

Sunset City Corporation
City Council Minutes
July 2, 2019
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Minutes of a regular meeting held July 2, 2019 at Sunset City Hall, 200 West 1300 North, Sunset, Utah; Mayor Madsen presiding.

REGULAR SESSION

Mayor and Council Present:

D. Howard Madsen	Mayor
Chad Bangerter	Council Member
Ricky Carlson	Council Member
Norm Noyes	Council Member
Nancy Greco Smalling	Council Member
Scott Wiggill	Council Member

City Employees Present:

Susan R. Hale	Recorder
Linda J. Youngdell	Treasurer/Office Manager
Ken Eborn	Police Chief
Jason Monroe	Public Works Director

Others Present:

Janet D. LuJan	Beverly Macfarlane
Laura Penman	Michael Love

The regular session was called to order at 6:30 p.m. by Mayor Madsen.

Council Member Carlson gave the invocation and led the Pledge of Allegiance.

Approval of Minutes: Council Member Noyes made a motion to approve the minutes of May 21, 2019 as presented. Council Member Carlson seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Smalling, Noyes and Wiggill voting yes.

Public Comments: Beverly Macfarlane advised she had just come back from Russia and the traffic flow in those Scandinavian countries was really interesting. In some of those countries, 70% are bike riders. She understood Wasatch Integrated Waste Management increased the per garbage can fee by \$2.00 per month. She knows that is mostly out of the Council's control, but what is in control is the City Budget, in which they gave themselves a raise. She is concerned with that because the increases happening to the residents need to be considered before the Council wages. She hopes the Council is looking at the annexation of the property east of I-15 so the City can get ready for the interchange. She knows Clearfield City annexed their area in preparation for the interchange.

Michael Love stated his appreciation to the Council for their hard work and appreciates what they did with the Fire Department because he believes keeping it would have cost more than the residents can afford. He asked, after development, who will cover Falcon Hill with fire service. Mayor Madsen explained MIDA has an agreement with Clearfield to provide fire and police

1 service on an as needed basis to the section already completed. They will offer to Clearfield,
2 Sunset, Roy and Riverdale Cities the same opportunity once the development progresses north.
3 Mr. Love once again appreciated the decision the Council made, stating he knows a lot of people
4 took it hard. He also expressed his appreciation for the City employees working hard for the
5 City.

6
7 Janet LuJan stated she counted all the residents that were in the City in 1959 and it was 770
8 residents. The other day, she saw a big husky and a little dog in her yard. It is sad the owners of
9 some dogs won't pick up after their dogs. She got tired of it, so she picked it up off the sidewalk
10 in her neighborhood. She hates calling the Animal Control because it costs the City money. She
11 appreciates all the Council does and said their smiling faces make her day. Council Member
12 Bangerter advised Mrs. LuJan that the services the City provides are for people to take advantage
13 of and told her not to ever think she can't call animal control, the police department, public
14 works or the North Davis Fire District when she needs them.

15
16 **1. Award the bid for waterline project on Main Street from 850 North to 1300 North:**

17 Public Works Director Monroe stated there were three contractors who bid on this project
18 and they were Leon Poulsen Construction at \$641,716.25, CT Davis Excavating at
19 \$575,137.35 and EK Bailey was the low bidder at \$465,475.50. His and Engineer, Scott
20 Nelson's recommendation is to award the bid to EK Bailey. He has not worked with this
21 company in Sunset, but has worked with them in another City. They are very reputable and
22 do great work.

23
24 Mayor Madsen noted the low bid came in a little over the budgeted amount of \$450,000.

25
26 Council Member Noyes made a motion to award the bid for the waterline project on Main
27 Street to EK Bailey in the amount of \$465,475.50. Council Member Wiggill seconded the
28 motion. The motion passed unanimously with Council Members Bangerter, Carlson,
29 Smalling, Noyes and Wiggill voting yes.

