

**Sunset City Corporation**  
**City Council Minutes**  
**May 3, 2016**  
**Page 1 of 6**

Minutes of a regular meeting held May 3, 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:**

Susan R. Hale	Recorder
Linda J. Youngdell	Treasurer/Office Manager
Ken Eborn	Police Chief
Jason Monroe	Public Works Director
James Weston	Fire Chief
Bruce Arbogast	Police Lt.
Duane Arbogast	Police Officer
Christina Arbogast	Court Clerk
Brett Jamison	Police Sgt.
Brian Toblaz	Fire Fighter

**Others Present:**

Allyson Jackson	Sunset Citizen Corps
Leslie Moore	Michael Love

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

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

**Approval of Minutes:** Council Member Noyes made a motion to approve the minutes of April 19, 2016 as presented. Council Member Peay seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Noyes, Peay and Wiggill voting yes.

**Approval of Vouchers:** Council Member Carlson made a motion to approve the vouchers for LN Curtis and United Rental totaling \$29,489.00. Council Member Wiggill seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Noyes, Peay and Wiggill voting yes.

**Public Comments:** Michael Love asked if there was anyway to clean up the background noise on the audio recording. He said with all the paper shuffling, pens clicking, etc. it is kind of hard to listen to the meeting. He mentioned he is the Sunset Stake Athletic Director and is trying to begin a program called the 4G Network, which stands for Get up, Get going, Get out and Get

involved. He is trying to get involved by attending the Council meetings and get involved with the City. He hopes it catches on and more people get involved.

Council Member Bangerter read a letter from a resident, Mrs. H. Smith, thanking Sunset and its Council Members for the use of the neighborhood dumpsters. However, she explained she received a dumpster, used it for tree branches and when it was almost filled to the required height, someone decided to dump their trash into it. Later on a Clinton resident tried the same thing. She intervened and then called the City. She was told there was nothing the City could do to stop others from dumping in the dumpster. She does not want to be responsible for anything illegal being dumped in it. She thinks a large sign should be placed on the dumpster saying it is for Sunset residents only and to set a fine for those who violate it. She signed off saying she is “an almost happy Sunset resident”.

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

### **PUBLIC HEARING**

**To solicit input from Sunset City residents on amending the FY2016 budgets:** Recorder Hale explained the reason for the hearing. A city’s two main funds are the general fund and the enterprise fund. The Enterprise fund is for business type activities, such as water, sewer, garbage, etc. The General Fund covers things such as police, fire, administration, etc. The State mandates a city’s General Fund balance can only be 25% of its expected revenues for the next year. At the end of FY2015, the General Fund balance was approximately \$450,000 over the 25% mandated limit. When that happens the overage is to be appropriated so it doesn’t just keep building. There had been \$306,000 budgeted for projects, etc., but during the year, long-time employees retired or went elsewhere and their replacements were hired at a lower wage. Also, some of the projected projects or equipment purchases didn’t happen for one reason or another. That kept the fund balance still too high, so the Council decided to do some things they had been putting off due to money constraints. They would like to:

- Put aside \$200,000 to start saving for a new fire station, public works building or upgrades to the water lines or whatever else may be needed when the 1800 North project begins.
- To put \$50,000 aside to save for Sunset’s portion of matching funds on the 800 North project that a grant has been approved for.
- The City received a grant to help pay for park restrooms. The bids came in higher than projected, so \$65,000 will be used to finish paying for the restrooms to be built at John G. White and Rachael Runyan Memorial parks.
- The Council thought, why keep paying interest on vehicle leases, when the money is there to pay them off. Therefore, approximately \$140,000 will be used from the General Fund to pay them off.
- Then they thought they would like to give employees a 2.5% wage increase.

Mayor Macfarlane asked for public comments, but there were none. Mayor Macfarlane stated she is concerned with the \$6,000 for the qualified employees' 2.5% wage increase. She would like to offer a one time bonus in its place and readdress the merit increase in the FY2017 budgets. Council Member Wiggill asked how they would determine the size of the bonuses. Mayor Macfarlane said everyone on the list compiled by the Department Heads would get a bonus of 2.5%. The employees have had an "up to 1%" merit increase in FY2016, so if they add this 2.5%, it would give most of them a 3.5% increase for the year. She believes it would be fair to give them a 2.5% bonus this year and readdress increases for FY2017.

