

Mayor Lawrence Flitton

UINTAH CITY COUNCIL MEETING

Planning – Tim Petty

Council Members:

TUESDAY, March 20th, 2018

Building Inspector-Jeff Monroe

Michelle Roberts

Gordon Cutler

7:00 PM

Treasurer – Mike Ulrich

Jerry Smith

Kristi Bell

MINUTES

Sheriff – Lt. Pledger

Fire Chief – Marc A. Sacco

Attendees: Mayor Flitton, Gordon Cutler, Jerry Smith, Kristi Bell, Michelle Roberts, Jeff Holden, Mike Ulrich, Marc & Donna Sacco, Lt. Pledger, Kent Christiansen, Don Pearson, Kris Stuart, Nathan Jorgensen, Candice Bodily, Sylvia Jensen, Paul Jensen, Carl Jensen, Alex Lukehart, Dallas Tallant, Chris Willden, James Osgood, Mike Marz, Jenicka Martinez, Terence Butler, Ian Blake, Danielle Bird, Vicmary Christiansen, Casey Christiansen, Paul Echohawk and Darinda Wallis.

MEETING MINUTES:

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

PLEDGE OF ALLEGIANCE: Led by Darinda

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

2. **PUBLIC COMMENT (2 minutes per person):** (00:00:45)

- Don Pearson wanted to visit with the Council about three things. First he will be attending a water rights certification training and thought the City might want to send a representative to attend as well. He wondered if the Council has taken action on the recommendations from the Planning Commission on the agricultural zone business license requirements. As far as storm water he wanted to bring to the Council's attention item #6 of the Uintah Central Canal Company agreement with Uintah City which reads "The City will make an effort to investigate water control options that will mitigate storm water flow through Company's canal system". Mayor Flitton's article in the Uintah City Newsletter and his comments to Uintah residents in reference to the March 2, 2018 email from Nathan Anderson, Director Public Affairs — Union Pacific Railroad, stating that our current lease appears to allow the City to bring the road to within 25' of the rail has caught the attention of Uintah Central Canal Company shareholders. Since the UPRR email is a response to the City's request to widen 6600 South to the North so that a pathway can be constructed on the South side of 6600, and since the Uintah Central's South Branch runs along 6600 South, it will in the best interest of Uintah City and the Uintah Central Canal Company for us to work together from the planning stage to any eventual pathway construction. I believe that for safety reasons, a pedestrian/bicycle corridor is in the best interest of the community. As the President of the Uintah Central Canal Company, I am committed to intensely defend the shareholders and their access to water conveyed in the Uintah Central Canal Company's canals. With my background as a longtime resident of the City, a longtime shareholder and officer in the Uintah Central Canal Company, and my longtime involvement with the operation of both, I can be an asset to this project. Consequently, I need to be, and respectfully request, that I (or my representative) be included in all aspects of this project beginning with negotiations with the Union Pacific Railroad.

3. **APPROVAL OF CITY COUNCIL MEETING MINUTES HELD MARCH 6TH, 2018:** (00:04:50)

Presenter: Mayor Flitton

- Michelle Roberts motioned to approve the City Council minutes for March 6th, 2018 as written.
- Kristi Bell seconded the motion.
- All in favor; the motion passed.
- Mayor Flitton explained that we have a lot on the agenda and we also have the local caucus going on tonight. Mayor Flitton explained that Kristi Bell and he were going to try to attend if time allowed. He explained that he was going to move things around on the agenda so that the action items could be taken care of prior to being excused; then he would turn the meeting over to our Mayor Pro Tem Gordon Cutler.

4. **TREASURERS REPORT:** (00:15:17)

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, 2018 through February 28th, 2018.

Seconded by Jerry Smith

All in favor; Gordon Cutler – yes; Michelle Roberts – yes; Jerry Smith - 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, 2018 – February 28th, 2018 was blank; no action required.

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.

