

NORTH OGDEN CITY COUNCIL MEETING MINUTES

April 13, 2021

The North Ogden City Council convened in a limited in-person and virtual meeting on April 13, 2021 at 6:04 p.m. <https://us02web.zoom.us/j/83342808058> Webinar ID: 882 2895 0131 Or Telephone Dial: 1 253 215 8782 or 1 346 248 7799 or 1 646 558 8656 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 April 8, 2021. Notice of the annual meeting schedule was published in the Standard-Examiner on December 13, 2020.

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
	Dave Espinoza	Public Works Director
	Lorin Gardner	City Engineer
	Katie Gerard	City Recorder
	Jeremy Hindes	Police Lieutenant
	Evan Nelson	Finance Director
	Dirk Quinney	Police Chief
	Tiffany Staheli	Parks and Recreation Director
VISITORS:		
Alicia	Family	Matt Meyers
Nealy Adams	Jared Flandro	Nick
Ryan Arbon	Richard Hall	Debbie Nordfors
Brenda Ashdown	Brett Hamblin	Kyle Nordfors
Dallin Barker	Korilyn Hietala	Courtney Ryan
Brian Bartholomew	Shelly Hubbard	Megan Sanders
Robert Bolar	Dee Anna Ito Elmer	Kyle Slater
Sean Casey	Susan Kilborn	Steve F.
Stefanie Casey	Sarah Lansing	Tom West
Susan Clements	Amelia Marschall-Miller	Randall Winn
Aaron/Kim Christensen	Shawn Maynard	Mary Wright
Diame	Terri McCulloch	

Mayor Berube called the meeting to order. Council Member Swanson offered a thought to open the meeting and led the audience in the Pledge of Allegiance.

Mayor Berube noted that Weber County Sheriff Arbon has requested time this evening to recognize members of the North Ogden City Police Department for the support they provided during riot events in Ogden and Salt Lake City in the summer of 2020. Sheriff Arbon communicated his gratitude to the Governing Body and Administration of North Ogden City for their willingness to dispatch the Officers of the City's Police Department to support law enforcement agencies in communities that were dealing with rioting and looting events. He reported that 227 Officers represented Weber County; this was a great show of support and the Officers represented North Ogden and the greater community in a professional and responsible manner. He presented individual awards to Chief Quinney and several of the Department's Officers.

Mayor Berube noted that North Ogden was recently recognized as the fifth safest City in Utah and that is no accident; it is the only City in Weber County that was among the top ten safest cities and he thanked the Police Department for their efforts to keep the community safe. He asked Chief Quinney to provide his input regarding factors that contribute to the City's safety. Chief Quinney stated one thing that helps to keep North Ogden safe is the great relationships that have been developed among multiple cities and the Weber County Sheriff's Department; when everyone partners together, with the support of residents, safety will always be the outcome. He stated that he is grateful for his dedicated Officers and their approach to policing; they believe that proactive police work is of utmost importance. It is better to stop a crime than to respond to it. Mayor Berube stated that Chief Quinney sets the example of professionalism and service and he thanked him and his Department for the work they do to keep the community safe.

CONSENT AGENDA

1. CALL FOR CONFLICT OF INTEREST DISCLOSURE

Mayor Berube asked if any Councilmember had any conflict of interest to disclose.

Council Member Barker indicated that his cousin is the applicant for agenda item five; however, he does not have a conflict of interest as he does not stand to benefit financially.

No additional disclosures were made.

2. DISCUSSION AND/OR ACTION TO CONSIDER MARCH 2, 2021 AND MARCH 9, 2021 CITY COUNCIL MEETING MINUTES

Council Member Ekstrom motioned to approve the March 2 and 9, 2021 City Council meeting minutes as presented. 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.

ACTIVE AGENDA

3. PUBLIC COMMENTS

Stefanie Casey, North Ogden resident, stated she has a few concerns about some of the items on the agenda tonight: first related to parks. The Parks and Recreation Department's budget is one of the highest in the City, yet the amount of hazard, safety, and maintenance issues are of huge concern. Parks are public spaces that play a vital role in the social and physical wellbeing of the community. With the pandemic and political influences this past year, everyone is looking to reconnect with neighbors and find ways for community engagement. These public spaces should be maintained by prioritizing the safety and care of the community. There are many unaddressed safety hazards based on the NRPA's daily dozen playground safety checklist. Parks serve as the heart of a community, promoting community wellness; keeping with the thought of community wellness and building a stronger community, she voiced her support for the North Ogden Police Department. In the past few years, Riverton, Herriman, Cottonwood, and Taylorsville are leaving the Salt Lake Unified Police Department to form their own force. The primary reason given by Taylorsville City Council Chairwoman was a desire to have more influence and control over police services. She asked if North Ogden is willing to sacrifice that influence and control; when thinking of the role of community governance, maintaining and supporting a strong police force is vital, according to the Taylorsville City Council Chairwoman, and Ms. Casey feels North Ogden should take a page from the book of these cities and learn from their hands on experience. She believes it is time to start investing in North Ogden as a community, providing existing residents with the basics that create a sense of community, safety, and unity. Poor choices made previously should not be perpetuated at the expense of our safety and the loss of our own in-house Police Department.

Randall Winn, North Ogden resident participating via Zoom, expressed his gratitude to Sheriff Arbon for his attendance and input this evening. He feels that the Sheriff will present options for the Council to consider and the Council will be left in a position to decide whether the control over the City's Police Department would outweigh the cost savings that could be realized by joining with the County. While he does not have an opinion on that matter, he does feel that the option that will be discussed tonight is the only real option for addressing the concerns over the need to build a new Police Station. He is happy the Council is willing to listen to and discuss the information that will be presented tonight.

Shawn Maynard, North Ogden resident participating via Zoom, stated he is the owner of The Cannery and is available to answer any questions the Council may have about agenda item number eight, for which he is the applicant.

Amelia Marschall-Miller, North Ogden resident participating via Zoom, stated she is currently very much opposed to the Weber County Sheriff taking over policing in North Ogden. She would like to see the Sheriff focus on enforcing laws and not enacting resolutions about declaring the county as a second amendment sanctuary, which could result in not enforcing gun control laws. The Sheriff should be focusing on his job instead of taking the time to go on national television to talk about such issues. Second, she asked the Council to consider more than just the financial costs of the County taking over local law enforcement; she would like to see the Council prioritize the approach that will be best for the community and she would like to see a comparison of the options relative to policing accountability, transparency, use of force policies, and training for officers regarding de-escalation, conflict mediation, racial bias, and mental illness. She hopes to hear how the County will address those issues.

