

Sunset City Corporation
City Council Minutes
March 21, 2017
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Minutes of a regular meeting held March 21, 2017 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
Jake Peterson	Council Member
Scott Wiggill	Council Member

City Employees Present:

Susan R. Hale	Recorder
Linda J. Youngdell	Treasurer/Office Manager
Ken Eborn	Police Chief
Jason Monroe	Public Works Director
Anthony Bott	Interim Fire Chief

Others Present:

Alana Griffith	Youth City Council Advisor
Hanna Griffith	Youth City Council
Malinda Griffith	Youth City Council
Stefan Vasic	Affordable Loans
Daniel Martinez	Laser Zone
Moriah Hastie	Maverik
Shaunna & Shawn King	Maverik
Troy Child	Maverik
Wanema Butcher	Janet LuJan
Joyce King	Michael Love
Penny Nalder	

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

Council Member Bangerter gave the invocation and led the Pledge of Allegiance.

Approval of Minutes: Council Member Peterson made a motion to approve the minutes of March 7, 2017 as presented. Council Member Wiggill seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Noyes, Peterson and Wiggill voting yes.

Approval of Vouchers: Council Member Carlson made a motion to approve the voucher for Davis County Government in the amount of \$8,617.16. Council Member Bangerter seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Noyes, Peterson and Wiggill voting yes.

Public Comments: Penny Nalder stated that two years ago in the spring, she called the City due to property sinking in her front yard. She showed them some sidewalk that was sinking and one of the employees laughed at her and asked if she realized how many sidewalks were sinking in the City and that they did not have the staff or money to repair them. She was concerned because a neighbor uses a cane to assist with walking and several of her neighbors have health issues. The sidewalk has now sunk even more and two months ago she fell on her sidewalk and received some injuries from the fall. She feels like the citizens pay their taxes and utilities and support the City, so they should receive some help back from the City. She has done some research about obtaining government funding to repair infrastructure and provided that to Mayor Macfarlane. She then asked that the Mayor and Council check into it to help the citizens and take care of the safety issues. She wasn't sure what the liability was if someone fell on the sidewalk; whether it would be hers or the City's. If funding is obtained, she'd like to see someone hired for the summer to help out with this issue.

Michael Love asked if a public meeting had been held in reference to the burn plant. Mayor Macfarlane advised that it had. Mr. Love stated his concerns over the closing of the burn plant and didn't understand why they would be shipping our garbage to Utah County. Mayor Macfarlane advised that the City was very well represented at the meeting and had expressed their concerns. Mr. Love asked how much more it was going to cost him and Mayor Macfarlane advised that she did not know.

1. Laser Zone fund raising event to benefit the Sunset City Police and Fire Departments:

Daniel Martinez, owner of Laser Zone stated the business is located in the old laser location. He advised they are trying to put together an event and they are inviting the Sunset Police and Fire Departments to participate. They were going to hold it this Saturday, but are going to postpone until next week. This tournament will be open to the public also and will be in the March Madness style. They are hoping for a good turnout because they will be donating 70% back to the Police and Fire Departments. When asked how many games each team would be playing, Mr. Martinez said it would be \$60 a group for 4 games then there would be single elimination until they have a winner.

2. Award Neighbors helping Neighbors to Laser Zone and Maverik: Mayor Macfarlane presented Daniel Martinez with the Neighbor Helping Neighbor award for hosting the laser tag tournament and donating a portion of the proceeds to the Police and Fire Departments. Mayor Macfarlane also presented the Neighbor Helping Neighbor award to Shaunna King, the manager of Maverik for allowing the Youth Council to use their parking lot for a fundraiser. She advised the Council they were also trying to adopt a highway. Council Member Bangerter advised they have also assisted in the past with the car show and thanked them for that.

