



Regular City Council Meeting Minutes

Tuesday, September 15, 2020 at 6:30 pm

PUBLIC NOTICE IS HEREBY GIVEN that the Sunset City Council will hold a regular meeting at the date and time noted above. It will be held following social distancing rules in the Sunset Room of the Sunset City Office Building, 200 West 1300 North, Sunset, Utah.

Any information or items for the Council's consideration must be furnished at least seven (7) working days prior to the scheduled meeting to give the needed time to study the request.

ATTENDEES

Mayor Pro-Tem: Scott Wiggill

Council Members: Chad Bangerter, Beverly Macfarlane and Nancy Smalling

Employees: Recorder Susan Hale, Treasurer/Office Manager Linda Youngdell and Public Works Director Jason Monroe

Others: Neil Coker, Bryan J. Elmer, Chris Elmer, Jean Holm and Thomas, Ewell

Excused: Mayor D Howard Madsen, Council Member Norm Noyes and Police Chief Ken Eborn

REGULAR SESSION

1. **CALL TO ORDER & WELCOME** by Mayor Pro-Tem Wiggill
2. **INVOCATION AND PLEDGE OF ALLEGIANCE** by Council Member Macfarlane
3. **APPROVAL OF MINUTES - September 1, 2020 and September 8, 2020**

Minutes:

Council Member Smalling asked for it to be noted in the minutes of September 1st that she did not arrive until later, so she was unable to vote on a lot of the issues that night. Council Member Macfarlane made a motion to approve the minutes of September 1, 2020 as amended and September 8, 2020 as written. Council Member Bangerter seconded the motion. The motion was approved unanimously with Council Members Bangerter, Macfarlane and Smalling voting yes.

4. PUBLIC COMMENTS

Each person desiring to make comments will have 3 minutes. Please state your name. Please save your comments on the Public Hearing item until the hearing is opened.

Minutes:

There were none.

PUBLIC HEARING

5. To propose trading a portion of City owned property located at 200 West 1300 North for part of the cost of building a park on another portion of the same parcel and to solicit input from Sunset City residents on the proposed trade

Minutes:

Council Member Bangerter made a motion to go into the public hearing. Council Member Macfarlane seconded the motion. The motion passed unanimously with Council Members Bangerter, Macfarlane and Smalling voting yes. Mayor Pro Tem Wiggill explained the Council wants to build a park in the vacant city-owned property behind the City Building, but the cost was too high. After many discussions, they decided to rezone the property to R-3 Multi-Family so they can trade the west side of it for the construction of infrastructure for the park. The park will have amenities and a Veterans Memorial. Neil Coker asked if there would be a tax increase for this and he was told no. Council Member Bangerter explained the infrastructure would be at least the water & sewer lines, parking lot, fencing and grass. The contractor would build housing on the west end, which the City would receive property tax on. Council Member Bangerter made a motion to go back into the regular session. Council Member Macfarlane seconded the motion. The motion passed unanimously with Council Members Bangerter, Macfarlane and Smalling voting yes.

Agenda Items

6. Appoint a Planning Commission Chair and an Alternate Chair

Minutes:

Mayor Pro-Tem Wiggill stated the Planning Commissioners would like Laura Penman appointed as the Planning Commission Chair and Brian Parker as the Alternate Chair. Council member Bangerter made a motion to appoint Laura Penman as the Planning Commission Chair and Brian Parker as the Alternate Chair. Council Member Smalling seconded the motion. The motion passed unanimously with Council Members Bangerter, Macfarlane and Smalling voting yes.