Megan Sanders, North Ogden resident, stated she wanted to give a 'shout out' for Chief Quinney and a Detective in the Police Department for their response to a recent car burglary that she was a victim of. The Detective went above and beyond to track the thief through Weber and Davis Counties and ultimately captured him; the individual burglarized residents in several communities and was captured due to the work performed by North Ogden officers. She supports the North Ogden Police Department and indicated they deserve an updated Police station.

Korilyn Hietala, North Ogden resident participating via Zoom, stated she is a resident in the Village at Prominence Point project and reported on outstanding issues relating to lighting, parking, and fencing in the project area. The developer ended up building a four-foot retaining wall rather than raising the walking path near the assisted living facility and there is no rear fencing on the residential properties abutting that area; this means there is a four-foot drop into the yards and this is a very unsafe condition for the elderly people living in the area and utilizing the trail. She asked if the City has heard anything from the Army Corps of Engineers regarding the developer's attempt to reroute the creek to accommodate three lots that are not large enough to meet required setbacks. Residents have been told there is supposed to be a 10-foot easement on the back of those lots to provide for the construction of a walking path that connects to 1900 North, but this would eliminate at least 15 feet of her property, for which she paid a premium price as her lot was one of the larger lots in the project. She stated she is unsure of the rights of the residents living in the project and if they should pursue recourse through the City or with the developer to hold him accountable. The project still has none of the amenities that the residents pay for through their Homeowners Association (HOA) dues; none of the residents understood that their streets would be private rather than public, yet they are paying City taxes for the streets that have no streetlights. This area is a prime spot for crime due to that fact. She asked for advice from the Council as to the best way to proceed. She noted she also heard of a new proposal to build a three-story apartment

building with underground parking; it would include 68 55-and-older apartments and she asked where the appropriate parking would be located in the project area.

Mayor Berube stated that the City has not received a response from the Army Corps of Engineers regarding the relocation of the creek. City Manager/Attorney Call stated that is correct. Mayor Berube asked Ms. Hietala to send her contact information to the City Recorder in order for Administration to follow-up with her to address her other questions; he noted that the apartment building that Ms. Hietala referenced was included in the original plans for the project and he believes it is actually a four-story building that slopes from the east to the west. Ms. Hietala stated that the maps that she received when selecting her lot did not include a multi-story apartment building in the middle of the project.

Susan Kilborn, North Ogden resident participating via Zoom, stated she has lived in the City for 33 years and is a proud resident of the City; she asked for a point of order relating to the order of items on tonight's agenda. She is aware there will be a presentation from Sheriff Ryan Arbon and she asked if the public would have the opportunity to provide comments following that presentation; she does not want to 'jump the gun' and provide her thoughts without having heard his presentation.

Mayor Berube stated there is no plan to accept public comments immediately following that agenda item, but the Council will accept public comments at the end of the meeting. He stated Ms. Kilborn can make her comments now or at the end of the meeting. Ms. Kilborn stated that she wishes to stand with the other citizens who have indicated they are not in favor of blanket coverage of public safety in the hands of the Sheriff's Department for numerous reasons; she has been requesting information under the Freedom of Information Act (FOIA) regarding response times and other issues relevant to participating in this venture, and she does not yet have the response to those requests. However, she is adamantly and firmly opposed to dissolving the existing Police Department as it is an efficient and high functioning Department, as proven by the City's spot as the fifth safest City in Utah. Now is not the time to 'pinch pennies'; now is the time to make an investment in the community via issuing a bond at a low interest rate to complete a project that has been talked about since 2017. She has nothing against Sheriff Arbon, other than her displeasure with him bringing his personal interests to his role by declaring Weber County to be a 2nd Amendment amnesty area. She pointed out that during his media presentation where he promoted this initiative, he indicated that private citizens need to be armed because response time could be 15 to 20 minutes. She discussed her own personal experiences, noting that she has never seen a Weber County Sheriff's vehicle patrolling her area, but she has seen many North Ogden Police Officers patrolling her area. At one point, at about 10:20 p.m., she received a knock on her door from an Officer reminding her to close her garage door. She expressed her appreciation for that service in the community and noted she does not believe that is the type of coverage that the Sheriff's Department can provide. She concluded by stating she is putting her trust in the City Council to make the right decision on this issue.

Jared Flandro, North Ogden resident, voiced his excitement for what Sheriff Arbon has to present tonight. He feels the North Ogden Police Department is phenomenal and he is proud to live in this City and he believes the Sheriff's Department can help to improve the Department and the safety of the community.

Council Member Swanson moved to amend the agenda by moving item eight above item four. Council Member Cevering seconded the motion; all voted in favor.

8. DISCUSSION AND/OR ACTION TO CONSIDER ACCEPTING AN ANNEXATION PETITION FOR A PARCEL LOCATED AT APPROXIMATELY 304 EAST 2000 NORTH.

A staff memo from Deputy City Recorder Nance explained Shawn Maynard has submitted an application for Bryan and Deanna Rasmussen to petition for annexation of 1.83 Acres located at approximately 304 East 2000 North in Weber County, Utah. As required by Utah State Code the Weber County Surveyor has reviewed and given conditional approval of the annexation plat map to Gardner Engineering. The property being proposed for annexation is within the North Ogden City's Annexation Declaration Policy Map. The Petitioner is requesting the C-2 Zone, which the Planning Commission will review and make recommendation to the City Council at a later date. The petitioner meets all the requirements to start the annexation process and it is recommended that the City Council accept the petition to start the annexation process.

City Manager/Attorney Call reviewed the staff memo and noted the action before the Council tonight is to accept the petition and refer it to the Recorder's Office for certification prior to a public hearing being scheduled regarding final action on the annexation petition.

Council Member Cevering moved to accept the annexation petition for a parcel of property located at 304 E. 2000 N. 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.

4. PRESENTATION FROM WEBER COUNTY SHERIFF'S DEPARTMENT REGARDING SERVICES OFFERED AND NORTH OGDEN CITY

Mayor Berube welcomed Weber County Sheriff Ryan Arbon to the meeting and invited him to provide his presentation to the City Council.

