

**Sunset City Corporation**  
**City Council Minutes**  
**May 19, 2009**  
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Minutes of a regular meeting held May 19, 2009 at Sunset City Hall, 200 West 1300 North, Sunset, Utah; Mayor Gotchy presiding.

**Mayor and Council Present:**

|               |                |
|---------------|----------------|
| Dan Gotchy    | Mayor          |
| James Bridges | Council Member |
| Ricky Carlson | Council Member |
| Cheyrl Budge  | Council Member |
| Ray Chapman   | Council Member |
| Ryan Furniss  | Council Member |

**City Employees Present:**

|                    |                          |
|--------------------|--------------------------|
| Susan R. Hale      | Recorder                 |
| Linda J. Youngdell | Treasurer/Office Manager |
| Ken Eborn          | Police Chief             |
| Neil Coker         | Fire Chief               |
| Mickey Hennessee   | Public Works Director    |
| Vicky Gold         | Recreation Supervisor    |
| Jerald Jensen      | Judge                    |
| Christina Arbogast | Court Clerk              |
| Duane Arbogast     | Police Officer           |
| Amy Kippen         | Fire Fighter             |
| T. Jeffery         | Fire Fighter             |

**Others Present:**

|                |   |
|----------------|---|
| Guy Larsen     | Reagan Outdoor Advertising                |
| Chad Bangerter | Planning Commission, VIPS, Citizens Corp. |
| Brad Weller    | Planning Commission                       |
| Terry Avondet  | Jaime Meredith                            |
| Gwen Meredith  | Brent & Susan Andrews                     |

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

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

**Approval of Minutes:** Council Member Furniss made a motion to approve the minutes of May 5, 2009 as written. Council Member Budge seconded the motion. The motion passed unanimously.

**Citizen Comments:** Terry Avondet said she has heard that the City plans to not allow booths at Fun Days this year. That was one of the things that drew her to Fun Days and it seems that is doing away with a major part of Fun Days. The car show is for the guys and younger people where the booths are for the older people and gives them something to do while the kids are doing other things. It also gives CERT a good way to get their information out to people.

Jaime Meredith advised one of the first things she did upon moving to Sunset was attend a CERT BBQ. It was amazing to her that Sunset has such strong volunteers who take the time to train others. She feels having a CERT booth at fun days will help to spread the word further.

Mayor Gotchy explained they had to find ways to balance the budget. This was only one of the many items cut and they do plan to have the booths back when there is a little more money. He said they may look at allowing booths that take no employee time in setting up and monitoring. Council Member Furniss said this is a very lean year and the cost to set up and take care of the booths is a big expense for the City.

Chad Bangerter said he saw the water park in St. George at the tabernacle and it was impressive. Theirs cost millions of dollars and the one he proposed when he was a Council Member was between \$60,000 and \$80,000. On Sunday he counted over 50 people at John G. White North Park, while there were only 3 at Central Park and 2 at South Park. The walking track and skateboard park are obviously successful. He believes the splash park should still be constructed there. On the subject of the Citizens Corp, he said \$140,000 was put into employee wages and now the Council is cutting something that will affect the community. He strongly encouraged allowing the booths to be at Fun Days.

## **REGULAR SESSION**

- 1. Present an employee with an “Employee Recognition Program” Award:** Mayor Gotchy explained this program was implemented to recognize employees who go above and beyond their regular duties. There were a lot of nominations and it was difficult to choose one, but the Mayor and Department Heads chose Christina Arbogast for the employee to be recognized this quarter. She has assisted the Police and Administration departments at various times and she has become the administrator of the City website, which is no small task. It seems whenever anyone is in need of help, Christina is there. She loves to cook and often brings good food and treats to share with her fellow employees. Christina is the first to receive this award. The Mayor and Council congratulated her and gave her a \$50 gift certificate.
- 2. Discuss and approve Reagan Outdoor Advertising lease agreement:** Mayor Gotchy explained they had received the amended lease agreement, which City Attorney King had reviewed and approved. Questions about the term of lease and termination of the lease were asked and answered.

Council Member Furniss made a motion to approve the lease agreement between Reagan Outdoor Advertising and Sunset City for Reagan Outdoor Advertising to build a freeway billboard sign on City owned property. Council Member Bridges seconded the motion. The motion passed unanimously.

