

## KAYSVILLE CITY COUNCIL

### Meeting Minutes

Sept 1, 2016

Minutes of a regular meeting of the Kaysville City Council held Thursday, Sept 1, 2016 at 7:00 p.m. in the City Council Chambers of the Kaysville City Municipal Center.

Council Members present: Mayor Steve Hiatt, Council Member Snell, Council Member Page, Council Member Adams and Council Member Garn.

Excused: Council Member Lee.

Others present: City Manager Shayne Scott, City Engineer Andy Thompson, Zoning Administrator Lyle Gibson, City Recorder Maria Devereux, Parks Director Cole Stephens, Police Chief Oberg, Margaret Brough, Darrell McKinnon, Dianna Barton, Caleb Weeks, Micheal Rawlings, Seth Ellington, Preston Benoit, Cade Bradshaw, Ryan Wilko, John McCleary, Emma West, Katie Witt, Addie Bradley, Dean Walt, Kevin Burton, Angela Fife, Bentley Fife, David Wright, Vickie Wright, Chloe Wright, Amy Gardner, Brett Harmann, Brigg Lewis, Justin Brimhall, Andrew Thaxton, George Snell, Allan Wursten, Tammy Wursten, and Larry Moon.

### **VOLUNTEER OF THE MONTH**

Council Member Snell recognized Jason Thaxton and Lance Thaxton as volunteers of the month. He explained that both Jason and Lance reside with their families in Kaysville and that they have been coaching sports teams for basketball, soccer, baseball and softball in Kaysville for the past few years. He praised their involvement and dedication in support of City activities.

### **KAYSVILLE YOUTH COURT MEMBERSHIP OATH CEREMONY**

Kim Smith provided an overall history of the Kaysville City Youth Court. She explained that the Kaysville Youth court was developed by concerned youth at Davis High School working in cooperation with the Kaysville City Council and Mayors Office, Kaysville Police Department, Davis High School, Kaysville Junior High School, Fairfield Junior High School, Centennial Junior High school and concerned citizens of Kaysville City. She noted that it had been in operation since 2000.

Wendy Bennett expressed their appreciation of Council Member Garn, Officer Benoit, and Chief Oberg. She introduced the Youth Court and noted that eight boys and fourteen girls serve as judges, mentors, bailiffs and clerks. The Youth Court members are Davis Clark, Anthony Coombs, Hannah Coombs, Sara Cutright (President), Anna Dayton (Secretary), Bentley Fife, Kate Gardiner, Jace Harris, Ryleigh Hertzberg, Parker Hull, Kelsie Kinikini, Ryan Lindberg, Nathan Miller, Paige Preece, Sydnee Rayl, Carson Robb, Isaac Shaner (Vice President), Louisa Twitchell, Madison Wilko, Chloe Wright, and Hannah Stevenson.

Mayor Hiatt congratulated the Youth Court and noted that the group represents the best of the best, representatives with strong character, trusted, and able to demonstrate reliability and confidentiality in regard to delicate matters. Mayor Hiatt expressed his appreciation to the Kaysville City Police Department, and to the Davis High School Administration for their

support. Youth Court Members were sworn in taking an oath to carry out duties as official members of the 2016-2017 Kaysville Youth Court.

Mayor Hiatt noted that Council Member Garn is the liaison for the Youth Court and expressed his appreciation for his service.

### **CALL TO THE PUBLIC**

Luis Kemeny, Equestrian Estates resident, noted that he has had many discussions with Andy Thompson, City Engineer but as of yet, the drainage pipe is not in place. He explained that April 21<sup>st</sup> the City approved the project and is frustrated that there has been no implementation. He asked for an immediate resolution.

John McCleary noted that there were 146 cars this year at the 'Cold Cones Cool Cars' Car Show and explained that it was an all-day affair. He expressed appreciation for Cole Stephens, Parks and Recreation Superintendent and complimented his efforts. He noted that the car show has been thriving for 13 years and was enjoyed by all that were able to attend.

Roger Butterfield asked if the City will research improvements made to former Council Member Ron Stephens property, paid for by the City. He stated that he would like to be informed at the next City Council meeting and asked the Mayor to have it reviewed.

Ron Zollinger noted that he has been commended for the beautification of the city. He commended the Council on behalf of the Yard and Garden Committee.

