

Council Member Gerlach, Yes
Motion Approved. 5 Yes, 0 No.

C. PASS OUT WARRANTS TO COUNCIL MEMBERS (AND POSSIBLE DISCUSSION)

Susan Obray passed out the warrants. No initial discussion.

D. APPOINT FLOOD CONTROL DISTRICT MEMBERS

Mayor Nelson appointed the following Flood Control District Members:

- Frank Michael Fife
- Robert Thurgood
- Boyd Hirschi
- Greg Hansen
- Maurice Roche

Mayor Nelson asked what the rotation is for this position. Duncan Murray advised this would need to be set and could be at a later time.

MOTION: Council Member Christensen made a motion to approve the appointed applicants (Frank Michael Fife, Robert Thurgood, Boyd Hirschi, Greg Hansen, and Maurice Roche) as Perry City Flood Control District Members, with term lengths to be set at a later time. Council Member Gerlach seconded the motion.

ROLL CALL: Council Member Satterthwaite, Yes Council Member Nelson, Yes
 Council Member Cronin, Yes Council Member Christensen, Yes
 Council Member Gerlach, Yes
Motion Approved. 5 Yes, 0 No.

ITEM 4: PUBLIC COMMENTS AND/OR PUBLIC HEARINGS

A. PUBLIC COMMENTS (NO PUBLIC HEARINGS)

Suresh Kulkarni advised he will be presenting a financial appeal later for fire services and said he has talked with many in the community, including Bill Walker, and has offered his services to help come up with a solution for this issue.

Jay Newman expressed his appreciation for the exiting Council Members: Tom Peterson, Boyd Malan, and Bill Walker. He recommended a letter of condolence be sent from Perry City to the police departments who had officers involved in the Ogden shooting. He asked what is being done about Utopia. Mayor Nelson advised the City is working on this issue and will keep the public informed. [Note: Interim Chief Dale Weese and other Perry City officials/employees attended the funeral of the Ogden Police Officer.]

Philip Buccheri advised he called 911 and was billed \$200. He stated he felt that the bills should be waived for everyone. He stated he did not know that Perry City did not have Fire Department and suggested that the City notify the citizens about this in the next newsletter. He said it would be nice to have a Fire Department in Perry, even it means raising taxes, because it is a matter of public safety.

ITEM 5: LAND USE ISSUES

A. DISCUSSION REGARDING JANUARY 5, 2012 PLANNING COMMISSION MEETING

Duncan Murray gave a brief review of the meeting, stating it was a light meeting; new leadership started for the group and Jerry Nelson Chaired his first meeting. He said the main topic discussed was a lot line adjustment in an existing subdivision. They have also been working on ordinances, including the sign ordinance and infill ordinance (especially frontage requirements for housing along Highway 89).

ITEM 6: FINANCIAL, PUBLIC UTILITY, AND TECHNOLOGY ISSUES

A. FINANCIAL APPEAL BY CASEY BLACKER REGARDING PAST DUE AMOUNT ON WATER BILL

Duncan Murray advised this request is not for credit, but for additional time to pay the bill. He said the letter does include a plan to bring the account current over the next 3 months. Council Member Cronin asked if the first \$100 payment had been made. Duncan said yes. Council Member Christensen asked if interest and late fees have been included and if the customer has included these amounts in his plan to pay. Duncan said he believes these have been included. Mayor Nelson asked if there has been any agreement signed. Duncan stated that if approved, an agreement could be written and signed.

MOTION: Council Member Cronin made a motion to approve the financial appeal by Casey Blacker, allowing 3 months from December to bring the account current, with 2 months remaining. Council Member Satterthwaite seconded the motion.

ROLL CALL: Council Member Satterthwaite, Yes Council Member Nelson, Yes
 Council Member Cronin, Yes Council Member Christensen, Yes
 Council Member Gerlach, Yes
Motion Approved. 5 Yes, 0 No.

