

**Sunset City Corporation
City Council Minutes
March 15, 2016
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Minutes of a regular meeting held March 15, 2016 at Sunset City Hall, 200 West 1300 North, Sunset, Utah; Mayor Macfarlane presiding.

REGULAR SESSION

Mayor and Council Present:

Beverly Macfarlane	Mayor
Chad Bangerter	Council Member
Ricky Carlson	Council Member
Norm Noyes	Council Member
Trystal Peay	Council Member
Scott Wiggill	Council Member

City Employees Present:

Linda J. Youngdell	Treasurer/Office Manager
Ken Eborn	Police Chief
Jason Monroe	Public Works Director
James Weston	Fire Chief

Excused:

Susan R. Hale	Recorder
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Others Present:

Elaine Runyan	Child Advocate/Rachael Runyan Memorial Park
Sydney Furniss	Sunset City Youth Mayor
Breanna Hunt	Sunset City Youth Council
Terry Avondet	Sunset Citizen Corps
Leslie Moore	Debi Von Almen
Ronald Brown	

The meeting was called to order at 6:30 p.m. by Mayor Macfarlane.

Mayor Macfarlane gave the invocation and led the Pledge of Allegiance.

Approval of Minutes: Council Member Bangerter made a motion to approve the minutes of February 16, 2016 as presented. Council Member Wiggill seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Noyes, Peay, and Wiggill voting yes.

Council Member Noyes made a motion to approve the minutes of March 1, 2016 as presented. Council Member Bangerter seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Noyes, Peay, and Wiggill voting yes.

Approval of Vouchers: Council Member Noyes questioned the amount of the voucher because it did not match the Budget Report and the question was left unanswered. Council Member Noyes made a motion to approve the vouchers for Zions Bank in the amount of \$95,754.97

pending the investigation to see what the correct amount is. Council Member Wiggill seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Noyes, Peay, and Wiggill voting yes.

Public Comments: Debi Von Almen commented that she has a neighbor on the north side of her property that cannot park in front of his house because of the cross walk and red lined curb. The red lined curb also encroaches into half of her property, thereby only leaving her enough room to park one vehicle. Mrs. Von Almen explained that the primary issue is that her neighbor parks along curb in front of her house almost 24/7 and has been belligerent when approached about the issue. She relayed a rude encounter that she had with the neighbor upon her husband asking his daughter to move the car so that Mrs. Von Almen could clean the gutters in front of her house. After this encounter, Officer Jamison spoke to the neighbor about the situation. Mrs. Von Almen stated that she has a husband in a wheelchair with left side neglect from a stroke. They have very limited space in front of their home to park a vehicle and she cannot park in part of her driveway so her husband can get the exercise he needs without scratching the cars. In her 24 years of living there, she has never had a neighbor be so rude and non-caring about her situation.

Mrs. Von Almen asked if there are modifications that can be made to the City's ordinance in order to address this problem. Currently, the ordinance states that vehicles cannot be parked on a curb for more than 72 hours. However, the ordinance does not indicate how long vehicles need to be moved in between parking periods.

Mayor Macfarlane agreed to address this issue. Council Member Bangerter stated that he will address this item at the end of the meeting during his general information time. He invited Mrs. Von Almen to stay until the end of the meeting so that she can listen to his comments, although she would not be able to comment much.

1. Hope Center Utah Presentation: Mayor Macfarlane welcomed Dr. Ronald Brown and stated she and Dr. Brown serve on the Kiwanis Council. Dr. Brown stated he is originally from Kingston, Jamaica. He immigrated to the United States in 1980 at the age of 16 broke, homeless and hungry, however they did have education. Dr. Brown was given the opportunity to serve in the United States Air Force, where he retired after 27 years of service. After obtaining several degrees, he now is a professor at a university on base.