7. Presentation of an amendment to the Town Center Zone (TC) and schedule a public hearing

Minutes:

Mayor Pro-Tem Wiggill stated a section requiring a development agreement is included in the C-2 - commercial zone and BMU - Boulevard Mixed Use zone chapters of the zoning ordinance, but was inadvertently left out of the TC chapter so the Planning Commission discussed adding a section requiring a development agreement to the TC - Town Center Zone ordinance on September 10, 2020. The Planning Commission will hold their Public Hearing on October 8, 2020 and the Council may schedule their Public Hearing for October 20, 2020, Council Member Bangerter read the section they would like added and said it would allow the Council to better control and understand what a developer plans to do. It was stated that the area zoned as the Town Center zone is where the old Winegar building is on 1300 North and it allows a mixed use of residential and commercial units. Council Member Bangerter made a motion to schedule the public hearing for October 20, 2020. Council Member Smalling seconded the motion. The motion passed unanimously with Council Members Bangerter, Macfarlane and Smalling voting yes.

8. Schedule a public hearing to open the City budgets in order to give employees a wage increase

Minutes:

Recorder Hale explained during the last meeting the Council approved a wage increase for the City employees. A public hearing is needed to increase the budget to allow for the wage increase. Council Member Macfarlane stated that hearing on the tax increase is to allow the residents to make their comments. Recorder Hale stated there is no tax increase, it will just be a budget increase. Council Member Bangerter made a motion to schedule the public hearing for October 6, 2020. Council Member Smalling seconded the motion. The motion passed unanimously with Council Members Bangerter, Macfarlane and Smalling voting yes.

9. Consideration of Resolution 2020-15 approving an interlocal cooperation agreement for placement of a ballot drop box

Minutes:

Recorder Hale explained Davis County wants to place a permanent ballot box outside of the city buildings in the County so residents can drop their ballots off any time and don't have to wait until the city building is open during the week. They plan to install Sunset's ballot box by the stairs leading to the Sunset Room and this is the agreement for them to do that. Council Member Smalling made a motion to approve Resolution 2020-15. Council Member Macfarlane seconded the motion. The motion passed unanimously with a roll call vote. Council Member Bangerter - yes, Council Member Macfarlane - yes and Council Member Smalling - yes.

10. Mayor, Council and Department Head reports

Minutes:

Council Member Macfarlane reported 4 of the 6 sections of the fire hydrant painting project have been done. Volunteers have done the work with the City Public Works Department providing paint, supplies and hydrant maps. September is Healthy Utah Senior Month and there is poster in the lobby about it. The Clearfield Senior Center is a command center for COVID-19, so it's been closed to the public. They are providing virtual classes that can be registered for. Lunches are available on a reserve and drive by basis. Seniors can make an appointment for a ride to local doctors, to get groceries, etc. The monthly calendar of events is on City website. She is excited for those present to see what is happening in the City. Council Member Bangerter said he saw some comments on Facebook about speeding on 250 West so he talked to Chief Eborn about it. Chief Eborn told him this commenter has called him about 15 times about it and used a lot foul language while doing so. Council Member Bangerter is pretty upset about the disrespect and said no one should have the right to do that to someone who has dedicated over 30 years of his life here. A police car was parked in the area with no one in it to help slow down traffic. That did not appease that person so now an electronic speed sign will be placed on 250 West. If that doesn't work, he will sit there with the Chief at 5:00 pm to witness it. He said, if the residents who are in attendance tonight have been told the wage increase will cause a tax increase, it will not. With what's going on in the Nation, very few people want to be a Police Officer now, so it's almost impossible to hire officers. The Council is doing its best to entice officers here and make this community as safe as possible. He is serious about speeders and takes complaints seriously. He left his phone number on Facebook for people to call, but he has had no calls. He thanked the Public Works Department for all their hard work. Council Member Smalling said having the dead trees cut down along Main Street was perfect timing with the winds that came through. She thanked the Police Officers because she has seen what they have to go through. She also said it was terrible the way Chief Eborn was spoken to. As to her Board appointment to the Davis Mosquito Abatement Board, she said it has gone pretty good this year. She reminded people to keep standing water drained because mosquitoes are very attracted to it. No one has gotten COVID-19 from there to date, although some have been quarantined due to exposure. They were able to areal spray more this year than any other year because of the low water. They have been approved to start using their bigger drone so they can treat more areas. On social media, it has been asked if the spray is safe for animals and it is. They have been through the county four times which is more than usual. Some of their traps were damaged in the winds and they have had a hard time getting supplies for testing the mosquitoes because the supplies are being used for COVID-19 testing. The Youth City Council still needs members; they are down to two members. Public Works Director Monroe said there were seven trees blown down into City streets during the wind storm that they removed.