Council Member Bangerter said a 2.5% wage increase is very little. The reason they even addressed this issue is because the Fund Balance was so big. Mayor Macfarlane interrupted him saying she does not believe he can comment on this issue with having a conflict of interest. Council Member Bangerter stated that is not true. He can discuss the issue as much as he wants. He can even vote as long as he discloses his conflict of interest. They've talked about this increase before and, although it's not much, it is important for the employees and they would appreciate it. This public hearing is for the public input on this issue, but the public isn't here so there is no concern there. There are quite a few employees here so obviously they are concerned about it. He disagreed with Mayor Macfarlane, believes how they discussed it in the prior budget session is appropriate and would like to just move forward with it.

Mayor Macfarlane stated, for the record, she would stand with the bonuses.

Council Member Bangerter made a motion to go back into the regular session. Council Member Peay seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Noyes, Peay and Wiggill voting yes.

### **REGULAR SESSION**

- 1. Consider Resolution 2016-07 amending the fiscal year 2016 budgets:** Recorder Hale read the variances the amended budget contains. The General Fund would increase by \$311,658, the Utility Fund by \$106,735 and Class C Road Fund by \$17,245. The Dispatch Fees Fund would decrease by \$5,200. The Youth City Council Fund would increase by \$1,210, Miscellaneous Grants Fund by \$6,653, Retirement Insurance Premium Fund by \$1,000, CDBG Capital Project Fund by \$56,685 and the Public Works Capital Project Fund by \$250,000. The total increase would be \$745,986. She explained the total increase is a little misleading because the \$250,000 increase of the Public Works Capital Project Fund is also accounted for in the General Fund because it is going from one fund to the other.

Council Member Carlson made a motion to approve Resolution 2016-07 amending the fiscal year 2016 budgets. Council Member Bangerter seconded the motion. The motion passed 4 yes to 1 abstention with Council Member Peay – yes, Council Member Carlson – yes, Council Member Wiggill – yes, Council Member Noyes – yes. Council Member Bangerter disclosed he has a conflict of interest due to his son working for Sunset City and abstained from voting, although he is in favor of the resolution.

- 2. Consider the fiscal year 2017 Tentative Budgets:** Recorder Hale explained the tentative budget is adopted at this time just in case something happens and the final budget is not adopted by June 22<sup>nd</sup>. Usually the only time this happens is if the Council decides to raise property taxes. In that case, there is another type of public hearing and the budgets have to be adopted in August. A municipality cannot operate unless it has a budget, so that is why a tentative one has to be adopted. She gave a summary of the budgets and concluded by saying the total of all Sunset City budgets for FY2017 is \$4,494,354, which is \$131,313 less than FY2016.

Council Member Bangerter made a motion to adopt the fiscal year 2017 tentative budgets. Council Member Noyes seconded the budget. The motion passed unanimously with Council Members Bangerter, Carlson, Noyes, Peay and Wiggill voting yes.

- 3. Schedule a public hearing to receive input from residents on the FY2017 budgets:** Recorder Hale suggested scheduling the public hearing on the FY2017 budgets on June 7, 2016 so the Council will still have one more meeting before the required adoption date so they can fine tune it if necessary based on public comment.

Council Member Bangerter made a motion to schedule the public hearing for June 7, 2016. Council Member Noyes seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Noyes, Peay and Wiggill voting yes.

- 4. Mayor, Council and Department Head reports:** Council Member Bangerter reported the least the City could donate to Hill AFB for the Air Show is \$2,500. It is too late to donate the money this year, but they probably should budget money to donate for the next year. He is working on getting banners made with F-35's on them welcoming the air show participants to Sunset. In the past the City donated \$500 through the Top of Utah Military Affairs Committee (TOUMAC). He didn't ask if that was enough to get the City's name on a banner in recognition of the donors. He asked the Council if the \$2,500 is feasible because on-base advertising is not allowed any longer so the recognition is off base. Is it worth it to the residents? The Air Show is no longer sponsored with Federal money; it is sponsored by donations. He suggested putting the money to donate in the budget every year and if they don't donate, they don't, but it's in there in case they would like to. He applauded the Public Works Department for their willingness to think outside the box on purchasing a \$16,000 lift instead of the \$50,000-\$60,000 lift truck.

Council Member Carlson reiterated what Council Member Bangerter said about Public Works. He mentioned the Davis County Mosquito Abatement Board will meet next Thursday.

Council Member Noyes noticed the weeds on the east side of the highway have been mowed and the area looks much better. He has talked with Recorder Hale and Police Chief Eborn and they are looking into some options. He was finally able to contact the person in charge of street lights at Pacificorp, so hopefully they can get going on it. He encouraged the

**Sunset City Corporation**  
**City Council Minutes**  
**May 3, 2016**  
**Page 5 of 6**

Council to get more involved in the Neighbor helping Neighbor program with carrying the door hangers in their vehicles so they can put them on doors as they see the need for them.