3. Conditional use request for Affordable Loans to sell repossessed vehicles at 2275 N.

Main: Stefan Vasic represented Affordable Loans and advised they would like to put vehicles for sale on the corner. These vehicles would only be those they have repossessed. The vehicles would be in the stalls they have now, so there wouldn't be a big change. They would just like to have signs in the cars with the dollar amounts. No additional signs would

be added. Council Member Bangerter said that the first thing that came up was whether or not they could do this. Loan companies are able to do this without a dealer's license because of the small amount of cars they sell. The Planning Commissioners felt the Council could approve the conditional use with the following conditions: 1) they keep their current operating hours which are 10:00 a.m. to 6:00 p.m., 2) to keep the parking lot well lit, replacing lights as needed, 3) they park no more than five cars in the front and no more than five in the back, 4) brightly mark 8' x 19' parking stalls and repaint as needed, 5) no servicing on site except for minor repairs; no oil changes and 6) the advertising would be per City Ordinance. Council Member Bangerter mentioned the City Ordinance doesn't really permit for sale signs in car windows, but they could put signs in the window with just the price on them. The concern was what it would look like with five cars with big for sale signs in the windows. The only cars that they will be selling are the ones that they repossess. They will not be purchasing cars to sale. Mayor Macfarlane asked for a motion to be made.

Council Member Bangerter made a motion to approve the conditional use request with the following conditions: 1) they keep their current operating hours which are 10:00 a.m. to 6:00 p.m., 2) to keep the parking lot well lit, replacing or adding lights as needed, 3) they park no more than five cars in the front and no more than five in the back, 4) brightly mark 8' x 19' parking stalls and repaint as needed, 5) no servicing on site except for minor repairs; no oil changes and 6) the advertising would be per City Ordinance. Council Member Carlson seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Noyes, Peterson and Wiggill voting yes.

4. **Sunset Youth City Council Report:** Hanna Griffith, the Public Relations Representative of the Youth Council, reported the recent conference in Logan was a great experience. She thanked Mayor Macfarlane and the Council Members who were able to join them for the dinner. They will be combining with the Youth Councils from Clinton and West Point to clean and fix bikes. On May 20, 2017 they will have a car wash and will provide more information in the future. They will be changing positions that the youth hold by the youth applying for the positions and if there is more than one person who wants the position, they will vote on it. When asked if they had used the donation yet from the Bridges family, she advised they were still discussing what to do with it. When asked if they were looking for donations of bikes, she said that she thinks Clinton has bikes that were donated from their Police Department. Once fixed up, the bikes will be sold. Chief Eborn advised that the Cities in Davis County occasionally have bikes that were recovered that no one ever claims. The Police Departments are usually contacted by the Children's Justice Center and they donate some of the bikes to them or sell and give the proceeds to them. He has donated about 15 bikes this year. Representative Griffith said they will be putting information in the newsletter and were told how to do that. Mayor Macfarlane said she was impressed with the way they represented Sunset at the conference in Logan. They were dressed professionally and she appreciated that. Council Member Carlson was honored to be there and he appreciated being invited. Council Member Bangerter also enjoyed attending and has been going for the last couple of years. He believes they have been doing this program for about 20 years.

5. **Consider Resolution 2017-02 amending Sections 12 and 13 of the Sunset City Personnel Policies and Procedures regarding purchase orders and the purchasing policy:** Mayor Macfarlane advised she and the Department Heads have reviewed the numbers for the purchase orders and they agree with the numbers given. Recorder Hale asked if everyone had a chance to review the changes.

Council Member Noyes made a motion to approve Resolution 2017-02 amending Sections 12 and 13 of the Sunset City Personnel Policies and Procedures regarding purchase orders and the purchasing policy. Council Member Carlson seconded the motion. The motion passed unanimously with a roll call vote: Council Member Bangerter – yes, Council Member Carlson – yes, Council Member Wiggill – yes, Council Member Noyes – yes, Council Member Bangerter – yes.

6. **Consider Resolution 2017-05 approving the interlocal agreement between Sunset City and Roy City for cooperative fire protection services:** Interim Chief Bott said that he had read the agreement and one thing he noticed was in section D paragraph 2, there is a typo that needs to be corrected. Also, on the signature page Roy City Attorney is listed in the Sunset area to sign so that needs to be changed to Sunset City Attorney. As far as operations go, nothing changes. Sunset is on the third alarm to respond to Roy and Roy is on the second to respond to Sunset.

