

NORTH OGDEN CITY COUNCIL MEETING MINUTES

November 24, 2020

The North Ogden City Council convened in a virtual meeting on November 24, 2020 at 6:04 p.m. at <https://us02web.zoom.us/j/84491392518> or by Telephone: US: +1 346 248 7799 or +1 669 900 9128 or +1 253 215 8782 or +1 312 626 6799 or +1 646 558 8656 or +1 301 715 8592 or Youtube: <https://www.youtube.com/channel/UCriqbePBxTucXEzRr6fclhQ/videos>. Notice of time, place, and agenda of the meeting was posted on the bulletin board at the municipal office and posted to the Utah State Website on November 19, 2020. Notice of the annual meeting schedule was published in the Standard-Examiner on December 22, 2019.

PRESENT:	S. Neal Berube	Mayor
	Ryan Barker	Council Member
	Blake Cevering	Council Member
	Charlotte Ekstrom	Council Member
	Cheryl Stoker	Council Member
	Phillip Swanson	Council Member

STAFF PRESENT:	Jon Call	City Manager/Attorney
	Annette Spendlove	City Recorder
	Rob Scott	Planning Director
	Evan Nelson	Finance Director
	Dirk Quinney	Police Chief
	Lorin Gardner	City Engineer
	David Espinoza	Public Works Director
	Jeremy Hindes	Lieutenant Police

VISITORS:	Bob Buswell	Brenda Ashdown	Kaylee Barber
	Susan Clements	Jay D. Dalpiaz	Bruce R. Baird
	Julie Anderson		

Mayor Berube called the meeting to order. Bob Buswell offered the prayer and led the audience in the Pledge of Allegiance.

CONSENT AGENDA

1. DISCUSSION AND/OR ACTION TO CONSIDER OCTOBER 27, 2020 CITY COUNCIL MEETING MINUTES

Council Member Stoker motioned to approve October 27, 2020 City Council meeting minutes. Council Member Cevering seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Ekstrom	aye
Council Member Stoker	aye
Council Member Swanson	aye

The motion passed unanimously.

ACTIVE AGENDA

2. PUBLIC COMMENTS

Susan Clements used the Zoom chat feature to express her gratitude for the leaf truck. Mayor Berube stated he has heard a lot of positive feedback about the leaf truck and has passed that on to City staff; he feels that operating the leaf truck is a good service for the City to provide to its residents.

Mayor Berube then noted that the individual who is going to be making a presentation to the Council under item three on the agenda has not yet joined the meeting; he moved to item four on the agenda and indicated that the Council can move back to item three when Mr. Delpias is present.

4. DISCUSSION ON NORTH HILLS DEVELOPMENT

A staff memo from Planning Director Scott provided background information for the proposed North Hills Development Project, which was formerly referred to as the North Cove project. The purpose of tonight's discussion is to focus on policy issues associated with the project in order to determine what the City Council is willing to consider. The following policy issues are presented to the Council for consideration; once a determination is made regarding these issues, the previous design issues can be addressed:

- Process: Annexation, Zoning, Development Agreement, Subdivision / PUD approvals with an appropriate community outreach. (See attached maps from the property owner)
- Policy Questions
 - The property is within the North Ogden City annexation declaration. Is the City willing to annex the property?

- What zoning and density is the City willing to agree to? The following table compares the current county zoning (A-1) with the city HP-2 zone, and the North Hills proposal.

North Hills Comparison		
196.28 Gross Acres		
170.11 North Hills Developed Land Acres		
<u>County Zoning (A-1)</u>	<u>HP-2 Zone</u>	<u>North Hills Proposal</u>
1 Unit / 40,000 sq. ft	1 Unit / 12,500 sq. ft	Varying densities based upon slope
1.08 units / acre		
2 Units / 2 acres	3.48 units / acre	
.5 units / acre		3.72 units / acre
185 Dwelling Units	591 Dwelling Units	634 Dwelling Units

- Is the City willing to entertain a Master Planned Residential (MPR) zone designation with a development agreement?
- Is the City willing to consider cluster development options, a variety of residential building styles (townhouses and single family), commercial and church locations?
- Is the City willing to consider Transfer of Development Rights to transfer density from another property?
- Is the City willing to provide city services north of the Rocky Mountain Power corridor? Acres in the area north of power line: 41.82 acres consisting of 136-159 units.
- Is the proposal consistent with the North Ogden General Plan?