Michelle Roberts motioned to approve the Transaction Reversal Report for February 1st, 2018 – February 28th, 2018.

Seconded by Jerry Smith

All in favor; Gordon Cutler – yes; Michelle Roberts – yes; Jerry Smith - yes.

The motion passed.

- c. Budget: Mike Ulrich explained that all the adjustments have been made to the budget as discussed during the Public Hearing held in February. He also has transferred the funds from the general fund to the Capital Projects Funds. We will start having budget work sessions for the FY 2018-2019 the second meeting in April.

(00:06:51)

Kristi Bell motioned to close the regular City Council meeting to open the Public Hearing to discuss the Nuisance Ordinance.

Seconded by Jerry Smith

All in favor the motion passed.

*****OPEN PUBLIC HEARING *****

5. 7:15 P.M. OR AS SOON AS POSSIBLE THEREAFTER: PUBLIC HEARING TO DISCUSS AMENDING THE NUISANCE ORDINANCE: (00:07:00)

Presenter: Mayor Flitton

- Mayor Flitton asked for any Public comments; there was none.
- Gordon Cutler motioned to close the Public Hearing and reopen the regular City Council meeting.
- Seconded by Jerry Smith
- All in favor the motion passed.

*****CLOSE PUBLIC HEARING *****

6. DISCUSSION/APPROVAL ON ORDINANCE NO. 243-18: AN ORDINANCE OF THE UINTAH CITY COUNCIL RELATING TO NUISANCES: (00:08:15)

Presenter: Kristi Bell

- Kristi Bell explained that we have reworked the nuisance ordinance and have reviewed in our work session the definitions, nuisances prohibited, our duty to maintain property, declared nuisances, jurisdiction, powers and duties, abatement alternatives and exceptions. We added specific language that it is complaint driven and removed #6 from section seven B Vehicles/Vessels.
- Mayor Flitton thanked Kristi for her excellent job on this ordinance and resolution. He also thanked the Planning Commission for all their time, work and recommendations that they provided the Council. He commented that we live in a rural community and we like that feel; we want to keep decency allowing the agricultural zone to be agricultural yet not becoming a fire hazard; it's tricky trying to keep that balance.
- Jerry Smith motioned to approve Ordinance No. 243-18; An Ordinance of the Uintah City Council relating to Nuisances with the outlined changes from the work session.
- Michelle Roberts seconded the motion.
- All in favor the motion passed.

7. DISCUSSION/ACTION ON RESOLUTION NO. 18-0320-NUI; A RESOLUTION OF THE UINTAH CITY COUNCIL SETTING FEES AND REGULATIONS RELATING TO THE NUISANCE ORDINANCE NO. 243-18: (00:12:22)

Presenter: Kristi Bell

- Kristi Bell explained that the resolution is to set the fees for penalties and establish procedures for the Nuisance Officer. She noted that the procedure states we will issue two notices prior to any legal action.
- Gordon Cutler motioned to approve Resolution No. 18-0320-NUI; A Resolution of the Uintah City Council setting fees and regulations relating to the Nuisance Ordinance No. 243-18.
- Jerry Smith seconded the motion.
- All in favor; Gordon Cutler – yes; Kristi Bell – yes; Mayor Flitton – yes; Michelle Roberts – yes; Jerry Smith - yes.
- The motion passed.

8. FIRE DEPARTMENT REPORT: (00:21:26)

Presenter: Chief Sacco

- Chief Sacco recognized the following and awarded them the Community Service Achievement Ribbon for Contributions during the Uintah Fire, September 5th, 2017:
 - Chief (former) William Pope
 - Deputy Chief Mike Marz
 - Deputy Chief (former) Marc Sacco
 - Battalion Chief (former) Danielle Bird
 - Public Information Officer Kirsten Stuart

