

NORTH OGDEN CITY COUNCIL MEETING MINUTES

September 28, 2021

The North Ogden City Council convened in a Council meeting with limited attendance on September 28, 2021, at 6 p.m. at the North Ogden City Office at 505 East 2600 North. And also electronically at <https://us02web.zoom.us/j/86139177124> or by Telephone: US: +1 669 900 9128 or +1 253 215 8782 or +1 253 215 8782 or +1 312 626 6799 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 September 23, 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	(via Zoom)
	Blake Cevering	Council Member	
	Charlotte Ekstrom	Council Member	
	Cheryl Stoker	Council Member	
	Phillip Swanson	Council Member	

STAFF PRESENT:	Jon Call	City Manager/Attorney
	Joyce Pierson	Deputy City Recorder
	Dirk Quinney	Chief of Police

VISITORS:	Stefanie Casey	Bob Buswell	Merrill Sunderland
	Candace Romani	Jayes Romani	Jay D Dalpiaz
	Sandy Cochran	Susan Clements	Spencer Stephens
	Brenda Ashdown		

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

CONSENT AGENDA

1. CALL FOR CONFLICT OF INTEREST DISCLOSURE

Mayor Berube asked if any Council member had any conflict of interest to disclose. No disclosures were made.

2. **DISCUSSION AND/OR ACTION TO CONSIDER THE JULY 13, 2021 CITY COUNCIL MEETING MINUTES**

Council Member Ekstrom motioned to approve the July 13, 2021, 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.

3. **DISCUSSION AND/OR ACTION TO CONSIDER THE JULY 27, 2021 CITY COUNCIL MEETING MINUTES**

Council Member Swanson motioned to approve the July 27, 2021, City Council Meeting minutes. 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.

4. **DISCUSSION AND/OR ACTION TO CONSIDER THE AUGUST 3, 2021 CITY COUNCIL MEETING MINUTES**

Council Member Cevering motioned to approve the August 3, 2021, City Council Meeting minutes. 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.

ACTIVE AGENDA

5. PUBLIC COMMENTS

Stefanie Casey referenced the agenda item regarding the Council's rules of order and procedure, she hopes the Council will continue to allow Zoom participation. She then asked if the camera angle could be adjusted so that YouTube has a broader picture of the room and those that are speaking. With the present camera angle, it is difficult to see who is speaking.

6. DISCUSSION AND/OR ACTION TO CONSIDER AN ORDINANCE FOR PROTECTIVE GROUND COVER

City Manager/Attorney Call stated that this is a question of whether to amend the ordinance regarding landscaping requirements and maintenance standards that are enforced by the City's Code Enforcement Officer. The focus of the ordinance is that any property which has had the natural vegetation disturbed is required to be maintained from that point forward. As an example, a field which is no longer farmed, must still be maintained to keep the weeds and growth down, however, a property which has never been developed or farmed may remain in the same manner provided it doesn't overgrow sidewalks and streets. This ordinance also encourages xeriscaping, however, if the Council would like to mandate a requirement of xeriscaping for new development, a land use ordinance would need to be written to require it. The focus of this ordinance is the installation of landscaping and its maintenance.

Mr. Call facilitated a review of the draft ordinance, calling attention to language dealing with noxious weeds; maintenance of landscaped areas abutting a public sidewalk or right-of-way.

Mayor Berube polled the Council to determine if they would like to include a reference to the Fire Code in this ordinance; the entire Council answered yes. Mr. Call adjusted the language in the proposed ordinance accordingly.

Council Member Stoker asked if there is a list of drought resistant trees and plants that residents can access. Mr. Call stated that many different entities in the area provide such lists, but he is concerned about including copies of those links as they may be updated or changed by the other entity and the City's reference would be outdated.

Council Member Cevering motioned to approve Ordinance 2021-30, adopting rules related to protective ground cover and the ongoing maintenance of landscaping, with the change to include a reference to the Fire Code and enforcement of conditions that present a fire hazard. 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.

7. DISCUSSION AND/OR ACTION TO CONSIDER A RESOLUTION FOR COUNCIL RULES AND PROCEDURES

City Manager/Attorney Call reported the proposed Resolution has been written to amend the Council's rules of order and procedure as follows:

- Addition of a Presentation section in Council Meetings, prior to Public Comments.
- A change to the requirement for Name and Address of anybody speaking.
- A clarification that the Council and staff are not required to read emails or letters during public comments and that all individuals shall plan to make those comments in person or electronically.
- Changes to language around the timing of packets to match the standard the City is actually following.
- Changes from a readopting requirement to an ongoing effect of the rules until amended or rescinded.

Council Member Cevering stated he is hesitant to restrict residents from emailing a public comment, while Council Members Barker, Ekstrom, Stoker, and Swanson indicated that if someone feels strongly enough about making public comments, they can attend in person or electronically to provide those comments. Council Member Swanson stated that he is concerned about an emailed public comment policy to be abused. He stated that he would be willing to accept written public comments via the Zoom chat

feature if audio is not available for some reason. Mr. Call adjusted the language in the draft resolution accordingly.

Council Member Ekstrom motioned to approve Resolution 14-2021 amending the City Council Rules and Procedures, with the amendment to disallow emailed public comments to be read into the record. Council Member Stoker seconded the motion.