City Manager/Attorney Call indicated the applicant's representative is present and can participate in any discussion the Council may have regarding these policy issues.

Mayor Berube asked if it is correct that the application complies with the City's General Plan. Mr. Scott stated that the General Plan calls for the property to be annexed into the City; it also provides some direction regarding the process that should be followed to determine the appropriate design and development of any project in the area. Mayor Berube stated that the General Plan also calls for a regional park in the area, but due to the steepness of the land, the developer has indicated that is not possible in the area. Mr. Scott stated that the General Plan does call for some sort of a park near the subject property, but it does not necessarily identify a specific property upon which the park should be constructed.

Discussion among the Council and staff centered on the parameters that should be put in place to ensure appropriate development on the City's hillside area, which has been designated to be a sensitive lands area. Mayor Berube stated he would not be in favor of any development above the power poles in the area, but he would be willing to consider some sort of transfer of development rights to provide increased density in the area below

the poles. There was also discussion about the City's ability to provide utility services to the area, specifically above the power poles. The Council expressed concern about increased density in the area and all were opposed to development above the power poles on the hill.

Mayor Berube invited input from the applicant.

Bruce Baird, representative for the applicant, indicated that his client desires to develop the area north of the power poles, but the project is a homeowner's association (HOA) model and the area above the power poles would be a gated community. Enough revenue should be generated by the HOA or common area maintenance fees to be charged to the residents in that are to pay for utility service provision without difficulty. He stated that his client plans to build phenomenal homes in the area; he is proposing a mix of housing types and even the townhomes would be very high end and in great demand due to the beauty of the area and the views the residents would enjoy. He stated he had hoped the Council would focus on the quality and layout of the project rather than the total number of units alone. The design included clustering and appropriate buffering between differing uses and he hopes that it will be possible to negotiate with the City to settle upon a compromise that will work for both the City and his client. He noted that lot sizes and density do not necessarily dictate quality of design. He added that a commercial component has been left in the plan as there was some favor for it among staff, Planning Commission, and the Council. However, the applicant sees pros and cons to a commercial component and is willing to adjust the plan responsive to the feedback he receives from the Council. He then noted that it is correct that there was a call for a regional park in some area of the hillside; however, the topography of the area does not lend itself to a functional programmable park. It could be suitable for natural open space, trails, and parking lots for amenities. But, there is no place for a flat regional park in the project area. He then stated that there will be a fully constructed detention basin to meet best standards for development in this type of area. The details of these types of improvements will be addressed in a development agreement for the project.

Mayor Berube asked Mr. Scott to review goals for a development included in his staff report on page 26 of the meeting packet. Mr. Scott reviewed the goals as follows:

Goals Goal #1 – Improve road conditions Strategies-

- Consider alternative revenue sources such as a road maintenance district to address maintenance issues in this area where slope impacts service demands.
- Utilize innovative storm water techniques to return street surface runoff to the underground aquifer and reduce piping costs.
- Promote through ordinances and public improvements dark sky philosophies through streetlight and yard light controls.

Goal #2 – Improve trail connections Strategies

- Establish new trails through private property to access Forest Service lands

- Work with the Forest Service to develop trailheads and trails to access the mountains.
- Increase trails within the urban area with an emphasis on biking/hiking and walking options to include handicapped accessibility.

Goal #3 – Increase the return of natural water to the ground Strategies

- Adopt on-site water retention ordinances.
- Encourage water-wise landscaping ordinances and education.

