

**Sunset City Corporation
City Council Minutes
November 20, 2018
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Minutes of a regular meeting held November 20, 2018 at Sunset City Hall, 200 West 1300 North, Sunset, Utah; Mayor Madsen presiding.

REGULAR SESSION

Mayor and Council Present:

D. Howard Madsen	Mayor
Chad Bangerter	Council Member
Ricky Carlson	Council Member
Norm Noyes	Council Member
Nancy Greco Smalling	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

Others Present:

Ross Garrett	V.K. Electric
Arlo Doyle	Beverly Macfarlane
Janet D. LuJan	Wanema Butcher

The regular session was called to order at 6:30 p.m. by Mayor Madsen.

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

Approval of Minutes: Council Member Carlson made a motion to approve the minutes of October 16, 2018 as presented. Council Member Bangerter seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Smalling, Noyes and Wiggill voting yes.

Approval of Vouchers: Council Member Noyes made a motion to approve the voucher for Cate Rental & Sales in the amount of \$72,980.00. Council Member Wiggill seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Smalling, Noyes and Wiggill voting yes.

Public Comments: Beverly Macfarlane was unable to attend the Veterans Program, but has heard many good comments about it. She expressed her concern that the Council allowed the V.K. Electric proposal bypass the Planning Commission. By doing this, the Council set a precedence for the next business. She understands Planning Chair Ellsworth was in attendance and gave his approval, but he has a Planning Commission that is supposed to discuss these issues. She has no issue with V.K. Electric building the tower except the process.

Mayor Madsen felt the need to respond because they did not bypass the Planning Commission. V.K. Electric appeared before the Planning Commission and now will appear again today before the Council. The only permission the Council granted V.K. Electric to do was the foundation, with the agreement that if it did not pass, he would have to rip it out.

Arlo Doyle apologized to Council Member Smalling for not helping with the Veterans Program as much as he wanted to. He commented the State Legislature recently approved municipalities to participate in the Ranked Choice Voting Pilot Program. He said some places are already using it and it increases voter participation. He believes Sunset City should give it a try.

1. **Consider request from Spencer King, owner of V.K. Electric, to erect a 30 foot training tower in the southeast corner of his property located at 383 W. 1300 N.:** Ross Garrett was representing V.K. Electric. Mr. Garrett stated they held off on doing the foundation until the tower is approved.

No one in attendance knew what conditions the Planning Commission had set for the tower, so it was suggested this item be tabled while Treasurer/Office Manager Youngdell made a call to find out.

2. **Consider Resolution 2018-22 to approve Joining a Joint Land Use Study in Cooperation with the Office of Economic Adjustment, Department of Defense, Hill Air Force Base and Its Surrounding Cities and Counties, and the State of Utah:** Mayor Madsen explained every City that borders Hill AFB was called into a Joint Land Use Study planning meeting. The Study will cost \$250,000. A grant will be applied for by Layton City, who is taking the lead on this. The local entities will split the 10% matching funds, which will cost each entity \$2,500. Each entity was asked to pass a resolution in support of this joint venture. A resolution using Layton City's resolution as a template was drafted and it was reviewed by City Attorney King. He saw no problem with it. In-kind work can be used for part of the local match. Ideas will be come up with, such as what to do with increased traffic on SR193, building projects, etc. Basically, this Resolution is stating the City agrees with and supports the idea and application.

Council Member Bangerter stated his concern with the split of the 10% matching funds. Usually the match is divided according to an entity's budget because it's not fair for a small City to be paying as much as a large City. Mayor Madsen said he would contact Layton City and ask him why the split is different on this one. He has no problem with paying \$2,500, but would feel better knowing the answer to his question. Council Member Noyes and Council Member Carlson also had the same question, being locked into 10% of the study and the projects. Mayor Madsen stated they made it very clear that this study does not obligate the Cities to act on the recommended projects.

Council Member Wiggill agreed and said Sunset City is already highly impacted by HAFB and believes this is just a continuation of a study they've already been doing. He believes the City should continue to do its best to support HAFB, but would also like an answer regarding the City's share of the 10% match.

Mayor Madsen suggested tabling this item until he can find out the answer to their question.

Council Member Wiggill made a motion to table this item until the next meeting, where Mayor Madsen could possibly have an answer for them. Council Member Carlson seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Smalling, Noyes and Wiggill voting yes.

1. Consider request from Spencer King, owner of V.K. Electric, to erect a 30 foot training tower in the southeast corner of his property located at 383 W. 1300 N. (continued):

Treasurer/Office Manager Youngdell stated the conditions the Planning Commission recommended are: 1) the tower be used only for the training of V.K. Electric employees; 2) they remain neighbor friendly and if any lighting is placed on the tower it be directed away from the neighbors' properties; and 3) the height be limited to 30 feet.

