

**Sunset City Corporation
City Council Minutes
November 16, 2010
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Minutes of a regular meeting held November 16, 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
Ken Eborn	Police Chief
Neil Coker	Fire Chief
Mickey Hennessee	Public Works Director
James Stratton	Fire Fighter / U.S. National Guard

Other Fire Fighters: Travis Carter, Dan Nelson, Anthony Iarossi, Anthony Bott, Jeremy Kaufman, Steve Sykes

Excused:

Linda J. Youngdell	Treasurer/Office Manager
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Others Present:

Kay Hargis	D.O.D. – E.S.G.R.
Chris Wilden	D.O.D.
Dustin Lewis	So. Jordan City Emergency Management
Phil Heck	Brown & Caldwell
Shem Liechty	Brown & Caldwell
Mike Kobe	Brown & Caldwell
Heidi & John Blaylock	Citizen Corps
Terry Avondet	Citizen Corps
Jaime Meredith	Citizen Corps
John Stratton	Larah Lewis
Kaleb Boyd	

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

Mayor Bangerter led the Pledge of Allegiance and gave the invocation.

Approval of Minutes: Council Member Budge made a motion to approve the minutes of November 3, 2010 as written. Council Member Chapman seconded the motion. The motion passed unanimously.

Approval of Vouchers: Council Member Andrews made a motion to approve the voucher for Ferno-Washington, Inc. in the amount of \$6,623.75. Council Member Furniss seconded the motion. The motion passed unanimously.

Citizen Comments: There were none.

REGULAR SESSION

- 1. Presentation on Sunset City well by Brown and Caldwell Engineers:** Council Member Furniss had asked Brown and Caldwell Engineers to present information and options for the Sunset City well. Phil Heck said he was the Project Manager for the North Davis Sewer District's large plant expansion. He introduced two other members of the firm, Shem Liechty and Mike Koby, who specialize in water systems. Mike Koby said the Sunset City well was constructed in 1962, it is 920 feet deep and produced 1,300 gpm with 70 feet of drawn down in 1962. Public Works Director Hennessee said they test the well every year, but the last time the well was actually used was in 1994. Mr. Koby said he found four water rights in the City's name. They equal about 2.8 cubic feet per second or almost 2,000,000 gallons a day, which is 2,010 acre feet per year. That is enough for about 4,000 residents. This area is closed to new appropriations of water rights and that makes the existing wells more valuable. Cities are typically exempt from forfeiture and typically cannot sell their water rights. However cities can lease their rights or deliver water from their rights to other users. The rights can be relocated, such as drilling a new well on the east side of I-15 and closing the present well.

Shem Liechty said the water Sunset purchases from Weber Basin is \$130 per acre foot. To purchase it now, it would cost \$354 per acre foot. At that rate, if the City delivered 2,000 acre feet to another entity, it would earn about \$690,000 per year. To drill a new well on the east side of I-15 with equipment being included would be about \$1.5 million. With operational and maintenance costs, Sunset could deliver the water for about \$135 per acre foot, which would be a good revenue stream. The City will need to assess the condition of the existing well and facilities at a cost of about \$25,000-\$35,000, conduct a water rights investigation at about \$10,000-\$15,000, assess customer base, delivery options and conduct an engineering feasibility study at a cost of approximately \$50,000. A funding plan will need to be established and it can consist of loans, grants and asking the potential user to pay some of the development costs.

- 2. Resolutions 2010-12 and 2010-12A amending the term, repayment schedule and index rate of the original lease/purchase on the 2003 construction of the City Building:** Mayor Bangerter explained these resolutions are approving the principal payment deferral on the City Building for this fiscal year.

Council Member Carlson made a motion to approve Resolutions 2010-12 and 2010-12A. Council Member Budge seconded the motion. The motion passed unanimously with a roll call vote. Council Member Furniss – aye, Council Member Chapman – aye, Council Member Budge – aye, Council Member Carlson – aye and Council Member Andrews – aye.

- 3. Council Member Reports and General Information:** Council Member Furniss referred to the officer-involved shooting that happened recently in Clinton and said it shows how officers put their lives on the line every day. His heart goes out to all involved. He had the opportunity to tour a plant in Houston which makes a new kind of pipe the North Davis Sewer District is looking into.

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Council Member Chapman reported Mayor Bangerter will be attending the Weber Davis Canal Board meeting with Jared Jensen tomorrow in his place. He had something come up at work he cannot get out of.

Council Member Budge advised the Citizen Corps held a small thank you party for the donors helping with the Christmas tree they will be donating to the "Festival of Trees". They showed a replica and there were a lot of emergency preparedness items that will go with it. She mentioned a binder Mrs. Avondet has with articles about spice, drugs, etc. that she gets information out of on occasion and thanked her for her work on it.