Dr. Brown was passionate about starting the Hope Center because it was his way of giving back to the community. He felt he was led to Utah and said Utah has the most wonderful people in the world as well as beautiful landscapes. Dr. Brown continued to explain that Utah is a sociological phenomenon because while so there are many wonderful people living in Utah, the State also has debilitating statistics in depression and suicide. Therefore, they opened the Hope Center to address some of those needs. Dr. Brown explained that every third Saturday the Hope Center distributes free food through their food pantry. Furthermore, they offer counseling for little to no cost in areas ranging from family to financial matters. The Hope Center recently started REAL Hope Ministries, which focuses on the incarceration transitions of inmates in the Weber County Jail. Additionally, the Hope Center devotes many

of their resources to the working poor; individuals who are trying hard to become independent of the welfare system. It takes a lot of money to get out of using assistance programs. There is no cost for those who need their services because The Hope Center is funded through a variety of corporate partners and charitable giving sources. They are a 501(c)(3) designated non-profit organization and all donations are tax deductible. The Hope Center is located next to the Star Cafe in the Antelope Plaza, Suite #1.

- 2. Update on installing a memorial at Rachael Runyan Memorial Park:** Elaine Runyan commented that a lot of progress has been made on the Rachael Runyan Memorial. Public Works Director Monroe helped identify a 12' x 12' location for the Rachael Runyan Memorial sign which will be in a very visible location. Mayor Macfarlane mentioned that the sign will be near the playground and pavilion. Ms. Runyan presented photos of what the sign will look like and explained that the sign will be made out of sandstone and be about 5' x 5' x 8' in size. However, once it is laid in the ground, it will be about four feet high. Ms. Runyan stated there has been an outpouring of donations in the form of cash and product. There will be a groundbreaking, and Public Works Director Monroe will put gravel in the plot. Other examples were shown and Ms. Runyan mentioned that someone has donated professional etching for the sign. She shared sentiments that have been expressed to her from various donors and she is very appreciative of the support that her family has received on this project.

Mayor Macfarlane explained they were previously concerned with the sign being made out of sandstone, which is difficult to clean. To address this concern, the sign will have three coats of anti-graffiti protective coating, which they are hoping will be donated. Mayor Macfarlane stated Public Works Director Monroe is comfortable with the sign being able to be power sprayed if any there are any problems with graffiti.

Ms. Runyan stated she has worked with Representative Steve Handy of Davis County over the years on a number of issues, and most recently presented him with an idea of enacting a missing and exploited children's day in honor of the late Rachael Runyan. The day would be called Rachael Runyan Day. House Bill 373, written in support of this proposal, passed in the House of Representatives 8-to-1, as well as unanimously in the Senate. However, due to a pressing deadline last week, the Bill will likely not become law until after the next Legislative Session. Therefore, the day has not yet been set aside. Ms. Runyan mentioned that there will be a ribbon cutting ceremony for the Memorial Park on August 26th at 2:00 pm, which was the day that Rachael was abducted. Therefore, they are pushing to have Rachael Runyan Day on August 26th as well. The Council voiced their consent for the project as it has been proposed and requested that Ms. Runyan remain in contact with the City regarding the date for the groundbreaking ceremony.

- 3. Sunset City Youth Council Update:** Sunset City Youth Mayor Furniss spoke about the Youth Council's conference experience in Logan. She thanked the City Council for their support and for helping make the trip possible. Mayor Furniss reported that there were significant changes made to this year's conference and the Youth Council learned more about government and leadership. She concluded by stating that it was an amazing experience for

everyone who participated. She thanked Mayor Macfarlane, Council Member Carlson and Council Member Bangerter for coming up for the banquet to share the experience with them.

Youth Council Member Breanna Hunt remarked that this year's speakers were excellent. Her favorite speaker was Sean Reyes, Utah's Attorney General. The other speaker was Larry Gelwix, the coach from the movie "Forever Strong".

Mayor Macfarlane commented that she is very impressed with the leadership of the Youth City Council. She noted the youth were all dressed professionally and represented the City very well. The Youth City Council was organized and worked hard for this opportunity. Their recruiting has been awesome and appreciates their advisors and Council Member Peay for working so closely together. She is very proud of them. Council Member Bangerter stated he is most impressed by the determination of the youth to set goals and accomplish them. He commended Mayor Furniss for her leadership and echoed some of Mayor Macfarlane's remarks. Council Members Carlson and Peay were also impressed with Mayor Furniss and the Youth City Council. Council Member Wiggill noted that he had a family emergency and was unable to attend the dinner, but commended the Youth City Council for all of their hard work.

