

**Sunset City Corporation
City Council Minutes
August 20, 2013
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Minutes of a regular meeting held August 20, 2013 at Sunset City Hall, 200 West 1300 North, Sunset, Utah; Mayor Bangerter presiding.

REGULAR SESSION

Mayor and Council Present:

Chad Bangerter	Mayor
Brent Andrews	Council Member
Ricky Carlson	Council Member
Ryan Furniss	Council Member
Jake Peterson	Council Member
Kevin Snow	Council Member

City Employees Present:

Susan R. Hale	Recorder
Ken Eborn	Police Chief
Norm Noyes	Public Works Director
Travis Carter	Asst. Fire Chief

Excused:

Linda J. Youngdell	Treasurer/Office Manager
Breen Lowman	Fire Chief

Others Present:

Brianne Olsen	West Davis Corridor EIS
Heidi & John Blaylock	CERT
Terry Avondet	Sunset Citizen Corps
Ray Chapman	Trystal Peay
Spring Carter	Neil Coker

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

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

Approval of Minutes: Council Member Andrews made a motion to approve the minutes of August 6, 2013 as presented. Council Member Furniss seconded the motion. The motion passed unanimously.

Approval of Vouchers: Council Member Furniss made a motion to approve the vouchers for Revco Leasing and Wells Fargo totaling \$19,938.35. Council Member Peterson seconded the motion. The motion passed unanimously.

Public Comments: There were none.

1. Canvass 2013 Municipal Primary results: The City Council is Sunset City's Board of Canvassers. As such they conducted the canvass in accordance with State Code 20A-4-303

and 20A-4-304. Beverly K. Macfarlane and Ryan Furniss were declared nominated to seek election in the Mayoral race and Trystal Peay, Chris R. Hadley, Ricky Carlson and Brent Andrews were declared nominated to seek election in the Council race for the 2013 Municipal Election.

Council Member Andrews made a motion to approve the canvass results. Council Member Peterson seconded the motion. The motion passed unanimously with Council Members Andrews, Furniss, Peterson, Snow and Carlson voting yes.

2. **Recognize Police Sgt. Brett Jamison for achieving 15 years of employment with Sunset City:** This item was not completed because Sgt. Jamison was unable to attend.
3. **Presentation of West Davis Corridor Draft EIS Project information:** Brianne Olsen, the Public Information Coordinator for the West Davis Corridor EIS, gave an update on the study process, where they are now and what their next steps are. Between now and 2040 they expect a 63% increase in population and a 90% increase in housing. Due to that, they are predicting a 122% increase in travel delay. Therefore a transportation solution is needed. They began the study project in 2010 and they began with 46 alternatives, including new corridors, alignments, transit options and widening roadways. After a lot of study and several open houses, it was narrowed down to the two alternatives that are in the draft statement released in May. They are encouraging cities and the public to submit comments before the public comment period closes on September 6, 2013. UDOT recommended alternative B1 as the preferred alternative because it serves more traffic per mile, is a little more centrally located so it attracts more traffic, has better functioning interchanges with I-15, has lower impacts to trails, parks, farmlands and residences, is more consistent with local city plans and is lower in cost. The project is estimated to cost \$587 million. This plan will decrease the estimated increase in travel delay by 60%. They are hoping to release the final EIS in December 2013 and receive Federal Highway Administration approval by the spring of 2014. After that, it will go to the State Legislature for funding and there is no set schedule for completion. When asked if they used space reserved by some cities for the corridor, Ms. Olsen explained they used about half of them. Unfortunately they could not use all of them due to development and wetland protection. When asked if she knew which study has more priority, this one or the 1800 North one, she said she did not know.
4. **CERT business:** Heidi Blaylock said she and her husband John Blaylock, along with other CERT members and Citizen Corps members have accomplish a lot over the last seven years. It began with a binder containing important personal information residents could take with them if they had to leave their home in an emergency. The Sunset City Citizen Corps program was started in the fall of 2007. Right now there are 86 CERT trained people and she and/or Mr. Blaylock have trained or helped train 78 of them. They have helped to do other things like organizing Fun Days booths and floats to help disperse emergency preparedness information, walking the fireworks perimeter, created quizzes they felt helped the CERT students learn more, introduced holding an Emergency Preparedness Fair alongside the Fire Department Open House each year, writing the Sunset City Emergency Operations Plan, preparing a tree for the Festival of Trees, etc. She said due to some health problems and to

better utilize their time away from their professions, she and Mr. Blaylock have decided to step down from overseeing the CERT program. A year ago they stepped down as Citizen Corps leaders. They have already discussed this with Chief Lowman, who was very supportive. They have enjoyed serving alongside the Fire and Police Departments and the Mayor and Council.

5. **Discussion and possible action on Resolution 2013-13 – Municipal Wastewater Planning Program:** Public Works Director Noyes explained this resolution documents the Mayor and Council are aware of the wastewater system's financial status and future needs. They may need to establish a program to save money for future improvements and maintenance. The City's system is in pretty good shape and they have a good maintenance program.

Mayor Bangerter asked if there was a written maintenance plan. Director Noyes explained there is no written plan, but they have documentation that the maintenance is performed regularly. Council Member Furniss said the North Davis Sewer District collections team, who video tape all the main lines, say Sunset's lines are some of the best maintained in the District. Council Member Carlson is concerned with the Falcon Hill project dumping their waste water into the City lines. Director Noyes said they will primarily dump directly into the North Davis Sewer District lines and will not enter any of Sunset's lines.