Voting on the motion:

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

The motion passed 4-1.

8. DISCUSSION REGARDING CITY MEETING MINUTES

Mayor Berube stated that he asked for this agenda item as he feels that the City's current meeting minutes are too detailed and lengthy; in his past professional experience, he has preferred minutes that are more of a summary document while still conveying pertinent information to the reader. He asked Mr. Call to look into the matter in order to facilitate discussion with the Council. Mr. Call stated that Mayor Berube's summary of this agenda item is sufficient, but he added that State Code does not require the level of detail that the City's minutes currently have. He stated that he would like Council approval for the City Recorder to research different minute format options and to present those options to the Council in a future meeting for further discussion. The Council indicated they were comfortable directing the City Recorder to investigate options for changing the format of meeting minutes.

9. COUNCIL DEPARTMENT REPORTS:

a. Council Member Cevering – Public Works

Council Member Cevering provided updates regarding hours of operation of the green waste pit. He also reminded those in attendance of drought conditions and noted that there was a noticeable increase in water usage recently. He then stated that the leaf truck will be circulating through the City in the coming weeks and he advised residents to communicate through a text service if they need service. Mr. Call stated that this service will be advertised on the website, Facebook, and in the Connection Magazine.

b. Council Member Ekstrom – Parks and Recreation

Council Member Ekstrom reported that North Shore Aquatic Center is now closed and this was likely the most successful seasons to date; she will provide a final report soon. The next event coming up is the Fright Night Trunk or Treat. The Department has started the process of wintering irrigation systems at City parks. They have also encountered a great deal of vandalism in City parks. Police Chief Quinney reported on some of the vandalism that has occurred; cameras that have been installed have helped his department to catch the offenders and he would support the closure of City parks a bit earlier in the evening.

c. Council Member Stoker – Police

Council Member Stoker reported she has worked with the Police Department to monitor speeding on Mountain Road. They observed a lot of dangerous behavior on the road and she thanked them for their enforcement efforts. She concluded that new hires are doing a great job and the Department is working to hire a few additional employees. She reminded residents that most crimes occurring in North Ogden are crimes of opportunity and she advised them to lock their cars and homes and report any suspicious activity they see.

10. **PUBLIC COMMENTS**

Jay D. Dalpiaz, North Ogden resident, addressed the rules of order and procedure and suggested that those who struggle with technology be given the ability to call in to a meeting to make public comment.

Mr. Call stated that someone on Zoom can use a phone and there are instructions for the buttons to use to raise their hand to speak.

Trevor Yamane, North Ogden resident, addressed the ordinance regarding protective ground cover and noted it seems a lot of deference was given to the Fire Marshall. Some may be leery of giving one individual such leeway and it is important to provide people with access to the rules and regulations they must abide by to avoid enforcement action.

Sandy Hoffman, North Ogden resident, asked for an update about the discussions with Rocky Mountain Power regarding getting the streetlights in the Village at Prominence Point project turned on.

Mr. Call reported the City has reached out to Rocky Mountain Power but does not have a definitive answer yet; the City is trying to work with the developer of the project to pull a building permit and put in a request to Rocky Mountain Power to make the appropriate connections.

11. COUNCIL/MAYOR/STAFF COMMENTS

Mr. Call provided a report on actions that have been taken by City staff in response to directives or requests for updates from the last City Council meeting. He also reported on the increase in cost for garbage cans and advised residents to take care of their City issued can to help the City avoid increased costs of replacement. He then provided an update regarding the efforts to have the small structures on Washington Boulevard removed; he noted the property owner started eviction proceedings against the individuals who brought the structures to the City, and they have since been removed out of the City. He concluded with an update on the Public Safety Building project; the RFP has been published and proposals are due in the coming weeks. Once the bid period has closed, a review committee will be assembled to evaluate all proposals and provide a final report and recommendation to the Council. The Council has taken the necessary steps to start the bond process for the project; an action item should come to the Council in November.

In conclusion, there was a brief discussion about the status of the Washington Boulevard widening project and the restriping of 2600 North.

Council Member Ekstrom referenced Mr. Yamane's comments about the amount of power that is being yielded to the Fire Marshall in regard to the protective ground covering ordinance. She asked that Mr. Call look further into that issue and present the ordinance to the Council again in a future meeting for continued discussion. She added that she would also like for the audio-visual system in the Chambers to be upgraded to improve the view of meetings that are being streamed or recorded for public viewing. Mr. Call stated that he also agrees that improvements are warranted, and he will look into that further.

Mayor Berube asked for an update on the work being done by the Arts Guild. Mr. Call stated the Arts Guild is currently working to prepare a guiding document that provides direction for future activities and projects. The City wants to discuss their goals for RAMP funded projects in the future and Administration will work to schedule a joint discussion between the Guild and the Council in the near future. Mayor Berube agreed it is important to define the responsibilities of both the City and the Arts Guild for joint projects.

12. ADJOURNMENT

Council Member Stoker motioned to adjourn the meeting. 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 adjourned at 7:22 p.m.



S. Neal Berube, Mayor



Susan L. Nance, CMC
City Recorder



Date Approved