- Captain Tage Hansen
- Captain Donna Sacco
- Captain Bill Malone
- Captain Chris Willden
- Captain Casey Christiansen
- Firefighter Nathan Jorgensen
- Firefighter Paul Echohawk
- Firefighter Skylar Van Ekelenburg
- Firefighter Ian Blake
- Firefighter (former) Michael Dunham
- Firefighter (former) Kolten Smith
- Description of Nominee's Actions or Circumstances Meriting this Award:
- On September 5th, 2017, sixteen members of the Uintah City Fire Department provided outstanding response and teamwork during the Uintah Fire. When power and dispatch outages prevented notifications, duty crew members took the initiative to initiate a callback response over a non-traditional communications network. Although many of these volunteers were required to take vacation time, each member selflessly left their primary employment to respond to the incident. As a team, these brave individuals placed the lives and property of the citizens of Uintah City over their own personal safety during a fifteen hour period. All of the individual meritorious actions witnessed by crew supervisors cannot be contained in this nomination. However, witnessed actions included, but are not limited to: public media notifications to warn and advise residents, back-burning efforts to starve the fuel supply and limit progression of the fire, clearing operations to remove fuels from the proximity of numerous endangered structures, security and protection of evacuees and evacuation routes of travel, and aggressive engagement of the fire in the areas of Uintah City, the Uintah Highlands, South Weber, and the vegetation along Highway 84. Additionally, every crew positioned apparatus to protect citizens attempting to fight fire with garden hoses and provided a protective barrier to ensure the citizens' safety from winds gusts approaching 40 mph and extremely hazardous and unpredictable fire conditions. All members conducted themselves in a professional and cordial manner while interacting with the citizens of Uintah and South Weber when tasked with fire suppression and mop up as the fire slowed down. Additionally, their professionalism did not waiver when interacting with other local, State and Federal resources when faced with constant communications issues. Although this historic community event inspired the evacuation of over 900 residents, caused approximately one million dollars of damage, the loss and/or damage of eighteen structures, and burned 619 acres, the dedicated initial response, cohesive efforts, and perseverance of these firefighters contributed to zero fatalities and zero civilian injuries. Each of these men and women brought great credit to themselves and the Uintah City Fire Department.
- Chief Sacco recognized the following and awarded them the Unit Commendation Ribbon:
 - Capt. Willden, FF Jorgensen, & FF Anderson
 - Description of Nominee's Actions or Circumstances Meriting this Award:
 - On October 13, 2017, the Uintah City Fire Department was contacted by the Utah Department of Emergency Management (DEM) and asked to provide a wildland fire apparatus and crew to respond to an EMAC request, the first ever request in the history of the department. This EMAC request was from the State of California requesting assistance in fire suppression due to their historic wildfires in Northern California and the impending hot weather and possibility of Santa Ana/Foehn winds to hit southern California, which greatly increased the explosive fire potential in that State. With California resources stretched thin, Capt Willden, FF Jorgensen, and FF Anderson (who had officially been with UFD less than 14 hours) volunteered to deploy leaving their families and full-time careers behind. Approximately 5 hours from the EMAC request, Captain Chris Willden, Firefighter Nathan Jorgensen, and Firefighter Nicholas Anderson where enroute to California in Brush-91. After a change of location from DEM, the crew arrived on October 14 in Chino, California at the Prada staging base. The crew of Brush-91 (E-591) integrated seamlessly with the rest of the Utah Task Force which consisted of Fire departments from Unified Fire Authority, Salt Lake City, West Valley City, Draper City and others. After 3-4 days in Staging, the Utah Task Force, along with Brush-91, was assigned to the Bear Fire in Northern California. Once arriving on the Bear Fire, Brush-91 was assigned to provide structure protection and mitigation to four homes. FF's Jorgensen and Anderson assisted in the triage of 3 homes removing fuels from around the structures in an effort to save the homes if the fire should reach them. The crew then monitored the fire and watched for any change in the behavior of the fire. Additionally, FF Jorgensen located a mechanical issue while performing morning engine checks which resulted in repairs being made later in the day and saved the apparatus from being out of service for several days. Firefighters Jorgensen and Anderson had great attitudes for the duration of the deployment and interacted with the people of California in an exemplary way that brought great credit upon themselves, Uintah Fire Department and the Fire Service as a whole, Captain Willden's wildland expertise and tireless efforts ensured both the success of this inaugural deployment and formulating from scratch the blueprint for the Uintah City Fire Department Wildland Program while guaranteeing the safety of his assigned crewmembers. Furthermore, Capt Willden and FF Anderson once again volunteered to deploy to Southern California in December 2017 for another EMAC request for which Brush 91 deployed to the Thomas Fire in California for an additional 14 day deployment. These first two wildland fire deployments for the Uintah City Fire Department were a tremendous success because of the individual efforts of FFs Jorgensen and Anderson and the keen leadership of Capt Willden who well represented the state of Utah and reflect great credit upon themselves and the Uintah City Fire Department.