Sheriff Arbon thanked the Mayor and Council for their time this evening; he reported on recent discussions between himself and Chief Quinney regarding the work being done to explore the need for a new Public Safety Building in the City. He noted he supports that endeavor and has voiced his support to the City in the past. He has attended open house meetings in the community regarding the project and strongly believes a new building is needed. However, he has been contacted by community members about the option of either creating a special service district or joining the Sheriff's Department to provide a collective community policing approach. He noted that rumors began circulating about the concept and he stressed that this is not something that he has proposed or sought out; rather, he is a community partner that is willing to provide information about what the Sheriff's Department can provide to North Ogden and its residents. He stated based on his own law enforcement career experience, he can argue the pros and cons of both sides of this issue, but tonight he will just provide information about his Department and the potential of joining with North Ogden to provide public safety and protection.

Sheriff Arbon and additional members of the Sheriff's Department then used the aid of a PowerPoint presentation to discuss the optional services the Department can provide to North Ogden as well as the costs for those services. He noted that the City's population is 20,852, with an estimated 2021-2022 budget of \$2.7 million. The new police station project is expected to cost \$11 million, or \$600,000 per year for repayment of a 20-year bond; this would increase the budget to \$3.3 million. The Weber County Sheriff's proposal is to provide services for \$2,007,828, which would be a savings of nearly \$700,000 per year or \$1.2 million per year if the Public Safety building is not constructed. Ongoing cost savings to consider include:

- Police Liability Insurance
- Workers Compensation Insurance
- Civil Attorney's costs for Police Department
- Physical maintenance costs for Public Safety building
- Reduction of City support and costs from Human Resources, Finance, Vehicle maintenance, etc.

Options for reallocating those financial savings include programs like D.A.R.E. and NOVA; pedestrian and vehicle traffic control devices, or other City programs, activities, infrastructure, buildings, and streets. If the City chooses to contract with Weber County, all sworn officers will have employment with Weber County Sheriff's Office as a sworn officer and will maintain their same rank and seniority. All officers will maintain their same wage or have a wage increase and Civilian Records/Office Staff will have a similar position and wage or higher wage. Officers from North Ogden Police Department will initially be assigned to a North Ogden Precinct and all employees will receive Weber County benefits. The Weber County Sheriff's Office currently has 380 employees and Sheriff Arbon provided a breakdown of the staffing structure.

Lieutenant Cortney Ryan then discussed operations in the Investigations Bureau of the Department; their specialties include major crimes/property crimes; child crimes; financial crimes/elder abuse; internet crimes against children; homicide; Weber Metro SWAT; Securus call platform intelligence; forensics; digital forensics analyzer; electronic storage detection K9; area tactical analysis center; FBI child exploitation task force; SIAC gang intelligence; strike force/gangs; and U.S. Marshal Violent Fugitive Apprehension Trike Force Team. The Investigations Bureau also encompasses eight school resource officers that serve area school, five K-9 officers, information technology, and crime scene investigation. It has three support employees and a fleet of five trucks and 13 motorcycles. The Bureau also has major incident response vehicles for occurrences such as a public order, homicide, or active shooter. The Sheriff's Department also has a search and rescue unit with 72 officers and a volunteers in police service (VIPS) unit with 41 officers. Additionally, there are 75 sworn corrections deputies assigned to the Weber County Jail, six chaplains, and one victim advocate. The County Attorney's Office has five civil attorneys, 14 prosecutors, and two juvenile attorneys.

Sheriff Arbon then expounded on professional standards and training opportunities provided to employees in the Department; the Department has a warehouse/training facility that serves an emergency management function and contains equipment used in enforcement, corrections, and search/rescue activities. The Department has a drone unit with one FFA licensed drone first responder and eight pilots. The Honor Guard provides support for many functions throughout the County and there is a public information officer and public relations unit tasked with providing clear and accurate information to the community.

Chief Nealy Adams then provided an overview of the six priority calls that the Department responds to; he presented graphs illustrating and comparing call volumes in North Ogden and West Haven cities for the years 2018, 2019, and 2020. He also discussed Weber County Sheriff's Office response times for 911 calls for service, officer-initiated calls, and non-emergency calls. He stated the North Ogden Police Department serves a current population of 20,852 with 20 sworn officers, six civilian officers, and four VIPS officers. Based on the current budget and plans to build a new Police Station, the cost per sworn full-time officer is \$165,000. The Sheriff's Office serves a population of 68,497 with 78 sworn officers serving West Haven, Washington Terrace, Uintah, Hooper, Huntsville, Marriott-Slaterville, Farr West, Plain City, and unincorporated areas. The 2021-2022 budget is \$6.5 million, for a cost per sworn full time officer of \$141,445. He provided a comparison of budget fluctuations for the City and the County dating back to 2013. The Department can offer two service options to the City; first is the shared services option; this is the current services platform being used by the Sheriff's Office. This option incorporates the minimum law enforcement needs of each of the communities in a shared services platform and distributes the financial obligation of the services utilizing the 50/50 formula. The 50/50 formula is based on a 50 percent City Population and 50 percent calls for service in that city (Traffic Stops and Follow Up Investigations are not included.) The Shared Services option is the most economical option because

services are distributed as needed to partnering cities limiting costs of services incurred when resources are not needed. In addition, the Shared Services Options has significant value in its ability to adapt to daily changing needs of cities because of the increased resource availability. Not every city is going to need to tap into all of the resources available at the same time. Therefore, the costs are shared for greater resources to be available when they are needed. One consideration would be to include Traffic Stops and Follow Up investigations, as these are key work units that should be considered in determining total services provided. The second option is the ala carte option; this is in addition to the Shared Services Option. Any city wishing to increase their law enforcement services or have specific areas of law enforcement needs can incorporate additional resources. These resources can have a wide variant in application that can include a fulltime Community Resource Officer, Traffic Units, Gang Units, Parking Enforcement, Detectives, or even additional Patrol Deputies designated to serve your city. The costs will vary dependent upon the role of the position. For example, parking enforcement versus a patrol deputy versus a detective. The costs would reflect education, training, and equipment needs of the position. The ala carte costs would be in addition to the base price of the shared services costs and reflect 100 percent of the FTE costs. The example used in this scenario was a Community Resource Officer and Patrol Deputies. The cost per FTE continues to cover all Sheriff's Office supervision and management responsibilities for the employee. The total cost to the City for the option one is approximately \$2 million, and this cost will increase by approximately two percent per year.

