

UINTAH CITY



2191 East 6550 South – Uintah, Utah 84405

(801) 479-4130 Fax: (801) 476-7269

Office Hours M-Th 9:00-5:00 Fri 9:00-1:00

Mayor Sue Bybee

UINTAH CITY COUNCIL MEETING

Planning – Greg Johnson

Council Members:

TUESDAY, December 17th, 2013

Building Inspector-Jeff Monroe

Don Pearson

Heidi Flitton

7:00 PM

Treasurer – Mike Ulrich

Gordon Cutler

MINUTES

Sheriff – Lt. Burns

Fire Chief – Mike Marz

Attendees: Mayor Bybee, Don Pearson, Gordon Cutler, Heidi Flitton, Marilyn Pearson, Lawrence Flitton, Greg Johnson, Dave Hutchinson, Mike Marz, Bill Pope, Bob Minster, Jerry Smith, Nathan Harmston, Jim Morkin, Gayla Dye, Rulon Dye, Carolyn Laird, S. Reinfort, Robyn Cutler, Brent Stuart, Jay & Elaine Kendell and Darinda Wardell.

MEETING MINUTES:

1. **MEETING CALL TO ORDER:** Mayor Bybee called the meeting to order.

PLEDGE OF ALLEGIANCE: Lead by Mike Marz

CONFLICT OF INTEREST: Council members are required by law to file a public disclosure statement with the City Recorder listing business interests and investments that could create a conflict of interest with the duties of the Council Member. When a matter in which a Council member has a business or investment interest appears on the Council agenda, the Council member must publicly disclose that interest.

Mayor Bybee asked the Council if they had any conflicts of interest with tonight's agenda; there were none.

2. **PUBLIC COMMENT (2 minutes per person):** (00:01:11)

- Jim Morkin – Stated that he lived in Cottonwood and wanted to say a word on behalf of Jerry Smith. He has known Jerry for a number of years and has worked with him on a number of projects. Jerry Smith is very qualified for the position of City Council; he can put his trust in him.
- Nathan Harmston – stated that he wanted to state for the record that he was against the annexation. He lives next to the area of the proposed annexation and is against the annexation. The floodplain would be affected by the annexation and the citizens would be affected as well. Putting apartments in would cost the City more than the revenue they would receive.
- Rulon Dye - stated that he lives at 1943 E 6600 S in Uintah. He stated that we need to be careful with changing boundaries; that would be changing history to go into Davis County. It is not right, Weber County going into Davis County and Uintah going into South Weber; that would ruin the boundaries. There has to be a lot of thought in this annexation. We could have problems with flooding real problems we don't need this and it would be better for everyone if this annexation didn't go through.

3. **APPROVAL OF CITY COUNCIL MEETING MINUTES HELD November 19th, 2013:** (00:05:25)

Presenter: Mayor Bybee

- Mayor Bybee asked if there were any questions on the minutes; there was none.
- Don Pearson motioned to approve the City Council meeting minutes for November 19th, 2013.
- Seconded by Gordon Cutler
- Mayor Bybee asked if there was any discussion on the motion; there was none.
- All in favor; the motion passed.

4. **TREASURERS REPORT:** (00:06:00)

Presenter: Darinda Wardell

- Invoice Register:
The invoice register is a listing of bills that were paid during the month.
The invoice register is reviewed and approved each month per guidelines from the state and our auditors in order to stay in compliance with the laws of the state financial code.
The invoice register for November was reviewed.
Gordon Cutler commented that if Symbol Arts was cheaper than Crown Trophy we should use them instead.
Heidi Flitton motioned to approve the invoice register for 11-1-2013 through 11-30-13.
Seconded by Gordon Cutler
Mayor Bybee asked if there was any discussion on the motion; there was none.
All in favor; Gordon Cutler – yes; Heidi Flitton – yes; Don Pearson – yes; Mayor Bybee – yes motion passes.
- Transaction Register:
The transaction register is a listing of any changes that are made during the month to customer accounts in the ENTERPRISE ACCOUNTS, water, storm water, or garbage. The changes are credits given, over changes reduced or added, late fees removed.
These changes to accounts are reviewed and approved by the council as directed by the state and our auditor to stay in compliance with the laws of the state financial code.
The transaction register was reviewed for the period of 11/14/2013 – 12/13/2013.
Don Pearson motioned to approve the transaction register for the period of 11/14/2013 – 12/13/2013.
Seconded by Heidi Flitton
Mayor Bybee asked if there was any discussion on the motion; there was none.

All in favor; Don Pearson – yes; Heidi Flitton – yes; Gordon Cutler – yes; Mayor Bybee - yes motion passes.