B. FINANCIAL APPEAL BY SURESH KULKARNI REGARDING A BILL FOR FIRE SERVICES

Mayor Nelson explained that Perry City does not have a Fire Department, but we do contract services through Brigham City. He said they do charge a fee for their service and this fee is passed through to the resident. He said if there is a 911 call for fire service, Brigham City is required to respond because they are the only ones with the equipment, training and licensing required to respond. Mayor Nelson stated the City has been working on creating their own fire department, but it will take a lot of money, and most of the citizens don't want a drastic property tax increase. He said we currently pay \$19,000 to Brigham City for standby service and it would cost approximately \$40,000 in order to start our own fire services. Mayor Nelson said currently there is a minimum fee of \$200 that is passed along to the residents if they have a fire service call. He asked Duncan Murray how many people receive these bills every year. Duncan advised 15-20 people per year. Mayor Nelson advised if these fees are waived we still have to pay Brigham City using the City's General Fund and taxes paid by all citizens in the community. Council Member Cronin said she feels for those residents that have been billed, because they thought the fire services were paid fully by their taxes, but if fees are waived for one person, they will need to be waived for all emergency services going back to the beginning of the fiscal year when they contract with Brigham City started. Council Member Gerlach asked Suresh Kulkarni to explain his thoughts on how to resolve this issue. Suresh said once a call is made, there is no way to stop full service from being dispatched. He said he is recommending a more streamlined approach to these issues. He said most cities have a tier system, which would have low level response (starting with police) and would graduate to a more extensive response (Fire and Medical Services) based on need. Council Member Cronin said she and Duncan have been working on a solution and have a call in to Jim Buchanan, who is out of the office, but they will be meeting with him to discuss amending the contract currently in place (to allow for our first responders to obtain equipment and training needed to respond to be first responders to these CO calls). She advised it would take approximately 4-6 weeks to achieve this. Suresh stated this is a very simple issue to resolve. The testing equipment is very easy to use. Council Member Cronin stated this will still depend on Brigham City agreeing to amend the contract and allow for us to respond. Mayor Nelson stated there is a lot to work through and the financial appeal must first be addressed. He said there is the option of approving, denying or tabling the appeal. Council Member Christensen recommended employing Suresh's services in trade for the fee. Mayor Nelson stated this option would need to be reviewed for legal compliance and would recommend tabling this until more information can be obtained.

MOTION: Council Member Christensen made a motion to table the financial appeal by Suresh Kulkarni until more information can be obtained and pending on two actions:

1. Follow up on contract discussions with Brigham City's Emergency Chief Jim Buchanan
2. More information from Suresh Kulkarni and First Responder Chief Van Mund on a concrete plan to resolve this issue.

Council Member Cronin seconded the motion.

ROLL CALL: Council Member Satterthwaite, Yes Council Member Nelson, Yes
Council Member Cronin, Yes Council Member Christensen, Yes
Council Member Gerlach, Yes
Motion Approved. 5 Yes, 0 No.

Todd Christensen recommended a notice be published in the newsletter in reference to CO detectors, advising residents that they do have a life span and batteries should be checked as often as fire detectors. Duncan Murray stated the City is working on this. Council Member Cronin and Mayor Nelson said they think there is already information about CO alarms on the website.

C. INITIAL DISCUSSION REGARDING OPTIONS FOR FEES FOR FIRE AND EMERGENCY SERVICES

MOTION: Council Member Cronin made a motion to table Item 6C, stating that she will work with Brigham City Fire Chief Jim Buchanan, First Responder Chief Van Mund, Duncan Murray, and Suresh Kulkarni in regard to the fees for Fire and Emergency Services and will come back to the Council with more information at the next meeting. Council Member Gerlach seconded the motion.

ROLL CALL: Council Member Satterthwaite, Yes Council Member Nelson, Yes
Council Member Cronin, Yes Council Member Christensen, Yes
Council Member Gerlach, Yes
Motion Approved. 5 Yes, 0 No.

Council Member Cronin wanted it to be noted that the City appreciates Brigham City for keeping the contract fees low for our community. Duncan Murray agreed, stating everyone has been pleased with the level of service they provide.

D. REPORT AND OR ACTION REGARDING THE WASTEWATER TREATMENT FACILITY

Steve Pettingill welcomed the new Council Members and offered to give them a tour of the Wastewater Facility. He reported that the Wastewater Treatment Facility closed out the year with all reports from the state being positive. He said the phosphorous levels are at 0.3, with a target level of 0.1 per the permit. He said they are injecting 2 gallons of alum a day to achieve this result. He said the Lead Operator, Jeff Hollingsworth, passed his Grade III Sewer Operator test, giving him the required certification needed to run the plant, which is a great accomplishment. He said they will continue to work through the requirements needed to run the facility.

Council Member Christensen said he was frustrated to hear that the lining at the plant was failing, and although a credit was received, he was discouraged that with all the money put in the plant, this was not installed correctly. Mr. Pettingill advised the credit was taken instead of correcting the issue, because in order to repair this on emergency bypass of sewage would need to take place, which is a difficult process so the city has decided to disregard this. He said a close out of the project is being coordinated and will be presented to the Council soon.

