

Mayor Lawrence Flitton

UINTAH CITY COUNCIL MEETING

Planning – Tim Petty

Council Members:

TUESDAY, December 5th, 2017

Building Inspector - Jeff Monroe

Michelle Roberts

Gordon Cutler

7:00 PM

Treasurer – Mike Ulrich

Jerry Smith

Greg Johnson

MINUTES

Sheriff – Lt. Talbot

Fire Chief – William Pope

Attendees: Mayor Flitton, Gordon Cutler, Michelle Roberts, Jerry Smith, Tim Petty, Chief Pope, Kristi Bell, Deputy Greenhalgh and Darinda Wallis.

Excused: Greg Johnson

MEETING MINUTES:

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

PLEDGE OF ALLEGIANCE: Led by Mayor Flitton

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):** (00:00:40)

- There were no comments.

3. **APPROVAL OF THE CITY COUNCIL MEETING MINUTES HELD SEPTEMBER 19TH, 2017:** (00:01:00)

Presenter: Mayor Flitton

- Mayor Flitton asked if there were any questions on the minutes.
- Jerry Smith motioned to approve the City Council meeting minutes from November 21st, 2017.
- Seconded by Michelle Roberts
- All in favor; the motion passed.

4. **PLANNING COMMISSION REPORT TO COUNCIL:** (00:01:31)

Presenter: Tim Petty

- Tim Petty reported on the Planning Commission meeting held November 28th, 2017.
- Tim stated that they had a conditional use permit review that was tabled.
- They held a public hearing for the ordinance changes that he will talk about in the next agenda item.
- They discussed a request to change the size of a sign located on the Crossroads Christian Fellowship Church property. The Commission decided that, although it is grandfathered in, because of the fact that the sign is in a residential zone changes to the sign would not be allowed under the current zoning rules. The Commission advised that they could petition for a new type of zone, or apply for a variance.
- They also closed a kennel permit.

5. **DISCUSSION/ACTION ON ORDINANCE NO. 241-17; AN ORDINANCE AMENDING TITLE 9, CHAPTERS 2,7,8,13 AND 17 OF THE UINTAH CITY CODE REGARDING THE REGULATION AND LICENSING OF HOME BASED BUSINESSES:** (00:04:00)

Presenter: Tim Petty

- Tim Petty reported that when we changed the business license ordinance to reflect the changes on home based businesses it caused a ripple effect in Title 9 with zoning and permitted uses.
- This ordinance is for amending the changes brought about with the new state law. With the changes to the requirement of conditional use permits, the uses needed to be updated as well. Tim stated that what they tried to say is if the overriding purpose of the home occupation is greater than the residential area, then a conditional use is required.
- The changes were reviewed with the ordinance and the ordinance did not included the changes Tim had sent over after the last Planning Commission meeting, so it was discussed to approve the redlined document and Darinda would update the additional changes to the ordinance and get Tim's approval prior to the Council signing the document.
- Michelle Roberts motioned to approve the redlined document amending Title 9, Chapters 2, 7,8,13 and 17 of the Uintah City Code regarding the regulation and licensing of home based businesses and Ordinance No. 241-17 with the corrections from the redlined document.
- Mayor Flitton asked if there were any discussion on the motion; there was none.
- Jerry Smith seconded the motion.
- All in favor the motion passed.

- Michelle Roberts motioned to close the regular City Council meeting to open the Public Hearing.

- Jerry Smith seconded the motion; all in favor the motion passed

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

6. **7:30 P.M. OR AS SOON AS POSSIBLE THEREAFTER: OPEN PUBLIC HEARING TO CONSIDER POTENTIAL PROJECTS FOR WHICH FUNDING MAY BE APPLIED UNDER THE CDBG SMALL CITIES PROGRAM FOR THE PROGRAM YEAR 2018:** (00:26:23)

Presenter: Mayor Flitton

- Mayor Flitton asked for any Public Comments; there was none.
- Michelle Roberts motioned to close the Public Hearing and reopen the City Council meeting.
- Jerry Smith seconded the motion; all in favor the motion passed.

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

7. **DISCUSSION/APPROVAL ON THE CAPITAL FACILITIES PLAN AND CDBG LIST FOR THE PROGRAM YEAR 2018:** (00:27:27)

Presenter: Mayor Flitton

- Mayor Flitton reviewed from the WFRG.org webpage the list of approved projects awarded this last year with CDBG.
- The Council reviewed the list of eligible projects and rating and ranking criteria and listed the following be considered for the list.
- Chief Pope asked in light of the Uintah Fire and lessons learned that we add communications – radios and equipment to the list requesting \$60,000 in funds.
- Mayor Flitton advised that he has learned through his work with the Transportation sub-committee that the 6600 S pathway project is a prime project for matching possibilities for funding. Putting a bike path along the south side of 6600 S and making the shoulder wider on the north side of the road would make that road a lot safer place.
- Jerry Smith stated that he would like to see us plan ahead and build a retention/detention pond somewhere in the City to handle our storm drain requirements.
- The Council discussed what projects would be ready for 2018 funds and decided to list the communications equipment first, and apply for feasibility studies to help us determine what is feasible and the next step in getting the other two projects started.
- Michelle Roberts motioned to approve the CDBG list the 2018 program year as discussed.
- Mayor Flitton asked if there was any discussion on the motion; there was none.
- Jerry Smith seconded the motion.
- All in favor the motion passed.

