

Mayor Gordon Cutler

UINTAH CITY COUNCIL MEETING

Planning –

Council Members:

TUESDAY, March 19th, 2019

Building Inspector–Jeff Monroe

Jerry Smith

Michelle Roberts

7:00 PM

Treasurer – Mike Ulrich

Kristi Bell

Greg Johnson

MINUTES

Sheriff – Lt. Pledger

Fire Chief – Marc A. Sacco

Attendees: Mayor Cutler, Jerry Smith, Michelle Roberts, Kristi Bell, Greg Johnson, Chief Sacco, Jeff Holden, Mike Ulrich, Lt. Pledger, Brent Stuart, Daniel Combe, K. Stuart and Darinda Wallis

MEETING MINUTES:

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

PLEDGE OF ALLEGIANCE: Led by Greg Johnson

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 Cutler asked the Council if they had any conflicts of interest with tonight's agenda; there was none.

2. **PUBLIC COMMENT (2 minutes per person):** (00:00:52)

- There was none.

3. **APPROVAL OF CITY COUNCIL MEETING MINUTES HELD MARCH 5TH, 2019:** (00:01:24)

Presenter: Mayor Cutler

- Mayor Cutler remarked that we have two Planning Commission members in attendance tonight and he wanted to express to them that they both represented themselves very well to the Council.
- Kristi Bell motioned to approve the City Council meeting minutes for March 5th, 2019.
- Jerry Smith seconded the motion.
- Mayor Cutler asked if there was any discussion on the motion; there was none.
- All in favor; the motion passed.

4. **TREASURERS REPORT:** (00:02:19)

Presenter: Mike Ulrich

- a. 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 February was reviewed.

Michelle Roberts motioned to approve the invoice register for February 1st, 2019 through February 28th, 2019.

Seconded by Greg Johnson

Mayor Cutler asked if there was any discussion on the motion; there was none.

All in favor; Greg Johnson – yes; Kristi Bell – yes; Michelle Roberts – yes; Jerry Smith – yes; Mayor Cutler – yes.

The motion passed.

- b. 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 for the period of February 1st, 2019 – February 28th, 2019 was reviewed.

Michelle Roberts motioned to approve the Transaction Register for the dates of February 1st, 2019 through February 28th, 2019.

Greg Johnson seconded the motion.

Mayor Cutler asked if there was any other discussion on the motion.

There was none. All in favor the motion passed.

Roll call vote: Jerry Smith – yes; Michelle Roberts – yes; Mayor Cutler – yes; Kristi Bell – yes; Greg Johnson – yes.

Transaction Reversal Report - Court:

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 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 Reversal Report for February was reviewed.

Jerry Smith motioned to approve the Transaction Reversal Report for February 4th, 2019 through February 27th, 2019.

Seconded by Michelle Roberts

Mayor Cutler asked if there was any discussion on the motion; there was none.

All in favor; Greg Johnson – yes; Kristi Bell – yes; Michelle Roberts – yes; Jerry Smith – yes; Mayor Cutler – yes.
The motion passed.

- c. Budget: Mike Ulrich reported that at the end of February we are 67% of the fiscal year. Michelle Roberts inquired if the adjustments we made at the last City Council meeting are reflected in this report. Mike replied yes and reviewed the adjustments made. Mike reminded the Council to look at the total for each department not just the line item. Mike reported that the overall actual looks good.

