

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF PLEASANT VIEW CITY, UTAH**

June 14, 2016

The public meeting was held in the city office at 520 West Elberta Dr. in Pleasant View, Utah, commencing at 6:00 P.M.

MAYOR: Toby Mileski

COUNCILMEMBERS: Scott Boehme
Jerry Burns
Steve Gibson
Boyd Hansen
Sara Urry

STAFF: Melinda Greenwood Laurie Hellstrom
Valerie Claussen Ryon Hadley
Stetson Talbot

VISITORS: Tyler Horton Scott Paxman, WBWCD
Fred Brown Marilyn Brown
Lori Berrett Gage Arnold
Carson Edmunds Andy Mcradle
Debra Call Janna Vail
Clayton Berrett Brendan Green
Luke Green Jeff Hill
Michael Horton Jeff Parker

Pledge of Allegiance: Jerry Burns

Opening Prayer, Reading or Expression of Thought: Jerry Burns

Comments/Questions for the Mayor & Council for items not on the agenda.

Tyler Horton (Boy Scout): I have raised over \$1,800 plus for my Eagle Scout service project for benches at the park. Jay Palmer will coordinate with Tyler on this project.

Consent Items:

Motion was made by CM Gibson to approve the consent items (minutes of June 24, 2016 (joint meeting and regular meeting), the bills of Pleasant View City, the amended plat for Deer Crest, Ph 1, 2nd Amendment, for the purposes of re-subdividing Lot 45 of Deer Crest Phase 1 (TIN: 16-314-0001) into two lots, Lot 14 and Lot 15, as it was originally platted, and the adequacy determination for the Station at Pleasant View, Phase 3, a multi-family residential development of 128 units, located at approximately 2900 North Highway 89 (TIN: 19-016-0023). 2nd by CM Burns. Voting aye: CM Boehme, CM Burns, CM Gibson, CM Hansen, and CM Urry. Motion passed 5-0.

1. Discussion and approval of amendments made to the previously approved Memorandum of Understanding between Pleasant View City, Weber Basin Water Conservancy District and Bona Vista Water Improvement District for the purposes of a culinary water connection and use of water from the North Weber Well. (Presenter: Melinda Greenwood).

Melinda Greenwood: the MOU was approved in April. There have been changes since then. A storage tank is needed for full storage of the water requested and paid for. It is also to be completed within three years.

Motion was made by CM Gibson to approve the Memorandum of Understanding (MOU) between Pleasant View City, Weber Basin Water Conservancy District and Bona Vista Water Improvement District for the purposes of a culinary water connection and use of water from the North Weber Well. 2nd by CM Hansen. Voting aye: CM Boehme, CM Burns, CM Gibson, CM Hansen, and CM Urry. Motion passed 5-0.

2. Proclamation of Pleasant View City's Support of Local First Utah's Independents Week, July 1-7, 2016. (Presenter: Mayor Mileski).

Mayor Mileski will sign the proclamation supporting Local First Utah's Independents Week.

3. Discussion and consideration of creating an Urban Deer Management Plan. (Presenter: Mayor Mileski)

Mayor Mileski: calls are increasing over the deer. They are eating gardens, etc. The city can adopt the urban rule and we issue tags for the deer. Melinda Greenwood: we would have to create a plan. CM Boehme: the city would take over tags, hunting, and regulating hunting? CM Hansen: an injured deer could end up in someone else's yard which is not right. CM Boehme: there could be stray arrows. Melinda Greenwood: they would be difficult to shoot with homes nearby. Mayor Mileski: we could have a sniper come out and take care of them. CM Boehme: they advertise 'Deer B Gone' a products that can be sprayed on plants to keep the deer away. CM Hansen: what is the ratio of complaints? Mayor Mileski: 10 calls since winter. CM Boehme: we can set the discussion. Mayor Mileski: I will get all the details.

4. Public Hearing continued from May 24, 2016 – consider possible action to adopt the 2016-2017 fiscal year budget.

Motion was made by CM Boehme to continue the public hearing to adopt the 2016-2017 fiscal year budget. 2nd by CM Burns. Voting aye: CM Boehme, CM Burns, CM Gibson, CM Hansen, and CM Urry. Motion passed 5-0.

Mayor Mileski asked for comments from the public. None were given.