Sergeant Kyley Slater then presented a chart illustrating the Weber County Sheriff's staffing structure and how that structure would be adjusted to absorb North Ogden City's employees; the presentation concluded with a review and comparison of calls for service and populations of the other cities served by the County, as well as the annual costs for service for each of the member cities.

Mayor Berube reported that the ongoing discussion regarding this option is putting the City at risk; the Weber County Sheriff's Office is offering a signing bonus of \$4,000; Officers believe they may ultimately be transferred to the Sheriff's Office, so they are considering departing now in order to get the signing bonus. He stated this is an issue that needs to be addressed as soon as possible.

High level philosophical discussion among the Council centered on matters such as opportunities to contract with the Weber County Sheriff's Office for individual services rather than shifting all policing activities in the City to the County; proposals to increase staffing levels in North Ogden to keep pace with population growth; details that contribute to the cost of the services provided by the County; potential changes in the level of service; the City's loss of control over public safety operations; potential 'cons' of shifting public safety to the County;

The Mayor and Council communicated their desire to retain the North Ogden Police Department rather than contract with Weber County Sheriff's Office for public safety

service; this decision was based on the need to maintain or improve the current level of service in the City, maintaining control over public safety operations, and preserving the intimate community connection that residents have with their Police Department. Council Member Swanson emphasized his decision is not based upon whether one Department is better than the other because this is not a competition; rather, he does not feel there would be a significant enough improvement that could be realized by contracting with the County. The North Ogden Police Department is very good and has functioned well for decades and he does not feel there is a need to make a change. Council Member Cevering agreed and noted that the City was named the fifth safest City in the State of Utah and that is due in large part to the quality of the Police Department and its employees. Council Member Stoker agreed; she wants to maintain the current level of service and noted that the Police Department contributes largely to the identity of North Ogden.

Mayor Berube stated he would like to give the Council a week to digest all of the information presented tonight and call a special Council meeting next week in order to take action on the matter. Council Member Swanson stated that he believes the Council can take final action on this issue tonight; he asked his fellow Council Members if they are prepared to make a decision and vote on the matter at this time. All Council Members answered yes.

Council Member Swanson moved to reaffirm the decision made during the March 23, 2021 meeting to proceed with issuing a bond to construct a new Public Safety Facility and to retain the current Police Department in North Ogden City. 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.

5. PRESENTATION ON PARKS AND RECREATION BUDGET AND IMPROVEMENTS.

Dallin Barker, North Ogden resident, used the aid of a PowerPoint presentation to discuss opportunities for improving City parks; he noted his presentation will focus on standards for City parks, how the City can maximize the results for the investment in salaries and maintenance, why there are no inspection reports for City parks, what planning is being done to keep up with the growth of the City, what the City is doing to increase safety at parks, how the City can better utilize the parks and trails committee, and whether Administration has considered outsourcing lawn care for City parks. He presented

photographs of amenities at various parks to illustrate some items that have fallen into disrepair; this included damages to playground features, amenities that are currently unusable, and vandalism. He presented a spreadsheet providing a breakdown of the budget for the Parks Department, after which he compared the capital projects budgets for North Ogden City Parks and Brigham City Parks; North Ogden has plans to complete \$4.6 million in capital projects, while Brigham City's budget is under \$1 million. He indicated he feels North Ogden compares well with Brigham City as the total square footage for parks space is comparable; North Ogden's total square footage is 2,591,250 while Brigham's is 3,405,923. However, North Ogden's budget - \$623,758 – is higher than Brigham's - \$345,560. The price per square foot is \$0.24 compared to Brigham City's of \$0.10. He added there is a night and day difference in the feel of Brigham's parks when compared to North Ogden; the parks are well maintained and there are not many instances of disrepair. The only park where he noticed damage to an amenity was Brigham's skate park where a slide on the playground was unusable. He then offered a comparison of North Ogden's budget to other communities in the area, including Clinton City and West Haven; the outcome is similar to the comparison with Brigham City as North Ogden is outspending other cities on salaries, supplies, and maintenance. He noted that throughout his research he met with Finance Director Nelson to gauge whether the data he was evaluating needed further explanation. He noted Mr. Nelson informed him that many cities have different staffing structures and different positions, which can contribute to broad fluctuations in salary budgets. He stated that he submitted Government Records Access and Management Act (GRAMA) requests to North Ogden City and Brigham City to obtain parks inspection reports, the Parks Master Plan, and detailed budgets from the City; he received nine inspection reports from North Ogden, but 315 from Brigham City. He drew the conclusion that North Ogden is not aware of the condition of their parks because regular inspections are not being performed. For the inspections that are being performed, damages are not being repaired. He added that the City does not have a detailed maintenance or improvement plan while other cities do. He stated the City's Parks budget is fairly detailed and that made it possible for him to understand how funding is being spent in the City. He concluded by reiterating he would like to understand standards for City parks; opportunities for maximizing the results for the investment in salaries and maintenance; plans to improve inspections activities in parks; what planning is being done to keep up with growth in the City; what the City is doing to increase safety in parks; what types of things can be added to existing parks to make them more appealing to the public; and whether it would be possible to realize savings in the Department if certain components are outsourced. He stated that if some money can be saved, it would be possible to shift that funding to the Public Safety Facility project.

Mayor Berube noted that Council Member Ekstrom is the Council's assigned liaison to the Parks and Recreation Department. He asked her to work with Department leadership to get answers to Mr. Barker's questions and report back to the Council and the public within 30 days. Council Member Ekstrom stated that she has met with Parks and Recreation Director Staheli regarding these matters and she wished that Mr. Barker had

met with Ms. Staheli as he would have been able to get answers to some of his questions. However, she is willing to follow-up and report back to the Council and the public.

