

Mayor Sue Bybee

UINTAH CITY COUNCIL MEETING

Planning – Jerry Smith

Council Members:

TUESDAY, September 17th, 2013

Building Inspector-Jeff Monroe

Don Pearson

Heidi Flitton

7:00 PM

Treasurer – Mike Ulrich

David Boothe

Gordon Cutler

MINUTES

Sheriff – Lt. Burns

Fire Chief – Mike Marz

Attendees: Mayor Bybee, Dave Boothe, Don Pearson, Heidi Flitton, Gordon Cutler, Mike Ulrich, Marilyn Pearson, Lawrence Flitton, Greg Johnson, Diane Johnson, Jay & Elaine Kendall, Mike Marz, LT. Kevin Burns, Bill Pope and Darinda Wardell.

MEETING MINUTES:

1. MEETING CALL TO ORDER: By Mayor Bybee

PLEDGE OF ALLEGIANCE: Lead by Lawrence Flitton

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 was none.

2. PUBLIC COMMENT (2 minutes per person): (00:01:04)

- Jay Kendall – Asked if we could get the Sheriff's Deputy's to do some speed control enforcement along 6600 S. He asked if we would put the electronic sign up to help remind the citizens of their speed. He has seen the vehicles get up to as much as 70 miles per hour in front of his house.

3. APPROVAL OF CITY COUNCIL MEETING MINUTES HELD August 20th, 2013: (00:02:13)

Presenter: Mayor Bybee

- Mayor Bybee asked if there were any questions on the minutes. The council thanked Crystal Western for doing a nice job preparing the minutes.
- Heidi Flitton corrected tab four on the first page; take "son" out.
- Don Pearson motioned to approve the City Council meeting minutes for August 20th, 2013 with the changes mentioned.
- Seconded by Dave Boothe.
- All in favor; the motion passed.
- Gordon Cutler noted that if there was no money in the budget to help the Scout with his Eagle project there were some citizens who would donate the paint to help him with his project. Mayor Bybee advised that Gordon Cutler and Jerry Smith have offered to help by donating the paint for the project. Gordon asked that we let the Scout know this.

4. TREASURERS REPORT: (00:04:29)

Presenter: Mike Ulrich

- 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 August was reviewed.
 - Mayor Bybee asked on page 3 why Patti Sawyer was listed as a receiving clerk and not a poll worker.
 - Don Pearson motioned to approve the invoice register for 8-1-2013 through 8-31-13.
 - Seconded by Dave Boothe
 - Mayor Bybee asked if there was any discussion on the motion; there was none.
 - All in favor; Gordon Cutler – yes; Heidi Flitton – yes; Mayor Bybee – yes; Don Pearson – yes; Dave Boothe – 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 08/14/2013 – 09/13/2013.
 - Mayor Bybee advised these transactions were a result of the Waste Management audit conducted on the number of cans in the city.
 - Heidi Flitton motioned to approve the transaction register for the period of 08/14/2013 – 09/13/2013.
 - Seconded by Don Pearson
 - Mayor Bybee asked if there was any discussion on the motion; there was none.
 - All in favor; Dave Boothe – yes; Don Pearson – yes; Mayor Bybee – yes; Heidi Flitton – yes; Gordon Cutler – yes; motion passes.
- Budget:
 - Mike Ulrich explained that the budget is all updated and this report reflects year to date.
 - Mayor Bybee remarked that the revenue is up and the expenses are right on track.
 - Gordon Cutler asked if U-Day was now all complete; Mike replied yes.

Heidi Flitton remarked that the figure in this budget must be for the sales tax we have to pay.

- Transaction Reversal Report for August

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; no action was required.

5. FIRE DEPARTMENT REPORT: (00:10:06)

Presenter: Mike Marz

- Mike Marz reported that they have had a few changes with Kirk Combe retiring for medical reasons.
- Bill Pope will be our new Deputy Chief and Fire Marshall and Shad Bybee will be the Captain over equipment.
- Mike Marz reported that they have started with making the forms for the fire inspections for the citizens.
- Bill Pope was sworn in (see item # 10) and gave the rest of the report to Council.
- Bill reviewed the reports given to the Council in their packets.
- He reported that they have reestablished a seat on the Weber County CERT Council.
- They have created a page on the Uintah City webpage.
- They have submitted a grant for consideration under the 2013 FEMA Staffing for Adequate Fire and EMS Response grant program. If awarded they would receive \$281,600 over a four year period; these would be unmatched funds to use towards advertising and recruiting.
- FEMA is also opening a grant in October for equipment and this would have to be matched by the City; we would plan to get some more air bottles.
- Mayor Bybee asked if they would include in their reports the number in attendance for their monthly training sessions.
- Gordon Cutler asked with Kirk leaving, how many do we have on the department. Bill responded they are down to seven.
- Don Pearson reported that they had a training session with Weber County this last month on initial attacks and hooking up the hoses. He stated that he was impressed with their willingness to help.
- Bill Pope advised that they were setting up trainings with So. Ogden, So. Weber and with Washington Terrace as well. And as the weather gets darker and colder we will start training and planning strategies for the Hotel.
- The Council remarked on their improvements and good plan for going forward.
- Mayor Bybee asked how they were doing on the IOS inspection coming up on October 8th, and if they would assist with inspecting the fire hydrants. Mike Marz advised that he was working on getting the reports together and would provide a schedule to Nate of when they could assist with the inspections. This inspection is what the insurance companies use to set the insurance rates for homeowners.