Motion was made by CM Burns to close the public hearing to adopt the 2016-2017 fiscal year budget. 2nd by CM Boehme. Voting aye: CM Boehme, CM Burns, CM Gibson, CM Hansen, and CM Urry. Motion passed 5-0.

CM Boehme: there are no fee increases? Melinda Greenwood: no, but there will have to be increases sometime. Mayor Mileski: not this year.

Motion was made by CM Boehme to adopt the 2016-2017 fiscal year budget (Resolution 2016-K). 2nd by CM Gibson. Roll call vote. Voting aye: CM Boehme, CM Burns, CM Gibson, CM Hansen, and CM Urry. Motion passed 5-0.

5. Public Hearing continued from May 24, 2016 – consider possible action to amend the 2015-2016 fiscal year budget.

Motion was made by CM Boehme to continue the public hearing to amend the 2015-2016 fiscal year budget. 2nd by CM Burns. Voting aye: CM Boehme, CM Burns, CM Gibson, CM Hansen, and CM Urry. Motion passed 5-0.

Mayor Mileski asked for comments from the public. None were given.

Motion was made by CM Boehme to close the public hearing to amend the 2015-2016 fiscal year budget. 2nd by CM Gibson. Voting aye: CM Boehme, CM Burns, CM Gibson, CM Hansen, and CM Urry. Motion passed 5-0.

Motion was made by CM Boehme to amend the 2015-2016 fiscal year budget (Resolution 2016-L). 2nd by CM Gibson. Roll call vote. Voting aye: CM Boehme, CM Burns, CM Gibson, CM Hansen, and CM Urry. Motion passed 5-0.

6. Public Hearing, discussion, and possible action on the adoption of an ordinance which would abandon an approximately 50 foot right-of-way recorded with Weber County Recorder on September 5, 1923, which is predominately located between 10 feet and 400 feet north of 2700 North, between 350 West and 750 West. (Presenter: Valerie Claussen)

Motion was made by CM Boehme to go into a public hearing to consider possible action on the adoption of an ordinance which would abandon an approximately 50 foot right-of-way recorded with Weber County Recorder on September 5, 1923, which is predominately located between 10 feet and 400 feet north of 2700 North, between 350 West and 750 West. 2nd by CM Hansen. Voting aye: CM Boehme, CM Burns, CM Gibson, CM Hansen, and CM Urry. Motion passed 5-0.

Valerie Claussen: the right-of-way has been there since 1923. It is a band thru properties. It is no longer necessary. Mayor Mileski asked for comments from the public. Jeff Parker: for the records it is 1923.

Motion was made by CM Boehme to end the public hearing. 2nd by CM Gibson. Voting aye: CM Boehme, CM Burns, CM Gibson, CM Hansen, and CM Urry. Motion passed 5-0.

Motion was made by CM Boehme to adopt Ordinance 2016-2, an ordinance which would abandon an approximately 50 foot right-of-way recorded with Weber County Recorder on September 5, 1923, which is predominately located between 10 feet and 400 feet north of 2700 North, between 350 West and 750 West. 2nd by CM Burns. Roll call vote. Voting aye: CM Boehme, CM Burns, CM Gibson, CM Hansen, and CM Urry. Motion passed 5-0.

7. Discussion and possible action on the adoption of a resolution for the acceptance of the 2700 North Corridor Specific Area Plan. (Presenter: Valerie Claussen)

Valerie Claussen: the city received the grant from WFRC for the 2700 N Corridor Plan. Mayor Mileski: node 2 is just an idea and maybe there will be more

office and commercial. CM Boehme: I thought we agreed that we wanted commercial along 2700 N. CM Urry: I am concerned with mixed residential and apartments. Valerie Claussen: yes, there will be residential in general. The planning commission also had concerns with any residential. Mayor Mileski: it works for 25th Street. CM Boehme: that is what we thought before and our ordinances were not written that way. Valerie Claussen: we are seeing more horizontal development than vertical out there. CM Burns: can we work with those locations? Valerie Claussen: there will be different layer in the ordinance which is our Form Base Code. It will implement a mix use is better though it will always be a battle. CM Boehme: the ordinance needs to have teeth in there. We need that commercial. Commercial can come with a residential component but it must have the commercial. CM Urry: what is the next step? Valerie Claussen: the Form Base Code. CM Gibson: what happened with UDOT and 1700 W? Valerie Claussen: it is not permitted to go further east. CM Gibson: is the vision and plan different? Valerie Claussen: it is the same. CM Gibson: is this locking us into something? CM Boehme: we can deviate from it at any time. CM Burns: it is a target on the wall for us to try to hit. Valerie Claussen: this doesn't have teeth. Mayor Mileski: the next step is to take this and write it into code.