6. DISCUSSION AND/OR ACTION ON CHERRY DAYS EVENTS

A memo from Parks and Recreation Director Staheli explained that due to the uncertainty from COVID-19, Cherry Days 2021 is being planned on a condensed schedule. Preparations for the upcoming year's Cherry Days usually begin the year before the events. Because of the high incidence of COVID cases in January, and restrictions in place that would prohibit many of the activities associated with Cherry Days from happening in 2021, the Parks and Recreation department postponed activity registration until April 1, 2021, hoping to have additional guidance and insight as to future conditions in July 2021. It is anticipated that Governor Cox will end Utah's mask mandate on April 10, 2021. It is NOT anticipated that there will be a change in the state of Utah's Transmission Index in conjunction with the lifting of the mask mandate. The State of Utah's Transmission Index for public gatherings (any establishment or organization with an event host that allows public gathering, such as live events, movie theatres, sporting events, weddings, recreation, and entertainment) includes a public health order requiring attendees to wear masks for ALL levels of transmission (High, Moderate and Low). After speaking with the Weber Morgan Health Department, they plan to continue ensuring that events will enforce this mask requirement for public gatherings. Event hosts are also required to provide a completed COVID-19 Event Management Template to their county health department. One of the requirements listed on this template is to keep a record of attendees (contact trace) to help identify and contact potential exposures. To meet the current requirements to hold events for Cherry Days, North Ogden City would need to provide assurance to the Weber Morgan Health Department that the City would require and enforce the wearing of masks at events, including the parade and festival in the park. North Ogden City would need to further provide assurance of collecting information for each household at the event. These requirements make execution of the parade, festival at the park, car show, evening entertainment and other larger scale events unachievable. While we look forward to the future, and a possible relaxation of restrictions by July 3, 2021, we do not anticipate that happening in time to make needed plans for the Cherry Days events mentioned for 2021. The Parks and Recreation Department's recommendation would be to hold only the following events for 2021. 5K Fun Run/Walk: This can be accomplished with the mask requirement before and after race participation and contact tracing information is gathered with race registration. Cherry Days Medallion Search: This tradition can be completed without event status and is a low risk, low contact activity. Cherry Days Fireworks: This tradition can also be enjoyed without the evening entertainment. The fireworks show that is provided could be structured in a way to be seen from all over North Ogden City, without public gathering. We realize that the pandemic situation continues to change, that restrictions have been a moving target, and that it is possible that restrictions in place on July 3rd would allow for the festival and parade without masks or contact tracing required, however, the time needed to prepare for events of this scale for this year will have passed. Our hope is that the situation will

continue to improve, and that we can look forward to the events we are able to hold this year while beginning planning now for 2022 events with no restrictions.

Ms. Staheli summarized her memo and indicated that she needs direction from the Council regarding how to proceed with scheduling certain Cherry Days events.

Mayor Berube stated that he spoke with Weber County Commissioners today who indicated that most cities in the County are proceeding with holding their annual City celebrations, many of which were cancelled last year; however, he understands that Ms. Staheli's recommendations are based upon the City's ability to ensure the safety of the public.

Council Member Stoker stated she is comfortable cancelling the events named by Ms. Staheli in order to observe COVID-19 safety protocol; Council Members Swanson, Ekstrom, Cevering, and Barker agreed.

Council Member Ekstrom motioned to accept Parks and Recreation Director Staheli's recommendation to cancel Cherry Days events, with the exception of the medallion search, the 5K run, and Cherry Days fireworks. 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. DISCUSSION AND/OR ACTION ON FRUITLAND DRIVE AND 2100 NORTH

Police Chief Quinney noted he has gathered data and statistics from a traffic survey at the intersection of 2100 North and Fruitland Drive, including the number of accidents at this intersection over the last four years; details regarding the types of accidents; and vehicle counts from all four approaches. His report also includes the section from the Uniform Manual on Uniform Traffic Control Devices which addresses the use of four way stops. There were four traffic accidents in the past four years and he reported on the facts of those accidents. He also reported on traffic counts from all four approaches collected on January 29, 2021 between the hours of 7:00 a.m. to 9:00 a.m. and February 2, 2021 between the hours of noon and 2:00 p.m. North and south traffic is considered the major traffic flow, while east and west traffic is considered minor. For both the major and minor traffic flow, traffic counts were much lower than needed to warrant a four-way stop at the intersection. However, the Uniform Traffic Control Manual is just a guideline, and the

City has the ability to make a decision that differs from the guidance provided in the manual.

Public Works Director Espinoza indicated that staff has been working with Weber County officials to pursue improvements to one of the properties at the intersection; this would include trimming a tree that is blocking the sight triangle for motorists.

Mayor Berube stated that he has driven the intersection several times since this issue was initially raised by residents in a recent Council meeting and it is his assessment that the City is lucky there have only been four accidents at the intersection based on the non-traditional layout. He asked that staff continue to work with the County to facilitate tree trimming at the property at the intersection to help to improve visibility. He asked if it is the Chief's recommendation that the City not pursue a four-way stop at the intersection, to which Chief Quinney answered yes. Mayor Berube called for a motion on the matter.

Council Member Cevering moved to accept the recommendation of Chief Quinney that the City not install a four-way stop at the intersection of 2100 North and Fruitland Drive. 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.

9. DISCUSSION AND/OR ACTION ON HALL ORCHARD DEVELOPMENT AGREEMENT AND LAND SWAP PROPOSAL.

A staff memo from City Manager/Attorney Call explained the City has been approached by a landowner about swapping some property the City owns for a future detention basin for the Monroe Boulevard project for some adjacent property to help facilitate a better development on their property under the current R-1-8 zoning. The proposal would swap roughly a 42,000 square foot piece for a 40,000 square foot piece. There are several items the Council could consider as part of this discussion:

- The square footage is slightly more being traded by the City, but may also result in a much more usable detention basin.
- The proposed trade in results in more home lots available to be developed, though they are generally smaller and closer to the minimum size allowed in the zone.
- The proposal includes some use of the proposed basin by the development for storm water management.

- The City normally pays for the middle part of streets which are designed as collectors and arterials (over 66 feet wide). In this case the Monroe roadway is planned to be 80 feet and the associated construction costs would be roughly \$20,000 of road funds to cover the cities expense. The Council should discuss whether a portion of this should be offset based on project development benefits.
- The proposal also includes the costs for the basin to be constructed at roughly \$34,000 and like the road width money, the Council should discuss whether some or all of these costs should be offset as part of the land swap deal.