Council Member Carlson reported there will be a public meeting on the 1800 North environmental impact study on November 30th from 5:00 to 7:00 p.m. in the Sunset Room. Mayor Bangerter, Council Members and Public Works Director Hennessee can attend a scoping meeting prior at 4:00 p.m., but they need to RSVP by November 26th if they plan to attend. The Davis Salt Lake Aero Spray Authority went to a mediation meeting regarding the construction issues on the new hangar for four hours and did not get anywhere with it. It will probably go to a jury trial, but before that they will try to get the architect's errors and emissions insurance to kick in. His thoughts on the City well are to keep the well and use it for a constant stream of revenue by selling the water or leasing the well.

Council Member Andrews mentioned a MIDA meeting's time was changed from November 9th at 9:30 a.m. to 11:30 a.m. They also had a meeting on Falcon Hill at 1:30 pm that day. November 21st is National Adoption Day. The Festival of Trees is December 1st through 4th. He has put the mini golf project on the back burner for now.

Recorder Hale reported the December newsletter would be going out by the end of the month so she needed articles from the Department Heads.

Public Works Director Hennessee said the Sunset Seniors Christmas Luncheon will be held on Monday, December 6th at noon in the Sunset Room and he asked for help with serving from the Mayor and Council. Santa Claus will be riding around the City in a fire truck on the morning of Saturday, December 4th and will be in the Sunset Room for pictures and activities from 1:00 to 3:00 p.m. The Christmas tree pick up will be Wednesday, January 5th. He encouraged the Mayor and Council to attend the 1800 North scoping meeting on November 30th. Council Member Furniss suggested holding a work meeting for ideas to submit for the study. It was discussed and decided to have their ideas submitted to Treasurer/Office Manager Youngdell and she could compile and send them in.

Police Chief Eborn said he had told them during the budget meetings that he and some other cities were negotiating with Spillman to lower the support fees for the case management system. The negotiations were successful in that Sunset's portion was lowered from \$12,600 to \$8,900. He reminded the Mayor and Council that Doxey Elementary School's "Student of the Month/Lunch with the Mayor" will be held tomorrow at about 11:40 a.m. Walmart is sponsoring a "Shop with a Cop" day and the Clinton location has asked the Sunset Police Department to join them on December 11th. Walmart will provide breakfast in the Sunset Room, then the children will be paired with a Police Officer and allowed to shop at the

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Clinton Walmart. He has not been told how the kids will be picked so he asked the Council and citizens to be thinking about it in case they are asked for names. There will be 25 kids and Officers.

Mayor Bangerter mentioned he, Fire Chief Coker and Recorder Hale attended a Cities and Counties Emergency Management Directors conference today in Salt Lake City to learn more about emergency preparedness. Sunset will be hosting the Council of Governments (COG) meeting this month in the Sunset Room tomorrow at 5:00 p.m. He thanked the Brown and Caldwell Engineers for their presentation on the City well and thanked the Citizen Corps members and citizens for attending tonight.

Kay Hargess introduced himself and Chris Wilden. They are with the Department of Defense, specifically the Employers in Support of the Guard and Reserve. They are here tonight to honor an employer of one of the servicemen who have defended the Country when the need arose. Sgt. James Stratton served in Afghanistan for a year and during that year he knew his wife was being cared for by the Sunset City Fire Fighters. For that reason, he nominated the Sunset Fire Department and Chief Coker for the "Above and Beyond" award. Mr. Hargess presented Chief Coker with the award. From here, the Sunset Fire Department will be nominated for a "Freedom" award. 15 will be given out in the Country for employers who support the guard and reserves. Fire Chief Coker accepted for Asst. Chief Weston, the "Patriot Employer" award presented by Sgt. Stratton. The "Statement of Support for the Guard and Reserve" was presented to the Sunset Fire Department and another one was presented to Mayor Bangerter for holding a service person's position of employment for them while they are deployed. Sgt. Stratton explained his wife has cystic fibrosis and cannot do a lot, so he asked the firefighters to help her while he was deployed. They did much more than he asked of them. They checked on her often, Asst. Chief Weston emailed him once a week to make sure his wife was telling the firefighters everything she needed done, they shoveled the driveway each time it snowed, they picked up the dog's waste and visited his wife when she was in the University of Utah hospital. He thanked them for everything they did while he was gone. Fire Chief Coker stated he and Sgt. Stratton was invited to the University of Utah on Veteran's Day to attend the Veteran's Ceremony. It was very touching. The awards presented tonight are very special. There were only two employers given this award in Utah and he thanked them for the honor. Council Member Carlson mentioned the firm he works for has been given this award in the past because the firm continued paying the serviceman's wages while he was deployed. He thanked Sgt. Stratton for his service.