Goal #4 – Address Hillside environmental issues Strategies

- Avoid areas with potential instability or hazards through adoption of appropriate ordinances that allow for density retention and hazard avoidance.
- Consider natural parks to preserve open space and permanently preserve hazardous areas.
- Consider the clustering techniques and environmental avoidance options found in the Hillside Protection zone.

Housing Goals

Goal #1 – Increase Housing Quality and Variety

- Establish and adhere to high quality building and design standards for all housing types so that development enhances the community character.

Strategies

- Proactively evaluate current ordinances and policies to determine whether there are obstacles that can be removed or modified to achieve the community's housing goals.
- Create design standards to improve the overall quality of North Ogden's housing.
- Work with homeowners, landlords, and renters to maintain and improve existing properties.

Mr. Baird stated that he feels that each of the goals can be accomplished through a development agreement for the project; the quality of the project can be increased by allowing slightly higher density while still meeting the high standards for a development in this area. He noted that he is seeking feedback and direction from the Council in order to proceed with adjusting their plan and move to the next step in the application process.

Mayor Berube stated his greatest concern is the preservation of the beauty of the North Ogden hillside areas; these areas contribute to the culture and beauty of the City and he wants that to be considered in the design of this project. Council Member Swanson agreed and added that he feels the most important decision for the Council to make right now is whether they will allow development above the power line corridor; if development above that area is to be prohibited, that will have a significant impact on the

density of the rest of the project. Mayor Berube agreed. He then polled the Council to determine if there were any objections to annexing the subject property into the City. No objections were voiced. Several Council Members indicating that allowing the property to be annexed into the City would give the City greater control over the project as the developer could pursue development within Weber County if the City denies the annexation. The Council discussed density and the best mixture of uses in the project. Council Members Swanson, Stoker, and Cevering stated they are opposed to commercial uses in the project. They also indicated they are concerned about dramatic increases in density. Council Member Ekstrom stated she would also like to understand the manner in which the project will impact area schools.

Discussion then centered on plans for road improvements to provide adequate access to the project area, after which Mayor Berube stated he feels that the design, annexation, and goals outlined for the project are acceptable. Council Member Swanson indicated that there are two sections, one above the power line and one below the power line. He later continued that he would like to see between 80-90 units above the power line and maybe more density below. It seems there are a few issues the Council would like for the applicant to address: removing commercial from the project plan, determining whether development will be allowed above the power pole corridor, and reducing the density of the project. Mr. Baird stated that he would like to regroup with the applicant and their team to determine what adjustments they are comfortable making at this time before coming back to the Mayor and Council for further discussion. Mayor Berube stated that during the next discussion of the application, he would like for Mr. Baird to provide detailed documentation thoroughly addressing how the goals for the project will be achieved. It would also be helpful for the documentation to include an explanation of how the project will benefit the entire community and not just the developer. Mr. Baird stated he will be happy to provide information about the balance of private property rights and public interest in this type of project.

3. PRESENTATION AND DISCUSSION ON GARBAGE RATE

Jay D. Dalpiaz thanked the Mayor and Council for the opportunity to participate in this meeting and present his findings regarding costs and possible control measures for garbage services. Since the beginning of the Covid-19 pandemic cities across the United States have seen increased volumes of residential trash collection. When North Ogden City renewed its latest garbage contract with Republic Services we saw an increase in the rate. Dump rates at Weber Transfer station have recently increased (paid per ton). There are disparities in the 2nd garbage can pricing model that is costing the City money.