Council Member Wiggill made a motion to approve Resolution 2017-05 approving the interlocal agreement between Sunset City and Roy City for cooperative fire protection services. Council Member Peterson seconded the motion. The motion passed unanimously with a roll call vote: Council Member Peterson – yes, Council Member Carlson – yes, Council Member Wiggill – yes, Council Member Noyes – yes, Council Member Bangerter – aye.

7. **Mayor, Council and Department Head reports:** Council Member Bangerter addressed the sidewalk issue that was brought up in public comment. He said they had spent almost \$20,000 last year on repair and that they would continue this year. He asked that the citizens report those issues so they can get them repaired. He advised Mr. Love that the issues with the burn plant have been going on for years and he would be happy to visit with him about the problems. Utah League of Cities and Towns is coming up and he asked who else was going besides Council Member Carlson. Mayor Macfarlane said she would be attending. He met with Better Cities today along with Mayor Macfarlane and the Planning Commission. Better Cities has been representing the City with the Sierra RV property and they presented it to several entities at the Las Vegas conference. He has talked to Mr. Godfrey several times and they do have a prospective person to buy the property. It will be coming before the Planning Commission in the next couple of weeks. He would like to hold a work meeting to discuss the Fire Department options as early as next week to organize and review any information they have; then they will know what else they need to move forward. The meeting was scheduled for March 28th at 6:30 p.m. Regarding an email received from Mayor Macfarlane, he was not aware of the School District ever being interested in spending money on the City's tennis courts and feels they should move forward and remove them as they are

unusable. Mayor Macfarlane said her email was in response to a discussion with Principal Gochberg and the architect for buildings and grounds at the Jr. High. Nothing was decided or offered yet; she just wanted to give the information to the Council. She said the school is looking into donating money toward refurbishing the tennis courts, but it is unknown whether anything will happen. Council Member Bangerter said there was also discussion about a fence at 75 West on school property, as it is a safety concern not only for students but also when fireworks are being lit for Fun Days. He would ask that there be a walkway in the fence to allow people to get to the basketball courts. Mayor Macfarlane advised the fencing was brought up because she had talked to the Police Chief about it. Last year the Principal was unable to do that project. This year she asked and they are doing the project. The Jr. High is going to get it surveyed so they know where to put the fence and she will keep the Council informed. Mayor Macfarlane then addressed the burn plant with Mr. Love. Council Member Bangerter asked to add the discussion of purchasing property for future development at the work session next week.

Council Member Carlson reported the Mosquito Abatement Board is looking for summer hires for this upcoming season. This will be a daytime job; it is from 6:00 a.m. to 4:00 p.m. and starts at around \$10 an hour. They will be doing some drone testing soon. Council Member Peterson said that he had put in a request for his area to be sprayed and did not receive a confirmation as he has in the past. Council Member Carlson stated they have been out spraying. A neighborhood in Bountiful had 290 spray requests in one day, so they are asking that only one person ask per neighborhood as multiple requests are not needed. If it is too windy or cold they will not spray. Some Board Members went to the American Mosquito Control Conference and they were shown a drone that could carry 600 lbs of chemical to spray. They are going to start using it with a camera to check water sources in areas that they can't get to. He has gone over the Public Works budget with Director Monroe and they are good for the upcoming meeting. Mayor Macfarlane has asked the Department Heads to contact the Council Member over them to discuss their budget requests.

Council Member Noyes has been working with Council Member Carlson on cleaning up the highway. Sunset's side looks much better after it was cleaned. They have put in a request from the County Sheriff's Department to clean the I-15 side.

Council Member Peterson participated in the March for Meals and delivered meals to Hooper, Clinton, West Point and Sunset. The Meals on Wheels program is run by volunteers and the meals are prepared at the Davis County Jail. He is working on the Veterans Memorial. He will work on getting a price so they can start budgeting for it.

Council Member Wiggill reported Earl Grant, who was a lifelong resident, passed away. He talked to Allyson Jackson who is over the Citizens Corp. They have some items to purchase to finish off the emergency trailers and she will be looking for volunteers to help with emergency preparedness. He thanked the Fire Department for putting free smoke alarms in homes in Sunset.