6. SHERIFF'S REPORT: (00:29:00)

Presenter: Lt. Burns

- Lt. Burns reviewed the calls for service and comparison reports.
- He reported that August was quieter than July had been with only 24 calls for service.
- He sent a memo/text out to his deputies to have them do so speed enforcement along 6600 S and reported that he would get the speed trailer out for a friendly reminder to the citizens.
- Heidi Flitton recommended putting the trailer on the east end of 6600 S as well where the speed drops from 40 to 25.
- Lt. Burns reported that this last month we received 28 citations from Huntsville and only 11 in Uintah City, they will work on getting more this month.
- Mayor Bybee explained that we have combined Huntsville's Court with ours and that we will receive half of the revenue.
- Don Pearson advised that UDOT has finally put the necessary signs up on Hwy 89; although the illegal turns are still happening. Lt. Burns stated that they will work on enforcements.

7. YOUTH CITY COUNCIL REPORT: (00:38:46)

Presenter: Heidi Flitton

- Heidi Flitton reported that they had their elections the end of August and will swear the new officers in at next month's meeting. They are still recruiting 9th – 12th grades; they still have one spot on the council to fill.
- In October they are having the Trunk or Treat on the 31st at the Scout House.
- Carolyn Laird is working with the Mayor to have the Youth City Council help with the ribbon cutting for the newly remolded Scout House upon competition.
- We plan to have the Turkey Trot; a five mile walk/run as a fundraiser the first Saturday in November.

8. DISCUSSION/ACTION ON RESOLUTION NO. 13-0917-WTR; A RESOLUTION ADOPTING, AMENDING, AND SETTING FEES AND REGULATIONS FOR THE UINTAH CITY WATER DEPARTMENT: (00:41:17)

Presenter: Mayor Bybee

- Mayor Bybee had Greg Johnson who was a member of the citizen water committee report to the Council their recommendations.
- Greg Johnson began with reporting who serves on the committee: Cheryl White, Sherilyn Morgan, Planning Commission Chair Jerry Smith, Councilmember Gordon Cutler, Mayor Sue Bybee and Greg Johnson.
- This committee was assembled to address the issues with the projected shortfall in the city's water budget. Several issues contributed to the shortfall; the current rates have not been adjusted in three years, there was no difference in the rate paid by residential customers and commercial customers, the city's had to purchase an additional 40 acre feet of water this year to accommodate use. These things together created a projected shortfall of approximately \$68 thousand dollars.

- The committee was tasked to evaluate over ten possible rate scenarios and determine if any one scenario would balance the needs of the city in collecting enough revenue to meet budgetary requirements, while spreading rate increases fairly to the residents and commercial customers of Uintah. We met on three evenings, we each ran our personal water bill information using the provided scenarios and eventually agreed we did not like any of them. We ended up modifying an eleventh option, and through collective input from the whole committee, came up with and agreed on this proposal for the council that will meet the city's budgetary needs and best serve the community.
- Currently water bills included a base rate for residential as well as commercial customers of \$23. Included in the base rate, each customer was provided 15 thousand gallons of water per month at no charge. None of the basic rate actually went to pay for water. \$10 was for payment of the bond for the new water tank and water improvements, which will go away after it is paid for. The remaining \$13 goes to pay for general maintenance on our current system. The committee agreed the city could no longer afford to provide 15 thousand gallons of free water to each customer. In addition, there are now 10 different rate schedules instead of the current four. This provides for more accurate billing statement based on actual use versus a broad billing schedule. With 10 rate schedules, it allows for smaller incremental increases, and provides more opportunity for individual customers to lower their bill by conserving and using less water.
- The majority of residential customers (321 of 376) use an average 4,923 gallons per month during the winter (Oct to Mar). This would create an increase in their bill of under \$5.00 per month.
- I use the winter billing averages because it reflects a families basic water needs. The summer month's averages were understandably higher. This is due in large part on non-essential water use, or discretionary use by customers. This is the area we as customers have the opportunity to conserve water and pay a lower bill.
- And what happens in the summer season? Using my July 2013 bill for comparison, I will see an increase of \$15.90. Looking at the other proposed scenarios, my increase would have been between \$19.00 and \$33.00.
- The Council asked if this would make up the shortfall. There are too many variables; this is estimated to get us to break even.
- The Council thanked Greg for his involvement and for his presentation to the Council.
- Heidi Flitton asked how long until the bond will be paid off. The Mayor responded in eight more years.
- Heidi Flitton then asked where our commercial businesses were. The Mayor responded the east side of Hwy 89 the Nursery and the new zoning. She added that the Nursery uses a well and secondary water.
- Dave Boothe noted on page 1 that we need to correct it to include that fire departments and Weber County are exempt from penalty for using the hydrants. Mayor Bybee explained she thought she had and would check the wording to include that.
- Heidi Flitton expressed that she was uncomfortable on how this was going to affect our businesses.
- Dave Boothe commented that we need to make sure that the residents are not subsidizing the commercial businesses.
- Greg Johnson explained a couple of scenarios and explained that the businesses could increase their rates to compensate the change.
- Don Pearson noted that the trailer court was residential and not commercial.
- Heidi Flitton commented, for anyone who cares, that some of our businesses are going to get hit by this two or three times if they have more than one business in town. Mayor Bybee stated that the businesses bill their tenants for the water.
- Heidi Flitton asked if we will reevaluate and look at things closely every month and make adjustments where needed.
- The Council agreed that they would reevaluate if needed.
- Don Pearson motioned to accept Resolution No. 13-0917-WTR; a resolution adopting, amending, and setting fees and regulations for the Uintah City Water Department, with the corrections outlined for page 1.
- Seconded by Gordon Cutler
- Mayor Bybee asked if there were any discussion on the motion; there was none.
- Roll call vote: Gordon Cutler – yes; Heidi Flitton – yes; Dave Boothe – yes; Don Pearson – yes; Mayor Bybee – yes.
- All in favor the motion passes.

