

NORTH OGDEN CITY COUNCIL MEETING MINUTES

April 11, 2023

The North Ogden City Council convened in a Council meeting at 6 p.m. on April 11, 2023, at the North Ogden City Office at 505 East 2600 North. The meeting was also on Zoom. Recording can be found on 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 6, 2023. Notice of the annual meeting schedule was published in the Standard-Examiner on December 16, 2022.

PRESENT:	S. Neal Berube	Mayor	
	Ryan Barker	Council Member	
	Blake Cevering	Council Member	
	Jay D Dalpias	Council Member	
	Charlotte Ekstrom	Council Member	
	Phillip Swanson	Council Member	
STAFF PRESENT:	Jon Call	City Manager/Attorney	
	Susan Nance	City Recorder	
	Scott Hess	Community and Economic Development Director	
	Dave Espinoza	Assistant City Manager/Public Works Director	
	Bryce Nelson	Administrative Services Manager/Treasurer	
	Katie Gerard	Human Resources Manager	
	Jason Reney	Culinary Water Superintendent	
VISITORS:	Hector Soliman-Valdez	Susan Kilborn	Chris Pulver
	Richard Stewart PhD	Kraig Gardner	Sandy Cochran
	Doug Anderson	Candice Romani	Brenda Ashdown
	Stefanie Casey	Ben Olas	Kevin Mikkelsen

Mayor Berube called the meeting to order. Council Member Barker led the group in a moment of silence and the Pledge of Allegiance.

PRESENTATION

1. PRESENTATION REGARDING FLOCK SAFETY

Police Chief Quinney provided an overview of past discussions regarding the Flock Safety license plate reader product; the City has been issuing the product on a trial basis and as that trial period is drawing to a close, he feels the City should purchase the product and use it on a permanent basis. He feels that it helps to increase public safety in the community and the data

collected by the tool will only be accessed for legitimate investigative purposes. He introduced Flock Safety representative Craig Gardner, who discussed the background of Flock Safety and the manner in which the LPR tool operates and is used; He also relayed a few success stories to the Mayor and Council relating to use of the LPR tool. Police Officer Ungard also provided a few success stories the North Ogden Police Department has experienced during the LPR trial basis.

Chief Quinney concluded by reiterating his recommendation that the City utilize the Flock Safety LPR tool on a permanent basis. He engaged in discussion with the Mayor and Council regarding the number of employees that will have access to the tool; who has the authorization to access data collected by Flock; and the security of the data collected by Flock. Chief Quinney stated that any Police Officer who accesses the security data without proper authority will be subject to criminal prosecution, loss of certification, loss of job, and potentially jail time. Continued discussion among the Council and Mr. Gardner centered on the security of the cloud-based storage system, after which Council Member Ekstrom stated she understands the concerns of the public regarding security of data collected on the vehicles they are driving, but her concerns have been addressed by the information provided by Mr. Gardner tonight.

CONSENT AGENDA

2. CALL FOR CONFLICT OF INTEREST DISCLOSURE

Mayor Berube asked if any member of the Council had a conflict of interest to declare. No declarations were made.

3. DISCUSSION AND/OR ACTION TO CONSIDER FEBRUARY 28, 2023, CITY COUNCIL MEETING MINUTES

Council Member Dalpiaz provided a few corrections to the February 28, 2023 minutes; a speaker's name was misspelled, and on agenda item 10, Council Member Cevering was credited with a question that was asked by Council Member Dalpiaz.