Council Member Peay reported the Youth City Council is getting ready for their fund raising car wash on May 21<sup>st</sup> and Fun Days. She is still working on the Veteran's memorial. She has had quite a few people in her neighborhood voicing a negative opinion of the warmer weather coming and how it will bring out the skateboard park clientele. She will be speaking to the residents about it to see what the issues are.

Council Member Wiggill advised the Citizen Corps is looking for volunteers. There will be a meeting tomorrow night. He has not learned anything more about Proposition 1 and transportation. He and Allyson Jackson will be working on obtaining a list of volunteers in the Citizen Corps.

Treasurer/Office Manager Youngdell reported she met last week with Jason Waterson of the Utah Local Governments Trust. Because Mayor Macfarlane had asked her about liability coverage on volunteers, she asked Mr. Waterson about it and if he would send her a letter so they would have something in writing. She read the letter explaining volunteer insurance coverage. In summary, volunteers need to be approved by the Chief Executive of the Governmental Entity or the Entity's designated representative and then they would be eligible for medical coverage under workers compensation for injuries that occur while performing volunteer duties. She thanked Recorder Hale for working the long hours it took to provide the Council with their meeting packets and the budgets.

Police Chief Eborn stated the Police Department participated in the National Prescription Take-Back Event where people could bring their unused prescription medications. It was held in the Smith's Drug Store parking lot. Lt. Bruce Arbogast and Officer Duane Arbogast manned the station for about five hours and they took in a little over 100 lbs. of prescription medications. He thanked the Council for the 2.5% wage increase, said his employees will appreciate it and said it will be a huge morale booster.

Public Works Director Monroe echoed Chief Eborn in thanking the Council for the wage increase. He explained when there are soccer or softball games, he makes sure the field is mowed, but the park itself may not be because they are done on certain days. Therefore, he asked the Council not to think they were lazy because it isn't all done. He also asked them not to worry if he is on a lawnmower, because when he gets stressed he will get on a mower to think things through then go back to the office. Both restrooms will be torn down on Thursday and Friday. They are replacing some sidewalks and filling in 16 water leak patches. He is getting bids from a couple companies to redo 1300 North from Main Street to 250 West and some sections on four other streets.

Fire Chief Weston advised they will have the Sunset ambulance at Hill AFB during the Air Show so Sunset will have a presence up there. Sunday, the firefighters saved a life by their treatment and transportation to the hospital of someone who had a heart attack.

Mayor Macfarlane read a letter she received from a student thanking Officer Duane Arbogast for being there for her. Mayor Macfarlane attended a North Davis Sewer District conference in St. George and said it was really good. One session she attended was on texting during meetings. They said texting was not allowed to and from the Council Members while in a meeting. She asked Recorder Hale to research it to see if it only pertained to the District or if it was for all entities. She reported Wasatch Integrated Waste Systems have extended their hours for residents who received wind damage. She received a phone call from Kris Peterson from UDOT yesterday saying the 1800 North project is now on the high priority list. He said he would send a letter via email. This is why she is trying to be conservative with the City's budget. Things may also be changing in the Court with Judge Jensen retiring in December.

Council Member Bangerter made a motion to go into the work session after a ten minute break. Council Member Carlson seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Noyes, Peay and Wiggill voting yes.

#### **WORK SESSION**

**4. Discuss FY2017 budget requests:** The FY17 Tentative budgets worksheet was used to point out the amendments made via the suggestions of the last budget session and the amendments the Department Heads had made to their budgets. The budgets now contain the FY16 2.5% wage increase, the \$10 extra pay per meeting for the Planning Chair, the cost of 4 iPads, cuts by Police Chief Eborn in the amount of \$3,320 and cuts by Public Works Director Monroe in the amount of \$107,500. During the meeting it was suggested to lower the Mayor and Council training/travel line item by cutting the St. George conference and cutting the economic development meeting expenses in half, adding \$2,000 to the Police training/travel line item and cutting the Fire Department capital outlay line item by \$7,665. They also discussed funding the merit evaluation policy or at least consider it every year and doing it at the beginning of the budget discussions instead of the end. Recorder Hale will go over the utility fees to make sure they are covering costs.

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

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

The meeting adjourned at 10:15 p.m.

Approved – May 17, 2016

---

Beverly K. Macfarlane, Mayor

---

Susan R. Hale, Recorder