The memo concluded staff feels comfortable that the proposal could work for the City but would encourage the Council to work with the developer to ensure the City is getting the best deal and one that is fair to both parties. Administration estimates the land swap will result in four to six additional residential lots, which could be worth a significant amount of money even after development costs are taken out of the equation.

Mr. Call reviewed his staff memo and presented a map to orient the Council to the location of the property subject to this proposal. He also facilitated a review of the draft of the development agreement that could encompass the conditions intended to govern the use of the property.

Mayor Berube inquired as to the benefit the City will realize as a result of the land swap. Mr. Call stated that the subject property is likely to yield a higher storm water detention capacity for the City. City Engineer Gardner stated that is correct and indicated that the higher capacity is due to the size and shape of the subject property; it will provide the majority of the required capacity for the Monroe Boulevard project. Mayor Berube inquired as to the party responsible for maintaining the detention basin, to which Mr. Gardner answered the City's Public Works Department.

Council Member Swanson asked if the outfall of the basin will run through the development and directly to the south and if it will ultimately connect to the storm drain in the development directly adjacent to the old packing barn. The applicant, Carson Jones, answered yes. He then expounded on the benefits he believes the City will realize as a result of the land swap; he will improve Monroe Boulevard and increase the capacity of the detention basin. This will help him to keep the costs of the total project lower because all improvements can be completed at the same time. The overall City participation requested for the basin is \$33,619 and \$19,513 for the construction of Monroe Boulevard. He asked for Council support of the land swap and development agreement.

Council Member Swanson asked if Mr. Jones would consider an adjustment to his request to allow the City to pay for its portion of the basin, \$33,619, but for the developer to pay all the costs for Monroe Boulevard. Mr. Jones stated that the costs for Monroe Boulevard have already been reduced from \$24,000; he stated he stands by the offer communicated in his email, which was included in the Council packet; this is \$19,513 for

Monroe Boulevard and \$33,619 for the detention basin. He added that he will pay for the landscaping improvements in the detention basin without asking for any participation from the City.

Council Member Barker asked if the detention basin is required because of the residential development or because of the construction of Monroe Boulevard. Mr. Jones stated it is needed to serve Monroe Boulevard. He added he has another basin planned directly across the street to handle the runoff for the actual subdivision.

Council Member Cevering asked if staff feels this is a fair offer from Mr. Jones. Mr. Call and Mr. Espinoza both indicated they feel the offer is fair.

Council Member Cevering motioned to accept the proposal from Mr. Jones to swap land in the Hall Orchards Subdivision, approve the development agreement, and contribute financially to the construction of Monroe Boulevard and the detention basin for a total of \$53,132. 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.

10. DISCUSSION AND/OR ACTION ON FAMILY PROMISE CONTRACT EXTENSION.

City Manager/Attorney Call reported the City has been allowing for the Family Promise organization to utilize the old public works building to occasionally house families who have lost their homes or apartments and are transitioning back into full time housing placement. There has been a great deal of success from the program and the volunteers from the community in making this successful. The current contract is set to expire in July, and Administration wanted to bring back the same contract for a renewal term as approved and decided by the City Council. The City does not currently use the building and does not have any plans to use it. Staff does have some concerns with the long-term maintenance of the structure, and future plans for the property in general. Those items do not need to be answered or addressed at this time because the structure should be able to be occupied as is for the near future. Staff recommends approving the extension of this agreement for another year.

Council Member Ekstrom moved to extend the contract with Family Promise for a term of one-year. 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.

11. DISCUSSION AND/OR ACTION ON GENERAL FUND REVENUE PROJECTIONS.

Finance Director Nelson reported preparation of the proposed Fiscal Year (FY) 2022 Budget is underway. At the Council meeting on April 13, there was discussion of General Fund revenue projections and direction that staff seek Council input on revenue assumptions. He reviewed the revised calendar for consideration of the FY22 budget, after which he provided an analysis of several major General Fund revenues. Fortunately, the current fiscal year did not see the drastic drop in revenues that were anticipated. The ongoing pandemic has impacted City operations and City budgets in a variety of ways and historic trends may not be as reliable for projecting future activity as they have been in the past. Council discussion of key revenue projections will provide important direction for crafting the budget. The Council is invited to provide input on revenue projections to ensure that the projections included in the Tentative Budget align with the Council's desire. Sales tax revenues in the current fiscal year have far exceeded projections. Early in the year, revenues grew by as much as 21 percent compared to the previous year. That trend is moderating somewhat, although revenues through January 2021 are still 16 percent ahead of the previous year. Fiscal Year 2021 will end 14 percent ahead of the previous year; a large share of the boom in Fiscal Year 2021 was induced by the onset of the pandemic. Fiscal Year 2022 will not see the same spike in retail sales as local shopping will decrease as people become more comfortable traveling and eating out. Due to these, and other unknown factors, it is estimated that sales tax revenues will decrease by six percent from Fiscal Years 2021 to 2022; this equates to a seven percent increase from Fiscal Years 2020 to 2022.

Mayor Berube asked the Council if they are comfortable with the budget projection of a seven percent increase in sales tax revenue, to which all Council Members answered yes.

Mr. Nelson then discussed property tax; the property tax rate was increased last year to generate an additional \$223,000 in order to bolster General Fund revenues that were expected to decline. Since the decline did not happen as anticipated, the \$223,000 in FY22 is being reserved to be used on the new Public Safety Building. Property tax revenue in the current fiscal year is expected to come in close to budget. In early June, Weber County will provide the City with a certified property tax rate for FY22, along

with an associated revenue amount. The City may choose to accept the certified rate or consider an alternative rate by going through the Truth in Taxation process. The certified rate revenue for FY22 will be equal to the FY21 budgeted revenue, plus an added amount generated by new growth. The base projection is shown in the table below. New growth is estimated to increase total property tax revenue by two percent or \$29,584 based on historical trends. The certified revenue is estimated at \$1,508,773. The Council may accept the certified rate or consider an increase to the certified rate to fund projects or ongoing operational costs.

Council Member Swanson stated it is important to note that a third option would be to maintain the current tax rate, which would also require the City to follow the Truth in Taxation process. Mr. Nelson stated that is correct. Mayor Berube stated that is a third option for the Council to consider this year.

