

Mayor Lawrence Flitton

Council Members:

Michelle Roberts

Jerry Smith

Gordon Cutler

Greg Johnson

## UINTAH CITY COUNCIL MEETING

TUESDAY, March 21<sup>st</sup>, 2017

7:00 PM

### MINUTES

Planning – Tim Petty

Building Inspector-Jeff Monroe

Treasurer – Mike Ulrich

Sheriff – Lt. Talbot

Fire Chief – William Pope

Attendees: Mayor Flitton, Gordon Cutler, Michelle Roberts, Jerry Smith, Greg Johnson, Mike Ulrich, Jeff Holden, Corp. Colleen Clarke, Sgt. Michael Streker, Tim Petty, Kris Stewart, Brandon Minster, Josh Falslev, Blake Cutler, Justin Hatch, Chief Pope and Darinda Wardell.

### MEETING MINUTES:

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

**PLEDGE OF ALLEGIANCE:** Led by Mike Ulrich

**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):** (00:00:46)

- There was none.

3. **APPROVAL OF THE CITY COUNCIL MEETING MINUTES HELD MARCH 7<sup>TH</sup>, 2017:** (00:00:58)

Presenter: Mayor Flitton

- Mayor Flitton asked if there were any questions on the minutes.
- Michelle Roberts motioned to approve the City Council meeting minutes from March 7<sup>th</sup>, 2017 as written.
- Seconded by Greg Johnson
- All in favor; the motion passed.

4. **TREASURERS REPORT:** (00:01:30)

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.

Gordon Cutler motioned to approve the invoice register for February 1<sup>st</sup>, 2017 through February 28<sup>th</sup>, 2017.

Seconded by Greg Johnson

All in favor; Jerry Smith – yes; Michelle Roberts – yes; Mayor Flitton – yes; Greg Johnson – yes; Gordon 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 16<sup>th</sup>, 2017 – March 14<sup>th</sup>, 2017 was reviewed.

Greg Johnson motioned to approve the transaction register for the period of February 16<sup>th</sup>, 2017 – March 14<sup>th</sup>, 2017.

Jerry Smith seconded the motion.

All in favor; Gordon Cutler – yes; Greg Johnson – yes; Mayor Flitton – yes; Michelle Roberts – yes; Jerry Smith – yes.

The motion passed.

c. 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 blank, no action required.

- d. Budget: Mike Ulrich reported that we are 68% through the year; the budget was reviewed with Council. Gordon Cutler asked if the error on account 10-51-260 was corrected to the proper account 10-51-250. Mike stated that the correction had been made. Mike stated that the Court revenues get behind in the winter and pick back up in the spring and summer, so that account will catch up soon. Michelle Roberts asked Mike how we account for the extra revenue and expenditures due to the generous Easter donations we have received this year. Mike stated that we

would have to open the budget to increase both revenue and expenditures; we will have to do the same for the Fire Department to account for the grant they received. We typically wait until we get closer to the year-end so these can be all done at one time. Jerry Smith asked about the funds in 10-50-370 Elections. Darinda explained that some of the funds will be used in this fiscal year and the rest in the next fiscal year for our City elections. Weber County has offered to help us with these elections and has asked us to enter into an Interlocal Agreement with them to conduct our election by mail. We will discuss this in our budget meetings.