Addie Bradley explained that that no-parking signs should be left up even though they cannot always be enforced. She noted that she is concerned for the safety of her children.

Emma West stated that she has lived here since 1997 and appreciates the no-parking signs. She explained that her home has always been surrounded by cars and the no-parking signs have resolved issues.

Brigg Lewis asked if the invoice, for approximately \$5879.00, for the repair of the fire truck has to be paid by Council Member Adams or can be paid by anyone. He noted that the credit card statements should be reviewed.

Kate Hart stated that parking may be a concern at Barnes Park if Pickleball participation increases. She suggested the planning commission review parking options. Kate Hart also suggested the City Council draft an entirely new Code of Conduct policy and allow the public another 30 days to make comments.

Andy Thompson noted that the delay to the Equestrian Estates drainage project is the process of bidding, procurement and timing. He noted that he cannot commit to a specific timeline since the bidding process is not exact.

Mayor Hiatt suggested that Mr. Kemeny coordinate with Andy Thompson to see what can be done to expedite the resolution of drainage issues on the Equestrian Estates properties.

Mayor Hiatt stated that he is open to State Auditors reviewing any financial matter within the City.

**PICKLEBALL COURT UPDATE.**

Cole Stephens, Parks and Recreation Supervisor, stated that as of April 21<sup>st</sup> volunteers have raised over \$98,000. He commended Tammy Wursten and her team of volunteers for their efforts and hard work. He noted that a new parking lot has been installed at Barnes Park and that parking is available to the public on off-hours and weekends. He explained that the current drawing was for eight courts with possible space for more. He noted that they are seeking support from the city.

Tammy Wursten explained that they have almost reached their goal of \$100,000 and have secured materials and services at cost, as suggested by Council Member Adams.

Mayor Hiatt commended their efforts and noted that he is impressed with the funds raised thus far. He asked the cost differences for eight versus twelve courts.

Cole Stephens noted that Pickleball Courts are an unbudgeted item within the Parks and Recreation Department and asked for clarification of support the City is willing to give, in order to move forward. He noted that excavation and the possibility of using City stockpiled road base may help in bringing costs down. He noted that City staff can install sprinkler systems and landscaping. He deferred to the City Manager for budget and funding.

City Manager Shayne Scott noted that it would be helpful to know more about the overall cost and the cost to the City.

Larry Moon explained that 12 courts is the right amount for the community. He noted that walkways add approx. 10% more but stated they are beneficial. He noted that good lighting is important as well and that the courts would be used more with proper lighting.

Cole Stephens noted that adding a restroom at Barnes Park is necessary and is their priority at this time. However, he noted that a bid would give the City Council a true cost of the project.

Council Member Adams stated that the City hold firm to the 50/50 match on the 8 courts and the commitment the City Council made. He offered his assistance in helping to find other companies to donate services, at cost. He stated there should be a cap on the amount given by the City due to the difference in the number of courts, eight versus twelve, and noted that he is reluctant to commit to a City match of more than \$100,000.

Council Member Snell made a motion to direct staff to proceed with the design of Pickleball courts, eight or twelve courts, with a City match of up to \$125,000, second by Council Member Garn.

The vote on the motion was as follows:

Council Member Snell, Yea  
Council Member Page, Yea  
Council Member Adams, Nay

Council Member Garn, Yea  
Council Member Lee, Excused

Motion passes three to one.

### **NO PARKING SIGNS AROUND DAVIS HIGH SCHOOL**

Police Chief Sol Oberg addressed no-parking signs around Davis High School. He explained that the problem has been that as the school has grown, and vehicles parked in front of homes have become more prevalent. He noted that enforcement is hard to implement and that parking violations are an ongoing issue. He explained that safety has become an issue as well. He noted that tools have been used to educate and enforce matters in regard to parking issues. He asked direction from the City Council.

Mayor Hiatt reopened call to the public in regard to the no-parking signs.

Mary Prigmore-Winegar stated that she lives in an older neighborhood near the school. She suggested the City leave the no-parking signs up. She stated that the signs curb other issues such as speeding, littering, smoking, and more.

John McCleary noted that he has many concerns regarding this parking issue. He noted that most of the time, the no-parking signs work. He suggested that the police enforce parking at the beginning of the year and bring parking matters to the Youth Court.