Council Member Swanson motioned to approve February 28, 2023, City Council meeting minutes as amended. Council Member Ekstrom seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

ACTIVE AGENDA

4. PUBLIC COMMENTS

Candice Romani, North Ogden resident, provided the Mayor and Council with a handout discussion emergency preparedness and the creation of the Area 21 Neighborhood Emergency Response Team. The handout provided information on the group's mission statement and goals; information about the group is advertised on various social media channels. She addressed the City's response to the current risk of flooding in the community; Area 21 volunteers have been collecting and filling sandbags provided by the City of North Ogden for use in addressing any flooding incidents that have/may occur within the Area. Their experience is that the City currently limits the allocation of sandbags to 20 per household, meaning that if five emergency response volunteers arrive to fill sandbags and 4 are from the same home then the volunteers are limited to 40 sandbags in total - thus Area 21 volunteers have been constrained in the number of sandbags they have been able to acquire for future use within the Area. She asked if it would be possible for the Area 21 Emergency Response Group (ERG), and indeed all Area Emergency Response Groups (ERGs) within North Ogden, to establish with the City a separate protocol whereby sandbags can be allocated for use by the ERGs, as opposed to the current protocol that is based upon individual households.

Mayor Berube deferred to City Manager/Attorney Call to address Ms. Romani's questions. Mr. Call stated that if the City were to give each home in the City 20 sandbags, the City would need about 140,000 sandbags; current protocol has been to give 20 sandbags to those that need to achieve basic protection of their homes and then stockpiling the remaining filled sandbags to be deployed to areas where flooding is occurring. Some areas of the City are not as likely to experience flooding, while others are at higher risk and sandbags are needed in those areas. Mayor Berube added that the County will be reimbursing the City for sandbags that are given out and they will also cover a portion of volunteer hours and he asked Ms. Romani to provide the City with information about their volunteers to increase the amount of the City's reimbursement.

Ben Olas, North Ogden resident, stated the Flock Security license plate reader system is a mass surveillance system and the data collected by the system is accessible and sharable. It is a cloud-based system and cloud-based systems are notoriously brittle because it takes a massive amount of security involvement as there are no guarantees that everything is 'buttoned up'. He is concerned about the system being hacked or an insider accessing the data without authority. If the City were really concerned about major crime, the people committing those crimes will familiarize themselves with the locations of LPRs and this will push traffic into residential areas, which will increase the risk to those living in those areas. The City is simply taking the word of the company about the security of their system; the only time that these types of companies are looked into is when there is a whistleblower that takes tremendous risk to bring nefarious activities to light. However, nothing ever happens to the company with the breach. He also asked the Council to think of what will happen if the company is bought out and policies about data collection and maintenance change. The City will never know how information is being shared. He added the City also does not have sufficient assurance that facial recognition software is not being used with the LPR. He concluded by referencing lawsuits relating to the use of these types of systems by homeowners associations (HOAs); many HOAs have used these types of systems

to keep track of people entering their communities and that has resulted in legal action. He stated he is very much opposed to the City's use of this system and asked the Council to consider the ramifications of it.

Brenda Ashdown, North Ogden resident, also referenced the Flock Safety LPR devices and asked if the LPRs will only take photos of vehicles that are entering the City. Chief Quinney stated the cameras will be located at four locations and they will capture vehicles leaving the City. Ms. Ashdown stated that she read an article about the cameras being used in Tooele; the article said that each camera costs \$15,000. North Ogden is using ten cameras and the expense associated with the cameras is very high. She asked if the City will eventually increase the number of cameras that will be used. Chief Quinney clarified that each camera used by the City is \$2,500 and he only plans to use 10 cameras. Ms. Ashdown then stated it is her understanding that the cameras currently only take still pictures, but they are hoping to expand capabilities to capture video in the future.

Doug Anderson, North Ogden resident, stated he also had questions about the cost of the system, and he thanked Ms. Ashdown for asking that question. He then asked the ongoing cost for annual subscription and maintenance of the cameras. Mr. Gardner stated that the cost is \$2,500 per camera per year and that includes maintenance and software upgrades. Mayor Berube asked Mr. Anderson to address his questions to the Council and he will be provided with answers later in the meeting. Mr. Anderson stated he would like to understand the initial and ongoing yearly costs associated with the system, whether the locations of the cameras will be known, and if the cameras can be relocated. He then thanked the Public Works Department for repairing the pothole in the intersection of 1900 North and 500 East in a solid manner. He has utilized the City's online work order system and found it easy to report his concerns. He also thanked the Council for responding to his input about flood preparedness at their meeting a few weeks ago.