5. DISCUSSION/ACTION ON INTERLOCAL AGREEMENT RELATING TO OBLIGATIONS REQUIRED FOR A SMALL MS4 GENERAL UPDES PERMIT NO. UTR090000 FOR STORM WATER MANAGEMENT: (00:11:25)

Presenter: Mayor Cutler

- Mayor Cutler asked Jeff Holden to explain this to the Council because he attends the meetings and is our go to guy.
- Jeff Holden explained that this is the State and County storm water coalition not Uintah City's. Jeff explained that the coalition has always in the past had a chair person who was nominated in each year. This has proven not to be as beneficial as a chair person hired for the term of the contract so they are making that change this year.
- There is a fee to be part of the coalition so in the past we have been the treasurer to avoid having to pay the fee. The coalition has decided to have the hired position take care of this as well so we will have to pay the same fee as the other cities participating in the coalition.
- The other change that they are making this year is that the fee is not based on per-capita. This is an education based service provided to the cities, it has nothing to do with the number of citizens we have in each community so the fee will be divided between the cities participating in the coalition.
- Jeff stated that he is pretty sure that Weber County will take over the responsibility of hiring an employee to handle the coalition. The fee has yet to be determined due to the fact that they are still waiting to see how many cities elect to participate. So far there are nineteen cities participating.
- Greg Johnson asked if we have a choice. Jeff stated that the State prefers that every city be part of the coalition.
- Greg Johnson asked what we get out of this participation. Jeff stated that we get training and education on all the State requirements and regulations.
- Mayor Cutler reported that the coalition came and presented at the WACOG meeting and his take away was that they train and educate on the State regulations and reporting.
- Greg Johnson stated that it is better to pay to be in compliance than pay to get into compliance.
- Michelle Roberts stated that it makes her nervous to sign a contract without having all the figures and pricing. Jeff explained that they are still waiting on the cities to decide if they are going to participate or not. The more cities that participate the lower the price will be.
- Jerry Smith asked the length of the contract. Jeff reported five years.
- Michelle Roberts explained that she agrees that this permit is necessary and we need the assistance to be compliant. We also need to make storm water a priority; she just doesn't like to sign without the figures.
- Mayor Cutler explained that we could terminate with 90 days' notice if we want to get out.
- Jerry Smith stated that this looks to be more educational and not so much authority based.
- Mayor Cutler recommended that we pass this agreement and join the coalition.
- Jeff Holden stated that sometime down the road we need to reevaluate the fee that we are currently charging each household connection because it hasn't been changed in several years.
- Greg Johnson motioned to approve the Interlocal agreement relating to obligations required for a small MS4 general UPDES permit No. UTR090000 for Storm Water Management.
- Jerry Smith seconded the motion.
- Mayor Cutler asked if there was any discussion on the motion; there was none.
- All in favor; Greg Johnson – yes; Kristi Bell – yes; Michelle Roberts – yes; Jerry Smith – yes; Mayor Cutler – yes.
- The motion passed.

6. DISCUSSION/ACTION ON RESOLUTION NO. 19-0319-SWC; A RESOLUTION APPROVING AN INTERLOCAL AGREEMENT BETWEEN UINTAH CITY AND WEBER COUNTY RELATING TO OBLIGATIONS REQUIRED FOR UPDES GENERAL PERMIT FOR DISCHARGES FROM SMALL MUNICIPAL SEPARATE STORM SEWER SYSTEMS (MS4'S) PERMIT NO. UTR090000: (00:27:37)

Presenter: Mayor Cutler

- Greg Johnson motioned to approve Resolution No. 19-0319-SWC.
- Kristi Bell seconded the motion.
- Mayor Cutler asked if there was any discussion on the motion; there was none.
- All in favor; the motion passed.

7. DISCUSSION/ACTION ON INTERLOCAL COOPERATION AGREEMENT BETWEEN WEBER COUNTY ON BEHALF OF THE WEBER COUNTY CLERK'S OFFICE, ELECTION DIVISION AND UINTAH CITY: (00:28:30)

Presenter: Darinda Wallis

- Mayor Cutler explained that this is the same agreement that we have had for the past elections and everything went well with no problems.
- Michelle Roberts motioned to approve the Interlocal Cooperation Agreement between Weber County on behalf of the Weber County Clerk's Office, Election Division and Uintah City.
- Greg Johnson seconded the motion.
- Mayor Cutler asked if there was any discussion on the motion; there was none.
- All in favor; the motion passed.