- Second black garbage can= \$19.27 per month (x12 months= \$231.24 per year/52 pickups= \$4.44 per pickup)
- Second blue garbage can= \$5.06 per month (x12 months= \$60.72 per year/26 pickups= \$2.33 per pickup)

Potential solutions include increasing additional blue can prices to roughly equivalent of the price of black cans; and allowing the green waste pit to accept North Ogden resident's grass clippings for free, thus decreasing tip rates at the Weber transfer station. He asked if the decrease in green waste revenue may possibly outweigh the increase in tip rates. Additionally, the City could increase the amount of recycle dumpsters at the old North Ogden public works facility and he wondered whether the increase in expense that the City pays for dumpsters outweighs the increased Weber transfer stations prices. Finally, the City has the ability to charge a convenience fee to customers who pay their utility bill with a credit card; some businesses charge up to \$2 per transaction. He then thanked the Mayor and Council for considering his findings.

Mayor Berube stated that the Council can discuss these issues with City Administration to determine if any changes to the City's recycling and garbage collection programs and fees would be appropriate. He asked that Finance Director Nelson also review the information provided by Mr. Dalpiaz to be prepared for continued discussion in the future.

Council Member Barker stated that it is his understanding that since the City stopped its recycling program it has still continued to provide residents with an option to have a second blue can at their home. He stated that he would suggest that be discontinued because the City is essentially losing money on second cans; if the second cans are going to be offered as an option going forward, he would like to consider a fee increase. He then noted he has asked Public Works Director Espinoza to monitor garbage collection to determine if there is a large amount of grass clippings being placed in garbage cans throughout the summer months; this information can be gleaned by comparing tipping rates during the summer months to tipping rates during the winter and he would like to review this information in the spring to determine if changes to the operations at the green waste pit are appropriate. Mayor Berube agreed.

Council Member Stoker noted she would like to have the opportunity to evaluate the effectiveness of changes to garbage collection procedures; residents were notified that their cans cannot be overflowing and no garbage can be located on the ground around their cans and she would like to hear whether residents have complied with those adjustments. Mayor Berube stated that is something the Council can discuss in the future and at this time he would like to simply discuss Mr. Dalpiaz's recommendations.

Council Member Ekstrom thanked Mr. Dalpiaz for his analysis and she agreed that it is appropriate to review garbage rates to ensure that they are reflective of changes in operations. Council Member Swanson agreed; garbage collection is a service just like water and sewer services and it is necessary to cover the costs of providing those services. He stated that the blue can charges were previously lower than garbage collection rates as an effort to incentivize residents to recycle rather than place everything in the garbage. However, given the City is no longer offering a curb-side recycling program coupled with the increases in costs for garbage hauling, he also agrees that it is

appropriate to review rates for all cans used by residents for garbage collection. Mayor Berube agreed; the City has been very conscientious in the past in terms of keeping rates low, but it is important to cover the cost of a service rather than subsidize it.

Council Member Cevering thanked Mr. Dalpiaz for his insight and for getting involved in this issue.

Mayor Berube asked staff to look into any regulations regarding enacting a convenience fee for credit cards for utility bills. He then reiterated the matter of garbage hauling rates will be discussed in greater detail in future meetings.

5. DISCUSSION AND/OR ACTION ON HAZARD PAY FOR PUBLIC SAFETY FROM THE CARES ACT FUNDS

Mayor Berube noted that Council Member Barker has indicated he will recuse himself from voting on this matter given the position he holds with the North View Fire District; however, Council Member Barker's input may be valuable to the Council.

Finance Director Nelson explained it has been proposed that a portion of the CARES Act funding be used to provide hazard pay to Police officers and Fire/EMS responders at North View Fire District. Hazard pay could be calculated as follows:

- Eligibility Period: 3/1/2020-11/21/2020
- Total Budget for North Ogden City Police: \$38,000
- Total number of eligible employees: 18
- Average expense per employee: \$2,111