Mr. Garrett stated they would not put lighting on the tower because all the training will be done during the day. When asked if he was okay with the conditions the Planning Commission recommended, he said they were.

Council Member Noyes made a motion to approve the tower with the conditions recommended by the Planning Commission. Council Member Bangerter seconded the motion. The motion passed unanimously with Council Members Bangerter, Carlson, Smalling, Noyes and Wiggill voting yes.

3. Consider Resolution 2018-23 to grant Linda Youngdell, Treasurer, and Susan R. Hale, Recorder, the authority to administer the Public TIF accounts on behalf of Sunset City Corporation:

Treasurer/Office Manager Youngdell explained the State Treasurer manages the Public Treasurers Investment Fund (PTIF). Local Treasurers are allowed to invest with them and that benefits the municipalities because the money is all pooled together making for better investing. It is also very liquid so when the City needs funds, she can transfer money from the PTIF and it's in the City's bank account the next day. That doesn't happen with a private broker. The State Treasurer's Office has asked for another person besides her to be allowed to administer the PTIF in case something happened to her.

Council Member Carlson made a motion to approve Resolution 2018-23. Council Member Smalling seconded the motion. The motion passed unanimously with a roll call vote: Council Member Noyes – yes, Council Member Wiggill – yes, Council Member Carlson – yes, Council Member Smalling – yes and Council Member Bangerter – yes.

4. Mayor, Council and Department Head Reports: Council Member Bangerter mentioned the Veterans Program was very nicely done. Attendance may have been a little lower this year. Mayor Madsen, two prior Mayors, himself and Tim Isom, along with a former Council Member, Carl Trussell, were in attendance. Tim Isom, who is very talented, sang a couple songs and the Sunset Jr. High Choir performed as well. It is nice to be able to reflect on what the veterans have done for this country. He thanked Council Member Smalling for her work on it. Council Member Bangerter asked if there was an update on when the Weber Davis

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Canal work would be done on 1300 North. Public Works Director Monroe said they are still about a month out to finish Sunset's portion. Then the Clinton side will be closed as they run the pipe down to 1000 West.

Council Member Smalling said the Veterans Program did turn out well. It was fun seeing all the veterans there and talking to them about their service. The memory tables around the room provided a way to get some of the talking about their experiences. She was unable to attend the Mosquito Abatement Board meeting because it was the same night as the Veterans Program. The Youth City Council has finished their Christmas tree, but it has not sold yet. She will let the Council know how much they received for it at the next meeting. They are beginning to plan for their conference in Logan.

Council Member Carlson stated he was unable to attend the Veterans Program, due to the North Davis Sewer District Board meeting. They discussed the budget and the budget for next year is \$6 million less than this year. Their budget was \$46.9 million last year. He was able to attend the funeral for the North Ogden Mayor at the Dee Event Center. He wondered if the City could send something to help his family. They are being well taken care of now, but maybe they could help them after a little while. Mayor Madsen said they could put that on the agenda for the next meeting. After the end of the Council Members' reports, Council Member Carlson corrected the amount he stated earlier for the NDSO budget. It is actually \$17 million for next year and it was \$23 million last year.

Council Member Wiggill apologized for missing the Veterans Program. He and Mayor Madsen attended the North Davis Fire District Board meeting last week. They went over their bills for August and September and reviewed their financial report. Misty Rodgers is the Human Resources person for them and she does pretty much what Treasurer/Office Manager Youngdell and Recorder Hale does for Sunset. She had to be appointed again at that meeting. They also adopted Resolution 2018R-11 requesting Clearfield City, acting as the governing authority of the NDFD, to annex Sunset into the NDFD. He encouraged Sunset residents to review the document Mayor Madsen provided about the Sunset Fire Department costs and contact the Mayor or any of the Council Members with questions they may have. During the NDFD meeting, Chief Becraft gave his sincerest thoughts to the families affected by the fires in California. As much as the District would have liked to send firefighters there to help, they didn't have the manpower and apparatuses to spare without jeopardizing the District. Council Member Wiggill wished everyone a Happy Thanksgiving.

Council Member Noyes also missed the Veterans Program, but said he has heard good things about it. He has two sons that are veterans, so he knows how much it means to them and their families to be recognized and shown support. He is encouraged that the overnight parking is being enforced and would like to see it continue. He wished everyone Happy Holidays.

Police Chief Eborn reported a couple of weeks ago Officer Campbell broke his ankle. It was not work related and his doctor has approved him to come back to work under light duty. He has been stationed in Sunset Jr. High and Officer Arbogast, who is there permanently, will be

out on patrol, but sometimes they will both be in the school. Officer Campbell should be back to full-duty in mid-December.