8. DISCUSSION/ACTION ON THE AGREEMENT BETWEEN THE UTAH DIVISION OF FORESTRY, FIRE AND STATE LANDS AND UINTAH CITY FOR THE UINTAH FIRE LIABILITY: (00:32:00)

Presenter: Mayor Cutler

- Mayor Cutler explained to the Council that we have been contacted by Blain Hamp from the Department of Forestry and State Lands asking us to enter into an agreement for payment of our portion of the Uintah Fire. Uintah City owes roughly \$92,000 for the 11% of the fire that burned in our City.
- Mayor Cutler stated that the State is in litigation with Rocky Mountain Power over the cause of the fire. Until then we have been asked to start payment on our portion so that the State can work with FEMA to aid us with these costs.
- Mayor Cutler reported to the Council that we have set aside in the Wild Land revenue account \$48,000 that was earmarked for this purpose so if we agree to pay \$1,000 a month we have some time to work with while we wait for FEMA and litigations to assist us.
- Chief Sacco wanted us to check the map showing the 11% to be sure that we are not being charged for anything in Davis County. He stated that there appears to be a place along the river that is marked Uintah City that actually is in Davis County.
- Mayor Cutler continued that Blain Hamp told us that there was no benefit for bonding or for paying off the amount early.
- Jerry Smith stated that he would like to see an itemized list detailing the costs. Jerry stated that he thought that one of the largest costs was the helicopter that dropped retardant on the homes in Weber County why do we have to pay for that cost.
- Mayor Cutler explained how the City had elected not to participate in an Interlocal agreement with the Department of Forestry and State Lands because our Fire Department had made that recommendation due to the fact that they would be able to handle any fires in our City. Well, the perfect storm happened with the Uintah Fire. Even though our department did a stellar job that day multiple agencies were called in and we are now dealing with the effects of not being part of the agreement.
- Mayor Cutler asked for a motion or do we want to wait until we get an itemized statement.
- Jerry Smith commented that the Chief was correct in stating that they could handle a fire in Uintah. This fire did not start in Uintah and we are still left paying for the expense.
- The following percentages were reviewed:
 - Davis County: 2.42%
 - South Weber City: 13.25%
 - Uintah City: 11.47%
 - Unincorporated Weber County: 34.25%
 - State of Utah: 38.61%
- The following expenditures were reviewed:
 - State of Utah: \$111,126.42
 - BLM: \$193,750.68
 - All Fire Departments: \$202,036.35
 - USFS: \$331,478.57
 - Total: \$838,392.02
- Michelle Roberts commented that Blain Hamp has been very kind with dealing with the City and in good faith has allowed us to pay a thousand dollars a month towards our liability. Michelle stated that we don't want to stall FEMA any longer on working towards assisting us with the costs.
- Mayor Cutler replied that hopefully we are just advancing funds and we will be reimbursed.
- Greg Johnson motioned to approve the Agreement between the Utah Division of Forestry, Fire and State Lands and Uintah City for our 11.47 % of the Uintah Fire at one thousand dollars a month.
- Michelle Roberts seconded the motion.
- Mayor Cutler asked if there was any discussion on the motion; there was none.
- All in favor; Greg Johnson – yes; Kristi Bell – yes; Michelle Roberts – yes; Jerry Smith – yes; Mayor Cutler – yes.
- The motion passed.

9. PUBLIC WORKS REPORT: (00:52:50)

Presenter: Jeff Holden

- Jeff reported that he was through snow plowing for the season. He presented his fun facts of the cost of fuel, hours spent and miles traveled for this season.
- Jeff reported that he is still working on the striping bids for 6600 S and the entrance to Burger King.
- Jeff and Scott are busy with road repairs and potholes.
- The XYPEX sealant is scheduled to be applied the first of April.
- Kristi and Jeff will be attending the Weber Basin Annual Meeting this next week.
- Jerry Smith asked Jeff if the cemetery is on the list to have the roads crack sealed this year. Jeff replied yes we should be first on the list.

