

**MINUTES OF THE
SOUTH OGDEN CITY COUNCIL MEETING
Tuesday, April 16, 2013– 6:00 p.m.
Council Chambers, City Hall**

COUNCIL MEMBERS PRESENT

Mayor James F. Minster, Council Members Sallee Orr, Russell Porter, Bryan Benard and Brent Strate

COUNCIL MEMBERS EXCUSED

Wayne Smith

STAFF MEMBERS PRESENT

City Manager Matthew Dixon, Parks and Public Works Director Jon Andersen, Chief of Police Darin Parke, Fire Chief Cameron West, Jason Brennan and Recorder Leesa Kapetanov

CITIZENS PRESENT

Jim Pearce, Megan Sodenkamp, Aiden Israelsen, Faith Gudgell, Anna Gudgell, Jeremy Israelsen, Dawna Wallace, Robin Holley, Mickey Booth, Jake Kilts, Daniel Floyd, Shane Morgan, Ian Syme, Callie Leininger, Ryan Evans

I. OPENING CEREMONY

A. Call to Order

Mayor James F. Minster called the meeting to order at 6:01 p.m. and asked for a motion to convene.

Council Member Benard moved to convene as the South Ogden City Council, seconded by Council Member Orr. Council Members Orr, Strate, Benard and Porter all voted aye.

B. Prayer/Moment of Silence

The mayor led those present in a moment of silence.

C. Pledge of Allegiance

Council Member Strate directed everyone in the Pledge of Allegiance.

Mayor Minster excused City Attorney Ken Bradshaw from the meeting and then invited anyone who wished, to come forward for public comments.

II. PUBLIC COMMENTS

No one came forward for the public comment portion of the meeting.

A. Recognition of Scouts/Students

The mayor then invited any scouts or students to come forward and introduce themselves. Council Member Orr presented each person with a South Ogden City pin. Scouts from Troop 256, there to earn their Citizenship in the Community merit badge, came forward. They were Christian Sykes, Julian Pfaff, Daniel Floyd, Jacob Kilts, Gavin Kofford, James, and Chance Endow and Michael Booth. Their leaders were Shane Morgan, Scout Master, and Mike Booth, Assistant Scout Master. Several students from Bonneville High School were also in attendance; they were Faith Gudgell, Ian Syme, and Callie Leininger.

III. CONSENT AGENDA

A. Approval of April 2, 2013 Council Minutes

B. Acknowledgement and Thanks to Aiden Israelson for Contribution to Animal Shelter

C. Approving Bid Award to LSI Inc. for Installation of Sprinklers at Friendship Park

Mayor Minster read through the consent agenda. He then read an introduction for Aiden Isrealson, a ten year old student who had raised money and donated it to the animal shelter as part of a school project. The mayor asked that Aiden come forward. Police Chief Darin Parke also came forward to present Aiden a plaque from the police department. The mayor then presented a lapel pin and a South Ogden City 75th Anniversary coin to Aiden. The audience gave Aiden a round of applause. The mayor then asked if there were any questions on other items on the consent agenda. Council Member Orr asked if the Public Works Director was familiar with the company being awarded the bid. Public Works Director Jon Andersen said he was not personally familiar with them, but they were reputable and the City Engineer had worked with them before. There were no more questions, so the mayor called for a motion.

Council Member Porter moved to approve the consent agenda as presented. Council Member Strate seconded the motion. The mayor then called a voice vote. Council Members Benard, Orr, Porter and Strate all voted aye.

IV. DISCUSSION/ACTION ITEMS

A. Consideration of Ordinance 13-06 – Allowing Home Occupation Businesses as A Conditional Use in the R-5zc(C) Zone

Mayor Minster asked City Manager Dixon to give some information on this agenda item. Mr. Dixon reminded the council they had approved a similar ordinance not many months ago, allowing more than one home occupation per residence. The city's home occupation ordinance had not been changed since the wide spread use of the internet had begun, and needed to be updated to account for low-impact internet type businesses. This change was similar in nature, in that home occupation businesses had not previously been allowed in R-5zc(C) zones, due to the fact these zones were higher density and often contained apartments. However, the planning commission felt that low-impact internet businesses could be allowed in the zone.

Council Member Strate asked if letters making neighbors aware of the business would still be sent out. City Recorder Leesa Kapetanov said when a home occupation license

is issued in an apartment building, she would send notices to everyone in the building as well as owners within 150 feet.
There were no more questions, so the mayor called for a motion.

Council Member Strate moved to adopt Ordinance 13-06, allowing home occupation businesses as a conditional use in the R-5zc(C) zone. The motion was seconded by Council Member Porter. Seeing there was no more discussion, the mayor called the vote:

Council Member Strate-	Yes
Council Member Porter-	Yes
Council Member Orr-	Yes
Council Member Benard-	Yes

Ordinance 13-06 was passed.

B. Consideration of Ordinance 13-07 – Changing the Setback Requirements for Fences on Corner Lots

City Manager Dixon said he had been contacted by a resident who lived on a corner lot; the resident was very frustrated because the fence ordinance for corner lots would require that his fence be set back so far it would literally take up almost half his available yard. Mr. Dixon had discussed the ordinance with Building Official Jeff Barfuss, and staff had taken the matter to the planning commission to see if they wanted to keep the ordinance as is, or make a change. The planning commission discussed the matter fully, including the reason for the original ordinance, and ultimately chose to recommend to the council that the ordinance be changed. Mr. Dixon then showed some photos of corner yard fences in the city, both some that had adhered to the ordinance and some that didn't (see Attachment A). The council discussed the clear view ordinance and how it related to the corner fence ordinance. Council Member Strate said he noticed there had been a dissenting vote in the planning commission, and asked why. City Recorder Kapetanov said the dissenting commissioner had been a member of the planning commission when the original ordinance was enacted. He still agreed with the original reasons it was created; namely, the aesthetics of not having a high fence right up to the sidewalk that created an unfriendly, closed in feeling in the city.

City Manager Dixon commented the issue seemed to be public policy based on aesthetics versus the right of a resident to be able to fence and use a part of his property.