- 3. Presentation of the “Good Landlord Program”:** Paul Smith, the Executive Director of the Utah Apartment Owners Association, met with Mayor Gotchy, Police Chief Eborn and Recorder Hale on Wednesday and was asked to present a program that explained the “Good Landlord Program” to the Council Members. Mr. Smith did so using a Power Point presentation. The purpose of the program is to reduce criminal activity and bring the

landlords and City together. Participation by the landlords would include conducting background checks on all renters, agree to evict tenants who cause a criminal disturbance, comply with City ordinances and take an eight-hour training class with a follow up four-hour class every two years which would help them be able to recognize crime and teach them the proper, legal way to deal with problems. The Apartment Owners Association would provide the classes and the police and business licensing departments would have some time in the class to teach code enforcement. The City would be required to have a municipal services study conducted, which could cost the City approximately \$10,000. The fees proposed by the study would be reduced significantly for the landlords who participate in the program.

4. **Request for donation for Northridge High School “All Night Graduation Party”:** Council Member Bridges advised Sunset has participated by donating funds since Northridge High has been doing this party and it is a good program.

Council Member Bridges made a motion to donate \$200.00 to the Northridge High School “All Night Graduation Party”. Council Member Furniss seconded the motion. The motion passed unanimously.

5. **Adopt Ordinance 2009-04 amending restricted or dangerous vehicle parking:** Mayor Gotchy explained this is the ordinance for the issue they have been discussing during the last two work meetings and it has been reviewed and approved by City Attorney King. It was decided to change the words “owned” and “owner’s” to “operated” and “operator’s” in case the truck driver did not own the tractor. The permit format was displayed and approved. The color will be changed each year and embossed with the City Seal. The fees were discussed and it was decided to charge \$120.00 annually for the permit and it would expire each December 31<sup>st</sup>. For the first year only of a truck driver’s permit the fee will be prorated at \$10.00 per month and there will be no rebate given if the permit is terminated earlier than December 31<sup>st</sup> of any given year.

Council Member Furniss made a motion to adopt Ordinance 2009-04 as amended. Council Member Carlson seconded the motion. The motion passed 3 to 2 with a roll call vote. Council Member Bridges – nay, Council Member Carlson – aye, Council Member Budge – nay, Council Member Furniss – aye, Council Member Chapman – aye.

6. **Adopt Ordinance 2009-05 implementing a transient room tax:** Mayor Gotchy explained this ordinance will implement a transient room tax of 1%, which will net approximately \$4,400 per year in revenues for the City.

Council Member Bridges made a motion to adopt Ordinance 2009-05 as presented. Council Member Budge seconded the motion. The motion passed unanimously with a roll call vote. Council Member Bridges – aye, Council Member Carlson – aye, Council Member Budge – aye, Council Member Furniss – aye, Council Member Chapman – aye.

7. **Council Member reports and general information:** Council Member Carlson mentioned he has received a couple of complaints about dog waste not being picked up at South Park.

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Council Member Budge believed they had set money aside for the skate park, walking track and water park at the John G. White North Park. Two of those have been completed and she asked what the plans are for the water park. Council Member Furniss replied he believes a bowery and new restrooms would be more beneficial at North Park than at Central Park where he first thought it would go. Council Member Budge said the money was earmarked for the water park. Mayor Gotchy asked Recorder Hale to give a report at the next meeting on the allocation of funds in the Public Works Capital Project Fund, where the John G. White North Park Renovation money was put.

Council Member Furniss thanked the Council for finally approving the billboard sign and said those revenues will be used for a new bowery. He said at the last meeting it was brought up that the dumpster program may be costing the City more than the spring/fall clean ups and he had asked Asst. Director Noyes to ask Public Works Director Hennessee for a report. He asked if Director Hennessee had that for them. Director Hennessee does not know why that was thought because the program has only run for a short time, but he has asked Econo Waste to provide him with a separate report so he can track it. Council Member Furniss said the North Davis Sewer District's Financial Advisor saw the rates dropping and had the District sell their bonds, which will save the District over \$1 million over the next 10 years. He attended a court session and was really impressed with Judge Jensen's capability. He told the audience the Council has no intention of doing away with Fun Days; they just had to go cheaper this year due to the economy.

Council Member Chapman advised the Youth City Council is trying to rebuild and they still need an Assistant Advisor.