Mr. Nelson then discussed utility tax revenue; the City collects taxes on utility bills paid by residents. These taxes are collected and remitted to the City by utility providers including Dominion Energy, Rocky Mountain Power, and Comcast. This revenue also includes telecommunications tax which is collected and remitted by the State of Utah. Historical trends show this revenue to be slowly declining. This could be due to changes in the telecommunications industry, shifts toward more efficient technology (such as solar power), and variations in weather patterns. Based on the trend, FY21 revenues are projected to decline by two percent compared to the prior year. It is proposed that the budgeted amount for FY22 be \$1,002,504, which is two percent less than the FY21 projection. He discussed building permit revenues; the current fiscal year budget includes building permit revenues based on a conservative estimate of 100 single-family permits and 80 multi-family permits. Despite the pandemic, building permit revenues are far-exceeding expectations. The current proposal for the FY22 Budget is to estimate building permit revenues assuming 120 single-family permits and 100 multi-family permits. The City has historically budgeted building permit revenues very conservatively, due to potential volatility in the construction market, however, the Council may consider modifying this approach.

Mayor Berube asked the Council if they are comfortable with the projections for utility bill revenues and building permit revenues. All Council Members answered yes.

Mr. Nelson then discussed court fines; the pandemic had a major negative impact on the Court's ability to hold proceedings. One result of this is a sharp decline in Court fine revenue. It is anticipated that Court fine revenue will rebound in FY22 and the tentative budget includes a projected revenue increase of \$81,000 or 68 percent.

Mayor Berube asked Chief Quinney if he feels the projected increase in court revenues is realistic. Chief Quinney stated that he feels that it will still take the court several months to rebound and it will take several more months to realize an increase in fine collections after court proceedings fully resume. He feels that the revenue projection may be a bit aggressive, and he advised the Council to hear from the Court before deciding upon the

final revenue estimate. Mayor Berube asked that Mr. Nelson coordinate with the Court and report back to the Council.

Mr. Nelson then reported that participation in recreation programs declined sharply during the pandemic. However, the trend in the current fiscal year is stronger than the previous several years. It is anticipated that FY22 will be like the current year.

Finally, Mr. Nelson reported on Class C Road Monies; in FY20, the City received \$790,000 and \$806,000 in FY21; the projection for FY22 is \$800,000, which is in line with FY21. The Council accepted that revenue projection.

Mayor Berube stated that the City will likely receive an additional \$2 million from the most recent COVID-19 stimulus legislation passed by the federal government and it will be important for the City to stay on top of that funding and pursue high priority infrastructure projects. Mr. Nelson stated Administration continues to monitor the restrictions placed upon that funding and will work with the Mayor and Council to ensure the funding is appropriately allocated.

Mayor Berube stated it is important for the record to reflect that each Council Member is working with the Departments they are assigned to in order to gain a clear understanding of their proposed budgets; Department Heads will then meet with Mr. Call and Mr. Nelson to review the budget one last time before Council Member Swanson provides a formal presentation to the Council regarding the budget. This is a change in procedure when compared to past budget cycles, but he feels it is more thorough and efficient. He stated that it is also important to note that the City's Aquatic Center will no longer be subsidized by the General Fund; funding will come from the City's Redevelopment Agency (RDA) budget and Parks and Recreation Director Staheli has been given an assignment to find ways to make the Center self-sufficient over the course of the next several years. He then concluded no motion is needed on this item as it was informational only.

12. DISCUSSION AND/OR ACTION ON ASSIGNING ALL PROPERTY TAX REVENUES TO PUBLIC SAFETY EXPENDITURES.

Council Member Swanson stated that there are several critical services that the City must provide to its residents, most of which have their own revenue source, such as water and sewer services. However, there is no dedicated revenue source for public safety, though this is also an essential service. He would like to propose that the Council consider an ordinance, which could be drafted by Mr. Call, to dedicate 100 percent of the City's property tax revenue to public safety. The balance of non-essential services could be paid with sales tax revenue, which is a more volatile revenue source. He polled the Council regarding their feelings about his proposal.

Council Members Stoker and Ekstrom stated they support the idea. Mr. Call stated he will work to draft an ordinance to implement the proposal, clarifying that any ordinance adopted by the current Council could be adjusted by a future Council if they so choose.

Council Member Barker asked if the ordinance would apply to personal property taxes in addition to traditional real property taxes. Council Member Swanson stated he would prefer to secure those revenues for this purpose as well.

13. DISCUSSION AND/OR ACTION ON WHAT REZONING REQUESTS, IF ANY, THE COUNCIL WOULD BE WILLING TO CONSIDER AT THIS TIME.

Council Member Swanson noted that a little over a year ago, the General Plan Advisory Committee recommended a moratorium on zone changes. The Council enacted a 'soft hold' on rezoning while the Committee worked on their final recommendation for the City's General Plan. However, currently, he feels the Council needs to decide if they are willing to consider some rezone applications. He stated that landowners and developers are eager to proceed with various developments, but are concerned that the Council may not consider a zone change. He polled the Council to determine how they would like to proceed.

Mayor Berube stated he would like to understand the status of the General Plan Advisory Committee's recommendation. The Committee's Chair, Stefanie Casey, stated that the group has prepared the outline for the proposal in terms of the appropriate location for high and low density areas of the City and the presentation should be made to the Council within two months. Council Member Swanson asked that the Committee be prepared to make their final presentation to the Council in June. He also asked if the Council wants to maintain the current status until that point.

Council Member Barker asked if there are any pending zone change applications. Mr. Call stated there are two pending zoning applications; the Planning Commission has heard both of those applications and have provided a recommendation to the City Council. Given that the Council has only implemented a 'soft hold' on zone changes, those recommendations will be provided to the body. Mayor Berube stated he would be concerned about considering major zoning changes, but he is not opposed to minor zone changes. Council Member Swanson agreed and stated that each zone change application can be considered on a case-by-case basis until the Council receives the recommendation from the General Plan Advisory Committee in June.

14. COUNCIL DEPARTMENT REPORTS:

A. COUNCIL MEMBER BARKER – BUILDING AND PLANNING

Council Member Barker reported the Building Department is doing very well in terms of revenue; this is based upon increased building activity and the payment of impact and permit fees. He added that the City hired a new Planning Director, Scott Hess, and he will

begin his employment on May 10. Mayor Berube reported on the interview process for the position and noted he feels that Mr. Hess will make a positive contribution to the City. He also thanked the current Director, Rob Scott, for his willingness to continue his employment with the City until Mr. Hess has arrived.