Council Member Benard commented he could see the reasoning behind the ordinance and wondered if there could be a balance by requiring that the fence be see-through. City Recorder Kapetanov said the fence ordinance already had some language in it concerning using open fencing.

Council Member Strate commented he had some concerns with the ordinance as it currently stood, but he was also concerned with the recommendation. Council Member Benard was concerned as well.

City Manager Dixon gave the council their options concerning the ordinance; they could approve it as drafted, not take any action, or table it and ask staff to do additional work. Council Member Porter stated he thought residents on corner lots should be able to enjoy their yards, and he was in favor of the new ordinance.

The council members read the ordinance as it was currently written; they had some un-answered questions concerning it and felt they needed more information. The mayor called for a motion regarding the fence ordinance.

Council Member Porter moved to table Ordinance 13-07, with a second from Council Member Strate. In a voice vote, Council Member Orr, Porter, Strate and Benard all voted aye.

Ordinance 13-07 was tabled.

C. Consideration of Resolution 13-15 – Approving an Interlocal Agreement With Weber County for Election Services

City Manager Dixon explained the county’s assistance for election services was invaluable. This resolution established the costs for their services and staff recommended approval. Mayor Minster asked if there were any questions concerning the resolution. There were no questions, so he called for a motion.

Council Member Benard moved to adopt Resolution 13-15. The motion was seconded by Council member Orr. There was no further discussion; the vote was called.

Council Member Benard-	Yes
Council Member Orr-	Yes
Council Member Porter-	Yes
Council Member Strate-	Yes

Resolution 13-15 was adopted.

D. Discussion on Bike Lanes

City Manager Dixon invited Parks and Public Works Director Jon Andersen to come forward as part of the discussion. Mr. Andersen gave each of the council members a handout (see Attachment B). Mr. Andersen explained staff had looked into regulations from the Federal Highways Administration concerning road widths and bike lanes. The map indicated the roads where bike lanes would be most useful. The roads were color coded as to how they could be used; streets in red were too narrow to paint a bike lane, so they would have to be designated with a sign. Yellow streets could have a painted bike lane, but then no parking would be allowed on the streets at any time. Streets marked in green were wide enough to accommodate both a painted bike lane and parking.

Mr. Andersen discussed the different options for bike lanes with the council. He said he and the police department had discussed how best to handle the bike lanes and they had decided it would be best to have a trial period; the city could designate certain roads as bike lanes for the summer and report back to the council in the fall. He pointed out the estimated costs for signage and paint, and reminded the council there had been no money budgeted for the lanes, either in the present or the upcoming budget. If they were to paint and put signs in for just the yellow and green coded streets, the cost would be about \$3,400.

Council Member Benard reminded other members of the council the original intent of the bike lanes was to tie them in with the city’s skate board ordinance, and Council Member Orr’s intent that they be able to ride the skate boards to and from school. He thought bike lanes should only be designated if they were a route to a school, and that they should only be designated in a way that parking would be allowed on the streets. City Manager Dixon asked if it was the council’s intent to allow skate boards and longboards to use the designated bike lanes. Council Member Benard said the council had originally talked about allowing the longboards and skate boards in bike lanes; that was the reason staff had looked into bike lanes in the city. He felt the city should

establish the two or three bike routes to schools and then see about allowing skate boards or longboards in them; the rest of the council was in consensus.

V. DEPARTMENT DIRECTOR REPORTS

A. Parks and Public Works Director Jon Andersen - Project Updates

Mr. Andersen reported on several projects:

Amphitheater – Sod had been scheduled to be laid that week, but the weather had not permitted it. It would happen as soon as possible.

Sprinklers for Friendship Park – Construction should soon be authorized and would then begin.

5100 South Road Project – The project had originally been scheduled to be out to bid, but there had been a few hold ups; it would be put out to bid soon.

Pride Day – Plans were going forward and the city was contacting different business and faith groups to participate.

Council Member Strate then reported there had been some YouTube videos of young people going down a steep road off of 5100 South and asked if Mr. Andersen was aware of it. Mr. Strate had also been contacted by a resident concerned with some sink holes on 5100 South close to Harrison Boulevard. He also asked if the city was in the habit of sending out questionnaires to residents previous to a street being worked on; he felt it would be a good way to find if there were problems that needed to be fixed.

VI. REPORTS

A. **Mayor** – reported he had attended a number of presentations at the Utah League of Cities and Towns convention in St. George; they had been very interesting.

B. City Council Members

Council Member Porter – had also attended some presentations at the League conference. He had found one on social networking very valuable. He also expressed relief that Finance Director Steve Liebersbach was okay after running the Boston Marathon in light of the recent bombings there. He also recommended that council and staff move quickly on the fence issue so residents would not have to wait long. He also reported he would be the speaker at an upcoming Kiwanis' luncheon and he hoped to sell some more South Ogden City History books.

Council Member Orr – reminded everyone of the "Safe Kids" fair coming up on Saturday. It was a county wide activity. She also expressed appreciation on behalf of a resident who had been dealing with the police department lately; the resident felt that they were being treated very well.

Council Member Benard – thanked everyone in the audience for being in attendance at the meeting. He then commended staff and other members of the council on their respectful treatment of each other; he knew that was not always the case in other cities.

Council Member Strate – also enjoyed the conference in St. George, especially a presentation on communicating under stress. He also asked that staff and council move as soon as possible on the fence issue.

He then said he had two letters he would like to enter into the minutes on a discussion from the last meeting. One was from Lisa Laird at 1149 E 5100 S; she was a neighbor of the Hickmans and had written a letter concerning the issue (see Attachment C). Council Member Strate read parts of her letter. Mayor Minster then informed Mr. Strate that the issue had already been discussed in previous meetings and that the letters did not need to be read, but could still be entered into the minutes. Council Member Strate submitted the letters for admission in the minutes.

- C. **City Manager** – Mr. Dixon gave the council a handout (see Attachment D) concerning fire department staffing. He explained that due to the Affordable Care Act, the city was having to re-evaluate its part-time staffing. The city relied heavily on its part-time fire fighters, but would have to change their benefit status if it kept them at the same hours they currently worked. There were three options listed on the first page of the handout; staff was recommending option three, making one of the part-time fire fighters full time. City Manager Dixon explained the other two pages of the handout were the shifts now currently being covered by part-time staff, and what the shifts would be if a part-time firefighter was made full time. Mr. Dixon said this handout was for the council's information. He felt they would need it as they moved into the budgeting process, in order to have the necessary information to make some budget decisions on staffing.