Judith Stockdale noted that her home is located next to Davis High School. She stated that she has talked to Mayor Hiatt and the Resource Officers and has lost confidence that something will be done. She stated that she has tried to place cones in the road to block cars and worries about backing out of her driveway. She asked that something be done and to enforce the no-parking signs if they are up.

Ruston Jessen stated that no-parking signs work well. He explained that putting a note on the windshield has helped resolve parking issues. He noted that most teenagers are respectful. He noted that no-parking signs are good to have and feels that further education could resolve issues.

Brooklyn Gallagher stated that she is advocating for students and that it is hard to find parking near the school in the morning.

Robert Winegar explained that when the law was originally passed and signs were put up, the City issued certificates that were placed on vehicle dashboards to allow them to park in front of their homes. He noted that enforcement of illegal parking would help resolve the issues.

Ron Zollinger noted that his backyard abuts the high school auditorium. He noted that cities have a right to monitor where people can park. He feels the students need to abide by the signs and be responsible.

Richard Swanson, Principal of Davis High School, stated that he represents the students and noted that the student body will continue to grow and that his main concern is their safety. He stated that they will still talk to students about blocking driveways, and parking issues with or without signs. He noted that the safety of students is the main concern.

Diane Barton, Davis High Community Council, stated that the Community Council has tried to find different solutions. She noted that Kaysville City has a rapidly growing community and feels the community needs to adapt to changes and growth. She feels that the City and community need to come up with solutions that benefit both sides.

Sarah Cutright, student, stated that she is in favor of adding parking lines and feels that parking lines would be beneficial to students and homeowners alike.

Allison Frasier stated that they have had seven children that have attended Davis High School. She noted that the community will continue to grow and feels that safety needs to be the highest priority.

Diana Anderson, Community Council, explained that Davis High School students are active and involved and because of this they are coming and going at different times. She noted that she is concerned with the safety of the students.

Dean Wall explained that he is discouraged with kids parking on his property and feels that students have been disrespectful. He stated that violators should be ticketed if they don't follow the rules.

Mayor Hiatt noted that both sides may not have had the opportunity to talk to each other. He asked if with assistance from a Council Member, if those on opposing sides would be willing to discuss this matter.

Council Member Garn noted that all concerns are valid. He stated that many of the suggestions made may work. He suggested that more parking would alleviate the parking issues.

Council Member Page stated that no-parking during school hours except with permit would work, if enforced. He suggested issuing permits in order to help with parking.

Council Member Adams explained that he is in favor of painted lines for more structured parking.

Council Member Snell noted that the numbers of students may change with new high school. He proposed that that neighbors and the Community Council come together to find a solution. Council Member Snell noted that he and Council Member Garn are willing to work with the Community Council and neighbors to find solution. He stated that he is not in favor of taking down signs at this time.

Richard Swanson, Principal of Davis High School noted that there are currently 770 parking spaces and almost 2,800 students. He explained that sophomores aren't allowed parking lot

passes even if they get their licenses during the year. He noted that when the new high school in Farmington is open, it could draw away nearly 1,000 students, but still leave the school short of adequate parking.

Council Member Snell made a motion to table the item and for he and Council Member Garn to meet with the Community Council and the neighborhood to see if a resolution can be found, second by Council Member Garn.

Mayor Hiatt stated that the points of contact for this matter will be Mr. Swanson, Mr. Law, Council Member Garn and Council Member Snell.

The vote on the motion was as follows:

Council Member Snell, Yea  
Council Member Page, Yea  
Council Member Adams, Yea  
Council Member Garn, Yea  
Council Member Lee, Excused.

The motion passed unanimously.

### **UPDATE ON CODE OF ETHICS AND CONDUCT FOR ELECTED AND APPOINTED OFFICIALS**

Council Member Garn noted that the Council is looking for a Code of Conduct that is not perceived as too prohibitive and is based upon principals. He noted the importance of having a solid document. He suggested drafting a new document with the ability to hear public comment.

Mayor Hiatt noted that the draft Code of Conduct that has been under review, has received many comments concerned that the document was too specific. He suggested that City Manager coordinate the drafting of a new version based upon principals and best practices.

Council Member Adams made a motion to direct Shayne Scott to compile and draft a new version of the Code of Conduct, second by Council Member Page.