- 4. Mayor, Council and Department Head reports:** Council Member Bangerter addressed the overnight parking issue and explained that this has been an ongoing debate for a long time. He referenced comments that were made by Mrs. Von Almen earlier in the meeting and stated that her neighbor either has too many cars or is taking advantage of the opportunity to park on the street all the time. If a resident has more cars than parking spaces, then it is their responsibility to find a way to take care of their parking needs without impacting the City's streets. Streets were never designed to be parking lots, but for transportation purposes.

Mayor Macfarlane commented that now that the issue with Mrs. Von Almen and her neighbor has been brought to the City's attention, they can monitor the situation. Police Chief Eborn responded that starting today there is nothing to monitor. As per the City's ordinance, the vehicle can be parked on the street 24/7; the 72-hour limit does not apply to a legally licensed motor vehicle.

Mrs. Von Almen stated that every time her neighbor parks in front of her house he is able to look directly into the front window of her home. She explained that he will often stare into the window while deciding whether to stay inside of his car or move it for her. Mrs. Von Almen stated that she feels harassed by this neighbor. There was further discussion regarding the language included in the ordinance and Police Chief Eborn reiterated that he is not granted the authority by City or State law, to impound the vehicle or force the neighbor to move it elsewhere.

Council Member Bangerter remarked that this is a unique situation. There is a crossing zone for students in the same area which prohibits a person to park on the street, thereby affecting other neighbors. He explained that a resident in the community is being drastically impacted in a negative way because of this ordinance. Furthermore, there is a handicapped member of

the home who is also being negatively affected. After continued deliberation on the matter, Council Member Bangerter stated to Mrs. Von Almen that the City cannot resolve this issue without delving into more serious discussion about the ordinance. He suggested that she meet with Police Chief Eborn so as to gain a better understanding of her legal boundaries when trying to resolve the matter with the neighbor. Council Member Bangerter stated that he is always willing to listen to complaints and also suggested that Mayor Macfarlane try visiting with the neighbor as well. He wondered if the space could be designated as handicapped parking only. Mrs. Von Almen advised she has contacted the owner of the home, as her neighbors are renting, and the owner agreed it was a problem and said he would talk to his renter about it.

Council Member Bangerter also reported that the Planning Commission has been working on the General Plan and they would appreciate the Council's input. He distributed a survey for Council Members to complete and asked that they return the surveys tonight. The survey has been posted online so that the public can provide their input and so far there have been about 40 people who have responded. Council Member Bangerter stated he has been contacted more within the past two months regarding potential development for the City than during his entire time as Mayor, which speaks to the City's economic potential. Unfortunately, some of the projects are not able to move forward because of the City's current zoning restrictions. Council Member Bangerter said it is awesome to be involved with the Youth City Council again. They are a very strong, active and happy group and he has been very impressed with the advisors.

Council Member Noyes noted they are still working on the street light issue. There have been major hurdles with regards to adding lights where there aren't any additional poles. He will get a list of proposed locations for new poles and stated that the process will become expensive when the City starts trying to acquire property and easements. Mayor Macfarlane asked if the 13 lights that weren't lit have been fixed. Council Member Noyes answered that some of the lights have been fixed. In response to several emails he has received lately stating the Beautification Committee is his Committee, he reminded them that the Beautification Committee is not his committee, but is Sunset City's committee. Mayor Macfarlane replied that the Beautification Committee functions under Council Member Noyes's direction. She spoke about the importance of organizing the committee and the purpose that it will serve in the community. Council Member Bangerter asked if a committee had been previously organized to which Council Member Noyes answered affirmatively. However, he has never been given the names of the individuals who previously served in this capacity.

Council Member Wiggill stated that he recently met with the Fire Chief to discuss taking training classes, as well as with Allison Jackson, the Emergency Preparedness and Citizens' Corps point of contact. He also spoke with Terry Avondet regarding some courses that he will be taking with her as well. Council Member Wiggill reported that there haven't been any additional developments with Proposition 1 since the last meeting.