- D. **City Attorney Ken Bradshaw** – not present.

VII. **ADJOURN CITY COUNCIL MEETING AND CONVENE INTO WORK SESSION**

Mayor Minster then called for a motion to adjourn city council meeting and move into a work session.

At 7:30 p.m., Council Member Porter moved to adjourn city council meeting and convene into a work session, seconded by Council Member Benard. Council Members Benard, Strate, Porter and Orr all voted aye.

The council remained in the council chambers for the work session. (All members of the city council were present at the work session as well as the following city staff: Parks and Public Works Director Jon Andersen, Police Chief Darin Parke, Fire Chief Cameron West and City Recorder Leesa Kapetanov).

- A. **Discussion of Business License and Good Landlord Program Fees**
City Manager Dixon gave the council some handouts regarding business license and Good Landlord Program fees (see Attachment E). He told the council it was the goal of staff to explain the recently completed business license fee study and receive some direction from the council on business license and Good Landlord Program fees. He referred the council to the spreadsheet with the 100%'s at the top, explaining this spreadsheet showed the fees the city could charge based on the fee study. Staff was not recommending the city charge 100% of the costs of business licenses, but seeing the numbers would help the council appreciate the discounted amounts.

The next spreadsheet showed business license fees discounted to 30% for big box and large retail stores, and to 55% for the remaining business licenses (these discounts were of the disproportionate costs only).

City Manager Dixon asked the council for some policy direction as to where they would like to be as far as costs to the city and what they would like to recoup through business license fees.

The council discussed businesses that bring sales tax dollars to the city versus those that don't and how that should affect license fees. They also looked at the fees of other cities in the area and what they are charging for their licenses. The council then looked at the businesses that would see the largest increase in fees and discussed the reasons for the increase. City Manager Dixon suggested that the fees for businesses that would see a large increase be phased in over a two or three year period.

Mr. Dixon clarified with the council their desire to reduce the disproportionate license fees of those businesses that bring larger tax revenues to the city, and those businesses that do not bring in large tax revenues should pay a higher percentage of the costs involved for their licensing. The city would also phase over time the license costs of those businesses that would see a significant increase. The council agreed with Mr. Dixon's assessment of the business licensing fee policy.

The discussion then moved to Good Landlord Program fees. Staff was looking at charging a base fee of \$125 with a disproportionate fee of \$49 per unit for those not participating in the Good Landlord Program. The fee would be greatly discounted for those landlords participating in the program. The financial incentive to be in the program was larger for complexes with three or more units. Mr. Dixon asked the council if they agreed with discounting the fees to a point where it would be a good incentive to landlords; they agreed.

City Recorder Kapetanov asked if the council was comfortable with the 30/55% discounts for license fees. The council was in agreement, but wanted to make sure businesses with large increases were increased incrementally, year by year. The council discussed how best to figure the increases. City Manager Dixon suggested the city set a maximum percentage the business license could increase for the year, and then increase it over a period of years.

City Recorder Kapetanov let the council know that a public hearing concerning the business license fees and Good Landlord Program would be held. The council asked what kind of notices would be sent out. After learning what the requirements were for notices, they council asked that more detailed notices be sent out to the businesses directly.

There was no more discussion, so the mayor called for a motion to adjourn.

Council Member Porter moved to adjourn the work session, followed by a second from Council Member Orr. Council Members Benard, Strate, Orr and Porter all voted aye. The meeting adjourned at 8:15 p.m.

I hereby certify that the foregoing is a true, accurate and complete record of the South Ogden City Council Meeting held Tuesday, April 16, 2013.