10. FIRE DEPARTMENT REPORT: (01:03:31)

Presenter: Chief Sacco

- Chief Sacco reviewed the following from his report to Council.
 - Page 1: 1 EMS call for UCFD; 4 EMS calls for WFD (8 for the year)
 - Page 7: PIO Report
 - Five members of the department were trained at the Winter Fire School

- Officer & FF of the Year awarded in January - BC Casey Christiansen and FF Matt Trenergy
- ISO rating awarded in February — upgraded from a 4 to a 3. Chief Sacco thanked everyone involved with making this happen.
- Chief Sacco reviewed the following department issues:
 - Utah Fire Company asked for the return of Brush 91, per the Lease agreement on the 14th of March.
 - Negative Effects:
 - one less fire apparatus to respond to any fire call (4 to 3)
 - one less brush apparatus to respond to off-road brush/grass fire calls (3 to 2)
 - Department must reconsider mutual aid agreements with one less brush apparatus
 - Effectively ends the department Wildland Division
 - Three Seasonal employees were given until March 30th to go structure or resign. No response will result in termination
 - No near-future income from EMAC requests (need local Squad Boss) Positive Effects:
 - Reduced liability to city / workman's comp — no EMAC responses
- Way forward:
 - Attempting to return B91 to UFC before April 1st — need to get it ready for fire season
 - Can return to Wild Land Ops when we obtain a local Squad Boss
 - Could resume Lease of B91, Wildland program once this occurs
- Chief Sacco requested the purchase of a 5" Storz Intake valve for Engine 91:
 - Purchase price of \$1700 — requires Council approval
 - Specific appliance recommended by DC Marz
 - Large valve that lets water in Engine 91
 - Current valve on the verge of breaking
 - If broken with valve open, all 1000 gallons of water will pour out of E91
 - If broken with valve closed, we cannot refill tank as fast as we can flow water on a fire scene
 - Cannot provide three quotes — searched for two hours, cannot find alternative quotes for part (Proprietary) only found for sale at TheFireStore.com
- Chief Sacco is also working on the EMS licensure renewal of recertification and the FFSL MOU renewal.
- The Council thanked Chief Sacco for his report and service to the community.

11. SHERIFF'S REPORT: (01:20:40)

Presenter: Lt. Pledger

- Lt. Pledger reported that there were eight accidents in February.
- They had a targeted traffic patrol on Hwy 89 and issued several citations. One driver cited was traveling at 86 mph down Hwy 89.
- Lt. Pledger stated that they are going to concentrate on 6600 S and enforcing the new speed limit.
- Lt. Pledger reported that there was nothing to concern the citizens in the report to Council. Lt. Pledger stated that the citations were down for the month of February.
- Michelle Roberts advised Lt. Pledger that UDOT is planning to do some road work on Hwy 89 from the Weber River bridge to Harrison Blvd. They plan to start in the spring and finish in August. Michelle explained that they are planning to do the majority of the work in the overnight hours to avoid the traffic concerns.
- Mayor Cutler requested that the Lt. put together a plan for security for Council and Commission meetings. Lt. Pledger stated that he would be happy to put together something for the City.

12. COUNCIL COMMENTS TO PUBLIC COMMENTS: (01:28:43)

- None

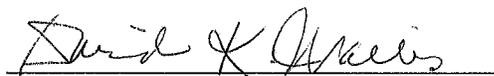
13. COUNCIL REPORTS: (01:29:00)

- Mayor Cutler reported that we have hired two new City employees:
 - Christy Blackner – Court Clerk
 - Cheryl White – Utility/Deputy Recorder and Planning Commission Secretary

14. MEETING ADJOURNMENT: (01:30:24)

Michelle Roberts motioned to adjourn the meeting.
 Seconded by Jerry Smith
 All in favor the motion passed. The meeting was adjourned.

APPROVED by City Council this 2nd day of April, 2019.



DARINDA K. WALLIS, City Recorder