

**WOODS CROSS CITY COUNCIL MEETING
NOVEMBER 6, 2007**

The minutes of the Woods Cross City Council Meeting held November 6, 2007 at 6:30 P.M. in the Woods Cross City Hall located at 1555 South 800 West, Woods Cross, Utah.

CONDCUTING:

Mayor Kent Parry

COUNCIL EMEMBER PRESENT:

Kent Parry, Mayor
Jennifer Decker

Rick Earnshaw
Jon Hadlow *
Donald D. Moore, Jr.

* Excused form the meeting at the point indicated in these minutes.

MEMBERS EXCUSED:

Tamra Dayley

STAFF PRESENT:

Gary Uresk, City Administrator
Alan Low, City Recorder
Tim Stephens, Community Development Director

VISITORS:

Jerry Larrabee
Jill Evans
Cal Ballard
Lois Schrader
Charles Payne
Pascal Meyer
Justin Strunk
LeGrande Blackley

Shilo Christensen
Leendert Van Hulten
Patt Huttsell
Don Schrader
Ruth Payne
David C. Hill
Dixie Weeks
Pat Blackley

Karen Gauna
Jean Ballard
Curt Huttsell
Joshua Jackson
Vicki Hinckley
Eric Gridley
Pat Blackley
Wade Watkins

INVOCATION:

Jon Hadlow

PLEDGE OF ALLEGIANCE:

Rick Earnshaw

APPROVAL OF MINUTES

The Council reviewed the minutes of the City Council Meeting held October 16, 2007. After the review, Council Member Earnshaw motioned the minutes be approved as written with Council Member Moore seconding the motion and all voted for the motion.

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APPROVAL OF CASH DISBURSEMENTS

The floor was given to the City Recorder who reviewed the cash disbursements for tonight's meeting with the City Council. After the Council's review, Council Member Earnshaw made a motion to approve the cash disbursements listing as presented with Council Member Decker seconding the motion and all voted for the motion through a roll call vote.

OPEN SESSION (BRIEF ITEMS)

The Mayor then opened the meeting to items from those present that were brief in nature. This would be items that would take less than two or three minutes.

The Mayor gave the floor to Ms. Shilo Christensen. She spoke to the Council saying she was in favor of the recycling program which the Council was looking into. She asked the question if glass would be recycled. The answer given was no that glass would not be part of the recycling program. She asked if glass recycling would be implemented in the future and the answer was it was yet to be determined. She encouraged the Council to implement the program of recycling in Woods Cross City.

There were no other items for the brief open session.

REPORT FROM THE CITY'S COMMUNITY OF PROMISE COMMITTEE

The floor was given to Mr. Leen Van Hulten who reported the following activities concerning the Community of Promise Committee:

1. The Welcome Baby meeting was held on November 1 at 7:00 P.M. and everyone enjoyed exchanging holiday recipes.
2. November 8 will be the Senior Lunch Bunch at 12 noon. It will be a pot luck lunch with guest speaker Kevin Eubank.
3. November 15 CERT classes will begin at 6:30 P.M. and will run for 7 weeks. The cost is \$20. Contact Brad Tilotson for more information.
4. Flu shots will be available on November 13 from 2:00 to 6:00 P.M.

After Mr. Van Hulten had reviewed the items coming up for the Community of Promise he then presented a volunteer of the month award and plaque to Ms. Ruth Payne, who had previously served as the chairman of the Community of Promise, as well as helping with the Summer Literacy Program.

Ms. Payne came forward and accepted the award and the congratulations from the City Council.

This concluded his presentation.

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REPORT FROM THE SOUTH DAVIS SEWER DISTRICT

The floor was given to Mr. Charles L. Payne, the City's representative on the South Davis Sewer District board of directors. He reported the following concerning the District's activities:

1. Davis County wants all homes that are not connected to the sewer to do so. There are about 30 homes that meet the criteria stated by law and the District will have to help with expenses to the customers because of impact fees and lines to run.
2. The annual Utah Association of Special Districts Conference was held at the Marriott in Provo. It was a good conference covering many interesting topics.
3. The sand filters at the south plant are in service.
4. The District is still dealing with properties inside the dikes at the north plant, but it is a slow process.