Leesa Kapetanov, City Recorder

Date Approved by the City Council May 7, 2013

Attachment A
Corner Lot Fences





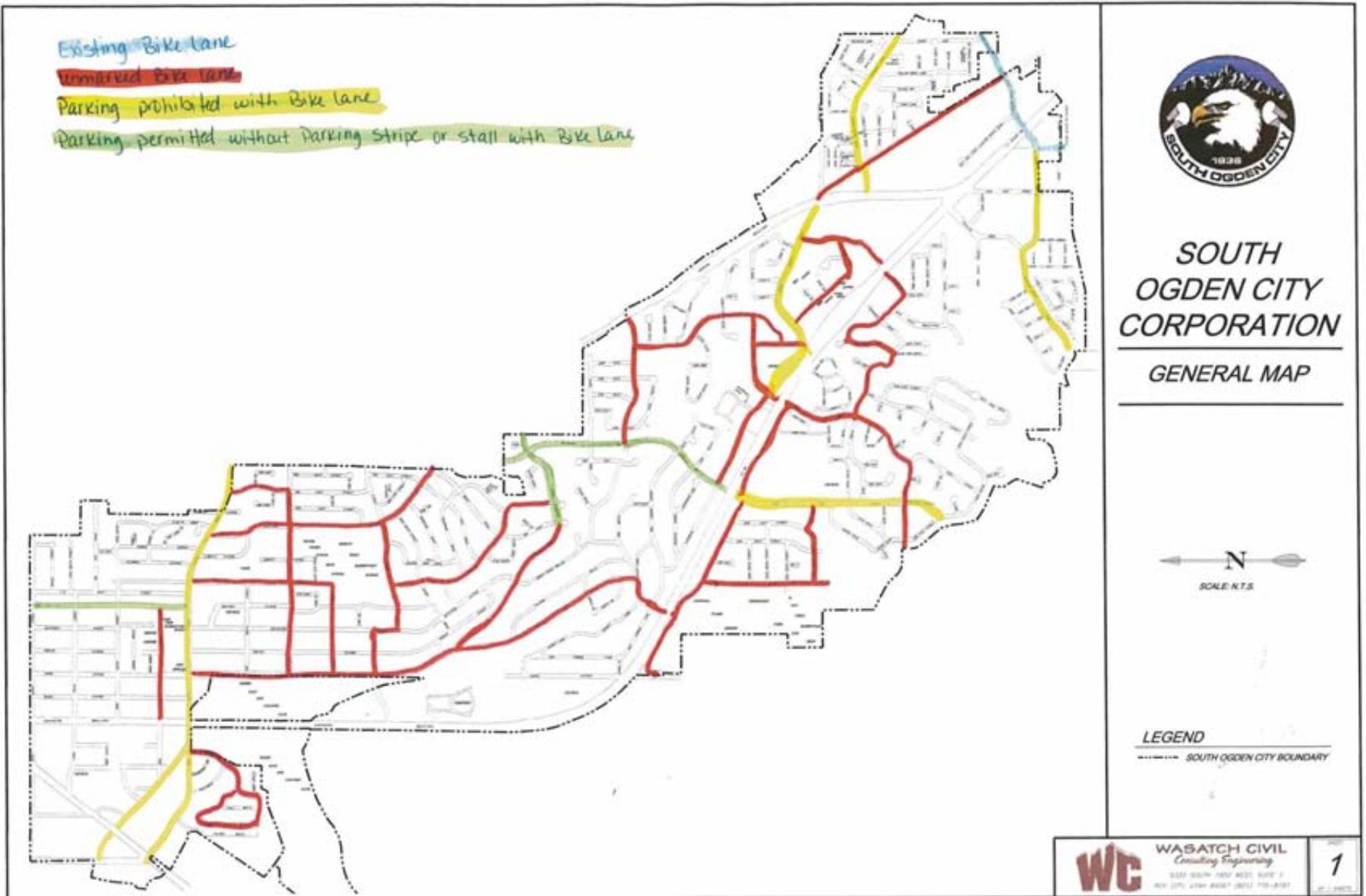








Attachment B
Bike Lanes



Crestwood Dr(from Highway 89 to Maplewood)	32'	Unmarked Bike Lanes(Road widths too narrow for a marked Bike Lane) Roads widths up to 35' can be determined as an Unmarked Bike Lane.
1050 E(from Highway 89 to 850 E)	32'	
Fox Chase Dr(from 5600 S to 1475 E)	32'	
Wasatch Dr(from Combe Rd to Skyline Dr)	32'	
700 E(from 5300 S to 5600 S)	32'	
5300 S(from Adams Ave to 850 E)	32'	
Burch Creek Dr(from Edgewood Dr to Highway 89)	32'	
5100 S(From Glassman Wy to Harrison Blvd)	32'	
1300 E(from 5100 S to 1225 E)	32'	
5425 S(from 5600 S to 1300 E)	32'	
1225 E(from 5425 S to 5600 S)	32'	
Country Club Dr(From Chimes View to Palmer Dr)	32'	
39th Street (Between Washington Blvd. and Orchard Ave)	32'	
Adams Ave(From 40th to Edgewood Dr)	32'	
42nd(from Adams Ave to 900 E)	32'	
43rd(from Adams Ave to Madison Ave)	32'	
44th(from Washington Blvd to Jefferson Ave)	32'	
45th(from Jefferson Ave to Monroe Blvd)	32'	
Monroe Blvd(from 40th to Nancy(City line))	32'	
Madison Ave(from 40th to 43rd)	32'	
(from 45th to Edgewood Dr)	32'	
Edgewood Dr(from Adams Ave to 800 E)	32'	
5700 S(Maplewood to 1050 E)	32'	
1475 E. (Highway 89 to 5600 S)	32'	
Chambers(1050 E. to 850 E.)?	32'	
5400 S.(850 E 1050 E.)	32'	
40th Street(Washington Blvd to Riverdale Rd)	36'	On Street Parking Prohibited for Bike Lanes(Road widths too small for bike lanes and on street parking.) Roads Widths range from 35' to 48' Can be marked by either painting lines or by signage.
Chimes View Dr(Riverdale Rd to Washington Blvd)	36'	
5700 S(Harrison Blvd to City line)	36'	
Ridgeline Dr(Skyline Dr to End)	36'	
40th Street(Ogden to 900 E.)	40'	
850 E(from Highway 89 to 5875 S)	48'	
Skyline Dr(from Wasatch Dr to Highway 89)	44'	
5600 S(from 1050 E to Harrison Blvd)	40'/46'	

Orchard ave(From 40th to 36th St)	49'	On Street Parking Permitted with Bike Lanes. Road Widths 49' and bigger
Edgewood Dr(from 800 E to City Line)	56'	
Glassman Wy(from City line to Highway 89)	56'	

On an annual basis we pay \$8500.00 for striping.

Each Bike lane sign is approximately \$75.00 dollars each plus labor.

One Gallon of paint will stripe up to 200 linear feet spraying a 6" line.

One Gallon of paint is approximately \$20.40 a gallon

Each painted Bike Symbol and arrow is \$65.00 dollars a piece

The extra striping(not including the painted symbols)estimated 165 gallons ; an estimated cost of \$3,366.00
Not included into the Budget.

Attachment C

Letters FOR Minutes from Council Member Strate

Matt Dixon

From: Brent Strate
Sent: Tuesday, April 16, 2013 4:18 PM
To: Matt Dixon
Subject: FW: Mike and Violetta Hickman. that was the wrong one. read this one.

From: Carrie Long [carrielong@gmail.com]
Sent: Tuesday, April 16, 2013 6:56 AM
To: Brent Strate
Subject: Fwd: Mike and Violetta Hickman. that was the wrong one. read this one.

Dear Mr. Strate,

I am writing this letter in regards to the flooding of Mike and Violetta Hickman's on January 7, 2013. I am outraged at the response, or rather lack of response. South Ogden City has made to make this situation right. South Ogden City failed to respond properly to an emergency situation, which could have been much worse if it weren't for a neighborhood coming together. Myself, Eli Long, Ed Schoell, Richard and Lia Taylor, Terrell (from across the street), and a few others I don't know their names, were the only ones out there is seven degree temperatures, trying to stop the flow of water. No one from the city ever showed up until after well 8:15. Here is my recollection of the day.

