



Mayor Gordon Cutler

UINTAH CITY COUNCIL MEETING

Planning – Robert Guillier

Council Members:

TUESDAY, September 17th, 2019

Building Inspector-Jeff Monroe

Jerry Smith

Michelle Roberts

7:00 PM

Treasurer – Mike Ulrich

Kristi Bell

Dave Boothe

MINUTES

Sheriff – Lt. Pledger

Fire Chief – Marc A. Sacco

Attendees: Mayor Cutler, Jerry Smith, Michelle Roberts, Dave Boothe, Chief Sacco, Jeff Holden, Mike Ulrich, Matt Winters, Carolyn Barnes, Matt Miller, Daniel Combe, Stacey Pedersen, Stuart Smith, Crystal Smith, Dixon and Darlene Pitcher, Russell Slade, Ray Billman, Greg Johnson, Chris Palmer, Sgt. Butler and Darinda Wallis

Excused: Kristi Bell

MEETING MINUTES:

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

PLEDGE OF ALLEGIANCE: Led by Jerry Smith

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 were none.

2. **PUBLIC COMMENT (2 minutes per person):** (00:00:57)

- Matt Winter – 6509 Combe Road stated that he has been a residence of Uintah for the past four years he bought the Slade home. He loves the house and the community. He stated that he is a big fan of the new stop signs, the average speed on our road is roughly 45 MPH he has two little kids, the neighbors have kids and my major concern now is that people don't stop all the way, stop entirely or at all. Maybe we could use a white line to show them where to stop or should stop and maybe have an officer there from time to time to give tickets to those who are not stopping. We have some people who are not so nice about the stop signs, I have a 5:30 am person and a 5:45 am person that honk every morning and evening and on Saturday I was flipped off in front of my house because I guess that I am the stop sign guy. That's all, if we can do something about getting people to slow down and stop that would be great. Thank you.
- Matt Miller – 2400 S just off of Combe. He is one of the individuals who received a speeding ticket on that little stretch of Combe last November there was a Sheriff's Deputy that was hiding, He fought the case and eventually it was dismissed. He has two small children himself and fully understand the concerns however using stop signs for speed control or because people who have bought a house in a busy traffic area is an injustice to everyone who lives up in the Highlands. There are two roads that lead into a very large neighborhood two very large neighborhoods actually so it is a disservice to everybody else for a small vocal minority to be constantly calling in and calling the police and coming into City Council to petition us for action. It is against Utah Code to use stop signs or yield signs for speed control. There are two speed bumps, four speed limit signs and now three stop signs on that small little stretch. He thinks that it is inappropriate and against Utah Code and he hopes that we will think about the greater community rather than somebody who made a choice to by a house on a busy road and doesn't like it.
- Stacey Pedersen – 6500 S off of Combe Road. She too is concerned with the stop signs not that she is not concerned about children safety her kids have had to walk from her house all the way up to Uintah Elementary and to catch the bus up at the top of Combe Road so she gets it from a speed perspective. Her concern is one, that in the winter time there are already cars that struggle to get up Combe Road so now adding stop signs they have to stop twice she is concerned about that. It is against Utah Code in regards to using stop signs as speed control, as previously mentioned so she won't restate that. It also states that you have to do a survey an engineer study prior to implementing stop signs for that purpose so she was just curious and knows that we can't respond now if a study was done and really wants to understand the intent of the stop signs. Again, she too is concerned for children safety all the time but does not agree that the stop signs are the best use of protecting our children.
- Stuart Smith – He and his wife live at 6161 Woodland Drive and they are here tonight about the stop signs as well. He is concerned about the winter mostly; he has an all-wheel drive vehicle that I still struggle going up the one way in the winter even with an all-wheel drive vehicle. At the top of the one way if a stop sign was there, he doesn't think anyone could get stopped it is just too much of a grade. He does applaud the lines that are on the one way now, he thinks that if in the future if they could be moved more to one side it would make walking for the children and the pedestrian's that much safer. The main reason he is here is because of the stop signs. He feels bad that anyone would honk or display a hand gesture to this man, that just is not right, but there are other ways to do speed control other than stop signs. When you come around to that first stop sign it feels like a solution looking for a problem there is very little traffic coming from that road that tees into it. People generally when they disobey laws is usually because of the way the law is implemented. So that's all he had to say. Thank you so much.
- Ray Billman – 6565 at the bottom of Combe Road. For him the stop signs are why he is here as well. There are some that make it difficult to make it up the road but it is an attempt to solve the problem so he thinks it is a step in the right direction his concern is the state of lawlessness that is happening. When a stop sign is put into place as citizens of the community we need to obey the law if we take into our hands to disregard the law then we are basically declaring a state of anarchy and we can't have that happen so if there are laws put into place and then we come here to discuss them and to work them out but not simple disobey the law. That has been a concern for him, there are times when we see children try to cross the road and we are very concerned that if the child takes the consideration that