- Chief Sacco reported that the Fire Department received a special award tonight from MJ Morgan and his family. Weber County and the other Departments that assisted in the Uintah Fire met at Station 61 where the Morgan family presented each Department with special commemorative coins. They also presented them with a framed coin and letter of appreciation to display in each Fire Station.
- Chief Sacco asked the Council if they had questions on his report and commented that he added a table with definitions for the acronyms on page ten. He commented that he is still finding his way around the budget information on page 14 and his totals reflect some charges that are for the month of March. Michelle Roberts stated that it looks like the Department added a new member; Chief Sacco replied more than one which brings us to the next part of my presentation.
- Chief Sacco commended and swore in the following:
 - Captain Casey Christensen
 - Fire Fighter Candice Bodily
 - Fire Fighter Terence Butler
 - Fire Fighter Alex Lukehart

9. PUBLIC WORKS REPORT: (00:46:19)

Presenter: Jeff Holden

- Jeff reported that all the potholes have been filled, there will be a bill coming for the cold patch. He reported that they have not poured the patch of cement at the park because of the weather so it will not be ready for the Easter Egg hunt but will be for U-Day.
- Jeff reported that we are good on salt and sand and all vehicle maintenance have been done.
- Comcast has been working on high speed internet along 6850 S; he has been monitoring them and reported that they did hit a gas line today in front of the Cory & Stephanie Howells.
- Jeff reported that the gas company installed a new gas line for the Gleave Subdivision lots.
- Jeff stated that Scott has been trimming trees and working hard in the cemetery.
- The Council thanked Jeff and Scott for all their hard work.

10. DISCUSSION/ACTION ON BIDS FOR REPAIRS TO THE GENERATOR AT CITY HALL: (00:50:29)

Presenter: Gordon Cutler / Jeff Holden

- Jeff Holden stated that these bids are for the repair of the generator at City Hall.
- Jenco Generators - \$2,685.00 (3 out of 5 star rating)
- Energy Management - \$3,350.97 (4.8 out of 5 star rating)
- Michelle Roberts asked Jeff which company he recommends. Jeff stated Jenco; they actually make the part in house.
- Jerry Smith motioned to accept the bid from Jenco for repairs to the generator.
- Michelle Roberts seconded the motion.
- All in favor; Gordon Cutler – yes; Michelle Roberts – yes; Jerry Smith - yes.
- The motion passed.

11. DISCUSSION/APPROVAL ON PURCHASE OF CANOPY TOP FOR U-DAY TENT: (00:55:12)

Presenter: Jerry Smith / Jeff Holden

- Jeff Holden reviewed the bid from Diamond for the 20 x 30 canopy top for our U-Day tent at \$1,496.00.
- Michelle Roberts questioned why we didn't have any other bids. Jeff explained that this is a special item and Diamond is the only provider in our area.
- Jeff explained that this will save us \$551.00 renting the tent every year.
- Gordon Cutler asked Jeff if we have the funds for this purchase; Jeff responded yes we do.
- Michelle Roberts motioned to approve the purchase of the replace canopy from Diamond for \$1,496.
- Jerry Smith seconded the motion.
- All in favor; Gordon Cutler – yes; Michelle Roberts – yes; Jerry Smith - yes.
- The motion passed.