Council Member Chapman made a motion to go into the work session. Council Member Budge seconded the motion. The motion passed unanimously.

WORK SESSION

- 4. Discussion with Dustin Lewis, Utah Emergency Management Association, regarding the Mayor and Council's responsibilities during a disaster:** Dustin Lewis said emergency management can be broken down into four phases and the Council has a very specific role in each of the phases. The first phase is mitigation, which is any sustained action taken to reduce or eliminate hazards in the community. The Council Members have a significant

impact because they decide how the budget is spent, what projects the City takes on and what activities are engaged to reduce the risk of hazards to the citizens. The second phase is preparedness, which is anything done before a disaster to prepare for one, such as training, developing programs like CERT, purchasing supplies, developing plans and exercising those plans. The third is the response phase, which consists of emergency personnel responding to the disaster and helping people. The fourth phase is recovery. Short term recovery is getting the water, power, etc. back on. Long term recovery consists of items such as getting services back on permanently and getting businesses back to contributing to the community. This can take a long time. One example is that the hurricane Andrew disaster in 1992 is just now closing out and finishing up the paperwork.

The Emergency Operations Plan is the most common document and will outline the basics, such as who is in charge, how things will be organized, how the Emergency Operations Center will be activated and how other jurisdictions will be coordinated with. Another plan is the Mitigation Plan. Sunset should have adopted the Davis County Mitigation Plan drafted by the Wasatch Front Regional Council a couple of years ago and become familiar with it. The Plan outlines projects that should be undertaken and the Council has control as to whether or not those projects happen. Some cities have also developed a recovery plan. He said the Council should not just assume someone is taking care of emergency management, but know who it is. It is not good to give the responsibility to someone who does not want it because they will not do a good job. The person responsible has to be able to spend time on it. There are some great volunteers in the community and they should be used.

There is a disaster declaration process and the disaster declaration is important in getting outside aid during and after a disaster and to getting Federal reimbursement. In most cities, the Mayor, or Mayor Pro-Tem in his absence, signs the declaration, but it depends on how the City code reads. Under State statute, the disaster declaration is only valid for 30 days. After that it has to be ratified by the Council to either end it or allow it to continue. For most people, whether they are Elected Officials, police officers or fire fighters, their emergency management responsibilities will mirror their day-to-day activities. Therefore, the Council will still deal with policy issues, receive regular updates and briefings, serve as the liaison between the City and other cities, County, State and Federal representatives, give the public information and host the Governor or Lt. Governor if the need arises.

One of the key things is to participate in training required by State and Federal law. NIMS is the National Incident Management System which was created so the Nation could respond to disasters in an organized way and so all jurisdictions could work together. It is mandatory that each year someone in the City completes a NIMS compliance assessment. Right now Chief Coker does that. One requirement is that anyone who is involved in emergency management activities has to take certain NIMS training. All Elected Officials have to take, at minimum, IS100 and IS700 courses. There are other courses he recommended they also take so they have a solid foundation and ensures that the City is NIMS compliant. If the City is not NIMS compliant, it won't be eligible to receive several Federal grants.

He encouraged the Mayor and Council to participate in FEMA training at the Emergency Training Institute in Emmitsburg, Maryland. FEMA will fly them out and put them up on

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campus for a week of training. The only cost to the City would be for meal tickets. The State of Utah, Division of Homeland Security offers many types of courses regularly and teach many of the classroom NIMS courses. There are two types of exercises the City should participate in; operations based and discussion based. Discussion-based are workshops, seminars, table tops, etc. and operations-based are drills, functional and full-scale exercises. The discussion-based exercises are fairly inexpensive, but the full-scale exercises can be very expensive. There will be a full-scale exercise in Utah in April of 2012 and that will cost hundreds of thousands of dollars.

He mentioned on the last page of the packet he handed out is a list of useful websites and other information. He said it is very important the Mayor and Council Members have personal emergency kits and a family plan. Working through a family emergency plan is what's valuable, not the plan itself. If they are here and worried about their families' welfare they will be worthless to the City. They need to be the example for the residents because community preparedness begins in the home. The City cannot be prepared without the individual homes being prepared.

Mayor Bangerter reiterated how important it was to have the NIMS training completed so the City is compliant.

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

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

The meeting adjourned at 8:40 p.m.

These minutes have been read and approved at the regular City Council meeting held **December 7, 2010.**

Chad Bangerter, Mayor

Susan R. Hale, Recorder