Council Member Carlson thanked Council Member Peay for overseeing the Youth City Council. He stated the Zika Virus has been in the news all over the country, but he noted that the community is safe because the species of mosquitoes that carry the virus isn't even in Utah. However, the biggest concern to the area is the West Nile Virus, which the Mosquito Abatement Program is trying to fight. He met with Mayor Shepherd, of Clearfield, regarding the Questival. Mayor Shepherd is thrilled that Sunset wants to be involved with the event. Currently they are focusing on the Salt Lake event and after that event is over they will focus more on the one taking place here. Mayor Shepherd also suggested that Sunset City put together a team to compete in the Salt Lake race. At Mayor Macfarlane's request, Council Member Carlson explained the nature of the Questival, which is to do something to earn points in the cities participating. Like in Sunset, maybe they could kiss Sunset Sam, paint with Doug Braithwait, do something with the Fire Department, etc. Lastly, he mentioned that he will be meeting with Public Works Director Monroe to go over the Fun Days.

Council Member Peay stated she has been busy with the Youth City Council, particularly the conference that recently took place in Logan.

Police Chief Eborn reported the Police Department accepted the highest bid for the old vehicle and the sale has been finalized. He stated that he sent an email about a recent armed robbery, which doesn't happen very often in Sunset. Lieutenant Arbogast is the lead investigator on this case and is aggressively investigating some people of interest. As details develop, Chief Eborn will notify the Mayor and Council. However, details will be kept to a minimum, as emails can be subpoenaed by defense attorneys. He noted the department has need of a police car because one of the Crown Vics is limping along, but he will wait until the new budget to request one. Council Member Bangerter noted that police vehicles are more heavily used than average cars. When police cars start exceeding 100,000 miles they need to be replaced because at that point the transmissions and things are starting to go out. Police cars with over 100,000 miles are the equivalent of personal cars that have 200,000 miles on them. Chief Eborn agreed.

Fire Chief Weston reported this past week he attended a trench rescue class that was sponsored by the Weber County USTAR team. He stated that the Firefighter I/II test will take place on April 9th and they will also be going to Hill Air Force Base for flashover fire training on April 2nd. He asked any members of the Council who are interested in attending the flashover training to let him know and he will get them outfitted with the proper gear.

Public Works Director Monroe reported last week they had a mandatory pre-bid meeting for the restrooms. There was a great turnout with nine contractors in attendance. The bids will be open until March 23rd and the recommendation will be presented at the next Council meeting. He noted that two of his employees passed their CDL tests. He responded to Mayor Macfarlane's question about the 13 street lights being out and said they have all had work orders put in. Sunday there was a water main break and it is repaired.

Treasurer/Office Manager Youngdell mentioned that City Recorder Hale needs to be excused from tonight's meeting. She asked the Mayor and Council Members to confirm with her who

plans on attending the Utah League of Cities and Towns (ULCT) Conference in St. George. She reported that the Planning Commission will hold a work session on March 23rd to work on the revisions of the General Plan.

Mayor Macfarlane met with Judge Jensen this past week and he indicated that he will most likely retire in December. At that time, the Administrative Office of the Courts will present a list of qualified individuals to the City Council and the Council will recommend a replacement from that list. Mayor Macfarlane attended a ribbon cutting yesterday for the PARC & Save Thrift Store, which is a rehabilitation center for people with disabilities. The facility is under the Department of Education in partnership with Wasatch Integrated. She attended the Sewer Board meeting this week and presented photos of waste that is being hauled away to a field located up north and used to fertilize a field. One resident near the field mentioned that using the waste for fertilization purposes may be an EPA issue. However, so far the only real concern has been with the odor. Mayor Macfarlane mentioned that funding has become available through certain tax increments to fund the Syracuse Antelope Drive CDA. Syracuse City has approached the Sewer Board and requested money for this redevelopment grant. They will also be approaching other boards regarding the same project. She did not know a City could do that, so it was very informative. Hill Air Force Base is gearing up for the Air Show and Mayor Macfarlane wants to make sure that Sunset City is well represented at the event by having their name on the promotional banner. The Sunset City Fire Department will be helping with the show. She remarked that the conference in Logan was a huge success and she expressed her appreciation for all of the hard work that went into providing the Youth City Council with that opportunity.

Council Member Carlson made a motion to adjourn. Council Member Bangerter seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Noyes, Peay and Wiggill voting yes.

The meeting adjourned at 8:00 p.m.

Approved – April 5, 2016

Beverly K. Macfarlane, Mayor

Susan R. Hale, Recorder