there is a stop sign there and that the law that says when there is a stop sign there you stop and then when a child steps into the crosswalk well if you are coming down the road too fast and your intention is to just blatantly disregard that stop sign then that child is now in danger. Our community should be concerned about the safety of our community especially our children. And so is there room for improvement, he thinks so but he definitely thinks that it has helped to slow the process down of the speed that is coming down the hill especially. He thinks going up will be difficult especially on the one way in the winter time at the very top part, that will definitely be a challenge but he thinks this is a good attempt. In itself by itself Combe Road at Highway 89 is a dangerous intersection we know that, there is a continuous concern to make it better so I applaud those who have tried to make it better but definitely my concern is if there are things implemented that we obey the law.

- Russell Slade – Lives at the bottom of Combe Road. He wasn't planning on saying anything tonight he just came in support and to see what was going on. He loves the stop signs again even the people who are blatantly disregarding the stop sign and they feel like it is not primarily their job to stop at least they are slowing down and he wasn't aware that it was necessarily for speed he thought it was more about the amount of traffic going up and down Combe. He can't remember and he might be inaccurate but he remembers one study that was done said that there were 2500 vehicles a day, a lot. He understands some feeling like nobody who wants to have the convenience of a straight shot to 84 should have to conform to people who buy a house on a busy road but it's not really meant to be a busy road and he has been there for twenty plus years so it wasn't quite like that when he first moved in he thought it was a small county road no sidewalks wasn't really worried about pedestrian traffic he can understand how somebody could feel like that was an inconvenience to have to stop but he fully applauds it, he thought it was a great idea a better idea than the one way. The one way seemed kind of silly even to him to try to control traffic either way it strikes him as odd that a lot of people would be inconvenienced by the stop signs and think that's the only way to access 89 with so much road construction that has gone on the other parts of Combe to get to intersections with stop lights. Its odd that somebody who doesn't live in the neighborhood would want to change that and make that a freeway to an intersection with 89 that has no lights. You always hear that wrecks happen there, so again he really didn't have anything planned but he applauds the stop signs he thinks they are great idea and at least the ones who are non-conforming are slowing down. It is a much better place the kids don't to worry so much and look six times before they go across the street. So, he thinks that anybody that's causing problems doesn't really affect him, the horns don't affect him, he lives by train tracks he is used to that.
- Carolyn Barnes – Borg Circle. What she would like to address today is not only the condition of Combe Road in the winter time, you guys do a great job of keeping it plowed. But when it gets icy its not only the top of Combe Road but it's at the bottom where the bottom stop sign will be as you go off of 89 onto Combe. That is so slick there if you have any backup at that first stop sign it piles the cars coming onto the road and it will backup onto 89 and then pretty soon 89 will go into the line of traffic so that is a huge concern on both of the stop signs. People will get used to the stop signs it's the winter time that I am very concerned about and I don't want to beat a dead horse but its very concerning to me as a citizen. Thank you.
- Mayor Cutler asked if there was anyone else who wanted to comment.
- There were two written comments one from Matt Winters, he commented the same on both the written and verbal comments.
- The second was from Crystal Smith- 6161 Woodland Drive. We should install sidewalks if we all really care about keeping the kids and the pedestrians safe. One solution would also be to patrol for speeding more often downhill since that is expressed to be the main problem. By doing these things, you can better solve your Uintah residents concerns and we can still drive home in the winters. Winters are already a problem, stopping and going uphill will be impossible.

3. APPROVAL OF CITY COUNCIL WORK SESSION AND MEETING MINUTES HELD SEPTEMBER 3RD, 2019: (00:14:08)

Presenter: Mayor Cutler

- Jerry Smith motioned to approve the City Council work session and City Council meeting minutes for September 3rd, 2019.
- Dave Boothe 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: (00:15:04)

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 August was reviewed.

Both Dave Boothe and Jerry Smith inquired about the \$200 payment to South Ogden City Netmotion. Chief Sacco reported that it is an annual charge for the Fire Departments mobile data terminals.

Michelle Roberts motioned to approve the invoice register for August 1st, 2019 through August 31st, 2019.

Seconded by Jerry Smith

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

All in favor; Jerry Smith – yes; Michelle Roberts – yes; Mayor Cutler – yes; Dave Boothe – 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, 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.

The transaction register for the period of August 1st, 2019 – August 31st, 2019 was reviewed.

Michelle Roberts motioned to approve the Transaction Register for the dates of August 1st, 2019 through August 31st, 2019.

Dave Boothe 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: Dave Boothe – yes; Mayor Cutler – yes; Michelle Roberts – yes; Jerry Smith - yes.