5. DISCUSSION AND/OR ACTION TO CONSIDER A BUDGET RELATED TO CHERRY DAYS

The Cherry Days Committee was not ready to present their budget at this time and the agenda item was tabled for future discussion.

6. Budget Presentations:

a. Finance

Presenter: Council Member Swanson

Council Member Swanson used the aid of a PowerPoint presentation to discuss the City's Finance Department; the deliverables of the Department including preparing the annual budget, participating in the annual audit, preparing a quarterly Audit Committee report, providing monthly financial reports to the Council, and ensuring State and Federal budgeting compliance. The Finance Department has been focusing on internal controls, keeping liability insurance costs low, and general accounting. The proposed budget for the coming FY is \$339,000, which is a

five percent increase when compared to the FY22-23 budget. This increase is due to personnel costs, office expenses, and a new computer for a staff member.

b. Enterprise Funds

Presenter: Council Member Ekstrom

Assistant City Administrator/Public Works Director Espinoza reported on the deliverables of his Department in the FY 2022-2023 budget year, starting with the Water Department:

- Employee
 - Added full time employee July 2022
- Storage Tank
 - Construction begins April 2023-December 2023
- Well Development- North Ogden Canyon, Mtn Road
- Installed well casing in North Ogden Canyon; ready for pump house
- Fruitland Dr. Booster Station
 - Move to future budget due to property acquisition
- Future Well- Zone 1
 - Engineer review
- PRV Maintenance Continued
- Replacement Projects
 - Fruitland Drive, 3050 N, Washington Blvd, Mtn Road (1510 N-1700N)
- Capital Projects- \$2.4 Million in ARPA Funds
- Long Term- Scada/Meter System/Dump Truck

Projects/purchases planned for the coming FY include:

- Storage Tank Project
- Drives & TPS (Total Protection Services) – protection of power source at well pump houses/stations
- Asphalt Saw
- Valve Exerciser
- Waterline Replacement
- Fruitland Drive Booster
- Dump Truck

The water base rate increase needed to fund these projects/purchases is \$2.15 per household. He presented a map to illustrate the locations of the planned waterline replacement projects. Mayor Berube indicated the Council will be discussing the base rate increase over the next several weeks as they continue to examine the total budget.

The Storm Water Department's FY 2022-2023 budget includes a pond project and a street sweeper or drying pad; the pond project was moved to 2024 and the City decided upon contracting with a sweeping service rather than utilizing an employee to perform sweeping. The FY 2023-2024 budget also includes a lining project, the 2100 North storm drain project, and the 2550 North pond project. The FY 2023-2024 Sewer Department budget includes:

- Future Lining
- Manhole Lining
- Increase- Central Weber \$102,400
- Long Term Future- Vac Truck/Camera

Mr. Espinoza provided photographs to illustrate the pipe and manhole lining finished products, as well as a map that illustrated the areas of the City that have already been lined and the areas where lining still needs to be done; there are some large trunk lines left to complete and the cost of those projects will be higher than smaller pipes in the past. The Sewer Department was nearing the point of needing another employee, but Department Administration has explored technology options that can make existing employees more efficient. They have chosen to utilize a product called Sewer Rat, which collects data inside of sewer lines to inform employees of the areas that need to be cleaned or maintained. This helps to save wear and tear on equipment and vehicles and requires less staff time. The product was about the same as another employee would have been. The proposed increase to the sewer base rate increase is \$2.57 per household, which covers the City's share of the Central Weber Sewer District increase of \$1.27 per month and increased operating costs in the Department. He then discussed the Streets Department, starting with review of the road project map for 2022-2023 and a report of Class C and sidewalk projects that have been completed, as well as the purchase of a message board in the fall of 2022. In FY 2023-2024, the Department will continue with needed street and sidewalk projects, as well as equipping the Ford F-550 truck with a dump bed and snowplow wing. He presented the map of sidewalk projects to be completed in the coming FY, after which he discussed the Fleet budget; deliverables in the FY 2022-2023 budget include:

- Truck Exchange Program
 - Exchanged vehicles March & April
- Parks Equipment
 - Replaced two riding mowers, purchased dump bed trailer.
- Snowplow Truck
 - Receive May 2023 (24 Months)
- Trailer
 - Purchased January 2023
- Floor Cleaner
 - Purchased January 2023
- Future- Lift Truck, Trackhoe

Fleet and Building Maintenance projects and purchases planned for FY 2023-2024 include:

- Snowplow
- Lift Truck
- Big Mower (John Deere)
- Top side creeper
- Loader Forks
- Scissor Lift

The Solid Waste budget includes an increase to the Republic Hauling costs of four percent, or approximately \$22,000, an increase in the Weber County tipping costs of three percent, and increases costs of garbage cans from \$88 per can to \$134 per can. Additionally, it is important to make a decision about whether to burn or chip the green waste pile at the pit. He presented a chart illustrating a price comparison of solid waste costs with and without recycling; if the Council chooses to reinstate a curb-side recycling program, the cost per recycling can will increase from \$2.06 to \$6.25 per month. He concluded his presentation by presenting an illustration of the proposed improvements to the 2750 N. Mountain Road facility; construction on this project will start in April and should be completed by July 1.

Finance Director Jones asked Mr. Espinoza to expound on his ideas for parks maintenance in the coming summer season. Mr. Espinoza stated it has been difficult to hire and maintain quality seasonal employees to perform parks maintenance; he would like to purchase larger mowers that will replace two of the small mowers and will allow crews to work independent of each other. This will be more efficient and is a practice that has resulted in success in other communities.

Council Member Ekstrom stated that each Council Member was asked to consider whether to decrease, maintain, or increase the level of service in the Departments that they have been assigned to; in the Public Works Department, she and Mr. Espinoza have opted for maintaining the current level of service with increased reliability and efficiency. It is becoming more expensive to provide residents with the level of service they expect, and it is also harder to purchase equipment and hire employees in recent years.

c. Administrative Departments
Presenter: Mayor Berube

Administrative Services Manager/Treasurer Nelson used the aid of a PowerPoint presentation to present his budget; he highlighted the budget amounts in line items for subscriptions and memberships, travel and training, office supplies/telephones, and services not classified/small equipment. The Administrative Services Department is staffed with three full-time and one part-time administrative assistants. They provide building permit application support, business licensing, office coverage, and parks and recreation administration. Additionally, one full time and two part time employees in his Department are funded through enterprise funds; these employees provide administrative support for utility billing, water, sewer, storm, and solid waste services. The Administrative Services goals for 2023-2024 include investing to protect City assets while maximizing returns; researching technology to improve/streamline processes; training office staff to maximize the role they fulfill; and educating residents on how to better utilize the services the City provides.

City Recorder Nance then presented the budget for her office, including small equipment purchasing and licensing; professional services; computer services; travel, training, and memberships; and business-related costs. Goals for her Department include innovation/improvement by using a meeting management tool that will streamline processes during open and public meetings; increasing transparency of City dealings by providing residents

access to meeting records via improved technology; and educating residents on how to utilize the new meeting management software.