At 6:45 AM, as I was getting my children up and ready for school I heard the water rushing down the street. At that time the water was running appropriately down the three storm drains that are located on both sides of the street. Two along 5100 S, and one along 1100 E. My husband had already attempted to contact the city several times. At seven o'clock I heard a snow plow, so I looked out the window and watched him push the snow and slush over one strom drain on the north side of 5100. Approximately ten minutes later, my husband yelled in the house for me to put on my waders and come outside. The snowplow driver HAD somehow managed to block all three drains. The water now had no place to go but to the path of least resistance. Which as you know, was directly into the Hickman's basement.

When I arrived outside, Violetta was standing on her front porch in two inches of water. Which means the water was at least six inches deep in her driveway at this point. Violetta is frantic and told me she had made several calls to dispatch and even finally resorted to calling 911. Which she felt sick about doing. Yet still no one from the city ever came. Not even one police office to follow up on the 911 call.

By this time it was getting light enough to really see what was happening and Ed Shoell then noticed that the water was flowing into her house because the drains were blocked. He quickly started digging, while I trudged through the water and ice to get to the drain on the opposite side of the road. I fell several times trying

to get to the drain. At this point still no help from the city. Ed finally cleared the drain on his side of the road, while I dug at mine. The water quickly started to recede once the drains were cleared.

We were still out digging in the slush and ice well past eight o'clock. I know this because my neighbor, Lisa Laird, came to take my children to school. Still at this point we did not see anyone from the city.

So I hear the city took "appropriate actions". I think not. If this were your house flooding, do you think calling the city several times between 6 am and 8 am and having no one respond is "Appropriate actions".

Yes it is true that Mother Nature caused the pipes to freeze and burst, but Mother Nature was not driving that plow that pushed the slush over the drain.

The picture I have attached is of my boots. There is so much ice on them that I could not get them untied. I had to use my hair dryer to melt the laces so I could get out of them. I am thankful I am prepared with such clothing, because I am confident I would be dealing with frost bite. I am not one to stand back and watch and hope someone else will take care of things.

Thank you for taking the time to read this letter. I hope it sheds some light on what really happened that day. I was there. Yet no one from the city was there. Appropriate actions have not been made.

Thanks again for your time.

Carrie Long



3

Matt Dixon

From: Brent Strate
Sent: Tuesday, April 16, 2013 4:24 PM
To: Matt Dixon
Subject: FW: 5100 South - flood & repaving

Matt,

This is the resident that I told you about. I think you can tell by the structure of the letter that any questions I had for her were open ended. Lisa had actually approached me about her concerns regarding the road work on 5100 South. I simply asked her to recount to me her experience on the day of the flood at the Hickman's, since her name had come up previously.

Brent

From: Scott and Lisa Laird [snllaird@comcast.net]
Sent: Monday, April 15, 2013 4:56 PM
To: Brent Strate
Subject: 5100 South - flood & repaving

Hi Brent!

Here is the information for the City Council meeting tomorrow.

Thank you so much for talking with me the other day about the repaving of 5100 South. Firstly, thank you for repaving the street. It SO needs it! Secondly, I hope that the City Council/road department will FIX/TAKE OUT the jump before they pave. Check with the police department for a report regarding a wreck on October 27th that ended in my yard at 1149 E 5100 S. One of three wrecks I know about. Also ask the police department about the Facebook videos and pictures during BROAD DAY LIGHT of kids jumping the jump. There is a bus stop right across the street! Scary! I fear if the jump is not fixed the speed limiting on the street will go from 40, 50 mph when they are doing the jump to 60 mph because it will be so nice and smooth!

Also thank you for asking about the flood at the Hickman's home in January. I am sorry I do not have the exact date. I was very surprised that you didn't have some of the timeline, facts. Here is my best recollection of the events:

I received a phone call that morning prior to 5:50 a.m. from a neighbor telling me there was a wall of water headed my way. He received a call from a neighbor who didn't have my number and was asked to call me. I know it was before 5:50 a.m. because during January I worked at Uintah Elementary School. My alarm went off at 5:50 a.m. The call woke me up. I looked but didn't see anything.

I continued with my morning routine and went downstairs around 6:45. I opened the door to get the paper and saw slushy water very deep in the street. As a car drove by I could really see how deep the water was. I at some point, saw a plow go down the street to keep it clear.

When my daughter left for Bonneville, around 7:20, I walked outside and saw my neighbors down at the Hickman's house.

After this the times gets fuzzy for me as I was trying to get my other daughter ready for school so we could leave. At some point I went back outside and talked to my neighbor who was making sure our houses were ok. I walked down to the Hickman's and talked to several neighbors who were frantically trying to open the drains.

I had earlier seen a plow go down the streets trying to keep the frozen slush off 5100 S. As he did this, he pushed all the slush into the 3 drains right in front of the Hickman's house. The drains were running fine until this happened. The plow came back through and I flagged him down and told him the drains were frozen shut and he needed to get down there and open them up. He said to me, "Well, those cars are in the way!" I said, "TELL THEM TO MOVE THEIR CARS!" He never got out of his truck!

I brought the kids home with me from the neighbors home and told them I would get them to school while they were all working to open the drains. As I left for school around 8:30 a.m. I went around the block and headed up to 5000 S to see if I could see where the broken manne was. At the break were 3 or 4 South Ogden City trucks with 2 people each. They were all standing there looking at the drain.

It struck me as odd that there was NOT ONE SOUTH OGDEN CITY EMPLOYEE at the Hickman's house where the problem was! The only people who helped get the drain open and stop the flood were neighbors! The City acted appropriately?

I understand through much conversation in the neighborhood that people called to report the manne break as early as 5:30 a.m. They were again called (I don't know what time) to report the water flooding the Hickman's house. No one showed up to the Hickman's home. The City acted appropriately? I personally called dispatch around 7:30 to ask for sand bags. I was told a truck was on the way. Not a sand truck...sand bags! The City acted appropriately?

You made the comment to me that Mother Nature caused the flood. There is inaccurate. Mother Nature caused the manne to break. It was the South Ogden City snow plow driver who caused the flood by plowing the slush onto the side of the road and clogging the drain. The drains were fine and running, keeping the water flowing, until the plow came by.

I truly believe the City did not act appropriately either in their response to the flood or in the handling of paying for the damages!