The \$2,111 dollar amount includes wages, taxes, and retirement and does not reflect take-home pay. It is expected that overtime rates would apply to the hazard pay rate. This additional cost has been included in the total proposed budget. According to CARES Act guidelines, hazard pay cannot be given across the board, but must be tied to work with an increased risk. The proposed approach is to calculate an hourly rate based on total actual hours worked during the eligibility period. Holiday, sick, and vacation leave, as well as training hours would be excluded from the calculation. The North View Fire District has requested that the three participating cities contribute CARES funding for hazard pay for their employees. It is proposed that the City contribute an amount that puts the Fire District employees on par with North Ogden Police Officers. Because North Ogden generates approximately 42 percent of the Fire District's calls, the City would pay 42 percent of the calculated hazard pay allocation. Here is a sample calculation, assuming the District has 31 eligible employees: 31 employees x \$2,111 = \$65,441; \$65,441 x 42 percent = \$27,485. This is the amount North Ogden City would make available, assuming there are 31 eligible employees. Because North Ogden City is the CARES recipient, and is subject to a federal audit, the District would need to provide payroll records showing

actual hours worked for the eligible employees. Staff would like to ask for Council direction on this proposed approach to hazard pay.

There was a brief discussion among the Mayor and Mr. Nelson regarding the manner in which entities are supposed to determine if an employee is working under an increased risk and should qualify for hazard pay. Mayor Berube stated it is appropriate for Administration to have a clear understanding of that matter so that they understand that hazard pay will not be applied across the Board. Mayor Berube asked City Manager/Attorney Call to report on the discussion that took place during a recent meeting with City Administration and North View Fire District Administration. Mr. Call noted that it is their goal to pay their employees an additional \$2 per hour for hazard pay for all hours worked from March 1 to December 30, 2020. He stated that regular employees of North Ogden City work 2,080 hours per year, Police Officers work nearly 2,300 hours, and Fire Fighters at the District work almost 3,000 hours. He stated that the District has provided documentation to illustrate the elevated risk that their employees are working under and they stand behind the request for hazard pay for all of their employees. He reiterated that North Ogden's contribution to cover the cost of hazard pay would be approximately \$65,000. He then noted that after evaluation of hazard pay offered to other agencies throughout the State, he has found that most agencies are getting more than the \$1,500 that North Ogden provided to its Police Officers and in most agencies, Police Officers and Fire Fighters have been treated the same for the purposes of determining hazard pay rates. Council Member Barker added that the District has also determined to provide hazard pay to its Administration and office staff as they have never closed their offices and are open to the public. The Fire Chief, Deputy Chief, and Fire Marshall regularly interact with the public on calls for support.

Council Member Swanson asked Mr. Nelson to read the regulations in the CARES Act relative to providing hazard pay. Mr. Nelson indicated hazard pay may be covered using payments from the Fund if it is provided for performing hazardous duty or work involving physical hardship that in each case is related to COVID-19. Hazard pay specifically may only be covered to the extent it is related to COVID-19. For example, a recipient may use payments from the Fund to cover hazard pay for a police officer coming in close contact with members of the public to enforce public health or public safety orders.

Council Member Swanson stated that last statement seems to provide direction regarding the type of work that must be performed in order for employees to receive hazard pay; performing traffic stops to typical violations is not part of a public health order or safety order. The same is true for responding to a home fire. He stated that he wants to pay employees as much as possible, especially if their risk level is being increased, but he does not want to do something that puts the City in an indefensible position should it face an audit of the use of CARES Act funds. Mayor Berube stated that is a good point and noted that the City has made the determination not to actively enforce health orders and will only respond to a situation when called upon. He added that the City will be subject

to a single-audit due to the acceptance and use of CARES Act funds; if the City's auditor does not sign off on the use of CARES Act funds and gives indication that monies were used inappropriately, the City will be liable to repay those funds due to improper use. He stated he would like to understand how other agencies have justified the use of CARES Act funds for across the board hazard pay. This led to discussion among the Council and City Administration regarding the difficulty in differentiating between a call where an Officer's risk is elevated due to COVID-19 and those that are more routine and do not present a greater risk; given this difficulty, many agencies have determined that hazard pay is appropriate for those members of a public safety department that interact with the public on a constant basis. He would not be opposed to providing hazard pay to employees that act in that capacity, but he would be concerned about giving hazard pay to office staff or administrators who would only become exposed to the public on a secondhand basis. Council Member Swanson stated that he would be comfortable granting hazard pay to employees who are dealing with the public day in and day out if Mr. Call feels that is legally defensible.