30
31 **2. Recognize Treasurer/Office Manager Linda Youngdell for 25 years of service with**
32 **Sunset City:** Mayor Madsen recognized Treasurer/Office Manager Youngdell for her 25
33 years of service, thanked her and presented her with a check. She was congratulated and
34 thanked by the Council.

35
36 **3. Consider Ordinance 2019-02 repealing Title 3, Chapter 4 entitled "Liquor Control" and**
37 **adopting a new Title 3, Chapter 4 entitled "Alcoholic Beverage Control":** Mayor
38 Madsen explained this new ordinance would make Sunset more in line with State Code.

39
40 Recorder Hale advised the owner of Circle Inn had appeared before the Council to ask that
41 the ordinance be amended because it presently only allows the sale of beer and he would like
42 to also sell wine with the dinners. This ordinance would now allow a restaurant to come in
43 and serve alcohol.

44
45 Council Member Carlson mentioned the City ordinance could be tighter if they so choose.

Council Member Bangerter made a motion to approve Ordinance 2019-02. Council Member Carlson seconded the motion. The motion passed unanimously with a roll call vote: Council Member Noyes – yes, Council Member Wiggill – yes, Council Member Carlson – yes, Council Member Smalling – yes, Council Member Bangerter – yes.

4. **Consider Resolution 2019-13 amending the Sunset City fee schedule:** Recorder Hale explained the fee schedule needed to be amended to for the new alcoholic beverage control ordinance. She suggested changing the fees for the Class A, B and C from \$200, \$250 and \$300 to one fee in the amount of \$300 for all the types of alcohol licenses. Also, the Council will be considering a mobile food truck ordinance, so a reciprocal license fee would need to be implemented at a suggested amount of \$30.

Council Member Smalling made a motion to approve Resolution 2019-13. Council Member Bangerter seconded the motion. The motion passed unanimously with a roll call vote: Council Member Bangerter – yes, Council Member Smalling – yes, Council Member Carlson – yes, Council Member Wiggill – yes, Council Member Noyes – yes.

5. **Consider Resolution 2019-14 approving the cooperative agreement with the Utah Department of Transportation to install a new parking lot at 85 West 1800 North:** Mayor Madsen advised this agreement is in regards to paving the footprint of the old City Building because it is just weeds now. UDOT has agreed to pay \$13,000, which is about half of the cost, for paving the area. The no pay lease is for Sunset to use the area for parking until the widening of 1800 North begins. He hopes to have the paving done before Sunset Fun Days.

Maintaining the appearance of 1800 North was discussed including the homes being purchased by UDOT and just being boarded up, therefore leaving a bad impression of Sunset. Everyone agreed this project was needed.

Council Member Wiggill made a motion to approve 2019-14. Council Member Smalling seconded the motion. The motion passed unanimously with a roll call vote: Council Member Noyes – yes, Council Member Wiggill – yes, Council Member Carlson – yes, Council Member Smalling – yes, Council Member Bangerter – yes.

6. **Mayor, Council and Department Head Reports:** Council Member Noyes addressed the public comment about Falcon Hill and annexing the property. Falcon Hill was created as a separate entity and it is going to be difficult to gain any land there. He would like to see the Council do something with the land behind the City Building, such as turning it into a day park, with a bowery, restroom and possibly a nice feature to have family pictures taken by, etc. to benefit the residents. He would like to talk about it in a work meeting to get ideas, designs, cost estimates, etc. He believes they've held the property for long enough without doing anything with it.

Council Member Wiggill stated last week during the North Davis Fire District Board meeting, they discussed and passed resolutions on the Board structure, the Certified Tax Rate

1 and the budget after holding a public hearing on those matters. They also swore in the Board
2 Members including the new Sunset member, Council Member Smalling.

3
4 Council Member Carlson commented on the annexation topic brought up. The Council did
5 set up a long term annexation plan for if Hill AFB closes. He believes the North Davis Fire
6 District Board's restructure to be out from under Clearfield's direction is a good move. He
7 also believes the Wasatch Integrated Waste Management Board should do the same thing to
8 get out from under Davis County.