Treasurer/Office Manager Youngdell reminded everyone the Office will be closed Thursday for Thanksgiving and Friday as the Council has allowed with employees taking a vacation day for it. She noted the City received \$3,250 from PEHP, the City's insurance company, for a claims experience refund. The rates for property, vehicles and workers comp insurance renew December 23, 2018. With the Trust Accountability Program (TAP) the City participates in and a premium relief credit, the City will see a 7% reduction in the property and vehicles premiums. However, the workers comp premiums will increase a bit.

Public Works Director Monroe stated he and one other Public Works employee will be working this Friday. The Senior Citizen Luncheon will be on December 12th at noon. They have gotten the trucks prepped for snow plowing. The State Division of Drinking Water has drafted new regulations for storage capacity for municipalities and preparing for that is why he is working Friday. The Division will decide how much storage capacity the Cities will have. It is possible the City might have to lease a tank, obtain more storage from Weber Basin or build its own tank. He will know more after March, when all the data is put in. Presently, Weber Basin has dedicated a portion of their tank for Sunset and because of that, there is a letter that exempts Sunset from the current storage standard. From what he understands though, that will be voided with the new State regulations. The other new regulation is by 2020 they will have to have a Certified Cross-connection Administrator in the City. He plans to have Operations Manager Maylin certified for that.

Mayor Madsen said the Veterans Program was excellent and gave kudos to Council Member Smalling for putting it together. A month or two ago, he sent out an email to the Council about a new motto for the City, which is "Proud to be Sunset". His mission is to come up with ways for the City to be proud. Stickers stating that motto will be put on every City vehicle's rear fenders, both sides, except the undercover police car. Also, the ghost writing on the two police vehicles will be changed to be like the others so there is more uniformity in the way the patrol cars look. The Wasatch Integrated Waste Management District is looking to the future, and Nathan Rich, the Administrator, will attend the next Council meeting with a presentation on it. One thing is they are looking at a \$20 million budget to build a processing plant with a tipping floor and all the machinery necessary to take care of all the recycling. This hasn't been approved yet and they will be discussing it during their next two meetings. Most members of the Board were for the program. The life-span of the currently landfill is 25-30 years, but it will be extended with the new plant because only about 25-30% of the garbage will actually go into the landfill. Another option is for them to not build the plant and, when the landfill has reached capacity, transfer the garbage to the new Bay View landfill. However, transporting it will be pricey. A machine was donated to them from the cement plant that will shred mattresses and it will be up and running at the end of the year. It will go through 600 mattresses in about six hours and the pieces will be about the size of quarters. A magnet will pick out all the springs and the remaining material will be trucked up to Croyden for fuel. He attended a meeting about a program called "Communities that Care". It's a program to mentor youth to give them a positive attitude and become better

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adults. The program takes about 20 years to get results because they start youth at a young age and work with them up to adulthood. They are contacting cities looking for volunteers to be mentors. It would cost the City some money, so he declined to sign Sunset up for the program, as did Clinton and Kaysville. The Wasatch Front Regional Council is working on a bike trail and they want to use Main Street and 250 West as bike trails, but the City wouldn't have to stripe the streets, just designate a pathway. 1800 North is funded for the Interchange and he and the people from Clinton stressed the need for the 1800 North street project to be funded at the same time. The timing of the project depends on when the Army Rail Station gets moved. He referred to the document he passed out earlier and stated on one side is the timeline for the annexation, with the anticipated completion date of April 23, 2019. Sunset will continue to pay for the services through December 2019, but the property tax collected by Davis County will come to Sunset. If the annexation goes through, they will be reorganizing the District to remove Clearfield as the governing body and the Board will consist of three elected officials from each City in the District and Sunset will also have full voting rights. The Animal Control needs to expand their shelter or build a new one. Right now their capacity is 150 animals and they currently house 250. Going back to Wasatch Integrated, they are talking about raising their rates by \$2.00 per can. The Council will have to consider eliminating the recycling can to try and absorb the increase. "Lunch with the Mayor" will be held on November 28th.

Council Member Bangerter brought up the lack of reporting still by Animal Control. He will not approve any rate changes until they start receiving a detailed list of their work in Sunset and that the Council wants the citations to go through the Sunset Court, so they can track the animal control problem within the City. If they cannot see how the City's money is being spent he doesn't feel right about supporting an increase.

Council Member Carlson brought up one more item from the North Davis Sewer District. A while ago they discovered a power line going through one of their sewer pipes and they have now discovered a gas line going through the man hole to one of their lines.

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

The meeting adjourned at 7:50 p.m.

Approved – December 4, 2018

/s/D. Howard Madsen, Mayor

/s/Susan R. Hale, Recorder