Human Resources Director Gerard provided a breakdown of her budget, which was previously included in the overall Administrative Services budget. Her budget includes subscriptions and memberships; travel and training; office supplies/postage; computer services/software; telephone; personnel-related costs; and small equipment. Her budget has decreased by 3.2 percent when compared to the previous FY. Her goals for FY 2023-2024 are to recruit, retain, and continuing to improve the morale of City employees. She briefly expounded on each of these goals.

d. Planning & Building

Presenter: Council Member Dalpias

Council Member Dalpias used the aid of a PowerPoint presentation to discuss the budget for the Planning and Building Department; he presented an organization chart for both the Building and Planning Divisions, noting that a new full time Building Inspector will be hired, one full-time employee splits his time between planning and building, and Planning is fully staffed for the current workload and population size. He provided a breakdown of the budget allocation; 91 percent of the budget is spent on salaries, wages, and benefits; five percent is spent on business related costs; two percent is spent on motor pool; and six percent is spent on professional services. When comparing the FY 23 budget with the FY 24 budget, the Building Division is experiencing a \$9,338 increase, while the Planning Division is experiencing a \$9,631 decrease. He concluded by presenting the key deliverables for the Planning and Building Department, including:

- Quality customer service
- Facilitating development and land use rights
- Clear and consistent communication
- Reliable turnaround times
- Building permits
- Zoning decisions; and
- Land use permits

Community and Economic Development (CED) Director Hess briefly expounded on the changes to the staffing structures in both the Building and Planning Divisions.

In conclusion, City Manager/Attorney Call provided an overview of the very robust budget development and review process the City undertakes each year; he thanked the Council for their input to this point and for their attention to the presentations provided tonight.

7. DISCUSSION AND/OR ACTION ON THE PURCHASE OF PROPERTY FROM WEBER COUNTY AT APPROXIMATELY 3250 NORTH 1275 EAST

City Manager/Attorney Call reported that Weber County acquired the subject property via a tax sale, and they are willing to transfer ownership to the City if the City will pay the outstanding tax bill, which is \$12,527. The property is near other property already owned by the City and could potentially be used as a passive park space that would provide for trail connections or a sitting area for people using the nearby trail. If the Council is interested in proceeding, a real estate purchase contract would be signed by the Mayor with the purchase price specified.

Council Member Swanson motioned to purchase property from Weber County at Approximately 3250 North 1275 East. Council Member Ekstrom seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Dalpias	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

8. COUNCIL DEPARTMENT REPORTS:

a. COUNCIL MEMBER CEVERING – POLICE

Council Member Cevering stated the Police Chief has asked him to provide reminders about the importance of closing garage doors, locking entry doors, and utilizing outdoor lighting to deter vehicle and home burglary. Residents are also encouraged to report suspicious activity immediately. The Police Department also has a victim advocate and police officers that can provide support for any victim of a crime, even if a Police report has not been filed. He concluded that the prescription drug take back program will be held on April 22 at Smith's from 10:00 a.m. to 2:00 p.m.

Mayor Berube asked for an update on the Police Station construction. City Manager/Attorney Call reported that most of the underground electrical work is completed, concrete should be poured in the next few weeks, and he expects progress to move quickly after that. There will be delays associated with the long lead times for equipment delivery, such as the generator for the facility. He invited the Council to stop by the work trailer at the project site where they can ask for a tour from the project director. The anticipated completion date is in November of 2023, with ownership taken by the City in December.

b. COUNCIL MEMBER EKSTROM – PUBLIC WORKS

Council Member Ekstrom stated that the Public Works Department has spent a great deal of time removing snow over the winter months, and now they are dealing with flooding issues as the snowpack is melting. She added that the Department will begin working on some large capital projects as temperatures increase.

Mayor Berube stated the City is planning an activity to recognize the Public Works Department for their efforts over the winter months; it will be held April 24 and residents are invited to participate. He added that due to unanticipated snow fall, the snow removal budget was not sufficient; additionally, because of the snow and salt damaged roads, it will likely be necessary to increase road maintenance budgets accordingly.

c. COUNCIL MEMBER BARKER – PARKS & RECREATION

Council Member Barker reported the Parks and Recreation Division is working to recruit and hire seasonal employees for the upcoming summer season. They are also preparing the aquatic center and City parks for opening in the coming weeks as weather permits.

9. PUBLIC COMMENTS

Chris Pulver, North Ogden resident, stated he is a member of the City's budget review committee, and he thanked City staff and the Council members for their efforts to develop a reasonable budget and providing important information to the public.

