

**Sunset City Corporation
City Council Minutes
September 6, 2011
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Minutes of a regular meeting held September 6, 2010 at Sunset City Hall, 200 West 1300 North, Sunset, Utah; Mayor Bangerter presiding.

Mayor and Council Present:

Chad Bangerter	Mayor
Brent Andrews	Council Member
Cheyrl Budge	Council Member
Ricky Carlson	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
Doug Garcia	Police Corporal

Firefighters: Anthony Bott, Travis Carter, Amy Kippen, Adam Scott

Excused

Mickey Hennessee	Public Works Director
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Others Present:

Pastor Lonnie Campbell	Lakeside Community Church
Terry Avondet	Citizen Corps
Jaime Meredith	Citizen Corps
Allyson Jackson	Doxey Elementary PTA
Janet Callon	Davis Standard Examiner
Scott & Jennifer Garner	Lisa Storey
Jeff Storey	Jen Garner
Hunter Storey	Becky Garner
Traci Garcia	Jake Peterson
Ryan Walker	

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

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

Approval of Minutes: Council Member Chapman made a motion to approve the minutes of August 2, 2011 as presented. Council Member Andrews seconded the motion. The motion passed unanimously.

Approval of Vouchers: Council Member Budge made a motion to approve the vouchers for Providential Properties and Zion's Bank totaling \$46,365.74. Council Member Chapman seconded the motion. The motion passed unanimously.

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Citizen Comments: Jaime Meredith gave an update to the 9/11 memorial agenda. It will be held at 6:30 pm on Sunday, September 11, 2011 at the Fire Station. Boy Scout Troop #360 will do the flag ceremony and Pledge of Allegiance, a prayer will be given by Chaplain Weston, Police Chief Eborn and Fire Chief Coker will speak, then there will be a moment of silence and the 5555 signal for those lost in their line of duty, after which a documentary of 9/11 will be shown and lastly bags will be decorated as luminaries honoring those who have fallen.

Allyson Jackson invited the Mayor and Council to Doxey Elementary School's annual walk to school day on Wednesday, September 21st. They will meet at the City Building at 8:00 am to walk to the school and partake of refreshments. They really appreciate the great show of support they get from the City Council, police and fire departments.

1. **Introduce and swear in new Police Officer Scott Garner:** Police Chief Eborn introduced Scott Garner and said he was chosen out of several applicants. He will go through a 250 hour field training officer's program, which he will be required to pass. He will ride with several different officers who will evaluate him. He also speaks fluent Spanish.

Recorder Hale swore Officer Garner in and the Mayor and Council congratulated him.

2. **Invitation to lakeside Community Church's 9/11 Remembrance event:** Pastor Campbell explained they will be holding a special memorial service on Sunday at 10:00 and he invited the Mayor, Council and any other members of the City to attend. They will be making a presentation to the City Police and Fire Departments in appreciation for the work they do. He also invited them to their fall festival on September 24th. It is free to the public and they have food, games for the kids and entertainment.

3. **Approve Resolution 2011-06 amending the Personnel Polices and Procedures regarding police officers working for another organization while off-duty:** Police Chief Eborn explained Senator Dayton introduced SB92 in the last legislative session. Initially, it made it illegal for police officers to have secondary employment as security guards. That was fought heavily by the Chiefs of Police Association, so she backed off a little and made the bill so it just puts stipulations and restrictions on the police officers secondary employment. The bill requires cities to implement a policy requiring the officers to obtain approval from their Chief and City, stipulates the officer will have to be officially hired onto their secondary agency's payroll, thus paying taxes and being covered by them if there were issues. The policy must also stipulate that an officer cannot represent the city of their main employment while performing security duties outside of that city.

Council Member Furniss made a motion to approve Resolution 2011-06. Council Member Budge seconded the motion. The motion passed unanimously with a roll call vote. Council Member Chapman – aye, Council Member Carlson – aye, Council Member Andrews – aye, Council Member Budge – aye, Council Member Furniss – aye.