9
10 Council Member Smalling stated she is an ex-firefighter for Kaysville City so it was fun
11 getting involved in the North Davis Fire District Board. She met with the Youth City
12 Council Advisor and they desperately need more members because they are down to 5 or 6
13 members. She urged everyone to spread the word that this is a great thing to put on their
14 college resumes, along with keeping out of trouble and having a good time. They will be
15 participating in the Fun Days parade and handing out flyers or something to advertise for
16 new members. They are working on holding a 'Meet the Candidates Night' on August 1st.

17
18 Council Member Bangerter also responded to the public comments made and stated MIDA
19 will not give up any of their land to Sunset unless the base closes. Council Member Carlson
20 was right about the annexation plan Sunset has. He advised the raises the Council received
21 was one of the last things they talked about after everything else was in place. Knowing how
22 well the budget came in and how long it had been since the Council had received a raise they
23 discussed it at length before approving it. The \$2 increase in the utility bill is not uncommon
24 as the budget continues to grow. They didn't approve their wage increase to pad their
25 pockets because three of the seats are up this year and they may not even be re-elected. As he
26 has looked at other cities, he knows this Council is good at keeping Sunset seniors and those
27 on a fixed income in their minds. That is why they kept the utility increase as minimal as
28 they could. He agreed with Council Member Noyes on holding a work session to discuss the
29 property behind the City building.

30
31 Treasurer/Office Manager Youngdell reported the July newsletters are being done and they
32 hope to get them out by Friday, but by Monday at the latest. The budget books are in the
33 Council boxes.

34
35 Public Works Director Monroe stated they are working on Fun Days. There will be a
36 preconstruction meeting in two weeks on the Main Street waterline project and then the start
37 date will be known. The contract states they need to be finished by the end of October. The
38 Grand Marshall for the Fun Days parade is Bill Kirshner. The 800 North project is not quite
39 ready to go out for bid and the work will probably not begin until next year.

40
41 Mayor Madsen made the comment that the Council raises were not considered until they
42 knew there was money to do so and they kept the seniors in mind when minimizing the
43 utility rate increase. Even with the increase in the Council wages, they are still behind most
44 every city in the County and it has been over 10 years since the Council salaries have been
45 increased. The only raise for an Elected Official since then was during the last Mayor's term

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1 and was for the Mayor only. Since Sunset does not have a City Manager, the Mayor and
2 Council has to do a lot of the work one would do, but that saves the City about \$75,000 a
3 year. He agreed on having a work session for the land behind the City Building. U-Haul
4 wants to remove the trees along the east side of Main Street in front of their business because
5 they are dying and they want to make the area look better. They have agreed to get a cost
6 estimate for the rest of the trees from their property to 800 North, which would be paid by
7 Sunset City. UDOT will not allow them to proceed until they meet with Sunset and UDOT
8 and receive approval from them. An RFP for a Public Defender will be going out soon. An
9 appraiser who the City had hired to give an appraisal of a portion of City property on 1800
10 North, found an old scale in the football shed. He asked if he could purchase it from the
11 City, but City policy states the equipment would have to be put up for sale via a bidding
12 process unless the Council feels it is a disposable piece of equipment. The Council agreed
13 the scale would be less than \$500 and is okay to just sell it to the appraiser. Mayor Madsen
14 reiterated the Youth City Council will hold a "Meet the Candidates Night" on August 1st at
15 7:00 p.m. The City has been contacted by a group who will put one on after the Primary.

16
17 Council Member Smalling made a motion to adjourn. Council Member Bangerter seconded the
18 motion. The motion passed unanimously with Council Members Bangerter, Carlson, Noyes,
19 Smalling and Wiggill voting yes.

20
21 The meeting adjourned at 7:25 p.m.

22
23 Approved – August 20, 2019

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25
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27 _____
D. Howard Madsen, Mayor

Susan R. Hale, Recorder