Brenda Ashdown, North Ogden resident, stated she is also on the citizen's budget committee, and she also appreciates the information that has been provided. The committee received very detailed information about the budgets that were presented tonight, and she advised any resident who has questions about the information provided tonight to view the YouTube video of the committee meeting.

Doug Anderson, North Ogden resident, stated that the Police Chief has mentioned that North Ogden is the third safest city in Utah, and he wondered if the Flock system is even needed. He asked which two cities are safer than North Ogden and if they use something like the Flock system.

Mayor Berube stated that it is his understanding that North Ogden actually moved to the ninth safest city, but it is great to still be in the top ten; the Police Chief's job is to be proactive in keeping the City safe.

Mr. Anderson then stated that it is no secret that in society there is a general trend towards general secularism and away from a belief in God; people seem to be losing faith in God, disrespecting each other, and even devaluing life itself. The time-honored principles and values on which the United States was founded are being challenged, mocked, and undermined. Some

of these attacks are blatant and obvious, but some are slow and subtle. Our inspired constitution is being re-interpreted or even outrightly ignored by those entrusted to support and safeguard it. It seems like the separation of powers so wisely put in place are being bypassed by those who would want to dictate to citizens and enforce their will with fear, fines, Facebook, and more. Even in North Ogden it seems there is some tendency to diminish the importance of religion; it is with sadness that he sees the agenda for tonight was changed from starting the meeting with an invocation to starting with a thought or invocation. He does not know exactly how the change came about, but he does know when it happened, and it was not done with the approval of the City Council in a public City Council meeting. He also knows that for as long as he can remember, every City Council meeting began with an invocation and all Council Members have taken their turn providing the invocation. Every City Council meeting, every local caucus meeting, and every County convention he has attended in the last 43 years has started with a prayer, not just a thought as a substitute. He does appreciate wisdom shared by others and would not exclude anyone who wishes to provide a thought in addition to an invocation, and in the spirit of inclusivity, he would give everyone the opportunity to offer either one or both, but allowing the exclusion of prayer is excluding the most important one who should be part of every meeting. The citizens voted their elected officials into office because they believed they would make good, sound decisions and he trusts they will continue to do so. He sees three options: the change can be viewed as a simple clerical oversight and change it back to the way it has been for decades; make a motion and call for a vote; or put an item on the agenda for the next meeting to allow for a decision to be made. He does not like options two or three because he feels it is such a basic issue that should not require a vote. He moved that the Council choose number one.

Mayor Berube asked the City Recorder and City Attorney to comment on Mr. Anderson's claim that the change to the agenda was only made for tonight's meeting; he believes the option for a prayer or thought has been on the agenda for several years and was actually a result of a vote of the Council. City Recorder Nance stated that the Council did amend their rules of order and procedure in 2018 to allow for a prayer or thought; however, the agenda management tool that the City uses did not populate that section of the agenda properly and it was corrected for tonight's meeting after it was brought to her attention by a Council Member. She stated this is not a new change. City Manager/Attorney Call read the language from the Council's Rules of Order and Procedure regarding the providing of an invocation or thought. Mayor Berube added that the change was made following advice from the Utah League of Cities and Towns (ULCT); the person providing an invocation or thought should be given the option between the two.

Candice Ramoni, North Ogden resident, inquired as to how often the Flock system will be audited.

Police Chief Quinney addressed the questions about the Flock program; if at any time the City feels Flock has breached their contract, the City can terminate with no notice. There are strict laws that specify how the data collected by the system can be used and his Department takes those laws very seriously. He noted he feels very comfortable about the safety and security of the data that is being collected; there is always the potential for risk, but he is comfortable moving forward as recommended earlier in the meeting. He then discussed the video capabilities of the

camera system; they will only take still pictures, not video. If it is determined that a camera location is not effective, it can be relocated to another location.