Thanks again, Brent, for your time!

Lisa Laird
1149 E 5100 S
801-479-3748

Attachment D
Fire Department Staffing Information

Fire Staffing and the Affordable Care Act

Problems: 1. Healthcare reform places a cap on the number of hours an employee can work part-time without receiving health insurance. For firefighters, the hourly cap is 130 hours per month. This means that if we have part-time firefighters who, on average, work 130 hours or more per month (over a 12 month period), the city is obligated to provide them health insurance or pay a penalty. South Ogden Fire depends heavily on part-time firefighters to fill shifts and currently there are several firefighters that work over the average allowable hours (130).

2. Dependency on part-time firefighters to cover shifts makes it difficult for the fire department to cover all necessary shifts, keep part-time hours below the maximum allowable number of hours (130), and contain overtime of fulltime fire fighters.

Below are some of the options available to the city, the financial impacts of each option and staff's recommendations.

Options:

A. Cap the number of hours at 129/month and hire 4 to 6 more part-time firefighters.

- Costs: \$6,000 to \$9,000 each, total of **\$24,000 to \$54,000**
- Pros: Comply with ACA requirements, no need to fund benefits.
- Cons: Continue with scheduling challenges, Cost, Turnover continues.

B. Maintain the status quo and either provide health insurance or pay the penalties.

- Costs: Overtime in fire, penalties equal to \$3,000 per employee (**\$12,000 to \$18,000**)
- Pros: No new hires, lowest cost option.
- Cons: Business as usual, still difficult to cover shifts, continued use of OT, turnover.

C. Move one part-time employee to fulltime.

- Costs: \$31,694 salary \$24,646 benefits \$2,243 overtime \$56,340 total **\$31,500** est. net
- Pros: Reduce dependency on part-time FF by 120 shifts per month, Comply with ACA, Improve scheduling.
- Cons: Adding benefits.

Recommendation: Staff recommends moving one part-time FF to fulltime. This will enable the city to comply with ACA changes as well as improve the cities service delivery by reducing some dependency on part-time employees.

Current Scheduling Requirements

		12 hour shifts		
		A	B	C
Station 81	Fulltime	2	2	2
	Part-time	1	1	1
Station 82	Fulltime	2	2	1
	Part-time	1	1	2

Current Fulltime 11
Part-time 21

		1	2	3	4	5	6	7	8	9	10
		Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday	Monday	Tuesday	Wednesday
81	Fulltime	4	4	4	4	4	4	4	4	4	4
	Part-time	2	2	2	2	2	2	2	2	2	2
82	Fulltime	4	3	4	3	4	3	4	3	4	3
	Part-time	2	3	2	3	2	3	2	3	2	3
Total FT		8	7	8	7	8	7	8	7	8	7
Total PT		4	5	4	5	4	5	4	5	4	5
											45

		11	12	13	14	15	16	17	18	19	20
		Thursday	Friday	Saturday	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
81	Fulltime	4	4	4	4	4	4	4	4	4	4
	Part-time	2	2	2	2	2	2	2	2	2	2
82	Fulltime	4	3	4	3	4	3	4	3	4	3
	Part-time	2	3	2	3	2	3	2	3	2	3
Total FT		8	7	8	7	8	7	8	7	8	7
Total PT		4	5	4	5	4	5	4	5	4	5
											63
											90

Hiring additional Fulltime FF for Station 82

		1	2	3	4	5	6	7	8	9	10
		Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday	Monday	Tuesday	Wednesday
81	Fulltime	4	4	4	4	4	4	4	4	4	4
	Part-time	2	2	2	2	2	2	2	2	2	2
82	Fulltime	4	4	4	4	4	4	4	4	4	4
	Part-time	2	2	2	2	2	2	2	2	2	2
	Total FT	8	8	8	8	8	8	8	8	8	8
	Total PT	4	4	4	4	4	4	4	4	4	4
											40

		11	12	13	14	15	16	17	18	19	20
		Thursday	Friday	Saturday	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
81	Fulltime	4	4	4	4	4	4	4	4	4	4
	Part-time	2	2	2	2	2	2	2	2	2	2
82	Fulltime	4	4	4	4	4	4	4	4	4	4
	Part-time	2	2	2	2	2	2	2	2	2	2
	Total FT	8	8	8	8	8	8	8	7	8	7
	Total PT	4	4	4	4	4	4	4	4	4	4
											56
											80

5/12 hour shifts every 10 days

10/12 hours shifts every 20 days

*Save 15/12 hour shifts every 30 days, 180 hours/month, \$2,070/month (180x\$11.50), \$24,840/year