8. **DISCUSSION/APPROVAL OF EMAC CALIFORNIA WILDLAND CONTRACT PAYMENTS:** (01:15:32)

Presenter: Chief Pope

- Chief Pope advised that our Brush truck and crew were deployed to assist with the California wild fires and within four days of their return Chief Pope had submitted his invoice to the State for payment. It is now sixty days past and the crew still has not been paid.
- Chief Pope researched the problem and found out that the State is waiting for all the agencies to submit their invoices so they could invoice the State of California with one bill. It is unknown how long this process will take, so Chief Pope argued his position all the way to the Governor's desk and the Governor approved that the agencies get paid by the State out of their restricted funds and they would replenish the restricted funds when the check from California comes back.
- A new form was created to request these funds so Chief Pope addressed the Council for permission to submit the form and request the funds from the State.
- In the mean time Chief Pope asked the Council to pay the crew their pay that they have already waited sixty days for out of his budget so that they could enjoy the upcoming Holidays.
- Chief Pope reviewed his invoice for expenses to the State and our liability and receivables as follows:

○ B91 Equipment Contracted Rate	\$35,616.00	
○ Fuel Reimbursement	\$753.14	
○ Per Diem Reimbursement	\$1,288.00	
○ Misc. Items Reimbursement	\$652.88	
○ Total invoiced to the State		\$38,310.02
○ Liabilities:		
○ Payroll	\$10,004.40	
○ B91 Lease agreement (vehicle maint. 33%)	\$8,966.53	
○ B01 Lease agreement (Lease payment 33%)	\$8,966.53	

- Total receivable to FD and General Fund \$10,372.56
- Mayor Flitton asked how long it would take the State to pay us back. He also read the form and asked about the 80% payout with the State retaining the other 20%; would the State keep the 20% or will be this back 100%. Chief Pope responded that he was pretty sure that we will get the 100% back from the State; he included his email confirmation in the Council packets.
- Michelle Roberts motioned to approve the \$10,004.40 be paid out of the budget for the payroll liability now and request the \$38,310.02 from the State Restricted funds.
- Mayor Flitton asked if there was any discussion on the motion.
- Jerry Smith asked that the Chief get clarification on the 80% or 100% payment from restricted funds.
- Jerry Smith then seconded the motion.
- All in favor the motion passed.

9. DISCUSSION/APPROVAL OF STATE WILDLAND COOPERATOR AGREEMENT FOR BRUSH TRUCK

DEPLOYMENTS: (01:36:55)

Presenter: Chief Pope

- Chief Pope stated that we finally have the MOU agreement to sign; it has only taken two years to get this from the first time it was approved. Because of that time frame he wanted to add this topic to the agenda again for Council review and approval.
- Jerry Smith motioned to approve the Memorandum of Understanding (MOU) between the Utah Division of Forestry, Fire, and State Lands and the Uintah Fire Department for use of the Brush truck.
- Mayor Flitton asked if there was any discussion on the motion; there was none.
- Michelle Roberts seconded the motion.
- All in favor the motion passed.

10. COUNCIL COMMENTS TO PUBLIC COMMENTS: (01:41:00)

- No comments.

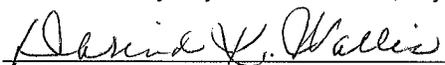
11. CITY COUNCIL DEPARTMENT REPORTS: (01:41:10)

- **PARKS & RECREATION; BUILDINGS; ROADS** – GORDON CUTLER
Gordon was excused he had to leave the meeting early.
- **WATER; GARBAGE; EMERGENCY PREPAREDNESS; PLANNING COMMISSION** – GREG JOHNSON
Greg was excused.
- **ANIMAL CONTROL; CTC; NUISANCES; WEBER COUNTY TRAILS** – MICHELLE ROBERTS
Michelle reported that she had visited with Pam Kramer (DWR) and Pam had advised that she has not heard anything from UDOT on the property at the end of 6850 S.
- **CEMETERY; EAGLE PROJECTS; U-DAY; RAILROAD RELATIONS** – JERRY SMITH
Jerry reported that Becky Petty has volunteered to Chair the U-Day Committee. Jerry stated that he has some service projects that are in the works and that the cemetery looks great!
- **STORM WATER & FLOODPLAIN; GRANTS; FIRE DEPARTMENT**– MAYOR FLITTON
Mayor Flitton reported a new bill is going to be created that would even sales tax across the State due largely in part to Prop-1.
Mayor Flitton reported on the BRT – Light Rail system from Ogden City to Weber State University; a 60 million dollar project of which 30 million will be funded with Federal funds. Mayor Flitton voted to try to get UTA and Ogden City (who will benefit the most) to contribute more funds to help with the 6 million dollar burden to the County. They are also working on the 12th Street corridor to the west. Weber County is known for its manufacturing and we need access to that area for expansion. This would create more funding options from the State and Federal sources.

12. MEETING ADJOURNMENT: (01:52:00)

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 19th, day of December, 2017.



DARINDA K. WALLIS, City Recorder