B. COUNCIL MEMBER SWANSON – FINANCE

Council Member Swanson stated that the audit committee will meet Thursday night and he hopes that the group will be prepared to make their final presentation to the Council in the very near future.

15. PUBLIC COMMENTS

Brenda Ashdown, North Ogden resident, stated her family was recently involved in a situation that required a response from the Police Department and she was very pleased with their response and service. She is grateful the Council made the decision to retain the Police Department and its employees. She then referenced Dallin Barker's presentation regarding Parks and Recreation and asked if the answers to be provided by Council Member Ekstrom will be given during an open City Council meeting. Mayor Berube answered yes. Ms. Ashdown then stated that has been complaining about the City's website for years and has not gotten any satisfaction. She is very disappointed in the website and is disappointed she did not find out this meeting would be held in person tonight. She also did not find out that the City offices are now open via the website. There is a link on the website to 'latest news', but the last information posted on that link is from May of 2020; there is no reason this information could not be listed under that link, as well as information about recreation announcements. She sent the Mayor and the entire Council an email a week ago asking for information about the website and where she could go to find the information she is looking for, but not one of them replied to her and that is extremely disappointing. She has been attending City Council meetings for the past eight years to get information about what is happening in the City and her only other way to get information is through the website; however, information is not there. If the Council truly cares about residents and wants them to be involved, they will improve the website.

Council Member Cevering apologized for not responding to Ms. Ashdown's email. He also asked if Department Heads are copied on the emails that are sent to the entire Council, to which Mr. Call answered no. He thanked Ms. Ashdown for bringing this information to the Council.

Mayor Berube stated he did respond to Ms. Ashdown's email. Ms. Ashdown stated that he did respond and providing information about attending tonight's meeting in person, but he did not respond to her concerns about the website.

Stefanie Casey, North Ogden resident, thanked the Council for supporting the North Ogden Police Department and making the decision to retain the Department. She then

stated that she is pursuing programming at the Barker Park Amphitheater, but there is a dangerous situation associated with the steep drop off from the grass area into the hollows. She agreed with Dallin Barker's concerns about the unnoticed maintenance issues at City parks and she is frustrated by Council Member Ekstrom's response that Mr. Barker should have asked the Parks and Recreation Director. She noted Ms. Staheli is on maternity leave; it is difficult for residents to stand before the Council and make the kind of presentation that Mr. Barker made and the feeling that residents are uninformed or are part of an angry minority, is getting old. She is involved and is present because she cares, and she believes the same is true for Mr. Barker. She stated this is her home and a place she has made an investment in and she believes a better response is deserved.

Dallin Barker, North Ogden resident, thanked the Council for their decision to maintain the North Ogden Police Department. He has seen the Police Chief dedicate a great deal of effort to responding to important issues in the community, such as the traffic data on the intersection of 2100 North and Fruitland Drive. He then echoed Ms. Ashdown's concerns regarding the City's website; saying it is not user friendly and does not contain updated information and this should be addressed.

Sean Casey, North Ogden resident, stated that tonight was 'weird', and the Weber County Sheriff should be reprimanded for the way he behaved. Those who presented with him were doing so for their own benefit, not for the benefit of the City. He thanked the Council for how they handled themselves with Sheriff Arbon and for having the integrity to make the decision they made tonight.

Sarah Lansing, North Ogden resident, commented on Dallin Barker's presentation regarding the Parks and Recreation Department. For the past five years she has published a blog, WeberCountyUtahPlaygrounds.com, to help people find playgrounds near them. She has noticed many of the same maintenance issues raised by Mr. Barker, most of them related to broken swings and slides. She has reported these issues multiple times and has met with the Department and they resolved the issues within three months, but as shown today there are still many issues with some of the City parks and she would like to see more thorough safety inspections on a regular basis so that the public has the assurance that matters of safety are being adequately addressed. If issues are not fixed in a timely manner, the only solution would be to remove play structures and other amenities from parks. She does not want to see that happen and she would like for the City to simply address and fix the issues in order to protect these valuable assets.

Matt Myers, North Ogden resident, stated he sent an email to the City about planting some trees and bushes in his yard and he has not received a response; he spoke with Mr. Call a year or two ago to review City regulations for corner lots. His property is different from a traditional corner lot and he hopes to receive approval to plant along the east side of his yard.

Mr. Call stated that he does not remember the conversation and will need to review the ordinances governing Mr. Myers' property. City ordinances recognize hedges or bushes

that could grown to a certain height in the same manner as a fence. He noted he will meet with Mr. Myers to get more information and provide him with direction from the City. Mr. Myers presented photographs of other properties to the Council to illustrate the type of planting he would like to proceed with.

16. COUNCIL/MAYOR/STAFF COMMENTS

Council Member Ekstrom stated that Parks and Recreation Director Staheli has sent an email to the Council seeking permission to order a material to protect the splash pad at the swimming pool. Mr. Nelson stated that Ms. Staheli needs to get the material ordered before April 27; the purchase is included in a list of items the Council will consider at a future public hearing regarding other budget amendments. Mr. Call stated if the Council is comfortable giving Ms. Staheli the authority to proceed with the purchase with the knowledge that the budget will not be formally amended until April 27, that is an acceptable action for them to take tonight.

Ms. Staheli thanked Dallin Barker for his presentation; the entire Parks and Recreation Department appreciates the involvement of concerned residents. They love the community they live in and are invested in making the community a wonderful place to live. She wants the entire Council as well as the citizenry to know that her door is always open to talk about any concerns they have; she values the opportunity to make improvements and noted there is always room to improve. She then publicly recognized Parks Superintendent, Jesse Felter, who is dedicated to making the most of the resources he has to provide the community with exceptional parks and facilities.

17. CLOSED MEETING: DISCUSSION AND/OR ACTION TO CONSIDER ENTERING 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 moved to recess the active agenda and enter into a Closed Session to discuss the character, professional competence, or physical or mental health of an individual. 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.

The active meeting recessed at 10:02 p.m. and reconvened at 10:57 p.m.

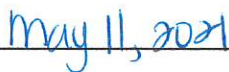
18. **ADJOURNMENT**

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

The meeting adjourned at 10:59 P.M.


S. Neal Berube, Mayor


Katie Gerard, City Recorder


Date Approved