Council Member Furniss made a motion to approve Resolution 2013-13. Council Member Carlson seconded the motion. The motion passed unanimously with a roll call vote. Council Member Carlson – aye, Council Member Snow – aye, Council Member Peterson – yes, Council Member Furniss – yes, Council Member Andrews – yes.

6. **Discuss conflicts in the Rental Dwelling Ordinance and possible approval of Ordinance 2013-06 amending Paragraph D of 3-10-4: Real Property Maintenance and Paragraph A of 3-10-9: Investigation by Building Services and Zoning Enforcement in the Sunset City Code:** Recorder Hale explained Sterling Codifiers, who codifies Sunset's ordinances into the code books, examines all ordinances passed to detect any misstatements or conflicts with other Sunset codes. They found a wording error in Section 3-10-4.D the opening sentence reads, "It shall be unlawful for any person owning or operating a rental dwelling unit in the city to fail:" then the first subsection reads "to allow the height of weeds on the property...to exceed twelve inches." So what that is saying is it is unlawful to have your weeds less than 12 inches, meaning they need to be more than 12 inches. So the only way we can make it work is to eliminate the "to fail" from the opening sentence and add it to subsections 2, 3, (4 already has it) and 5, 6. The second item found is that 3-10-9.A reads "...the existing residential housing ordinance, ...and uniform code for abatement of dangerous buildings, as adopted and amended in title 9 chapter 1 of this code..." Title 9 chapter 1 does adopt the "residential building code" but not the "residential housing ordinance". Also the "uniform code for abatement of dangerous buildings" is not adopted in title 9 chapter 1.

The Council did not like the statement allowing weeds to be no more than 12 inches, therefore allowing weeds up to 11 ¾ inches. After some discussion they decided to change that sentence to reflect section 4-4-1.A in the Sunset Code and leave the rest as stated above

for 3-10-4.D. Section 3-10-9.A will be changed to “An original application for a license for a rental dwelling shall be referred to the building services and zoning enforcement division for investigation as to whether or not the applicable requirements of the existing residential building code and international building code, as adopted and amended in Title 9, Chapter 1 of this code, or its successor, are being complied with.”

Council Member Snow made a motion to adopt Ordinance 2013-06 as amended. Council Member Peterson seconded the motion. The motion passed unanimously with a roll call vote. Council Member Andrews – yes, Council Member Furniss – yes, Council Member Peterson – yes, Council Member Snow – yes, Council Member Carlson – yes.

- 7. Council Member reports and general information:** Council Member Snow thanked Mr. & Mrs. Blaylock for all they have done with the Citizens Corp and is sad to see them go. He likes the police Facebook page updating community about things going on. The Beautification Committee has chosen the outstanding yards, will place the signs shortly, then will award the winners during a Council meeting.

Council Member Peterson also thanked Mr. & Mrs. Blaylock for their service and said they will be hard to replace. He also thanked all the employees.

Council Member Furniss thanked Mr. & Mrs. Blaylock as well and said they have served the City as long as he has been in Office. They have also gotten grants for the City and ran a good program.

Council Member Andrews said he was trained by Mr. & Mrs. Blaylock in CERT and he will miss them. He thanked the Police and Fire for their assistance in the training. He encouraged everyone to become CERT trained. He thanked all who attended this meeting.

Police Chief Eborn said they spent yesterday interviewing candidates for the vacant Police Officer position. They have narrowed them down to five they will do extensive background checks on. It will be a tough decision because the candidates seem good. They are trying to focus on retention this go around and find someone who they believe is sincere in saying they plan to stay with the City for a while.

Public Works Director Noyes advised the Senior Christmas Luncheon is scheduled for December 11, 2013. He asked the Mayor and Council to come and be involved in it. Fun Days is scheduled for July 25/26, 2014, but they are trying to find out when the carnival is available. The fog seal on the chip seal project has been delayed, but they will begin around the schools first so they can get the crosswalks painted as soon as possible. Some of them may not be finished by the time school starts, but will be done shortly thereafter. The bridge project has taken double the time they thought it would, but it is turning out nicely and should be finished tomorrow. The tread he mentioned earlier may not have to be placed on the stairs due to the rough seal they put on them.

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Asst. Fire Chief Carter reported they were called to a house fire on 550 W. 1800 N. in Clinton. The fire was called in by a Sunset firefighter's child while walking home from a birthday party. They attended a grass fire in Roy and an RV fire in Clearfield where they were used as rehab for the firefighters. Kelcee Oyler and Anthony Bott have been promoted to Captain in the Fire Department.

Mayor Bangerter said the bridge leading to the Sunset Room is looking good. He mentioned the Supreme Court of Appeals upheld the termination of Stewart Becker, a prior Sunset Police Officer. When the City had some extra money, they budgeted \$10,000 to start the Emergency Preparedness program. It took a lot of people to start the CERT program, which includes the residents by allowing the City to use the tax money to organize it, train people and get it to where it is at. CERT trained people know how to sustain themselves because in a disaster the government is not going to be able to help for at least 72 hours. Once they have secured their own family they can begin helping others, which allows the government to take care of things like infrastructure. He thanked Mr. & Mrs. Blaylock for their service in this program. As he looks over the City he knows there are some problems, but they are trying to take care of them as much as they can. He meets with the City's Department Heads weekly to try and come up with solutions to the problems. He believes the police are doing a wonderful job keeping crime down and he is excited for the changes in the Fire Department.

Council Member Peterson made a motion to adjourn. Council Member Snow seconded the motion. The motion passed unanimously.

The meeting adjourned at 7:40 p.m.

Approved – September 3, 2013.

/s/Chad Bangerter, Mayor

/s/Susan R. Hale, Recorder