4. **Discuss changes to the Police Personnel Policies and Procedures:** Chief Eborn explained as long as he's worked here, there has been a strict policy that police officers could not live farther than five miles away from Sunset. He believes it has outlived its usefulness. A long

time ago, the Sunset Police Department was the largest in the north end of Davis County and policed most of north Davis County. If there was a major issue the officers needed to be close. That is no longer the case because the surrounding departments are larger and, if Sunset had a major event, it would be well covered by those surrounding departments. He feels the current policy strongly limits the officers that could be accepted for employment. He would like the limit extended to 15 miles. If, at a later time, they would like to hire someone who lives outside that 15 mile range, that person could be required to pay a certain amount for gas or not take a patrol car home. Other mileage limits were discussed.

Council Member Chapman made a motion to extend the limit to 20 miles outside of Sunset. Council Member Budge seconded the motion. The motion passed unanimously.

Chief Eborn said another policy currently requires an officer to have a home telephone as well as a cell phone. This policy was written before cell phones were invented. He would like to lift the requirement of a home phone because a lot of people only have cell phones now. The officers now have a choice of using their personal cell phones with the City reimbursing them a certain amount or using a City issued cell phone.

Council Member Furniss made a motion to change the policy to allow police officers to forego the landline home phone. Council Member Budge seconded the motion. The motion passed unanimously.

- 5. Council Member Reports and General Information:** Council Member Furniss thanked the Citizen Corps for their involvement in the 9/11 event and Pastor Campbell for his religious 9/11 service. He read an article that New York Mayor Bloomberg wants no mention of God or any prayers in their ceremonies. It was a time of crises where many people turned to God for strength and Council Member Furniss is thankful that here in Sunset, they are not ashamed to offer prayers during the ceremonies. He has ridden with three Sunset Police Officers and each one has a different style and technique to get the job done. He is impressed with the caliber of Sunset's officers and he appreciates them. He would also like to ride with the fire fighters some time. He welcomed Officer Garner to the City and said he appreciated the show of support from his family in attendance.

Council Member Budge welcomed Officer Garner and is also happy to see the support of his family. There will be a CART training on September 12th at 6:00 pm at the Fire Station with Lt. Benson speaking. There will also be a CART drill on September 24th at Farmington Jr. High at 8:00 am. The CART members will be called out on their phones so they need to make sure Terry Avondet has their correct phone numbers. There will be a mock signing of the Constitution at the Davis Conference Center at 6:30 pm on September 17th and anyone can attend for \$7.00. She thanked Jaime Meredith for all the work she's done on the 9/11 program. She announced that Heidi and John Blaylock have stepped down from the Citizen Corps and thanked them for all the hard work they've put in over the years. They really got the program going and she's sorry to see them go.

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Council Member Andrews welcomed Officer Garner to the Police Department. He said he is on the 1800 North Committee, so if anyone has any questions about it they could ask him. He believes the project will be good for the City.

Council Member Carlson also welcomed Officer Garner. He reported the MIDA Development Review Committee has started having meetings again. They have redone the concept maps and simplified them. With the new maps, it looks like they're trying to retain the entire storm water. Council Member Furniss said the North Davis Sewer District has met with them because they know the flow will exceed the current lines. They are in negotiations with them as to who will pay for the upgrade. The District feels Falcon Hill will cause the impact so they should pay for it.

Council Member Chapman welcomed Officer Garner. Now that school is in session, he hopes the Youth City Council will get active again. Mayor Bangerter said he will update Council Member Chapman on what the new Advisor is doing. Council Member Chapman echoed everyone else's thanks to the people who are putting together the 9/11 events.

Police Chief Eborn said Sunset Elementary School's walk to school day will be on October 5th and the Council is invited to participate. Sunset Jr. High School will be doing their Fun Run on October 14th. Doxey Elementary School's Lunch with the Mayor will begin on September 21st.

Treasurer/Office Manager Youngdell advised the Davis County Health Department will be using the Sunset Room again this year to give flu shots on October 18th from 3:00 to 6:00 pm. Mayor Bangerter advised he received a letter from the Association of Public Treasurers of the United States and Canada recognizing Treasurer/Office Manager Youngdell for maintaining her Certified Public Finance Administrative Credentials. He appreciates all she does in the office.

Fire Chief Coker welcomed Officer Garner of behalf of the Fire Department. During the MDA Fill the Boot campaign, the Sunset Fire Department raised almost \$4,000. He thanked the Blaylocks for their five years of service with the Emergency Preparedness program.