Attachment E

Business License and Good Landlord Program Fee Information

Business License Fees

100%
100%
100%
100%

Commercial	# of Bus	# of Units	Base Administrative	Total Base	Disproportionate Regulatory	Disproportionate Service Call	Current Fee	Fee Using Percent of Cost Assumptions	Unit Cost Using Percent of Cost Assumptions	Revenue Using Percent of Cost Assumptions	Cost Difference
Assisted Living/Nursing Care (unit cost = per room)	3	273	\$ 26.00	\$ 78	\$ 155	\$ 314	\$804/\$3,331	\$ 181	\$ 314.00	\$ 86,265	
Athletic Club	1		\$ 26.00	\$ 26	\$ 407	\$ 8,120	\$ 116	\$ 8,553		\$ 8,553	\$ 8,437
Automotive	4		\$ 26.00	\$ 104	\$ 102	\$ 811	\$ 116	\$ 939		\$ 3,756	\$ 823
Banking/Credit Union	12		\$ 26.00	\$ 312	\$ 77	\$ 1,323	\$ 192	\$ 1,426		\$ 17,112	\$ 1,234
Big Box	1		\$ 26.00	\$ 26	\$ 407	\$ 21,553	\$ 3,929	\$ 21,986.00		\$ 21,986	\$ 18,057
Business, Professional and Contracted Services	281		\$ 26.00	\$ 7,306	\$ 51	\$ 202	\$ 116	\$ 279		\$ 78,399	\$ 163
Car Wash	4		\$ 26.00	\$ 104	\$ -	\$ 545	\$ 116	\$ 571		\$ 2,284	\$ 455
Cemetery	1		\$ 26.00	\$ 26	\$ -	\$ 3,087	\$ 116	\$ 3,113		\$ 3,113	\$ 2,997
Convenient Store	6		\$ 26.00	\$ 156	\$ 203	\$ 2,657	\$ 264	\$ 2,886		\$ 17,316	\$ 2,622
Day Care (Commercial)	6		\$ 26.00	\$ 156	\$ 77	\$ 664	\$ 70	\$ 767		\$ 4,602	\$ 697
Fireworks			\$ 121.00				\$ 200	\$ 121		\$ -	\$ (79)
Food/Restaurant	40		\$ 26.00	\$ 1,040	\$ 203	\$ 975	\$ 295	\$ 1,204		\$ 48,160	\$ 909
Health Clinic	2		\$ 26.00	\$ 52	\$ 140	\$ 10,979	\$ 116	\$ 11,145		\$ 22,290	\$ 11,029
Large Grocery	4		\$ 26.00	\$ 104	\$ 116	\$ 16,632	\$ 3,929	\$ 16,774.00		\$ 67,096	\$ 12,845
Pawn Shop	1		\$ 26.00	\$ 26	\$ 51	\$ 2,738	\$ 378	\$ 2,815		\$ 2,815	\$ 2,437
Personal Services	69		\$ 26.00	\$ 1,794	\$ 51	\$ 72	\$ 116	\$ 149		\$ 10,281	\$ 33
Pre-School	1		\$ 26.00	\$ 26	\$ 77	\$ 72	\$ 116	\$ 175		\$ 175	\$ 59
Private Club	1		\$ 26.00	\$ 26	\$ 203	\$ 640	\$ 393	\$ 869		\$ 869	\$ 476
Private School	2		\$ 26.00	\$ 52	\$ 203	\$ 545	\$ 116	\$ 774		\$ 1,548	\$ 658
Retail	79		\$ 26.00	\$ 2,054	\$ 77	\$ 560	\$ 116	\$ 663		\$ 52,377	\$ 547
Solicitor			\$ 28.00				\$ 169	\$ 28		\$ -	\$ (141)
Smoke Shop	1		\$ 28.00	\$ 28	\$ 92	\$ 1,762	\$ 116	\$ 1,882		\$ 1,882	\$ 1,766
Storage (unit cost = per storage unit)	3	1,077	\$ 26.00	\$ 78	\$ -	\$ 0.48	\$ 116	\$ 26	\$ 0.48	\$ 596	
Temporary/Vendor			\$ 16.00				\$ 169	\$ 16		\$ -	\$ (153)
Transitional Rehabilitation (unit cost = per room)	1	30	\$ 26.00	\$ 26	\$ 155	\$ 719	\$ 804	\$ 900	\$ 719	\$ 22,470	
Total	523			\$ 13,600.00					proposed	\$ 473,945.40	100%
Total Home Occupation	204			32	\$ 6,528		\$ 74	\$ 32	current	\$ 124,429	26%
Day Cares (Home)	4					77	\$ 70	\$ 77	difference	\$ 349,516.40	
Total Home Occupation Revenue											
FY 2012 Business Licensing Revenue											

Business License Fees

Residential Rentals	# of Units	Disproportionate Cost Per Unit	Total Cost	GLL Per Unit Fee	Total Revenue with GLL Fee
Single Family Rentals	240	\$ 50.00	\$ 12,000	\$ 49	\$ 11,760
Duplex Rentals	276	\$ 17.00	\$ 4,692	\$ 49	\$ 13,524
3+ Rentals	660	\$ 41.00	\$ 27,060	\$ 15	\$ 9,900

Assisted Living/Nursing Care	# of Rooms	Current Total Cost	Current Fee	Fee Using Percentage Assumptions
Mountain Ridge	108	\$ 34,093.00	\$ 804	\$ 34,093
Manor Care Health Services	105	\$ 33,151.00	\$ 3,331	\$ 33,151
Mountain View Health Services	60	\$ 19,021.00	\$ 3,331	\$ 19,021

Transitional Rehab	# of Rooms	Current Total Cost	Current Fee	Fee Using Percentage Assumptions
Pineview Transitional Rehab	30	\$ 9,601.00	\$ 804.00	\$ 22,470
Ernest Health Transitional Hospital	40	\$ 12,741.00	\$ 804.00	\$ 29,660