The vote on the motion was as follows:

Council Member Snell, Yea  
Council Member Page, Yea  
Council Member Adams, Yea  
Council Member Garn, Yea  
Council Member Lee, Excused

The motion passed unanimously.

**AGREEMENT WITH CGI COMMUNICATIONS FOR VIDEO PRODUCTION**

City Manager Shayne Scott noted that this partnership is an asset to our IT Department. He explained that CGI Communications is able to produce online videos to highlight our Kaysville community. He noted that there is no cost to the City for this venture and that other local communities are participating.

Council Member Adams made a motion to approve the Agreement with CGI Communications for video production, second by Council Member Snell.

The vote on the motion was as follows:

Council Member Snell, Yea  
 Council Member Page, Yea  
 Council Member Adams, Yea  
 Council Member Garn, Yea  
 Council Member Lee, Excused

The motion passed unanimously.

**AMENDMENT TO THE INTERLOCAL COOPERATION AGREEMENT – CDBG  
 KAYSVILLE AND DAVIS COUNTY**

Mayor Hiatt noted that if the City wants to have a part of the Community Development Block Grant (CDBG) Program, the City has to sign the amended CDBG Agreement and submit it to the Davis County Auditor's Office before the next Council meeting.

City Manager Shayne Scott noted that the resolution needed to be approved separately.

Council member Snell made a motion to approve the Resolution for the CDBG Program, second by Council Member Page.

The vote on the motion was as follows:

Council Member Snell, Yea  
 Council Member Page, Yea  
 Council Member Adams, Yea  
 Council Member Garn, Yea  
 Council Member Lee, Excused

The motion passed unanimously.

Council Member Snell made a motion to approve and adopt the amended CDBG Agreement, second by Council Member Page.

The vote on the motion was as follows:

Council Member Snell, Yea  
 Council Member Page, Yea  
 Council Member Adams, Yea  
 Council Member Garn, Yea  
 Council Member Lee, Excused

The motion passed unanimously.

### **COUNCIL MEMBER REPORTS**

Council Member Snell proposed having an ad hoc Pioneer Park Design Committee to determine the long term plan for the park. He noted that the committee would include City Council members, City staff, and community members. He noted that applications should be available within the next few weeks.

Cole Stephens stated that an application should be submitted and that the committee be open and inclusive.

Shayne Scott, City Manager, noted that the Library Committee consists of 13 people and consists of a diverse group of interested parties. He noted that the committee will meet once or twice a month, and provide direction for the use of the old Library building.

Mayor Hiatt noted that the City has been given Federal funds toward long range traffic planning to improve the 200 North Angel St. Intersection project. He noted that with coordination from the Wasatch Front Regional Council (WFRC) they have discussed ways to expedite the project.

Andy Thompson noted that he received a call from Ben Wuthrich (WFRC) and has set up a meeting next week to meet and discuss other options.

### **MINUTES**

Mayor Hiatt asked for a motion to approve the Minutes for August 18, 2016.

Maria Devereux, City Recorder, received an email with a request to amend minutes of August 18<sup>th</sup> with the following change in regard to Call of the Public: 'David Robinson distributed a handout entitled Assessment Report – Liability Exposure and a Need for Mitigation, to establish the Report and its recommendations on the record. He requested that the Council consider this Report in combination with the State Auditors Report currently before the Council.'

Council Member Snell made a motion to approve the Minutes for August 18, 2016 with the noted amendment, second by Council Member Adams.

The vote on the motion was as follows:

Council Member Snell, Yea  
 Council Member Page, Yea  
 Council Member Adams, Yea  
 Council Member Garn, Yea  
 Council Member Lee, Excused

The motion passed unanimously.

**CLAIMS**

Mayor Hiatt asked for a motion to approve the August 31, 2016 claims.

Council Member Snell made a motion to approve the current set of claims, second by Council Member Garn.

The vote on the motion was as follows:

Council Member Snell, Yea  
Council Member Page, Yea  
Council Member Adams, Yea  
Council Member Garn, Yea  
Council Member Lee, Excused

The motion passed unanimously.

**CALENDAR ITEMS**

The current calendar items are listed on the website.

Council Member Snell made a motion for adjournment at 10:41 p.m., second by Council Member Adams and passed unanimously.