REPORT FROM THE WOODS CROSS YOUTH CITY COUNCIL

The floor was given to the Youth City Council Mayor, Joshua Jackson, who reported the following to the City Council concerning the activities of the Youth City Council:

1. The "Trick or Treat" for canned food service activity was a success. There were 633 pounds of food collected then given to the Bountiful Community Food Pantry.
2. Summer Clark talked to the Youth Council about being involved again with the "Relay for Life".
3. Thanksgiving boxes will be put together after a Scavenger Hunt on November 19th. Names of needy families are needed.
4. The float for the Christmas Light Parade will be decorated on November 21 at the City Shops. The parade will be November 30th at 6:00 P.M. The City Council is invited to join the YCC on the float.
5. We have been working on gifts for the senior citizens and the Lunch Bunch group for December, as well as decorating Thanksgiving boxes. We will also be working with the Angel Tree and making Family Fun Kits for each family.
6. We will be helping with the Santa Around Town in Woods Cross City on December 8.
7. The YCC youth conference will be held January 19th from 9:00 to 2:00 P.M. We are working on getting speakers and activities and would like any suggestions. Please join us for this activity.
8. The next meeting will be Monday, December 3, 2007 at 4:00 P.M.

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REPORT FROM THE SOUTH DAVIS RECREATION DISTRICT

The Mayor gave the floor to Mr. Jerry Larrabee, the City's representative on the South Davis Recreation District's board of directors. Mr. Larrabee reported to the Council on the activities of the Recreation District. He provided the Council with a report showing total annual membership sales, total annual memberships, and total walk-in passes. This information was shown by the various cities in the area that use the Recreation District.

He then provided to the Council a review of the problems that had been encountered in several recreation pools throughout the state of Utah concerning the spreading of diseases. He noted they had no recorded incidences of problem at the Recreation District's pools.

He reviewed with the Council some repairs that had been made to the flooring and to some of the walls inside the Recreation District's facilities and he noted all of these repairs were completed under the warranty by the contractor.

He then advised the City Council that his term would be completed, on the board of directors, on December 31, 2007 and that a new board member would have to be appointed and would take affect January, 2008.

This concluded his report.

PRESENTATION OF THE FISCAL YEAR 2007 AUDIT REPORT

The Mayor gave the floor to Mr. Wade Watkins and Mr. Jeff Davis, auditors from the firm Pinnock, Robins, Posey, Richins and Watkins, Certified Public Accountants, who had just recently completed the audit of the financial records of Woods Cross City for the Fiscal Year ending June 30, 2007.

The floor was then taken by Mr. Davis, who reviewed with the Council several pages from the audit report with his comments on each page.

He noted the auditors were able to provide the City with an unqualified opinion on their financial records for the Fiscal Year 2007.

The floor was then given to Mr. Watkins, who reviewed with the City Council the auditor's management letter of items they found that needed further attention by the staff of the City.

After their review, the Council expressed their appreciation to the auditors for their excellent work.

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**CONSIDERATION TO VACATE THE WOODS CROSS BUSINESS CENTRE
SUBDIVISION PLAT BY ADOPTING ORDINANCE #514**

The Mayor gave the floor to the Community Development Director who reviewed the following with the City Council concerning the Prime Business Centre Final Plat at the location of approximately 1800 South 500 West:

“The Prime Business Center Final Plat consists of 2 lots. The Prime Alliance Bank building is located on lot 2 with the remaining vacant property within lot 1. The owners of the property would like to develop a 2-story office building on lot #1. In fact, the Planning Commission has approved a site plan for the building contingent upon the City Council’s plat vacation and approval of the Prime Business Centre Final Plat.

“Given to the Council is a copy of the proposed Prime Business Centre Final Plat, in addition to the site plan and building elevations approved by the Planning Commission.