Mayor Nelson said he attended the Willard Spur meeting today and they need to get the representative for the Great Salt Lake area to attend the meeting. He asked Mr. Pettingill to pass that message along. Mayor Nelson requested the Wastewater Treatment Facility staff provide him some discharge numbers that he can take to the next Willard Spur meeting so he can ensure that the numbers presented at the meeting are up to par. Mr. Pettingill recommended coordinating this with Theron Miller. Mayor Nelson

stated that he viewed reporting for the plant at the meeting today and the discharge numbers reviewed had no measurable contamination.

E. APPROVAL OF WARRANTS

Mayor Nelson explained that not all payments come to the Council for approval; only those that are \$2,000 or more. All other expenses are approved during the budgeting process.

Council Member Cronin asked if the payments totaling \$51,052.50 made payable to Staker Paving for the Maddox Lane project were under or over budget. Lorin Gardner (City Engineer) stated this was under the original bid amount.

MOTION: Council Member Cronin made a motion to approve the warrants as presented. Council Member Nelson seconded the motion.

ROLL CALL: Council Member Satterthwaite, Yes Council Member Nelson, Yes
 Council Member Cronin, Yes Council Member Christensen, Yes
 Council Member Gerlach, Yes
Motion Approved. 5 Yes, 0 No.

ITEM 7: PUBLIC SAFETY AND PERSONNEL ISSUES

A. RESOLUTION 11-3 APPROVING AN INTER-LOCAL COOPERATION AGREEMENT BETWEEN WILLARD CITY AND PERRY CITY FOR EMERGENCY MEDICAL SERVICE

Duncan Murray advised Willard City will be reviewing this agreement at their meeting. Van Mund thought that Willard would finish approving this tonight. He said Willard City did request a change to the agreement and that was in reference to the duration; this was originally listed as 50 years; Willard has requested this be reviewed annually. Duncan said they also requested the termination clause be changed from 90 days to 30 days; he listed 60 days in the document because 30 days does not give enough time. Duncan stated both Willard and Perry Emergency Medical Service teams have been acting as one and they already have been responding to calls together as if they were one department. This agreement solidifies this. He said this agreement does not include fire suppression services. Duncan said that, in the future, the city will need to move forward with providing fire services; this is a baby step toward this. He said this contract allows us to go to the State board and annex Perry City into the Willard Emergency Medical service area. He said there is no commitment of funds other than it states we have a budget for our First Responders and we will continue to budget money for this group. Duncan said staff recommends approving Resolution 11-3, as amended. Van Mund advised that Willard City reviewed the agreement at their meeting tonight. He said they requested the document be changed to read that the agreement will be reviewed after one year, then three years, then every five years thereafter. They also requested that there not be any reference to a 50-year timeframe. Van Mund (Willard Fire Chief and Perry First Responder Chief) said the Willard Council approved the Mayor signing that agreement if amended to include those changes. He said there was also an automatic aid agreement with Brigham that the Willard City Council approved, so they will be responding to all confirmed fire calls from Perry's South Boundary to 700 South in Brigham.

MOTION: Council Member Cronin made a motion to approve Resolution 11-3, approving an Inter-Local Cooperation agreement Between Willard City and Perry City for Emergency Medical with the amendments to the title/heading of section 7 to read "Budgeting for Emergency Medical Services," and the amendments to section 9 (time & duration), as discussed. Council Member Nelson seconded the motion.

ROLL CALL: Council Member Satterthwaite, Yes Council Member Nelson, Yes
 Council Member Cronin, Yes Council Member Christensen, Yes
 Council Member Gerlach, Yes
Motion Approved. 5 Yes, 0 No.

Van Mund reported there are two new members of the First Responder team; namely Monica (last name unknown) and Jim Olsen. They are attending EMT training and should complete this in the spring. He

said he has been reviewing the department's budget, which is looking good. He stated the department plans to buy more equipment to outfit the brush truck and plans to purchase a gas meter to help with CO alarm calls. Van said his team would need to be trained on how to use the CO detector equipment, and then they would have the ability to respond to those calls. Mayor Nelson stated Council Member Cronin will be getting with him to get more information on this. Van reported that with the purchase of the equipment for the truck, the team would also be able to respond to car fires and provide limited response to structure fires. He said he has talked with a sales rep from L.N. Curtis and they have a used set of extrication equipment, which matches what they have in Willard and would sell this equipment to the city for \$1,200. He told the rep that the department is interested and they are waiting to see the equipment. He requested a head nod approval from the Council for this purchase. Mayor Nelson stated where it is in the budget and it is under \$2,000 he would just need to get with the Councilman over his area and he could discuss this with said Councilman after this meeting.

Council Member Christensen asked if EMS members have to provide a commitment of service in order to receive the free EMT training. Van said they have to commit to 2-years of service or they are required to pay back all or a pro-rated portion of the training. Council Member Cronin asked if Perry has as many First Responder members as Willard. Van stated there are 15 Perry First Responders and 25 Willard First Responders, but during the day, they have had good response from both teams and that is when they are most vulnerable.