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 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. The Transaction Reversal Report for August was reviewed. Jerry Smith motioned to approve the Transaction Register for the dates of August 2nd, 2019 through August 30th, 2019.

Michelle Roberts 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: Dave Boothe – yes; Mayor Cutler – yes; Michelle Roberts – yes; Jerry Smith - yes.

- Budget: Mike Ulrich reported that we are two months into the year roughly at 22%. He reminded the Council that the property tax is collected in November and December so that revenue account will be behind because of this. Mike reported that the sales tax is on track and the cemetery revenue is already at 50%.
- The Council thanked Mike for all he does for the City.

5. PUBLIC WORKS REPORT: (00:21:29)

Presenter: Jeff Holden

- Water - Jeff Holden reported that the lead and copper samples and the quarterly water reports have been completed. Weber Basin is slated to start the SCADA installation on Combe Tank in the next few weeks. We are through our peak water usage and we are down 10% from last years numbers. The Council inquired if we have heard anymore about the fine for going over our peak water allotment. Jeff replied that we won't until they bill us at the end of the year. He explained that the peak water users are charged for their extra water on their utility statement.
- Roads – Jeff reported that the flashing no truck signs have been ordered for Combe Road; they are 4 to 6 weeks out.
- Cemetery – Jeff stated that we have two burials this Saturday, within an hour of each other and in the same section. Jerry Smith asked if they needed any help on Saturday. Jeff replied that he thinks they have it covered. He reported that they will dig the graves on Friday for preparation.
- Jeff reported that the flag pole has been repaired.
- Mayor Cutler asked Jeff to address snow removal on Combe Road. Jeff explained that half of our salt budget is spent on Combe Road. He stated that the complaints that he does receive on 6500 S is in the middles of the storms it is hard to keep ahead during the storms. Slowing down the plow for the stop signs should not be a big deal. He remarked that the top of the one way has always been a problem because it is steep and shaded. Michelle Roberts asked him to explain the pre-salt solution. Jeff stated that it is helpful if the conditions are just right. If it is raining first prior to the snow the rain washes it away and if it is too cold it just freezes faster and causes more issues. If conditions are right it helps me stay ahead on snow removal. Jerry Smith asked if Jeff uses any sand. Jeff explained that the County mixes our products and because of the storm water issues with using sand the County has cut back on the sand and are using more salt. Jeff reported that the top of the one way is in Weber County and we both plow the road.

6. DISCUSSION/ACTION ON AGREEMENT BETWEEN UINTAH CITY AND JONES & ASSOCIATES FOR PROFESSIONAL SERVICES AS DESIGNATED CITY ENGINEER: (00:30:38)

Presenter: Mayor Cutler

- Mayor Cutler explained that we have a contract with Jones & Associates that we have been operating on, it was just not signed. He reported that nothing has changed and asked for any questions.
- Michelle Roberts stated that her opinion of working with Jones & Associates with both the Planning Commission and City Council has been phenomenal. The working relations with them have been very helpful with all the development we have recently experienced.
- Mayor Cutler also commented that he has been very happy with Matt Hartvigsen and his expertise.
- Jerry Smith asked if anything is broken, the Mayor replied nothing.
- Jerry Smith motioned to approve the agreement between Uintah City and Jones & Associates for professional services as our designated City Engineer.
- Dave Boothe seconded the motion.
- Mayor Cutler asked if there was any discussion on the motion; there was none.
- All in favor; Jerry Smith – yes; Michelle Roberts – yes; Mayor Cutler – yes; Dave Boothe – yes.
- The motion passed.

7. FIRE DEPARTMENT REPORT: (00:32:55)

Presenter: Chief Sacco

- Mayor Cutler stated that he appreciates all the communications with all the fires going on and remarked on the terrific

improvement with communications. Chief Sacco agreed and thanked the Mayor and Council as well.

- Chief Sacco asked the Council if they had any questions with his report.
- Chief Sacco reported that they responded to four fire calls in August.
- They had one fire alarm that was cancelled.
- They responded to three grass fires and had one Fire Fighter that was treated for heat exhaustion.
 - Brush fire on 6600 S
 - We assisted on the Marriott-Slaterville fire.
 - Centerville Gun range fire – seven-hour structure protection and three-man crew on the Tender. Chief Sacco reported that he will have some additional payroll hours to add to the August payroll due to not having all the manhours in prior to sending payroll through.
- Chief Sacco reported that they had a normal training month.
- The September report will reflect the new organization the department has gone through.
- Chief Sacco reported that the Tender is out of service.
- The department participated in the Bonneville High School Homecoming Parade with all three apparatus.