**5. DISCUSSION/ACTION ON THE UDOT/DWR PROPERTY LOCATED AT THE WEST END OF 6850 SOUTH: (00:10:27)**

Presenter: Mayor Flitton

- Mayor Flitton stated that at our last City Council meeting the Planning Commission made a recommendation that we take ownership of this property.
- Mayor Flitton mapped out how we got to this point of discussion. Pam Kramer with DWR approached the City and stated that we could have the land at no cost to the City; she would do the ground work all we had to do was nod. We asked the Planning Commission to do a study to see if this would be good for the City; their recommendation to the Council was that we acquire the property and do nothing with it. Mayor Flitton stated that he recommends that we do as the Planning Commission recommended and acquire the property and do nothing with it. We would have the control to police the grounds to keep out the fires, kegs, campers and all that degrade the area. If we take ownership we will have to allow anglers access but we could block the area off to avoid extra traffic.
- Greg Johnson stated that he agreed with the Mayor; our taking possession of the land wouldn't change anything from how it is now.
- Mayor Flitton stated that we need the road to continue through to connect with the Redd property and now is the right time to do this. We don't need to build the land out, we are not attracting new people to the area; we will just have the power to control what happens on the property and we couldn't have that if it went to a private owner.
- Gordon Cutler remarked that we could control the land by ordinance even if we didn't own it. Why should we acquire the land if we don't have a plan? If we acquire the land are we going to keep it green space?
- Greg Johnson remarked that if we own it or if they own it; it doesn't change the traffic.
- Gordon Cutler asked if we acquire the property what's to stop an elected official in the future who has grandiose ideas like some in the past have had from doing just exactly what we don't want to have done with it.
- Michelle Roberts stated that if we acquire the property one of the stipulations is that we put in a 100 x 100 foot parking lot; DWR is flexible on the location of the parking lot; so we wouldn't be able to block it off. The kids enjoy that land; she would hate to see the open space go away; she wants to make sure that the space stays the same.
- Mayor Flitton stated that the people who are using the land today are trespassing; we could pass on ordinance for regulating the uses.
- Gordon Cutler stated we could enter into an agreement with UDOT that they post no trespassing signs and we could regulate without having to take ownership.
- Jerry Smith remarked that the end of 6850 S is an unfinished road; it isn't even a hammerhead so that emergency response vehicles could turn around down there. If we acquired the property we could finish the road; maybe make a cul-de-sac so vehicles could turn around, it would be a lot nicer and a safer place. We could even tie the road into the Redd property and keep the anglers access and it would increase home values and make a nicer safer road.
- Mayor Flitton remarked it is a "win-win situation"; we could put in the parking lot and make the open space a park which then we could use RAMP funds to build a fence to keep anglers on the easement. There are just lots of options for ways to control the space.
- Michelle Roberts reminded the Council that the University of Arizona is currently conducting a study on the land so we wouldn't be able to fence them out.
- Jerry Smith stated that we could move now and wait for a plan.
- Mayor Flitton stated that if we own the land we could put our own easement on the land.
- Tim Petty asked to speak on behalf of the Planning Commission. There is no benefit for the land staying in private hands. If they maintain the right-of-way our concerns don't go away; nothing changes that if we take ownership. We have to own it to be in control; there are no "legitimate reasons" for the city to not take possession of the property.
- Greg Johnson asked Chief Pope if the road has to be paved for the emergency response vehicles to access. Chief Pope stated that if there are no structures down there, the road would not have to be paved.
- Michelle Roberts stated that her decision would be that she would want it to stay the same as it is now. If we own the land we could control the easements and she strongly suggests that we move quickly to create an ordinance for regulations.
- Mayor Flitton stated that if Jeff Hancock or Rich Hendrickson bought the land, they might not be there forever; we have no control if it is privately owned. Tim and his Planning Commission are right; we need to take ownership now to gain control and dedicate it as open space.
- Gordon Cutler motioned to not move forward with acquiring the UDOT land.
- There was no second.
- Jerry Smith motioned to move forward with acquiring the UDOT land at the end of 6850 S in Uintah.
- Michelle Roberts asked Jerry to add to his motion that we create an ordinance to regulate the space.
- Jerry Smith stated that we are doing what the original owners wanted for the land and that was that the public have access to the river. We are doing this to benefit all; not just the neighborhood; all of us. We need to take the property and then get all involved; we are not prepared to make any other decisions at this time.
- Mayor Flitton stated that we have a second motion to move forward with the caveat that Michelle asked for.
- Michelle Roberts remarked that Jerry doesn't want to add that caveat to the motion. She asked Tim Petty if people could access the space with an easement in place by the City.

- Tim Petty remarked that the road needs to go through to take the pressure off of 6600 S. The road was developed to continue on, it was master planned to continue on. In regards to transportation, the road needs to continue on.
- Gordon Cutler stated that it should be the developer's responsibility to put the road in. The City should not have to pay to put the road through.
- Mayor Flitton stated we have a second motion to move forward with acquiring the UDOT property.
- Michelle Roberts will second with her request to create an ordinance for regulations.
- Mayor Flitton asked for all opposed; Gordon Cutler nay.
- Mayor Flitton asked for all in favor; Jerry Smith – yay; Michelle Roberts – yay; Greg Johnson – yay; Mayor Flitton – yay.
- Mayor Flitton stated the motion carries.
- Mayor Flitton will send a letter to Pam Kramer.