12. SHERIFF'S REPORT: (00:59:10)

Presenter: Lt. Pledger

- Lt. Pledger asked the Council if they had any questions on the report from January and February; if not he had another issue that he wanted to discuss with the Council.
- Lt. Pledger wanted to try to clear up some of the confusion with the numbers as they pertain to the Geo Tab report that we are familiar with seeing. He explained that there has been some miscommunication regarding the FTE formula used in calculating the contract price for the City.
- The FTE is based on the following:
- Hours worked / year Deputy 2080
- 40 hrs. / year mandatory training 40
- 11 Holidays @ 8 hours 88
- Sick leave (same for all employees) 96
- Vacation (minimum for all emp.) 104 - 0-5 years 104
- Total after adjustments 1752 6-10 years 120
- 1752 / year divided by 12 months 146 11-15 years 144 16 + years 184
- Using 139 to 146 hours per month figure is closer to an accurate and realistic number because it accounts for the following yearly absences for each Deputy; mandatory training, holiday pay, sick leave and vacation; however, it still does not account for things such as clerical staff, Detectives, Lieutenants, vehicle maintenance, time spent in district court, time spent at the jail on the City's behalf, time spent in other jurisdictions on follow up for the City's behalf, C.S.I., etc.

- 139 using a 16 + year person for vacation calculation

• @146	• @139	•
• 584	• 556	• Unincorporated
• 1182.6	• 1125.9	• West Haven
• 335.8	• 319.7	• MSL
• 598.6	• 569.9	• Hooper
• 642.4	• 611.6	• Farr West
• 481.8	• 458.7	• Plain City
• 438	• 417	• General Fund
• 4263.2	• 0	• Total
•	•	•
• 1051.2	• 1000.8	• Washington Terrace
• 160.6	• 152.9	• Uintah City
• 83.22	• 79.23	• Huntsville
• 890.6	• 847.9	• Unincorporated

- Michelle Roberts thanked the Lt. for this information; she had asked to see a list of all the services provided a year ago. This is very valuable and she appreciated the time and effort spent trying to explain this to us.
- Lt. Pledger stated that it is important that we get the service we need when we need it.
- Gordon Cutler stated that we will get this information to the Mayor and as a whole we are happy with the Sheriff's Office.
- The Council thanked Lt. Pledger for his report to Council and for his service.

13. COUNCIL COMMENTS TO PUBLIC COMMENTS: (01:11:50)

- Gordon Cutler replied to Don Pearson's comments that the Council has taken action regarding the business license regulations relating to the agricultural zone and that Jeff Holden is looking into attending that certification water class, he asked Don to get with Jeff.
- In response to Don Pearson's comments Michelle Roberts stated that she took Don's place on the Pathway's committee and she appreciates all of Don's expertise and we all understand that we will work with the Canal Company during this process.

14. COUNCIL REPORTS: (01:19:40)

- Michelle Roberts reported on the meeting she recently attended with Weber Pathways. She reported that they have acquired almost 40 acres of land on the south side of the river; have finalized their purchase with Scenic Development and it is looking promising to connect all the pathways. She reported that Pathways is going to do a study on the river because of the manmade curves that occurred with putting in the interstate. They are currently looking for funds and assistance with this study.
- Michelle reported on Jerry's concern about the bridge being narrow and not being wide enough for a path; they did measure the bridge and if they move the lines they do have the required space on the bridge.
- The Council discussed cancelling the first meeting in April due to spring break and vacations. They discussed that the second meeting of the month in April will begin the budget work session meetings.

15. MEETING ADJOURNMENT: (01:21:20)

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 17th day of April, 2018.



DARINDA K. WALLIS, City Recorder