Mayor Berube asked if Administration has had a discussion with its auditor to determine their position on this issue. Mr. Nelson stated that the auditor provided the guidance that he has been referencing throughout the discussion of this issue. Mayor Berube stated he wants to find a way to make this work, but he does not want to put the City at risk. He asked Mr. Call if he can get a detailed response from the City's auditor regarding what their position would be on this matter when they conduct the single audit for the City. He asked if the Council could take action on the request subject to receiving a favorable response from the auditor. Mr. Call answered yes; he asked the Council to identify a dollar amount and specify the position classifications that should be eligible for hazard pay. He indicated Administration also needs direction regarding the contribution they are comfortable with for the Fire District. Mayor Berube stated that he believes the risk for paying office personnel and Department administration is much higher. He facilitated discussion among the Council regarding their direction relative to the types of positions that should be given hazard pay. Council Member Barker stated that the North View Fire District is of the understanding that in order to receive hazard pay, an eligible position must be substantially differentiated from those that are not at an elevated risk. He noted the trouble is that the term 'substantially differentiated' is not defined in the CARES Act and each individual agency has been left to define that. Mr. Call agreed; this is a symptom of the speed with which the CARES Act was developed and activated. There are many issues that have been left unaddressed in the federal legislation.

High level discussion among the Mayor, Council, and staff centered on the manner in which hazard pay is being distributed to employees in other agencies and even by private enterprises, after which Council Member Barker indicated that the North View Fire District Chief is willing to include an indemnification clause in the interlocal agreement indicating the District will repay any funds deemed inappropriately allocated for hazard pay in the event the City's auditor determines the City violated the CARES Act.

Mayor Berube then facilitated discussion among the Council regarding which employees should be eligible to receive hazard pay. The Council concluded to provide the same amount of hazard pay to employees in the Police Department and at the Fire District. They were in favor of excluding office staff from the hazard pay program.

Council Member Cevering motioned to approve hazard pay for public safety from the CARES Act funds with parameters that were discussed tonight and based upon receipt of affirmation from the City's auditor that the City can provide up to \$2,111.00 per employee in eligible positions. Council Member Swanson seconded the motion.

Mr. Call emphasized that the \$2,111 amount includes hourly rate and employee benefits.

Voting on the motion:

Council Member Barker	abstained
Council Member Cevering	aye
Council Member Ekstrom	aye
Council Member Stoker	aye
Council Member Swanson	aye

The motion passed unanimously.

6. DISCUSSION AND/OR ACTION TO CONSIDER A RESOLUTION TO DESTROY, DONATE, OR APPROPRIATE UNCLAIMED PERSONAL PROPERTY FOR PUBLIC INTEREST USE.

City Manager/Attorney Call explained the Police Department ends up with many items of personal property which the City cannot legally dispose of unless it first follows defined statutory requirements. Every so often, the Department needs to clean out their evidence/property closets and Department Administration will be bringing a proposed resolution to the Council for approval. Specifically, the statute requires that any property which is used for a "public interest use" be approved by the local legislative body. A "public interest use" includes: keeping the property, such as small hand tools, or other items that any of our departments could use; donating items to a charitable organization, such as Deseret Industries, or the Boys and Girls Club; and selling the property at auction and using the proceeds in the Department for maintaining future Police Custody Property.

Several of the items on the list will be destroyed because they have no real value. Though the Council does not have to approve the destruction of these items, it provides an additional opportunity for individuals who have lost items to find their items because of the additional notice requirements for our City Council meetings. Staff is asking that the Council look at the draft resolution and attached property list and approve the

Department's recommendations as to which property should be donated to a public interest use. There are a few items on the list which still need to be determined. Typically, these items are in sealed containers or original packaging and the Department does not want to open them until they have exhausted their search for the real owner. Once the Council approves these items for a public interest use, the Department will open the items, determine if there is any useful life in the item, and then allocate the property according to its value. Once the Council approves this action, staff will begin the noticing and after the statutory time period, destroy or donate the property as shown on the exhibits.