Recorder Hale said she was asked by Mayor Gotchy to get City Attorney King's opinion on using Weber State University graduate students to conduct a municipal services study for the Good Landlord Program. Attorney King said he could find nothing prohibiting them from doing the study, but the City will need to put the study out for bid and they can then choose the Weber State University bid if they decide to do so. She was contacted by Bill Francis of Davis Channel 17 and he would like to know if the Council wants to participate with the channel or not. The Council decided not to do so at this time. Recorder Hale reported that Robert Caldwell has resigned from the Board of Adjustment due to moving out of the City, so the Board is now down to four members. She believes the Board could be dissolved and run by the Council and Council Member Furniss said David Church also told them that at the Utah League of Cities and Towns conference. Chad Bangerter cautioned against dissolving the Board of Adjustment because it is another way for citizens to serve their community.

Police Chief Eborn mentioned the unofficial word he has received is that the Police Department should be receiving the full \$10,000 grant that had he applied for.

Treasurer/Office Manager Youngdell advised she has received three applications for the Planning Commission and the applicants will go before the Commissioners this Thursday. If all three are approved by the Planning Commission and appointed by the Council, they will have a full Board.

Public Works Director Hennessee said next Tuesday he will be meeting with representatives from Falcon Hill, Synergy Engineers and the City Engineers and they would like the Mayor and a couple Council Members to attend the meeting. They will talk about Sunset supplying water to Falcon Hill and taking their storm sewer water. There is an issue with the City's well and that will come into play if it is decided to supply Falcon Hill with water. He has talked with the St. George maintenance personnel about their water park and found out it is very high maintenance and there are many variables to it.

Recreation Supervisor Gold reported the Community Theater practices are going well and the people are enjoying it. The last "Student of the Month" lunch of the year will be held tomorrow at 11:45 a.m. She is taking registrations for T-Ball and the participants may surpass the 20 they had last year. There will be a concert in the park Friday at 7:00 p.m. by the group "3 Plus 3".

Fire Chief Coker asked them to watch the news tomorrow night to see a report of a two-county exercise.

Mayor Gotchy suggested holding a work meeting to discuss the "Good Landlord Program" again with Paul Smith. Recorder Hale asked if they would like her to ask people from other cities who have implemented the program to attend so they can get both sides. That was agreed upon and it was decided to hold the work meeting after the regular meeting on June 16, 2009. Mayor Gotchy advised he has been told there are people who want to get a petition going to abolish the skate park and he just wanted them to be aware. He said he has been approached by a few people wanting to have chickens to supplement their income in this tough economic time.

Council Member Chapman made a motion to enter the work session after a five-minute break. Council Member Furniss seconded the motion. The motion passed unanimously.

## **WORK SESSION**

**8. Discuss FY2009 budget amendments and FY2010 budget requests:** The FY2010 budget was discussed first. It was mentioned that Brigham City reported they could run for 12 days in a disaster without any income coming in and the Council would like to find out how they came up with that figure and do the same for Sunset so they could find out how much needs to be kept in the fund balance in case of a disaster. The DARE program and using some of it to pay the DARE Officer was discussed, but decided against. The Council discussed increasing the property tax and it was decided they needed to increase the City property tax revenue from \$156,000 to \$200,000 although Council Member Budge stated she would not agree with any property tax increase. With the property tax increase and increasing the sewer fee by \$2.50 it will mean an approximate \$4.50 per month increase per household. Restructuring the water rates was discussed and Director Hennessee and Recorder Hale will work on it, trying to have more charged to the commercial users and not residential.

Recorder Hale passed out the FY2009 proposed amendments so the Mayor and Council can review them and they will talk about them more at the next meeting.

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The Council and Department Heads discussed Fun Days more and decided to allow only booths sponsored by the City with all proceeds going to a charitable organization of the department's choice. The cost of bringing the City well on line was discussed. There are no accurate figures yet, but they will probably have to bond for the cost.

Council Member Chapman made a motion to go out of the work session and adjourn. Council Member Furniss seconded the motion. The motion passed unanimously.

The meeting adjourned at 9:15 p.m.

These minutes have been read and approved at the regular City Council meeting held **June 2, 2009.**

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Dan Gotchy, Mayor

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Susan R. Hale, Recorder