

**Sunset City Corporation
City Council Minutes
September 6, 2016
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Minutes of a regular meeting held September 6, 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
Anthony Bott	Dep. Fire Chief

Excused:

James Weston	Fire Chief
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Others Present:

Terry Avondet	Citizen Corps
Joyce King	Mike Love
Wanema Butcher	Janet D. LuJan

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 Noyes made a motion to approve the minutes of August 16, 2016 as presented. Council Member Wiggill seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Noyes, Peay and Wiggill voting yes.

Approval of Vouchers: Council Member Noyes made a motion to approve the vouchers for L.N. Curtis, Kevin Nelson Construction and Premier Vehicle totaling \$115,902.61. Council Member Bangerter seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Noyes, Peay and Wiggill voting yes.

Public Comments: Mike Love stated the City has some football yard markers in the shed at Central Park. The City is not using them right now and the LDS Stake is using the field for flag football, so the Stake would like to get or purchase them from the City. He said the softball diamond is a gem for summertime softball because it is shaded. He does not know why the City

does not use it more. The Youth City Council could sell concessions, like the booth has been used in the past. He knows it needs some upgrading and wondered if they could find some money for it. Maybe they could have a tournament between the fire fighters and police officers from around the County.

Council Member Peay made a motion to go into the public hearing. Council Member Wiggill 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 FY2017 General, Class C Road and Fire/EMS Vehicle Capital Project funds' budgets: 1) to fund an employee accrued vacation payout policy in the amount of \$26,730, and 2) for a down payment of \$60,100 on the lease/purchase of an ambulance: Mayor Macfarlane explained this public hearing is being held to solicit public comment on increasing the budgets to fund the vacation pay out policy for \$26,730 this year and to fund the down payment on a new ambulance. Council Member Bangerter clarified this down payment is only 50% of the cost of the ambulance; the total is around \$120,200. Mayor Macfarlane opened the hearing for public comment.

Mike Love asked if this new ambulance would replace an old one and it was clarified that it would. It was also explained that the box off of the old ambulance would be refurbished and placed on a new chassis. Mr. Love said they do a good job and need the best equipment they can get. He asked about the employee accrued vacation payout. Mayor Macfarlane explained there was already a policy to allow qualified employees to cash out a portion of their accrued vacation, but the policy just hadn't been funded in the past. Council Member Noyes explained the maximum amount being dependent on how many years the employee has worked for Sunset, with the maximum after 20 years being 100 hours. This keeps the liability down for the City and gives employees the incentive to stay longer.

When she first entered the Council Chambers, Joyce King said she asked if they funded the ambulance. At the last meeting, Asst. Chief Bott presented the proposal well and the money is there, although not budgeted. She believed there was a lot of needless argument because they need an ambulance and a better way to carry heavy people. She is happy the Council has decided to fund the ambulance.

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

REGULAR SESSION

- 1. Consider Resolution 2016-16 amending the FY2017 General, Class C Road and Fire/EMS Vehicle Capital Project funds' budgets:** Recorder Hale explained the decision to fund the two items brings the budget total higher than it was at the beginning of the year.

Therefore, a public hearing is required to obtain the residents' input. The Utility Fund will not see an increase because there was money budgeted to be added to the retained earnings and the amount coming out for the vacation cash out policy just reduces the amount to be added to the retained earnings. \$20,290 is the increase for the General Fund, \$410 for Class C and the Fire/EMS Vehicle Capital Project Fund is being increased \$20,100. The amount of the down payment for the ambulance is \$60,100, but there was already \$40,000 budgeted to be added to that fund's fund balance, so that was just switched to the line item for payout instead of to be saved.

Council Member Noyes stated this looks like it will pass, but he wondered why they are financing the ambulance instead of paying for it outright, since they have the money available.

Council Member Bangerter's concern was that during the budget meetings the Council a lot of safety features were cut from several departments to balance the budget. Now the ambulance is coming back before them. For an example, during a water main break the employees have to get down into holes where it could collapse and they may not have the right equipment for them to do their job safely. He knows they are getting that piece of equipment, but it was 20 years before they got a lift so they didn't have to put a ladder in the back of a back hoe to get things done. His point is there are a lot of safety issues they keep cutting out of the budget. They made a decision to cut from several departments and he is a little disappointed that this is before them again now. Mayor Macfarlane said they have addressed a lot of safety issues this year and this would not have come up again, but there are unforeseen problems.