Council Member Ekstrom motioned to approve Resolution 15-2020 to destroy, donate, or appropriate unclaimed personal property for public interest use. Council Member Stoker seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Ekstrom	aye
Council Member Stoker	aye
Council Member Swanson	aye

The motion passed unanimously.

7. REPORT ON MODERATE INCOME HOUSING.

City Manager/Attorney Call explained that with the new Moderate-Income Housing requirements established by the State, the City is required to update the MIH element of the General Plan every two years and update the State on the progress of the report every year. This year is the first year North Ogden is providing the "progress" report to the state. This report needs to be adopted by the Council prior to December 1 of each year. The report focuses on two things: first, the progress made on the number of MIH units in the City, and second, reporting on the goals the City made in the MIH Plan. Because the City is required to rely on numbers created by the federal statistics the information is a few years old, but the estimates are based on the movement during the timeframe evaluated. The summary report has been attached and shows the following conclusions about the current and future needs related to moderate income housing in North Ogden City:

- Median Household Income increases from \$78,926 to \$81,519;
- Increase in the number of housing units = 675 units;
- Increased housing burden costs for households making 30% or less than the average median household income in 2025 from 52% to 55.4%;

- Increased housing burden costs for households making 50% or less than the average median household income in 2025 from 31.2% to 33.2%;
- Increased housing burden costs for households making 80% or less than the average median household income in 2025 from 19.5% to 20.8%;
- Increased housing burden costs for households making 100% of the average median household income in 2025 from 15.6% to 16.6%.

Mayor Berube referenced the City's population projection for the year 2025; he believes the City has already exceeded that projection. Mr. Call stated that is correct; the summary chart is based upon growth pattern charts from 2009 to 2017. In 2017 alone, the City build 56 new single-family homes and so far, this year, the City has issued more permits than were issued in 2017. The City's growth curve is much higher than was initially projected and that will influence future reports on MIH in the City. Mayor Berube stated he understands but is concerned about providing a report based on incorrect data. Mr. Call agreed and indicated that next year's report will accurately reflect City population.

There was brief high-level discussion about the legislation that the State Legislature enacted that requires this report and any penalties for non-compliance, after which Mayor Berube indicated the record should reflect that the Council has reviewed the report and it can be submitted by the mandated deadline.

8. **COUNCIL REPORTS:**

a. Council Member Stoker – Police.

Council Member Stoker stated she recently had an opportunity to participate in a ride-along with a sergeant in the Police Department. She was able to go with him to 'clear a house', though she was not familiar with what that meant. They visited a duplex in the City and entered through an open rear door and found that the unit was completely in disarray, was unsafe, and uninhabitable. There was a great deal of drug paraphernalia in the unit as well. After participating in the event, she reflected on the hazards that the City's Officers are dealing with. She visited the Police Station with the sergeant after the ride-along and she learned firsthand the conditions they are working in day in and day out. She is very grateful for the difficult work that the Police Department performs in the community and for providing a sense of safety for citizens. She stated the events she experienced reinforced her belief that the City needs a new Police Station, increased staffing levels, and adequate pay and funding for equipment. Mayor Berube stated he agrees it is evident that this is an issue the City needs to try to solve.

b. Council Member Cevering – Public Works.

Council Member Cevering reported the Public Works Department has been working on 22 projects recently and 11 of them have been completed. The Department expressed gratitude for patience on the part of City residents while crews have been operating the leaf truck throughout the City. Also, the Department is updating its snowplow map and

operations plan and they believe they can finish plowing the areas between 2600 and 2300 North quicker. Mayor Berube thanked the Public Works Department for responding to requests from residents to address snow removal in some areas of the City quicker than in the past. He added that he appreciates Public Works Director Espinoza's response to the information provided earlier in the meeting by Mr. Dalpiaz in regard to garbage collection, tipping fees, and opportunities to increase acceptance of grass clippings at the green waste facility.

c. Council Member Ekstrom – Parks & Recreation.