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Treasurer/Office Manager Youngdell advised they are getting ready to do the newsletter and said it will be on the website. She asked those who had articles for it to get them to Recorder Hake by Monday. She has gotten Council Member Carlson and Mayor Macfarlane registered for the upcoming conference.

Police Chief Eborn stated his concern with where to dispose of evidence with the closure of the burn plant. He then read a letter from Wasatch Integrated that said they intend to broaden their program to provide secure destruction of evidence. All narcotics have to be rendered un-retrievable, so they will provide a certificate saying it is un-retrievable and that satisfies what he needs. The State runs a program where a portion of the DUI fines received is made available for grants and he has been awarded a one for a video system for one car at the value of around \$4,800. House Bill 178, regarding the Good Landlord Program, has passed and is awaiting the Governor's signature. It will not allow cities to stop landlords from renting to convicted felons. He feels they should just monitor Sunset's program for now because he thinks the program may still have benefits. The Police Department will continue to respond and handle issues as needed, but the program will need to be reviewed.

Interim Fire Chief Bott stated they have installed 61 smoke alarms in about 23 homes. They have been obtaining them from the American Red Cross, but are only allowed so many at a time, so they are a little backed up. Their goal is to put at least one alarm in every home in Sunset. He will be driving the ambulance to Las Vegas on Thursday morning and he will fly back the following night. It will be \$330 for the hotel and flight. Public Works Director Monroe will give him a fuel card for the trip down. Interim Chief Bott said Ambulance 11 is officially out of service and dispatch and the surrounding agencies have been notified. The other ambulance has been checked and is in good shape. Only half of the cab and chassis remount on the ambulance has been paid for and the final payment will be due when they pick it up. He will be trying to contact Zions Bank for financing to finish paying for it. Mayor Macfarlane asked if he had heard anything back on the appraisal for the building. He has not, however he did find the last report that was filed on the building back in 2000.

Public Works Director Monroe wanted to apologize to Ms. Nalder, but she had left. He said he will follow up on her complaint to see if he can figure out who it was that spoke to her. On March 23rd at 6:30 p.m. there will be an open house at Doxey Elementary for the 800 North project. They have been out sweeping, but the alternator and water pump went out so the sweeper is being fixed. The dumpster trailer program has started and both trailers are already reserved until June. Items can also be taken to the Public Works yard during the month of April. He has met with Council Member Carlson about his budget and asked that if anyone else has items that need to be added to it to please get with him. He thanked the Council for their responses on the skate park. A resident came in with concerns about how VK Electric is doing their parking lot, so he looked at it and VK Electric is following specifications. When asked about the wall, he replied they are still under construction. Per Ordinance, the required opaque fence could be installed on the ground between the wall and residential properties. Council Member Bangerter said if it is put on the property line instead of on top of the wall, a person would be able to jump into the backyards of the residents. Director Monroe advised the placement of the fence was not listed as one of the conditions.

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Mayor Macfarlane would like someone to discuss it with them. Director Monroe said it seems every time they turn around there is something else that the City is asking them to do. Council Member Bangerter will go talk to them. Council Member Bangerter asked if the aluminum company was in operation because they do not have a sign. City Ordinances does not require a business to have a sign.

Mayor Macfarlane met with Court Supervisor Arbogast on the Court's budget. North Davis Sewer District ordered a water tank truck from Peterbuilt at a cost \$103,000, they awarded the contract for the guard service to G4S Solutions, they are doing 20,000 feet of pipe along Gentile in Layton and they will be doing a pipeline replacement in West Point. There will be some other projects occurring, but nothing in the Sunset area. Mayor Macfarlane is happy to hear that Wasatch Integrated looked at the drug disposal and addressed it. Police Chief Eborn is getting his budget ready. She thanked Council Member Bangerter for his work with Better Cities. She is very pleased with what is going on in the City with the restrooms almost ready to open and the completed pickleball court. There will be new bike racks installed throughout the city.

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

The meeting adjourned at 8:30 p.m.

Approved – April 18, 2017

/s/Beverly K. Macfarlane, Mayor

/s/Susan R. Hale, Recorder