Council Member Wiggill said they didn't have enough money in the line item to outright purchase the ambulance and asked where the money would come from if they choose to do that. Council Member Noyes said the City has a general fund balance it could be paid from. Recorder Hale said there is also about \$106,000 with the budgeted \$40,000 already being transferred into it, so they could use that as well. They discussed it further and decided to just do what had already been planned and revisit paying it off at the end of the year after they know how the City is sitting. Dep. Fire Chief Bott explained at the last meeting they were given permission to use a 4500 chassis with a quoted additional price of \$4,200. Richard at Fireworks Unlimited has since told him there is no 2016 ambulance package available with the 4500 chassis and that the actual increase would be 19,200. Dep. Chief Bott now believes the 3500 chassis will be sufficient and the full price with the gurney is now \$115,936.25.

Council Member Wiggill made a motion to approve Resolution 2016-16 as written. Council Member Carlson seconded the motion. The motion passed with 4 roll call yes votes. Council Member Peay – yes, Council Member Carlson – yes, Council Member Wiggill – yes, Council Member Noyes – yes. Council Member Bangerter stated his preference not to vote on this because his son works for Sunset City and this could affect his payroll.

- 2. Consider approving Amendment No. 1 to the Interlocal Cooperation Agreement between Davis County and Sunset City relating to the conduct of the Community Development Block Grant (CDBG) program:** Mayor Macfarlane read the letter from Davis County Grant Auditor, Tony Zambrana, stating the Interlocal Cooperation Agreement is in need of an amendment to include new language dictated from the Department of Housing and Urban Development.

Council Member Bangerter made a motion to approve Amendment No. 1 to the Interlocal Cooperation Agreement between Davis County and Sunset City relating to the conduct of the Community Development Block Grant (CDBG) program. Council Member Carlson seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Noyes, Peay and Wiggill voting yes.

- 3. Consider approving the 2016 Interlocal Cooperation Agreement between Davis County Cities and Davis County for the National Pollutant Discharge Elimination System (NPDES) General Permit:** Public Works Director Monroe explained this is an agreement with the Davis County Storm Water Coalition. There are six measurable goals required by the State and EPA, some of which are public outreach and education. The Coalition hires a school teacher to go to every 4th grade class in the County to teach them about storm water run off. They also send some city employees to trainings, the cities may not be able to afford on their own. This has been being done since 2002 and the agreement comes up every five years. Nothing has changed from the last agreement to this one.

Council Member Noyes made a motion to approve the 2016 Interlocal Cooperation agreement between Davis County cities and Davis County for the NPDES General Permit. Council Member Bangerter 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 said he hasn't heard anything new on the Sierra R.V. property. He talks to Better Cities, who is selling the property, about every two weeks. Recorder Hale reported a gentleman told her he has been calling the number on the banner and hasn't been able to contact anyone. Council Member Bangerter said he will check into it.

Council Member Carlson gave kudos to Public Works employees Blaine, Casey and Marcus for the hard work they did on a broken water line late Saturday night. He watched them and got to help a little. The resident whose home it was in front of was also really impressed with them. Earlier, Officer Jamison was at the home of the neighbor who reported the break, and was in the process of notifying Public Works of it, when he was able to apprehend a man the Davis County Sheriff's Deputies were chasing. Another resident was impressed with his professionalism in handling the situation.

Council Member Noyes reported he had discussed the Better Landlord program with Recorder Hale and Police Chief Eborn. They feel it is going well and they may want to tweak the Better Landlord ordinance now that they have been into it for a few years.

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Council Member Peay advised the Youth City Council is working on a new theme for this year and redesigning their logo. They will soon begin service projects again and have a lot of it planned for. She needs to talk with Bill Kelly about the Veterans Program and she hopes to receive input on the memorial during that event. She thanked the Fire Department for allowing her to attend their awards ceremony and said they were all dressed very sharp.

Council Member Wiggill reported Allyson Jackson's husband, who is just back from a recent tour of duty, will be helping her with the Citizens Corp. He and Mayor Macfarlane met with Jacob Spleen a few months ago to discuss the Proposition 1 money and Mr. Spleen will be sending him some overviews of bike lanes and walking trails and other things. Fire Fighter Brian Tober received the highest award during the ceremony for his participation in the Albion fire. He congratulated Chief Weston, Asst. Chief Whetton and Dep. Chief Bott for organizing that ceremony and said it was an awesome night. During one of his first visits to the fire station, he noticed the dates that some of the awards were given was a long time ago. He would like to rekindle that program and give more recognition to them.