There were seven additional trees blown down in the City parks and one at the City Building. A lot of residents brought tree branches to the City shop area. The Centerville, Farmington, Kaysville areas were hit drastically and Davis County called the other cities to ask for help, so he sent down one dump truck and employee down Wednesday, Thursday and Friday to haul away debris. Curb and gutter has been installed in the 800 North Project, so that is coming along and they hope to get the asphalt in before it stops being made for the season. Jean Holm said they had chopped up a lot of trees on 250 West and when they called the City Offices to see if they could dump them at the shop yard, they were told no. Treasurer/Office Manager Youngdell said she needs to know who will be attending the virtual Utah League of Cities and Towns Conference on September 23rd-25th. When asked she said she would confirm the cost. The City newsletter will be done early next month and she let the residents know it is only put on the website except for the one in July because it contains information on Fun Days and has the Water Quality Report in it. Residents may sign up for the newsletter to be mailed to them if they would like that. She said the office was not told that the shop area was open for tree limbs after the wind storm and they are the point of contact, so she apologized for that. Mayor Pro-Tem Wiggill read a post on Facebook from a resident praising Sgt. Arbogast for his help and acknowledged the rest of the department for doing their best.

11. Adjourn the regular session and move into the work session

Minutes:

Council Member Bangerter made a motion to adjourn the regular session and move into a work session after a five to seven minute break. Council Member Macfarlane seconded the motion. The motion passed unanimously with Council Members Bangerter, Macfarlane and Smalling voting yes.

WORK SESSION

12. Update on the CARES Act funding purchases and discuss future purchases

Minutes:

Treasurer/Office Manager said so far funds have been spent on the zoom meeting subscription, equipment, sanitation items, etc. and as of today \$90,093.89 is left of the first tranche. There are bids coming in for the PA system and hepa filter system. Council Member Bangerter reported he, Mayor Madsen, City Engineer, a contractor for the decontamination room and an HVAC contractor will meet on Thursday. The HVAC and decontamination room will cost around \$250,000. The City Attorney advised an RFP will not be required for this because they have such a short time to spend the money. People can't hear the meetings well in the Sunset Room, so he has

met with media people to get a sound system so they can hold Council meetings in the Sunset Room and so the room can be used as an overflow room for heavy Council meetings. The system will also have a way to view presentations being shown in the Council chambers. It will cost about \$30,000 for this project. If the funds start running low, the priority should be first the HVAC system, second the speaker system and third the decontamination room. If all of that can be done and there is still money left over they can reimburse the wages spent on setting up procedures to run the City during the pandemic.

Council Member Smalling said the Mosquito Abatement District may want Sunset to donate around \$1,500 of the City's CARES funding to them.

Mayor Pro-Tem Wiggill agreed with reimbursing wages and he wants to get better storage cabinets for the personal protection equipment. He has searched and searched but can't find any that is water resistant. Council Member Bangerter may be able to help him with that.

13. Adjourn - 8:00 p.m.

Minutes:

Council Member Bangerter made a motion to adjourn. Council Member Macfarlane seconded the motion. The motion passed unanimously with Council Members Bangerter, Macfarlane and Smalling voting yes.

Compliance: In compliance with the Americans with Disabilities Act, individuals needing special accommodations during this meeting should notify the Sunset City Offices, (801) 825-1628, at least 48 hours in advance of the meeting.

Agenda posted in accordance with Utah State Code Annotated 52-4-202(3) and provided to the Standard Examiner.

Susan R. Hale,

Sunset City Recorder

D Howard Madsen, Mayor

Susan R. Hale, Recorder