9. DISCUSSION/APPROVAL ON RESOLUTION NO. 13-0917-PC/FIRE; A RESOLUTION ESTABLISHING RATES FOR THE PLANNING COMMISSION CHAIR, VOLUNTEER FIREFIGHTER, AND FOR THE FIRE CHIEF AND DEPUTY CHIEFS:

(01:14:47)

Presenter: Mayor Bybee

- Mayor Bybee advised that after the budget cuts the Planning Commission and the Fire Department volunteered to cut their rates; this resolution reflects those changes.
- Dave Boothe asked on page 2 is the monthly meeting rate per hour or per meeting and is the rate for calls per hour or per call. It should be monthly meeting rate per meeting and calls per hour. The change was noted.
- Don Pearson asked if the Captains got both the Captain rates and the certified rate. It was noted not both.
- Page 2 #5 was discussed at length and concluded that it would read "Captains - Promotion to a Captain within the department. The promotion to a Captain within the department is contingent upon the completion of serving as a probationary firefighter and qualified as completing the Captain Advancement criteria and working on becoming a certified firefighter".
- Page 2 #6 Firefighter I will be changed to Certified Firefighter.
- Page 1 on the title the word "Chair" needs to be added after Planning Commission.
- Heidi Flitton motioned to approve Resolution No. 13-0917-PC/FIRE; a resolution establishing rates for the Planning Commission Chair, Volunteer Firefighter, and for the Fire Chief and Deputy Chiefs with the changes as described.
- Seconded by Dave Boothe

- Mayor Bybee asked if there were any discussion on the motion; there was none.
- Roll call vote: Dave Boothe – yes; Don Pearson – yes; Heidi Flitton – yes; Gordon Cutler – yes; Mayor Bybee – yes.
- All in favor the motion passes.

10. DISCUSSION/APPROVAL ON NEW DEPUTY FIRE CHIEF AND OATH OF OFFICE: (00:13:00)

Presenter: Mayor Bybee

- Mike Marz explained that he chose Bill Pope because he is a great help to the department with his knowledge and experience. He has good ideas and is a great asset to the department.
- Mayor Bybee nominated William Pope as a Deputy Fire Chief and Fire Marshall.
- Dave Boothe motioned to approve William Pope as a Deputy Fire Chief and Fire Marshall.
- Seconded by Don Pearson
- Mayor Bybee asked if there were any discussion on the motion; there was none.
- All in favor the motion passes.
- Darinda Wardell administered the oath of office to William Pope.

11. DISCUSSION/ACTION ON CANCELLING THE REGULARLY SCHEDULED CITY COUNCIL MEETING ON NOVEMBER 5TH, 2013 DUE TO THE MUNICIPAL ELECTIONS: (01:49:26)

Presenter: Mayor Bybee

- Heidi Flitton motioned to cancel the regularly scheduled City Council meeting on November 5th, 2013 due to the Municipal Elections.
- Seconded by Gordon Cutler
- All in favor the motion passes.

12. OTHER BUSINESS: (01:49:57)

- Don Pearson reported that the crossing arms for 2275 E have been delayed until spring, and the vegetation along the tracks has all been cleaned up again. UDOT has installed new signs on Hwy 89 at the entrance to 6550 S. He advised of the road closures upcoming due to the pipeline project and the road slurry. He has been working on getting the "Welcome to Uintah" sign moved to a better location to help with the confusion on the Hwy.
- Gordon Cutler and the Council thanked Don for all his work with the railroad.

13. MEETING ADJOURNMENT: (01:53:57)

Don Pearson motioned to adjourn the meeting.

Seconded by Dave Boothe

All in favor; the motion passed.

The meeting was adjourned.

APPROVED by City Council this 1st day of October, 2013.



DARINDA K. WARDELL, City Recorder