Business License Fees

100%
100%
30%
55%

Commercial	# of Bus	# of Units	Base Administrative	Total Base	Disproportionate Regulatory	Disproportionate Service Call	Current Fee	Fee Using Percent of Cost Assumptions	Unit Cost Using Percent of Cost Assumptions	Revenue Using Percent of Cost Assumptions	Cost Difference
Assisted Living/Nursing Care (unit cost = per room)	3	273	\$ 26.00	\$ 78	\$ 155	\$ 314	\$804/\$3,331	\$ 181	\$ 55	\$ 15,558	
Athletic Club	1		\$ 26.00	\$ 26	\$ 407	\$ 8,120	\$ 116	\$ 4,899		\$ 4,899	\$ 4,783
Automotive	4		\$ 26.00	\$ 104	\$ 102	\$ 811	\$ 116	\$ 574		\$ 2,296	\$ 458
Banking/Credit Union	12		\$ 26.00	\$ 312	\$ 77	\$ 1,323	\$ 192	\$ 831		\$ 9,968	\$ 639
Big Box	1		\$ 26.00	\$ 26	\$ 407	\$ 21,553	\$ 3,929	\$ 6,898.90		\$ 6,899	\$ 2,970
Business, Professional and Contracted Services	281		\$ 26.00	\$ 7,306	\$ 51	\$ 202	\$ 116	\$ 188		\$ 52,856	\$ 72
Car Wash	4		\$ 26.00	\$ 104	\$ -	\$ 545	\$ 116	\$ 326		\$ 1,303	\$ 210
Cemetery	1		\$ 26.00	\$ 26	\$ -	\$ 3,087	\$ 116	\$ 1,724		\$ 1,724	\$ 1,608
Convenient Store	6		\$ 26.00	\$ 156	\$ 203	\$ 2,657	\$ 264	\$ 1,690		\$ 10,142	\$ 1,426
Day Care (Commercial)	6		\$ 26.00	\$ 156	\$ 77	\$ 664	\$ 70	\$ 458		\$ 2,809	\$ 398
Fireworks			\$ 121.00				\$ 200	\$ 121		\$ -	\$ (79)
Food/Restaurant	40		\$ 26.00	\$ 1,040	\$ 203	\$ 975	\$ 295	\$ 765		\$ 30,610	\$ 470
Health Clinic	2		\$ 26.00	\$ 52	\$ 140	\$ 10,979	\$ 116	\$ 6,204		\$ 12,409	\$ 6,088
Large Grocery	4		\$ 26.00	\$ 104	\$ 116	\$ 16,632	\$ 3,929	\$ 5,131.60		\$ 20,526	\$ 1,203
Pawn Shop	1		\$ 26.00	\$ 26	\$ 51	\$ 2,738	\$ 378	\$ 1,583		\$ 1,583	\$ 1,205
Personal Services	69		\$ 26.00	\$ 1,794	\$ 51	\$ 72	\$ 116	\$ 117		\$ 8,045	\$ 1
Pre-School	1		\$ 26.00	\$ 26	\$ 77	\$ 72	\$ 116	\$ 143		\$ 143	\$ 27
Private Club	1		\$ 26.00	\$ 26	\$ 203	\$ 640	\$ 393	\$ 581		\$ 581	\$ 188
Private School	2		\$ 26.00	\$ 52	\$ 203	\$ 545	\$ 116	\$ 529		\$ 1,058	\$ 413
Retail	79		\$ 26.00	\$ 2,054	\$ 77	\$ 560	\$ 116	\$ 411		\$ 32,469	\$ 295
Solicitor			\$ 28.00				\$ 169	\$ 28		\$ -	\$ (141)
Smoke Shop	1		\$ 28.00	\$ 28	\$ 92	\$ 1,762	\$ 116	\$ 1,089		\$ 1,089	\$ 973
Storage (unit cost = per storage unit)	3	1,077	\$ 26.00	\$ 78	\$ -	\$ 0.48	\$ 116	\$ 26	\$ 0.26	\$ 359	
Temporary/Vendor			\$ 16.00				\$ 169	\$ 16		\$ -	\$ (153)
Transitional Rehabilitation (unit cost = per room)	1	30	\$ 26.00	\$ 26	\$ 155	\$ 719	\$ 804	\$ 576	\$ 55	\$ 2,226	
Total	523			\$ 13,600.00						proposed \$ 219,552.21	46%
										current \$ 124,429	26%
										difference \$ 95,123.21	
Total Home Occupation	204			32	\$ 6,528		\$ 74	\$ 32			
Day Cares (Home)	4					77	\$ 70	\$ 77			
Total Home Occupation Revenue											
FY 2012 Business Licensing Revenue											

Business License Fees

Residential Rentals	# of Units	Disproportionate Cost Per Unit	Total Cost	G/L Per Unit Fee	Total Revenue with G/L Fee
Single Family Rentals	240	\$ 50.00	\$ 12,000	\$ 49	\$ 11,760
Duplex Rentals	276	\$ 17.00	\$ 4,692	\$ 49	\$ 13,524
3+ Rentals	660	\$ 41.00	\$ 27,060	\$ 15	\$ 9,900

Assisted Living/Nursing Care	# of Rooms	Current Total Cost	Current Fee	Fee Using Percentage Assumptions
Mountain Ridge	108	\$ 34,093.00	\$ 804	\$ 6,121
Manor Care Health Services	105	\$ 33,151.00	\$ 3,331	\$ 5,958
Mountain View Health Services	60	\$ 19,021.00	\$ 3,331	\$ 3,481

Transitional Rehab	# of Rooms	Current Total Cost	Current Fee	Fee Using Percentage Assumptions
Pineview Transitional Rehab	30	\$ 9,601.00	\$ 804.00	\$ 2,226
Ernest Health Transitional Hospital	40	\$ 12,741.00	\$ 804.00	\$ 2,776



Comparable Licensing Fees

BUSINESS CATEGORY	MARRIOTT-SLATERVILLE	HARRISVILLE	NORTH OGDEN	CLEARFIELD	SOUTH SALT LAKE	TAYLORSVILLE
Assisted Living	NA	NA	NA	NA	\$147 + \$43/bed	\$78 + \$20/bed
Automotive Services	\$296	\$137	\$230	\$190	\$161	\$492
Business, & Professional	\$188	\$66	\$64	\$75	\$190	\$78
Commercial Day Care	\$289	\$65	\$64	\$85	\$299	\$128
Construction/Manufacturing/ Contracted Services	\$386	\$126	\$64	\$75/\$275	\$260	\$103
Convenience Stores	\$2,336 24 hrs. \$1,196 - lmt. hrs.	\$701 / prepay \$1,701/no prepay	\$860	\$575	\$1,319	\$878
Finance	\$1,108	\$84	\$461	\$515	\$538	\$967
Home Occupation	\$55	\$84	\$64	\$75	\$18	\$50 \$100
Large Retail (415,000+ sq. ft.)	\$3,395	\$61,853 \$24,741	\$549	\$75	\$1,237	\$2,161
Pawn Shop	NA	NA	NA	\$575	NA	NA

Comparable Licensing Fees

BUSINESS CATEGORY	MARRIOTT-SLATERVILLE	HARRISVILLE	NORTH OGDEN	CLEARFIELD	SOUTH SALT LAKE	TAYLORSVILLE
Private Club	NA	NA	NA	\$875	NA	\$1,078
Restaurant	\$1,108	\$403 \$161	\$492 Fast Food \$143 Other	\$225	\$342	\$303
Sales/Service/Rental	\$258	\$66	\$123	\$75	\$273	\$128
Solicitors/Peddlers/Vendors	\$90	\$82	\$80	\$240	NA	\$282
Storage Units (< 500 units)	\$188 \$188 + \$0.52/unit	\$105	NA	\$75	\$147 + \$0.21/unit	\$78
Temporary Licenses	\$80	\$82	\$64 - \$80	\$225	\$147	\$250