Member Dayley said she did not feel like they had to make the whole area no parking but if there was no parking for the length of a car or a car and a half that should take care of the problem. She also mentioned there was the church across the street that might also have similar issues. Council Member Hill said there was not as much traffic at the church during the week and that is when the traffic is heaviest in the area which causes the problems at the city hall parking lot. It was also mentioned there are other accesses from the church parking lot that could be used so it was not necessary to make a no parking area on the street near the church.

Council Member Evans made a motion to designate the south side of 1500 south from 800 West to the entrance to the city hall parking lot as “no parking”. All voted for the motion through a roll call vote except Council Member Dayley who voted nay. The motion carried by a vote of 4-1.

**DISCUSSION ON PROPOSED CHANGE TO LANDSCAPING AGREEMENT WITH JARDINE PETROLEUM**

The City Administrator continued with the floor and reviewed the following with the City Council:

“In 1992, the City entered into a landscape agreement with Jardine Petroleum in which the City agreed to maintain the landscaping in front of their property on 800 West. Given to the Council is the agreement which includes a map showing the area we agreed to provide the landscaping maintenance. This has been a very difficult area to maintain and the Public Works Director would like to get us out of the maintenance of this area. In discussions with Jardine Petroleum, they have agreed to take over the maintenance of the landscaping of this area if we pay 75% of the cost of the new landscaping. The cost of the new landscaping would be \$23,698 with 75% being a little less than \$18,000.

“In the long run, it would be in our benefit not having to maintain this area. We can discuss the pros and cons of doing this and if the Council gives us direction to move ahead, we will draft up an agreement that will void out the 1992 maintenance agreement in consideration of our payment towards the landscaping improvements.”

The Council discussed the proposal and suggested to counter the offer with Jardine with a shared 50% for the landscaping costs and would like to put language in the new agreement with Jardine, that will void the 1992 agreement, to require Jardine to maintain the new landscaping.

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**SAFETY ACCOUNTABILITY REPORT**

The City Administrator noted there were no incidents for the month of September. He said we are up to nearly 300 days since our last reportable accident and 440 days since our last lost time accident. He said he felt the safety program is doing well.

This concluded his report.

**OPEN SESSION**

The Mayor then opened the meeting to the public regarding items they would like to bring before the City Council.

Mr. Don Schrader came before the Council and asked what was going on with the home on 800 West with the perpetual garage sale. It was noted there was television show that was helping the people clean up the home. Mr. Schrader noted there has been a lot of activity going on there the past week. It was also noted it would be a good thing to see this family helped and to be able to remove some of the unwanted items from the home.

Council Member Westergard said there was a garbage truck coming into the church parking lot near his home at 4:15 A.M. every Tuesday morning. He asked if the staff to look into the matter to see if the truck might be able to come a little later as to not disturb the nearby neighbors who might be sleeping. Staff said they would look into the matter and see if they can get it resolved.

Council Member Westergard also complimented the way the formatting had been changed for the Meet the Candidate Night. There was some mention of a few complaints that questions could not be asked directly, but it was also noted that people who did have complaints or questions could contact the candidates directly.

**WASATCH INTEGRATED WASTE REPORT**

There was no report for tonight's meeting.

**MOSQUITO ABATEMENT REPORT**

There was no report for tonight's meeting.

**SOUTH DAVIS METRO FIRE AGENCY REPORT**

The Mayor noted the board meeting for the South Davis Metro Fire Agency was held October 19<sup>th</sup> and they went over their by-laws and resolutions. He said there have been no complaints or problems with any of the wording, which he felt was very positive. It was also noted there were a few questions and issues from some of the other cities and the county regarding the formation of the fire district that are still being worked out. The Mayor said the city's resolution would be

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presented to the Council November 17<sup>th</sup> and the City Administrator will forward the by-law documents to the Council for their review.

**SOUTH DAVIS RECREATION DISTRICT REPORT**

The Mayor said at their most recent meeting they went over the 2016 budget. He said that membership numbers were dropping because of 10 new gyms opening in our area and it is taking singles and couples memberships away from the recreation center. He said there is a shortage in income so they will not be funding the reserve fund for future repairs because they do have enough in that fund at the present time. He also said there may be a rate increase in the future.

**MAYOR'S REPORT**

The Mayor thanked everyone for coming and supporting the pumpkins in the park activity. He said there were 450-500 people who came. He also said the rain had stopped before the event started which was nice.

He also reported the Christmas celebrations are being proposed to combine Santa Around Town and the tree lighting ceremony which would be the Monday night after Thanksgiving, November 30<sup>th</sup>, about 6:00 P.M. at Hogan Park. The Mayor also mentioned they may have a route for Santa to ride on a fire truck around the town which will take a designated route and then Santa would go back to the bowery to meet the children. The Mayor said the Grinch will be at the tree lighting ceremony and the program will be headed up by the Community of Promise committee. The Mayor also told the Council that the Bag the candy night will be held Wednesday November 18<sup>th</sup> at 6:00 P.M.

**CITY ADMINISTRATOR'S REPORT**

The City Administrator reported on the following to the City Council:

**1. Odyssey Elementary crossing guard**

“Megan Hennessy, who was at the last Council meeting, is pursuing getting volunteer crossing guards for the crosswalk on 1950 south. She intends to have the crossing guards stop traffic. A crossing guard at 1950 south is only needed to help school children determine when it is safe and not safe to cross the street. Neither amount of speed of traffic justifies stopping the traffic on the street for the children to cross since there are ample gaps in the traffic.

“Principal Corwin is also concerned that Megan is pursuing this approach. I am taking the position that the city will not support putting a crossing guard to stop traffic since it is unnecessary. I am meeting with her Tuesday and if she wants to continue with her proposal to put a crossing guard at that location and have them stop traffic I will set up a meeting with Megan and the School District to discuss what is appropriate for this location.

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The City Administrator said he talked with Ms. Hennessy and said they could provide vests but it was suggested the traffic not be stopped because there was sufficient time in between cars for the children to get across the street. The Council also talked about stressing education and teaching the children how to cross the street properly and the City Administrator said they would move forward in that direction.

**2. Valentine Estates Storm Water Issues**

“A number of residents’ homes in Valentine Estates have been flooded over the last couple of years and they are in the process of filing a lawsuit against Candlelight Homes (Nate Shipp) for the damages. Nate in turn is placing the blame on our storm water system that is being blocked by the Legacy Parkway. When the Legacy Parkway was built, the storm drain pipes were lowered to meet the grade of the parkway. The lowered pipes do not allow the water to run freely into the wilderness preserve area. This problem has been compounded by North Salt Lake draining water from Foxborough into our drainage system.

“We are looking at some solutions to this problem and feel North Salt Lake and UDOT need to be part of whatever solution is determined to be the most effective. I will keep you apprised as we work through these issues.”

**ADJOURNMENT**

There being no further business before the City Council, Council Member Evans made a motion to adjourn the meeting at 8:05 P.M. with Council Member Westergard seconding the motion and all voted for the motion through a roll call vote.

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Rick Earnshaw, Mayor

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Jessica Sims, City Recorder