Treasurer/Office Manager Youngdell reminded everyone that Mayor Macfarlane and two Council Members would be going to the ULCT conference September 14-16 and she will have their mileage checks in their boxes before they leave. The Office is getting a lot of calls concerning residents' utility bills because the rate increase the Council approved for July 1 were not seen by the residents until their August bill. This month a lot of residents' bills are even higher because water is billed from July 15 to August 15 and more than 10 days during that time were in the 100's. She encouraged the Council to direct any calls they receive to Administration so they can answer their questions.

Police Chief Eborn advised next Tuesday the Nominating Committee will be conducting interviews of the eight applicants for the new Judge's position. They will narrow that number down to three applicants with one alternate to give to Mayor Macfarlane to choose the one she will appoint. As of this morning only one trailer was left in the Sunset Village R.V. storage lot and it was pulled out part way like it was ready to be pulled out. There are a few trailers parked behind the Winegar building that were pulled from that lot. He was told they are there temporarily waiting for the owners to pick them up. He will keep watch to make sure it is temporary.

Public Works Director Monroe reported the air conditioning unit that affects two offices in the Police Department is completely fried and he does not have a cost yet on replacing it. The 1984 front-end loader blew a water pump and fan last week and found the parts are not made or refurbished anywhere around, so they are down to one backhoe. Therefore, instead of purchasing the budgeted pickup truck this year, he would like to use that money for a mini excavator, which would help them out in a number of ways. He commended his employees for the good job they did on the water leak; one of them even drove back from Idaho to help. The restrooms at John G. White and Rachael Runyan Memorial parks are on course to be completed October 1st. The Central Park restroom is all hooked up; he just needs to landscape around it and install the sidewalk. Council Member Peay asked Director Monroe if he has a time frame for when the school kids won't be able to walk across 2300 North

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while it is being redone, to which he replied they should be able to walk across it up until they do the chip sealing and top coating. Due to the construction taking out the crosswalk, she asked Police Chief Eborn if he could have the officers watch 2300 North before and after school because drivers are not paying attention to the Jr. High kids crossing the street, to which he said he would.

Dep. Fire Chief Bott thanked the Council and citizen's approval for the ambulance. He said they really needed it because the ambulance it will replace is leaking oil from the bedpan; however it has leaked less than a quart of oil since the last time they had it in for repair. Eventually, it will get worse and it would cost \$2,800 to fix it. It is also leaking antifreeze and to repair that would cost \$550. The box and chassis remount won't be able to begin until mid-November and it will take 120 to 150 days to complete. He reported the call volume has been pretty steady recently. A Rapid Intervention Team and Fire Fighter Survival training that the Council is welcome to attend will be held on September 17th and 18th, beginning at 8:00 a.m. and lasting the better part of the day.

Mayor Macfarlane attended a COG meeting in West Bountiful last month, where they reappointed Commissioner Milburn to the UTA Board of Trustees. They were told some findings were found during their audit and the Auditor will meet with Mayor Stevenson and Mayor Romney to go over those findings. Isa Perry, from the County Health Department, gave a presentation of Area Deprivation Index Data and City Health Profiles, which contained a map showing the areas of deprivation and Sunset was among those deprived areas. Before he was reassigned to the Pentagon, HAFB Col. Jolly had reported there were two F-35s per month coming to HAFB and eventually Hill will receive three to five per month. Sara Ricebeck is trying to raise \$50,000 for Operation Underground to finance two recovery missions of underground trafficked children. Barry Burton talked about how Davis County wants to use their Proposition 1 revenue for partnerships in other cities. She reported the North Davis Sewer District is doing some design draining in Layton so they discussed that. During the Wasatch Integrated meeting, they discussed expanding MERF and the mixed waste processing facility to include a transfer station. They want to recommend a \$2.00 per household per month increase on their waste service fee. She asked Nathan Rich to come to a Council meeting and talk about their plans and reason for the \$2.00 increase with the Council. It was suggested they hold a work session with Nathan Rich before the increase goes to vote.

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

The meeting adjourned at 8:55 p.m.

Approved – September 6, 2016

/s/Beverly K. Macfarlane, Mayor

/s/Susan R. Hale, Recorder