Council Member Ekstrom reported on adjustments to recreation programs and special events responsive to adjusted COVID-19 regulations. She reported that a mailbox has been located at Bicentennial Park where children can deposit their letters to Santa.

9. PUBLIC COMMENTS

There were no public comments.

10. COUNCIL/MAYOR/STAFF COMMENTS

Mayor Berube read a letter he received from City Recorder Annette Spendlove:

“Dear Mayor, Council, and Jon:

It is with a heavy heart that I submit my resignation. My years with North Ogden City have been wonderful as I have served for six Mayor's, 22 City Council Members, and six City Administrators/Managers. I have met so many wonderful people in our community and outside out community. Many employees have passed through my door, either coming or leaving, and I am grateful for their friendship. It is time for me to retire. I am looking forward to traveling, completing many projects, and most importantly spending time with my family, including my 22 grandchildren. My last day in the office will be December 30, 2020. I would be happy to meet with you at your convenience to discuss my resignation, transition my duties, and help with the transition of a new successor. I wish North Ogden and all of its employees, elected officials, and citizens much success in the coming years as they all work together to keep North Ogden City a viable, friendly, and welcoming community.

Sincerely, Annette Spendlove, City Recorder.”

Mayor Berube offered Ms. Spendlove the opportunity to provide additional comments; her 19 years of service should not be minimized and Ms. Spendlove has been an icon in the community for such a long time.

Ms. Spendlove stated she did not believe retiring would be this hard as she has been excited to spend more time at home. She wanted to thank those she has worked with over the years, including the current Governing Body of the City. Her job has been a big part of her life and she thanked the City for everything.

Council Member Swanson thanked Ms. Spendlove for her many years of service and all that she has taught him during his tenure on the City Council. Council Members Stoker, Ekstrom, Cevering, and Barker echoed Council Member Swanson's comments of gratitude and thanked her for her great deal of patience as she has worked with them and with residents as well. Mayor Berube thanked Ms. Spendlove for her commitment to the City and wished her well in her future endeavors.

City Manager/Attorney Call then reported that the City's annual Christmas party has been cancelled, but individual departments have been given the opportunity to hold lunches where participants can adequately socially distance. He will provide the Council with information about department lunches if they are interested in attending.

11. **DISCUSSION AND/OR ACTION TO CONSIDER ENTERING INTO A CLOSED MEETING DISCUSSION REGARDING THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL §52-4-205(1)(a).**

Council Member Cevering motioned to enter into a closed meeting to discuss the character, professional competence, or physical or mental health of an individual §52-4-205(1)(a). Council Member Swanson seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Ekstrom	aye
Council Member Stoker	aye
Council Member Swanson	aye

The motion passed unanimously.

The meeting recessed at 9:09 p.m.

Council Member Swanson motioned to adjourn the closed meeting and reconvene in the City Council meeting. Council Member Ekstrom seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Ekstrom	aye
Council Member Stoker	aye
Council Member Swanson	aye

The motion passed unanimously.

City Council meeting reconvened at 9:52 p.m.

12. ADJOURNMENT

Council Member Swanson motioned to adjourn the meeting. Council Member Ekstrom seconded the motion.

Voting on the motion:

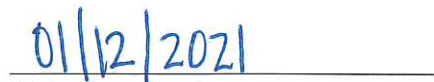
Council Member Barker	aye
Council Member Cevering	aye
Council Member Ekstrom	aye
Council Member Stoker	aye
Council Member Swanson	aye

The motion passed unanimously.

The meeting adjourned at 9:52 p.m.


S. Neal Berube, Mayor


Susan Nance, CMC
Interim City Recorder


Date Approved