Motion was made by CM Boehme to approve the 2700 North Corridor Specific Area Plan (Resolution 2016-M). 2nd by CM Hansen. Roll call vote. Voting aye: CM Boehme, CM Burns, CM Gibson, CM Hansen, and CM Urry. Motion passed 5-0.

8. Approval of a Local Transportation Funding Agreement by and between Weber County and Pleasant View City for 2550 N Road Improvements in the amount of \$162,825 for construction and \$68,553 for right-of-way acquisitions. (Presenter: Melinda Greenwood)

Melinda Greenwood this is the final agreement from WACOG for funds. This is for the northside of the street. We will take these funds as far as we can go.

Motion was made by CM Boehme to approve the Local Transportation Funding Agreement by and between Weber County and Pleasant View City for 2550 N Road Improvements in the amount of \$162,825 for construction and \$68,553 for right-of-way acquisitions. 2nd by CM Burns. Voting aye: CM Boehme, CM Burns, CM Gibson, CM Hansen, and CM Urry. Motion passed 5-0.

9. Discussion on determining a process for purchasing right-of-way acquisition and purchasing property needed for city projects. (Presenter: Melinda Greenwood).

Melinda Greenwood: I have been asking other cities how they accomplish acquisitions. My thought was to have resolution giving the mayor and myself authority to sign purchases within set parameters to streamline things. CM Boehme: as long as it is limited to a project. CM Burns: and with parameters.

10. Discussion and possible approval of a contract for a prosecuting attorney (Presenter: Melinda Greenwood).

Melinda Greenwood: Gary Heward is retiring after 28 years as the city's prosecuting attorney. There were 3 candidates. We are asking for the approval

to contract with Gage Arnold as the city's acting prosecuting attorney. The contract will be at Gary Heward's same rate of pay, with a three year term and two additional years for a total of five years. There will be a compensation increase component in the contract at the same average increase being given to employees.

Motion was made by CM Boehme to approve the contract with Gabe Arnold as the city's prosecuting attorney. 2nd by CM Urry. Voting aye: CM Boehme, CM Burns, CM Gibson, CM Hansen, and CM Urry. Motion passed 5-0.

11. Closed session for city administrator personnel evaluation and discussion of character and professional competence of an individual.

Motion was made by CM Boehme to go into the closed meeting to discuss the character and professional competence of an individual. 2nd by CM Burns. Roll call vote. Voting aye: CM Boehme, CM Burns, CM Gibson, CM Hansen, and CM Urry. Motion passed 5-0.

Mayor Mileski signed a sworn statement affirming the reason for the closed meeting was to discuss the character and professional competence of an individual.

Motion was made by CM Boehme to end the closed meeting. 2nd by CM Burns. Voting aye: CM Boehme, CM Burns, CM Gibson, CM Hansen, and CM Urry. Motion passed 5-0.

12. Action from the closed meeting.

Motion was made by CM Boehme to negotiate with Melinda Greenwood at a \$3,500 pay increase with a one year extension. 2nd by CM Burns. Voting aye: CM Boehme, CM Burns, CM Gibson, CM Hansen, and CM Urry. Motion passed 5-0.

Other Business:

Founder Day updates were given.

Melinda Greenwood: I give my deposition tomorrow. The summary judgement is schedule in September and we will try to close the case. If there are hearings they will start in December/January. Alder Creek is finished with the scrubbing/swabbing and the next steps will be discussed. Jessie Creek has been offline for four weeks. Tyson Jackson is getting the cost to pull the pump. He thinks it happened at the time of the lighting strike. Open enrollment was last week. There is a link to upload the KSL's 'Beyond the Badge' story on Brady Benson and rescuing a dog.

Mayor Mileski: gave an update on the library. I received a call from a youth city council parent asking about offering scholarships from the city. CM Boehme: that is not a property use of tax payer's money. Mayor Mileski: I thought about having a youth city councilmember help run part of our meetings. Melinda Greenwood: they could also sit in court.

Adjournment: 8:43 PM