B. REVIEW OF CAPITAL FACILITIES PLAN AND IMPACT FEES FOR FIRE AND EMERGENCY MEDICAL SERVICES

Duncan Murray stated in 2007 the city adopted a capital facilities plan and impact fees for Fire, Emergency Medical Services (EMS), and Police. He said impact fees must be used within 6 years. He explained approximately \$20,000 in impact fees have been collected, but the only listed project in the capital facilities plan is a station. Duncan advised the problem is it will take a long time to collect enough to construct a station. It has been identified by Police and First Responders that a training tower would be valuable. He said training towers are not usually right next to your main station, so the capital facilities plan may need to be amended in order to achieve this. Duncan requested a head nod approval to move forward in this effort. He said Willard may also be interested in participating in this project. Lorin Gardner advised there is 6-year period to spend the impact fees. He said the other option is to get a bond to pay for your project, and pay this back with future impact fees. Mayor Nelson asked that Police and EMS to work together and get some more information for this project and have them to look into the option of a station.

ITEM 8: TRAINING REGARDING "LOCAL GOVERNMENT 101"

Duncan Murray provided training to the Mayor and Council regarding local government as described in the Utah League of Cities and Towns Powers and Duties handbook.

Mayor Nelson requested additional training at the next meeting on budgeting and spending money.

Council Member Christensen recommended a work session with Shanna Johnson in reference to the budget.

Mayor Nelson said he just checked the website and did not see anything listed about the CO detectors. He asked Duncan to get with Shanna tomorrow and have information posted. Council Member Cronin requested this be listed on the front page.

ITEM 9: APPROVAL OF MINUTES, CITY COUNCIL & MAYOR REPORTS (INCLUDING NEW COUNCIL ASSIGNMENTS)

A. APPROVAL OF MINUTES FOR:

1. DECEMBER 8, 2011 REGULAR MEETING AND FINANCIAL/AUDIT WORK SESSION
 - Page 4, Line 9 of the Regular meeting – Council Member Cronin requested her vote be changed to abstained.

2. JANUARY 5, 2012 "OATH OF OFFICE" MEETING

MOTION: Council Member Cronin made a motion to approve the minutes for the December 8, 2011 regular Meeting, December 8, 2011 Work Session, and the January 5, 2012 "Oath of Office" meeting. Council Member Christensen seconded the motion.

ROLL CALL: Council Member Satterthwaite, Yes Council Member Nelson, Yes
 Council Member Cronin, Yes Council Member Christensen, Yes
 Council Member Gerlach, Yes
Motion Approved. 5 Yes, 0 No.

The Mayor and Council reviewed council assignments and distributed the duties and assignments as listed below.

- B. TODD CHRISTENSEN:** City Staff, Sewer, Economic Development Dinner, 4th of July, Telecommunications, City Web Page, Utopia Representative
- C. MARCI SATTERTHWAITE:** Mayor Pro-Tem, Administration (including Land Use & City Staff), Easter, 4th of July, City Facebook Page, Parks
- D. KAREN CRONIN:** First Responders/Fire, Overall 4th of July, Economic Development, Commuter Rail, Youth Council, Planning Commission Representative
- E. PETER GERLACH:** Police, Transportation, Streets, Trails, 4th of July, Youth Council
- F. JANA NELSON:** Flood Control, Culinary Water, Storm Drains, Christmas, 4th of July, Parks
- G. MAYOR NELSON:** Administration, Police, CERT, 4th of July, Cemetery, Mosquito Abatement, Website (Businesses), UDOT/UTA
- H. ITEMS FOR NEXT CITY NEWSLETTER:**
 - CO Alarm information
- I. SELECT A DATE/TIME FOR A CITY COUNCIL "RETREAT"**
Not discussed. Date and time not set.

ITEM 10: ADJOURNMENT (NEXT REGULAR MEETING ON JANUARY 26, 2012 AT 7:00 PM)
Duncan Murray advised Council photos will take place after the next council meeting at approximately 9:30pm.

A. MOTION TO ADJOURN

MOTION: Council Member Christensen made a motion to adjourn. Council Member Cronin seconded the motion.

ROLL CALL: Council Member Satterthwaite, Yes Council Member Nelson, Yes
 Council Member Cronin, Yes Council Member Christensen, Yes
 Council Member Gerlach, Yes
Motion Approved. 5 Yes, 0 No.

The meeting adjourned at 9:53PM.

Susan O Bray, City Recorder

Jerry Nelson, Mayor

Shanna Johnson, Chief Deputy Recorder