8. SHERIFF'S REPORT: (00:39:47)

Presenter: Sgt. Butler

- Sgt. Butler excused Lt. Pledger for the evening he had some prior commitments. The Mayor explained that Lt. Pledger had sent the Council an email explained his absence and thanked Sgt. Butler for reporting to us.
- Sgt. Butler stated that they are aware of the stop signs added on Combe Road and they will monitor the area.
- Sgt. Butler reported that on September 12th the department conducted a child exportation sting in both Washington Terrace City and Uintah City which resulted in two arrests in Washington Terrace City.
- We are out and about your communities in our unmarked vehicles, you might not always see us but we are out there patrolling and monitoring your City.
- The Council thanked them for their extra patrols on both 6600 S and Combe Road. Michelle Roberts questioned if they plan to have a grace period for offenders on Combe Road like they did after the changes on 6600 S. Sgt. Butler explained yes, they would.
- Jerry Smith questioned the number of citations that averaged over the last six months thirty and this month on ten citations. Sgt. Butler replied that he would have Lt. Pledger look into this and report back to the Council.

9. THE COUNCIL WILL CONSIDER A MOTION TO ENTER INTO A CLOSED SESSION FOR THE PURPOSE OF DISCUSSION REGARDING DEPLOYMENT OF SECURITY PERSONNEL, DEVICES, OR SYSTEMS. Utah Code Ann. § 52-4-204 and §52-4-205(f): (00:54:10)

Presenter: Mayor Cutler

- Mayor Cutler stated that by law we can close a meeting and go into a closed meeting for five reasons. One, discussing the character, professional competence, or physical or mental health of an individual. Two, strategy sessions to discuss collectively bargaining. Three, strategy session to discuss pending or reasonably imminent litigation. Four, strategy session to discuss the purchase exchange or lease of real property. Fifth, discussion regarding deployment of security personnel, devices, or systems. He assured the public that no votes would be taken in the closed meeting if there were any votes to be made, they would be made in the open session, there won't be any votes tonight because there is nothing on the agenda. He stated that a sworn affidavit of the closed meeting would be signed as to the purpose of the closed meeting.
- Dave Boothe motioned to enter into a closed session for the purpose of discussion regarding deployment of security personnel, devices, or systems.
- Jerry Smith seconded the motion.
- All in favor the motion passed.

- Michelle Roberts motioned to close the closed session and open the regular City Council meeting.
- Dave Boothe seconded the motion.
- All in favor the motion passed.

10. COUNCIL COMMENTS TO PUBLIC COMMENTS: (00:45:27)

- Mayor Cutler stated that it is very clear that there are two distinct sides to this problem on Combe Road. He stated that the City is going to try to be good neighbors while tending to the obligations of our City residents that elected us to do this. He stated in way of information he received a letter email from Commissioner Jim Harvey stating that he was against the stop signs, Mayor Cutler asked him in a phone conversation if he had any suggestions to improve Combe Road and he did not. Mayor Cutler stated that it is very obvious that nothing is going to happen up there without both sides having to compromise. It would be nice if we could make everyone happy, that is not going to happen. It would be great if we could get to 50%. Please let us know if you have suggestions, email us, call us and share them with us. Our next step is to pass a resolution to prohibit and install the flashing no big truck signs on Combe Road. They will be the flashing solar signs. Trucks will be allowed if working on a building permit. Mayor Cutler stated that he was discouraged to hear about the honking horns and hand gestures, he is sorry that people have to act that way, he doesn't know how to legislate that. Mayor Cutler stated that he would have Jeff look into moving the lines on the one way to one side to make some walking room. Mayor Cutler reported that's where we are standing now. One of the members from the Planning Commission did a lot of work on this matter and made some suggestions. Some of those suggestions that were given to us were very draconian it wouldn't work so we are working on finding the sweet spot where everybody is going to be happy. Mayor Cutler concluded with saying that he thinks that's all he can do now to answer your questions.

11. COUNCIL REPORTS: (00:54:10)

- Mayor Cutler asked the Council if they had anything they wanted to report.
- Dave Boothe asked Jerry Smith to thank the Eagle Scouts who painted the U, they did a fantastic job.
- Jerry Smith reported that another Eagle Scout has chosen to re-stain all the welcome to Uintah signs including the cemetery sign. Jeff Holden has secured the stain and they should have this project done this next week.
- Michelle Roberts reported that she will not be able to attend the UDOT/DWR meeting this next week due to her work schedule.
- Mayor Cutler reported that at his Weber County Mosquito meeting they reported West Nile in seven of the Weber County traps. The Uintah City trap did not test positive. We need to be diligent and aware of this as we near the end of mosquito season.

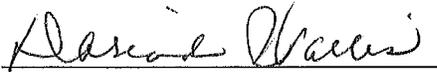
12. MEETING ADJOURNMENT: (01:00:00)

Jerry Smith 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, 2019.



Darinda Wallis, City Recorder