- Budget:
Gordon Cutler mentioned that it looks like we are doing well; no questions.
Don Pearson asked about a charge under 10-57-310 that was to Jones & Associates that might be coded wrong because that account is for the agreement with the First Responders. Darinda stated she would check it out.
There were no other questions.
- Transaction Reversal Report for November:
The transaction reversal report is a listing of any changes that are made during the month to customer accounts for the court. The changes are credits given, over charges reduced or added, late fees removed. These changes to accounts are reviewed and approved by the council as directed by the state and our auditor to stay in compliance with the laws of the state financial code.
Mayor Bybee noted that there was nothing on the report for November; no action was required.

5. YOUTH CITY COUNCIL REPORT: (00:11:30)

Presenter: Carolyn Laird

- Carolyn Laird reported that they sponsored the second annual Turkey Trot in November. It was ruined by the weather so the food drive was small as well. We did have two brave runners who showed up and paid and we had a donation to the Youth Council.
- The December meeting was cancelled and they are going to cancel the caroling and hay ride because of the cold weather.
- Carolyn reported that they do have just enough funds to go to the Day at the Legislators on January 29th. Chuck Woolery will be the special guest and host a "Family Feud" game show. We will have two of the youth participate in the mock debates.
- Carolyn thanked the Council for their support and reported that if they can't get more of the youth to participate, the program might have to go by the wayside. Council asked how they could help recruit. Carolyn stated that both she and Heidi Flitton had asked all of the youth and they are all so busy already.
- The Council thanked both Carolyn and Heidi for their service and devotion to the youth and for all their hard work.

6. FIRE DEPARTMENT REPORT: (00:16:00)

Presenter: Bill Pope

- Bill Pope stated that the Council had a copy of the reports and would entertain any questions.
- Don Pearson commented that they are training every Thursday and the school is going well. Heidi Flitton stated that she had seen them training Saturday with the ladders.
- Mayor Bybee commented that she liked the reports and thanked Bill for them.
- There were no other questions; the Council thanked Bill Pope for reporting and for his service.
- Gordon Cutler stated that he appreciated Chief Marz and Bill Pope. He commented that he appreciated that Don Pearson had got involved and that we are updated by Don at our staff meetings.
- Chief Marz recognized Kirk Combe and presented him a plaque acknowledging and thanking him for his many years of service and devotion to the Fire Department. He started in 1972 as a youth Firefighter and continued to serve up to his retirement in 2013.
- The Council thanked Kirk and joined the audience with a standing ovation in his honor.

7. PLANNING COMMISSION REPORT TO COUNCIL: (00:19:27)

Presenter: Greg Johnson

- Greg Johnson reported that they held a work session on December 16th, 2013.
- They had a meeting with Mayor Bybee to discuss upcoming issues facing the Planning Commission and learned that they had a lot of ordinances and plans that needed to be updated. So they took the list of tasks and assigned a commissioner to work on them and gave them a thirty day deadline to report back to the commission. The assignments were as follows:
 - Bringing the City Annexation Plan up to date – Zeke Swander
 - Amending the Subdivision Ordinance to include commercial neighborhoods – Jerry Smith
 - Amending the Zoning Ordinance – Greg Johnson
 - Overseeing and updating the City General Plan – Mayor Flitton; Gordon Cutler and the Planning Commission.
 - Planning Commission Rules of Order & Procedures – Jenny Rhodes
- Greg stated that they also planned to review the conditional use permits and see which if any need to be closed or updated. They want to check also to be sure that a business license is maintained where need be.
- Their goal is that come January they are ready to format and take to the codifiers and present to the City Council for approval.
- Gordon Cutler thanked Greg and commented that Greg has put a lot of work into this and wished he'd reconsider leaving the Planning Commission for the City Council.
- Greg stated that he is relying on everyone on the commission to meet their goals.
- The Council thanked the commissioners for all their work and service to the City.

8. SHERIFF'S REPORT: (00:23:51)

Presenter: Lt. Burns

- Lt. Burns reviewed the calls for service and citations for the month of November.

- It was a quiet month; the cold and wet helps keep the calls low.
- Heidi Flitton asked about the rollover accident on 6600 S and Hwy 89. Lt. Burns didn't know what caused the accident and would read the report and let Heidi know.
- Gordon Cutler noted that even though it was slow last month, we are not immune from incidents. It's nice to get the pass along report to know that they are out and checking on us.
- Don Pearson stated that he had a contact and was working on the I-84 A & B exit signs onto Hwy 89 and will follow up with them and let Lt. Burns know.
- Lt. Burns wished everyone Happy Holidays.