#### 6. PUBLIC WORKS REPORT: (00:49:33)

Presenter: Jeff Holden

- Jeff Holden presented to the Council his drawing for a room to be built down stairs around the septic system to help eliminate some of the odor. Putting in three walls and two doors will cost approximately \$305. Gordon Cutler stated that we could add this to next year's budget requests.
- Jeff reported that he is currently seeking bids for fertilizer for the park and cemetery. Mayor Flitton asked if we aerate the park. Jeff stated that he has in the past and if he does this year he will wait until after the Easter egg hunt so the kids don't fill their baskets with dirt.
- Jeff reported that all the maintenance for all our equipment is caught up.
- Gordon Cutler commented on the fuel costs for snow removal this year. Jeff replied that it cost approximately \$100 a snow storm.
- The Council thanked Jeff for the good job that he does and that they were all happy he was back.

#### 7. FIRE DEPARTMENT REPORT: (00:58:16)

Presenter: Chief Pope

- Chief Pope reported that they were busier in February than they were in January. He stated that he didn't have anything special that he wanted to bring up from his report he had other things to discuss and asked the Council if they had any questions about the reports.
- The CDBG grant that was awarded to them this year is for approximately \$38,000 for extrication equipment.
- Gordon Cutler asked about the Fire Station being maned 24-7 now.
- Chief Pope responded that what drove that was our response time. Our response time to any call was 10.1 minutes. We started manning the station 24-7 the 1<sup>st</sup> of March and our response time now is 2.5 minutes. We have been able to shave off 8 minutes. Chief Pope stated that there are two people there for each 12 hour shift; which makes it 5 to 7 shifts a month per volunteer.
- Gordon Cutler asked if two people were enough to respond to a fire call. Chief Pope stated that they could respond and wait for the page back to the rest. They could attack the fire from the outside and report back as to how many more or less would be needed. Two people are enough for a medical call.
- Greg Johnson asked how this affects the budget.
- Chief Pope stated that we are still a volunteer Department; through this period there is no pay; all volunteer. After the trial period we will propose that we cancel the Weber County contract and divide the \$13,500 to pay shifts, which makes it about \$10 a shift.
- Jerry Smith asked when the Chief was going to be ready to present the findings. Chief Pope stated in May.
- Mayor Flitton commented that he thought it was remarkable that they could staff the station 24-7. Chief Pope stated that it was rewarding to hear the volunteers work together to cover the shifts and help each other with family time.
- Greg Johnson commented that all of this wouldn't have happened without Chief Pope and the Fire Station being remodeled.
- Jerry Smith asked about figure five on the report and asked since you have been manning the station how many calls have you had. Chief Pope replied two calls. Jerry asked about burn out. Chief Pope stated that the burn out is only responding to two calls.
- Gordon Cutler stated that he was concerned that the Chief was going forward without Council approval. He stated that he went back and read the minutes and found that over a year and a half ago Don Pearson made a motion for this and after all this time he was disappointed that it has been started without Council knowledge. Chief Pope apologized for this and stated that his intention was to come to the Council with the findings; he is aware that the Council controls the purse strings and he should have talked to the Council first; he apologized again to the Council.
- Gordon asked that when you come back with your data could we also see the comparisons of other fifth class cities that are doing this same thing. Chief Pope stated that he knows that Sunset City and Washington Terrace City are doing this, they are not cities of the fifth class they are larger and stated that we would be leading the charge. Morgan, Mtn. Green and South Weber have talked to the Chief about how he is doing this.
- Chief Pope stated that what he wanted to talk about was the open burn season. It starts March 30<sup>th</sup> and the environmental issues only allow for a one day permit, no more three day permits.

#### 8. SHERIFF'S REPORT: (01:14:48)

Presenter: Corporal Colleen Clarke

- Corporal Clarke reviewed the January report with the Council.

- They had 53 calls for service compared to 60 calls last year. These calls generated 21 reports. They issued thirteen citations in January compared to fourteen last year.
- Mayor Flitton stated that every call the Sheriff's office receives costs us \$98. Uintah City has the fourth highest calls per-capita in the County. Mayor Flitton also stated that in his eighteen month review the highest call was premise calls.
- The Council thanked Corporal Clarke for her report and service.

**9. COUNCIL COMMENTS TO PUBLIC COMMENTS:** (01:19:06)

- There were none.

**10. COUNCIL REPORTS:** (01:19:09)

- Greg Johnson asked Jeff to replace the flag at City Hall. Jeff stated that he just bought a new flag and hasn't had the time to replace it yet; he will get that done.

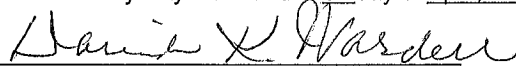
**11. MEETING ADJOURNMENT:** (01:20:16)

Michelle Roberts motioned to adjourn the meeting.

Seconded by Greg Johnson

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

APPROVED by City Council this 6<sup>th</sup> day of April, 2017.



DARINDA K. WARDELL, City Recorder