“The Planning Commission has recommended to the City Council the Prime Business Centre Final Plat be approved.”

Following the review by the Community Development Director, the floor was given to Council Member Earnshaw who motioned the City Council adopt Ordinance #514 and Vacation Order #514 concerning the vacating of Woods Cross Centre Subdivision Plat as outlined by the Community Development Director. Council Member Moore seconded the motion and all voted for the motion.

CONSIDERATION TO APPROVE PRIME BUSINESS CENTRE FINAL PLAT

The Community Development Director continued with the floor and explained the following to the Council:

“Last year the City approved the Woods Cross Business Centre Plat at approximately 1706 South 500 West. The 3-lot subdivision now includes the Prime Alliance Bank building on the corner of 1880 South and 500 West. The owners of the 3 lots have now petitioned the City to vacate the Woods Cross Business Centre plat to permit the approval and recordation of a new 2-lot subdivision named Prime Business Centre. The Planning Commission has reviewed this matter and has recommended to the City that the woods Cross Business Centre Plat be vacated.”

After the explanation by the Community Development Director, the floor was given to Council Member Earnshaw who motioned the Council approve the Prime Business

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Centre Final Plat as presented. Council Member Moore seconded the motion and all voted for the motion.

CONSIDERATION TO DECLARE FOUR POLICE VEHICLES SURPLUS PROPERTY AND SET MINIMUM BID PRICES

The City Council then reviewed the following request by the Police Chief:

“We request the following vehicles and installed equipment be declared surplus and sold:

“2002 Explorer, unmarked chief’s vehicle, good condition, 59,200 miles with a minimum bid of \$10,500.

“2000 Explorer, marked patrol vehicle, fair condition, 61,100 miles with a minimum bid of \$6,000.

“2002 Impala, unmarked detective vehicle, 102,900 miles with a minimum bid of \$5,000.

“2001 Impala, marked patrol vehicle, fair condition, 81,180 miles with a minimum bid of \$2,500. This is the minimum we used for the 2000 and 2002 we sold previously.

“The minimum bids were established using estimates from the NADA and Kelly Blue Book values for used vehicles.

“The fact that all vehicles were used as police vehicles may affect the final selling price and we request we be allowed to negotiate a fair price if they fail to sell at the minimum bid.

“The police equipment will be placed with other surplus equipment and sold as a lot at a later date.”

After the Council’s review by the Chief of Police, the floor was given to Council Member Hadlow who motioned the Council approve the request to surplus the four automobiles as outlined above and set the minimum bids as noted. Council Member Decker seconded the motion and all voted for the motion.

At this point in the meeting Council Member Hadlow was excused from the City Council meeting.

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**CONSIDERATION TO GRANT FINAL ACCEPTANCE OF FIELDCREST
SUBDIVISION PHASE SIX**

The floor was given to the City Administrator who went over the following with the City Council:

“As you may recall this is the subdivision where we have had concerns from the residents concerning their landscaping and sprinkler system being damaged by the replacement of concrete. The Public Works Director and the City Engineer have reviewed the subdivision since that meeting and have found that most items have been completed to the point that we can grant final acceptance. The City Engineer also noted there are still a few landscaping and sprinkler items that may need to be completed. I recommend before the actual bond is released, the items that can be completed as well as \$1,000 cash bond be posted with the City to ensure the sprinklers are in good condition next spring when the water is turned on. I recommend also the developer be required to send those homeowners affected a letter now with a phone number to call, at the start of the watering season next year, to call if repairs are needed and that a subsequent letter be sent in the spring reminding them as well.

“Also, the developer will be required to post a bond of \$9,450 for slurry sealing the roadway.

“With these items I recommend granting final acceptance to Fieldcrest Subdivision Phase Six.”