9. DISCUSSION/ACTION APPOINTMENT FOR CITY COUNCIL VACANCY AND OATH OF OFFICE FOR NEWLY APPOINTED COUNCILMEMBER TO SERVE UNTIL JANUARY 2016 : (00:30:45)

Presenter: Mayor Bybee

- Mayor Bybee explained that we have given all the candidates a sheet with questions that we would like them to address. The questions are:
 - What uniquely qualifies you to be selected over other candidates?
 - What is the most important quality that a City Council person needs and why?
 - What do you think the role of the City Council is?
 - What changes need to be made to make Uintah a better City?
 - What do you think is the most important issue that Uintah is faced with and why?
 - What one thing do you want to accomplish if you are selected?
- We have asked them to talk for 10 to 15 minutes each. Each Council member will be allowed to ask any questions. We will call the candidates up in no particular order. Please come to the podium, state your name, and respond to the questions.
- Bob Minster and Gerald Smith each introduced themselves and answered the questions of the Council. Zeke Swander was not able to attend the meeting.
- Mayor Bybee thanked them very much for responding to the questions and for their willingness to serve. She told them that they are all very well qualified and any one of them would do an excellent job if chosen.
- Mayor Bybee told the Council; we will now vote on the candidates. As required by law, the voting will be done in the open. The Council will vote for one of the individuals. Mayor Bybee explained to the Council; when I say their name, you will raise your hand if you are voting for that person. I will call each name in no particular order. At the end of the voting, I will tally up the votes to see who has the most votes.
- If no one has the most votes or there is a tie of votes, then we will follow the rules from Utah Code 20A-1-510(1)(c). The vacancy is filled by lot in the presence of the council. "By Lot" can mean cutting the deck, throwing dice, drawing straws, or any other game of chance. The person who wins will be the next Council member.
- The Council commented that this was going to be a tough decision and even though they would like to have all of them, they could only vote for one.
- Mayor Bybee called the name Zeke Swander. There were no votes.
- Mayor Bybee called the name Bob Minster. Don Pearson voted for Bob.
- Mayor Bybee called the name Gerald Smith. Gordon Cutler, Heidi Flitton and Mayor Bybee voted for Gerald Smith.
- Mayor Bybee stated Gerald Smith has the most votes; all in favor; the Council all stated aye.
- Gerald Smith was appointed to serve on the Council for a term of two years.
- Congratulations were given and Darinda Wardell administered the oath of office to Gerald Smith.
- The Council again thanked the other candidates and encouraged them to stay involved with the City; there are plenty of other departments that could use their help.

10. APPOINTMENT OF UINTAH CITY REPRESENTATIVE TO THE WEBER COUNTY MOSQUITO ABATEMENT BOARD: (00:54:19)

Presenter: Mayor Bybee

- Mayor Bybee explained that she was appointed to a four year term and with her stepping down, that leaves a two year term to fill.
- Rulon Dye served as our representative for forty years. Mayor Bybee explained that the Board likes to have a member representative from each taxing entity.
- She explained that the position was not an easy one; the meetings can get very long and there is a lot of work to do.
- Don Pearson motioned to appoint Gordon Cutler.
- Mayor Bybee asked Gordon if he would be willing to fill the position. Gordon Cutler answered yes he would accept the position.
- Heidi Flitton seconded the motion.
- All in favor; the motion passes.

11. OTHER BUSINESS: (00:57:20)

- Gordon Cutler thanked everyone who applied to serve on the Council and thanked everyone and all the volunteers for all they do for the City.
- Heidi Flitton seconded what Gordon said and asked if we have an ordinance or zoning requirement to have solid driveway surfaces. Mayor Bybee stated that it would be in zoning or the CC&R's for the subdivision. Heidi stated that she would check with Darinda for that information.
- Don Pearson stated that he thought it would be nice to have some senior services in our newly remodeled Scout House. He felt it would be worthwhile to work on and that it would be a great service to the community.

- Jerry Smith thanked the Council for their votes and for the appointment and that he would do his best to serve the community.
- Darinda and the Council presented Heidi Flitton a plaque acknowledging and thanking her for her service to the City serving as a Councilmember from May 2011 through December 2013. We honored the Mayor and Dave Boothe at the Holiday Open House and missed Heidi because she was out of town.

12. MEETING ADJOURNMENT: (01:01:50)

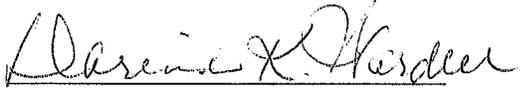
Mayor Bybee asked for a motion to adjourn the meeting.

Don Pearson motioned to adjourn.

Seconded by Jerry Smith

All in favor; the motion passed. The meeting was adjourned.

APPROVED by City Council this 7th day of January, 2014.

A handwritten signature in cursive script that reads "Darinda K. Wardell". The signature is written in dark ink and is positioned above the typed name of the signatory.

DARINDA K. WARDELL, City Recorder