Recorder Hale mentioned the amended Davis County Animal Control ordinance and asked if they wanted to revise the City's in any way. It was discussed, but they did not like the idea of not having a limit on dogs and cats and they like the City's current ordinance, so they decided not to amend the City's ordinance. Recorder Hale then asked their feelings on the draft campaign financial disclosure ordinance she emailed them. The Council Members were all okay with it so it will be on the next agenda for approval.

Mayor Bangerter thanked the Blaylocks for their years of service to the City and encouraged their successors to continue to do the good things volunteers do in this community. He has communicated with Lt. Governor Bell, who has given him a letter of support to try to get Mayor Bangerter on the MIDA Board. There are three positions that are opening, but he is concerned because they have to have representatives from the other areas MIDA covers, such as Camp Williams, St. George and Park City. He has also sent a letter to the Governor's

Office and talked with Rick Mayfield trying to get a place on the Board. He stated he has also ridden with Sunset Officers and encouraged the other Council Members to do so. He encouraged the Council Members to participate in the walk to school events. He informed the Council that the Centerville Mayor's wife passed away. Wasatch Integrated Systems expect another 20-25 years out of the landfill and 15-20 years out of the burn facility and then they have no where to get rid of waste in Davis County. They offer a green waste recycle program because putting green waste in the landfill just fills it up and recycling puts it back out for mulch. It is being pushed in the surrounding cities, but not very hard in Sunset due to the cost per container being more because not as many would be out. Clinton does not offer this service yet but he believes they will eventually. He asked the Council to think about joining with Clinton when they do to facilitate a lower cost for the residents. It takes at least 20% of households to participate for the program to be feasible. At the conference he attended he learned the thinking is that in 40 years each household will have its own waste incinerator to turn the household waste to energy for use in the home.

Council Member Furniss made a motion to go into the work session after a five minute break. Council Member Budge seconded the motion. The motion passed unanimously.

WORK SESSION

6. Discuss future plans regarding redevelopment: The Mayor and Council stood around a large map showing the 1800 North EIS area. If 1800 North gets widened, there is great potential of commercial development on the Central Park property. Mayor Bangerter said, having heard how expensive it will be to upgrade Sunset Jr. High, he wondered if there is a possibility of not having the Jr. High in the City anymore. If the City develops Central Park, it would block off bus access to the Jr. High School from the north. When 1800 North is widened and if the Fire Station has to be relocated, it would be crazy not to commercialize Central Park and get tax revenue for the City. If the Jr. High property is also included, a larger development could go in there. If that happens, there would be impacts to the City such as losing the reimbursement from the School District for half of the DARE Officer's wages. Every option they can think of needs to be looked at and that is just one of them. Mayor Bangerter needs to know what direction the Council sees for the City so they can implement that in the General Plan and for when he and future Mayors are talking with other entities or developers. The park area has the least homes that would need to be dealt with for commercialization. They discussed keeping part of the park, with the rest being developed with commercial businesses that support the park. They would like to see a big restaurant come into the City, but one item prohibiting a nice restaurant is the alcohol issue. Alcohol cannot be served within 600 feet of a school or church. That is the problem with locating one in Sunset Square. Anything they do will impact something, but they need to look at what it will impact and where the greater good would be. They also need to decide where the Fire Station and Public Works Building will be located to when 1800 North is widened and the I-15 access is built. The feeling is that the Public Works buildings will just be moved back on the property they are already located on and the Fire Station will probably be relocated to the vacant property behind the City Building.

Mayor Bangerter needs to know if the Council wants to try and develop the park and Jr. High area or just stay with park area. He needs to know this because once he begins talking to the

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School Board, he does not want to have to back out. Council Member Carlson believes when they are in the planning stage, they should go for the bigger picture. Then, depending on what happens with the school, they can scale it back. Council Member Furniss said he did not want to make a strong statement until the EIS is finished because they may decide the off ramp is better placed somewhere else. Mayor Bangerter said if the Council was okay with it, he would start finding out when the School District is planning to remodel the Jr. High, what the cost will be and any other plans they may have for it. The Council would like Mayor Bangerter to find out what their plans are.

Council Member Furniss made a motion to go back into the regular session. Council Member Chapman seconded the motion. The motion passed unanimously.

Council Member Chapman made a motion to adjourn. Council Member Furniss seconded the motion. The motion passed unanimously.

The meeting adjourned at 8:30 p.m.

These minutes have been read and approved at the regular City Council meeting held **September 20, 2011.**

Chad Bangerter, Mayor

Susan R. Hale, Recorder