Following the outline by the City Administrator the floor was given to Council Member Moore who motioned the City Council give final acceptance of Fieldcrest Subdivision Phase Six with the following conditions:

1. That a \$1,000 cash bond be posted to see to the repairs to any damaged sprinklers to the sprinkling systems.
2. That a bond of \$9,450 be posted to cover the slurry seal of the roadways.
3. That the developer send a letter now to each home owner affected giving them a phone number and an address where they can contact the developer if there needs to be repairs to the sprinkling system next spring, as well as a second letter to be sent next spring reminding them of this phone number where they can get repairs made when they are needed.

Council Member Decker seconded the motion and all voted for the motion.

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CONSIDERATION TO SET THE CANVAS OF THE 2007 MUNICIPAL ELECTION

The floor was given to the City Recorder who recommended to the City Council they set a date no sooner than seven days, no later than fourteen days, from November 6, for the City Council to canvas the recently held City elections.

The Council discussed the matter and set the date of November 20, 2007 during the City Council meeting to do the canvas of the election.

OPEN SESSION

The Mayor then opened the meeting to items from those present that they would like to bring before the City Council.

The Mayor gave the floor to Ms. Dixie Weeks. She advised the Council that the EPA had sent a letter to the Westwood Mobile Home Park telling them they could no longer use the water well that feeds water to their mobile home because of contamination. She criticized the EPA that they were slow to move on issues concerning ground water contamination. She then asked what the pipeline was that is going in along 1100 West. She was advised that this is a pipeline going to the Chevron Oil Refinery in North Salt Lake that will carry crude oil and that it is being put approximately twenty feet below the ground.

She then asked if salt was a problem in the water wells of the City. She was advised that it is not.

She then asked where the new water well would be located in the City. She was advised that the location was not yet determined but that it would probably be located on the east side of the City.

She thanked the Council for their time.

The floor was then given to Council Member Moore who asked when 800 West would be opened to through traffic near 500 South. The Staff said it would be a couple of weeks but they would look into the matter and advise the Council.

There were no other items for the open session.

REPORT FROM THE WASATCH INTEGRATED WASTE DISTRICT

The floor was given to Council Member Earnshaw, who sits on the board of directors on the Wasatch Integrated Waste District, and he advised the Council of the activities of the Waste District. He noted the Waste District would be considering the adoption of their

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resolution 07-13, which is a resolution adopting an Interlocal Agreement between themselves and the City of Woods Cross to provide recycling services.

He said this resolution would be discussed and voted on at tomorrow night's meeting.

He had no other items to report to the Council.

MAYOR'S REPORT

The Mayor reported to the Council on the following:

1. He said he had sent e-mails to the City Council to update them about what is happening with the realignment of 800 West at 500 South and discussing the police department manpower needs.
2. He said the City is working with Woods Cross Elementary School to develop a better traffic flow by the elementary school so it does not hinder neighborhood traffic.

This concluded his report.

PLANNING COMMISSION REPORT

The floor was given to Council Member Moore who reported on the Planning Commission Meeting held October 23, 2007. Please see the minutes of that meeting for the details of his report.

REPORT FROM THE CITY ADMINISTRATOR

The floor was given to the City Administrator and he advised the Council on the following items:

1. UTOPIA

“I have tried to set up a meeting prior to tonight's meeting with UTOPIA representatives to discuss the details that were discussed in the last Council meeting. Because of their schedule, we have not been able to set anything up until the 13th of November. We will be meeting with Qwest that week as well. The findings from these meetings will be discussed in the November 20th Council meeting.”

2. Curbside Recycling

“The manager of the Wasatch Integrated Waste District should have bids in by next Council meeting and we will know at that time what the cost is

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going to be. I would like to get some idea of the Council's reaction to the proposal to allow an "opt out" option and spread the costs over to all users of the waste collection system."

CLOSED MEETING

At 8:00 P.M., Council Member Decker motioned the Council go into closed session to discuss the sale of real property. Council Member Moore seconded the motion and all voted for the motion.

ADJOURMENT

At 8:15 P.M., the Council concluded the City Council meeting with a motion by Council Member Moore to adjourn. Council Member Earnshaw seconded the motion and all voted for the motion.

Kent Parry, Mayor

Alan T. Low, Recorder