Council Member Dalpias asked if the location of the cameras will be publicly posted. Chief Quinney stated that information will not be advertised, but it also will not be hidden from anyone who asks him about the locations.

Mayor Berube stated that someone commented on their concern about the location of the cameras being known by criminals, which will push them into neighborhoods causing increased danger to residents. Chief Quinney stated that he believes that people are giving criminals a bit more credit than they deserve.

Council Member Cevering stated he does not believe the location of the cameras should be publicly disclosed. Council Member Swanson agreed; it is general policy that policing tactics should not be publicly disclosed, and he feels the same should be true for the location of the Flock cameras. He stated they are visible and there is no attempt to hide them, but he does not think the location should be publicly advertised.

Council Member Ekstrom stated that there is risk at every stage in life and different generations have dealt with different risks; she feels that the risk of data collection and storage can be mitigated in this instance, and she appreciates the efforts of the Police Department to explore new tools for keeping the community safe.

Chief Quinney addressed Ms. Ramoni's question; State Legislation requires regular auditing, and he believes those audits will be performed every three months with the auditing data to be retained for five years. Mayor Berube stated he feels the audit should be reviewed by Chief Quinney.

Susan Kilborn, North Ogden resident, wished everyone happiness.

Mayor Berube thanked Ms. Kilborn for her offer to participate in the event to recognize the City's snowplow drivers.

10. MAYOR/COUNCIL/STAFF COMMENTS

Council Member Swanson stated that he respects Mr. Anderson's passion, but noted there is a constitutional mandate known as the establishment clause and governments cannot hint that they prefer any religion. The Council represents the entire City and there is a broad spectrum of religious beliefs, all of which are represented tonight. All must have the opportunity to participate in a meeting in a way they desire and mandating an invocation goes against what the United States stands for. He stated he supported the changes to the rules of order and procedure prior to former Mayor Brent Taylor's deployment; he supported the change because he had heard from residents that they did not feel they were being adequately represented or could not pray in their preferred form because of the predominance of a certain religion in the City. There are

others who are not religious at all, but have offered very moving patriotic thoughts to set a great tone for the meeting and that opportunity needs to be extended to everyone. Mayor Berube echoed Council Member Swanson's sentiments.

Council Member Barker asked when the green waste pit is scheduled to open. Assistant City Manager/Public Works Director Espinoza stated it will open on May 6, which is the first day of spring clean-up in the City. Council Member Barker noted that the open burn season has started and anyone who does not want to wait for yard waste to be picked up from their yard can obtain a burn permit from the Fire District online.

Mayor Berube stated that the City is moving forward with sound improvements at the Barker Park Amphitheater and he is appreciative of Sean Casey for his involvement in that project. Council Member Cevering asked when that work will be completed. Mr. Call stated that the funding for the work will be included in the current year budget, with hopes that it will be completed by July.

11. DISCUSSION AND/OR ACTION TO ENTER A CLOSED MEETING FOR REASONS RELATED TO UTAH STATE CODE §52- 4-205(1)(A) REGARDING THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF INDIVIDUAL

Council Member Ekstrom motioned to enter into a closed meeting. Council Member Dalpiaz seconded the motion.

Voting on the motion:

Council Member Barker	aye
Council Member Cevering	aye
Council Member Dalpiaz	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

CLOSED REGULAR SESSION: 8:40 p.m.

OPEN CLOSED SESSION: 8:48 p.m. AFTER SHORT RECESS

REOPENED REGULAR SESSION: 9:37 p.m.

12. **ADJOURNMENT**


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

Voting on the motion:

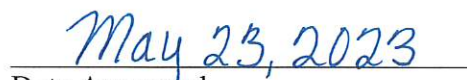
Council Member Barker	aye
Council Member Cevering	aye
Council Member Dalpias	aye
Council Member Ekstrom	aye
Council Member Swanson	aye

The motion passed unanimously.

The meeting adjourned at 9:40 p.m.


S. Neal Berube, Mayor


Joyce Blerson
Deputy City Recorder


Date Approved