

**WOODS CROSS CITY COUNCIL MEETING
OCTOBER 20, 2009**

The minutes of the Woods Cross City Council Meeting held October 20, 2009 at 6:30 P.M. in the Woods Cross City Hall located at 1555 South 800 West, Woods Cross.

CONDUCTING: Mayor Kent Parry

COUNCIL MEMBERS PRESENT:

Kent Parry
Tamra Dayley

Jon Hadlow
David C. Hill
Jill Evans

COUNCIL MEMBER EXCUSED:

Rick Earnshaw

STAFF PRESENT:

Alan Low, City Recorder
Gary Uresk, City Administrator
Paul Howard, Police Chief
Scott Anderson, Public Works Director

VISITORS:

Lois Schrader
Brady Childs
Wade Hugoe
Ken Crockett

Don Schrader
Kimberly Garff
LeGrande Blackley
Eric Tuttle

Russell Laing
Myra Cluff
Jed Millburn

INVOCATION:

DAVID HILL

PLEDGE OF ALLEGIANCE:

GARY URESK

APPROVAL OF FINANCIAL REPORT

The floor was given to the City Recorder who reviewed with the City Council the City's Financial Report for the period ending September 30, 2009. The Council reviewed the City's cash position, sales and use tax report, the transient room tax report, report of the impact fees collected for South Davis Metro Fire Agency and executive summary of the City's funds comparing revenues and expenditures to the budget.

After the Council's review, Council Member Hadlow made a motion to approve the City's Financial Report as presented with Council Member Hill seconding the motion and all voted for the motion through a roll call vote.

APPROVAL OF CASH DISBURSEMENTS

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The floor was given to the City Recorder who reviewed the Cash Disbursements listing for tonight's meeting with the City Council. After the Council's review, Council Member Hadlow made a motion to approve the Cash Disbursements listing as presented with Council Member Hill 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 would take less than two or three minutes.

There were no items from the brief open session.

**A PUBLIC HEARING TO CONSIDER ADOPTING ORDINANCE #532
AMENDING CHAPTER 21 OF THE ZONING ORDINANCE TO PERMIT THE
KEEPING OF APIEARY AND BEES**

The Mayor gave the floor to the City Administrator who explained the following to the Council:

“At a recent Planning Commission meeting the Commission received a request that the City consider permitting the keeping of bees, particularly in the R-1-8 Residential Zone. The staff researched the matter and discovered that Syracuse City recently adopted similar regulations. These regulations were based on a couple of model ordinances for municipal governments in the states of Louisiana and Florida which are big beekeeping states. The staff also discussed this matter with the Utah State Department of Agriculture.

“A rough outline of the proposed regulations permitting the keeping of bees within certain zones, along with other research the staff uncovered, was forwarded to the City Attorney for their review and preparation of an adoption ordinance. The adoption ordinance prepared by the City Attorney has been given to the City Council. The Planning Commission held a public hearing on this matter on October 13, 2009 and forwards a recommendation for approval of the adoption ordinance to the City Council.”

After the review by the City Administrator the Mayor then opened the public hearing on adopting Ordinance #532 and changing the zoning ordinance.

The Mayor opened the public hearing to those present.

The floor was given to Mr. Russell Laing, a City resident living at 3100 West 1400 South, who said he would like to keep bees in his yard and explained to the City Council that the bees do not bother the neighbors and they do provide pollination for gardens and flowers in the residential neighborhood. He felt there would be no problem to any City residents with the keeping of bees as outlined by the proposed ordinance.

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There were no other comments for the public hearing and the Mayor closed the public hearing.

The floor was then given to Council Member Hill who motioned the City Council adopt Ordinance #532 amending Chapter 21 of the Zoning Ordinance to permit the keeping of apiaries and bees. Council Member Hadlow seconded the motion and all voted for the motion through a roll call vote.

DISCUSSION OF NEW CITY SHOPS

The Mayor gave the floor to Council Member Evans who presented to the City Council a copy of the EPA Industrial SWPPP template as prepared by the City Engineer concerning storm water control measures at the current City shops. Council Member Evans noted there are many areas where the City is not being compliant with EPA standards and the City needs to move ahead in becoming compliant or move ahead with the new City shops so it can become compliant.

The floor was given to the Public Works Director who noted the information from JUB Engineers and the storm water control measures is preliminary in nature and the Staff has not completed the study that needs to be done and when it is, the Staff will do all in its power to become compliant at the current location and will see that the new City shops are compliant.

He said the Staff will be preparing a presentation to the City Council on methodology on how they will become compliant to the storm water control measures.

When queried as to how Council Member Evans received this report, since it is preliminary in scope, she reported that it had come from her husband Marc, a City employee.

The floor was given to Council Member Hill who stated that any compliance is a work in progress and it takes considerable time to become compliant with the EPA standards and it is always an ongoing process.

The floor was then given to the City Administrator who outlined for the City Council, the following concerning the City shop construction and other capital projects:

“I indicated to the Council at the time we purchased the property for the shops that we did not have the funding to construct the shops and we needed to look at another revenue source before we started construction. I also indicated at that time, because of the recession, I would like to hold off on pursuing the additional revenue source until after the first of the year when hopefully the economy would be improving. This last week I started getting information on bonding for the shops as well as for the power line park. Over the next month we need to step back and take a close look at our future capital

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improvements including the shop construction, the storm water commitment we made with UDOT on 500 South, the City Hall addition, and City offices refurbishing and determine what our priorities are. We also need to discuss what revenue source or sources the Council would like pursue to construct the shop building. I do not have all of the information at hand and it will probably take a couple of weeks to get it in a form that will be discussable. I will be prepared to have this discussion during the first or second meeting in November. We can discuss moving in this direction and any other comments the Council may have concerning our future capital projects.”

Following the presentation by the City Administrator the City Council said they would look forward to the discussion at a future City Council meeting.

OPEN SESSION

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

There were no items from the public present and the floor was given to Council Member Hill. He said in a recent home fire located at 724 West 1950 South he had been told the fire department had problems with the fire hydrant near the home and their access to water to fight the fire. The City Staff said they would look into the matter and said they appreciated the feedback from Council Member Hill and that they liked to know when there is a problem with the fire hydrants so they can keep them in good working condition.

The floor was then given to Council Member Dayley who advised the City Staff the Utah Department of Commerce has a database of businesses that have purchased licenses from the state of Utah and the City can gain access to that database for \$500 a one time fee, and this database may help them with business licenses for businesses within the City as well as making sure all sales taxes for businesses located in the City are being collected.

The Staff thanked Council Member Dayley for her advice and said they would look into the matter.

There were no other items for the open session.

REPORT FROM THE SOUTH DAVIS METRO FIRE AGENCY

The Mayor reported on the activities of the South Davis Metro Fire Agency as follows:

1. He noted that during the financial review for the fire agency it was noted that paramedic and ambulance fees are as compared to the revenue budget are down for the year and the ambulance association is reviewing the reasons for this.
2. He noted however the agency continues to have a positive cash flow.

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3. He then presented to the Council a preliminary review of the 2010 budget for the South Davis Metro Fire Agency along with summary information pertaining to how much the Woods Cross City share of that budget would be. He noted that perhaps areas that could be cut would be in the depreciation and not funding depreciation as well as the merit increases that were given to employees that perhaps the merit increases should be frozen for the year 2010.

The Council concurred that the merit increases should be held off and there should not be funding for the depreciation since the general fund does make a transfer to a capital improvement fund of a like amount equal to the depreciation.

The Mayor said he would take the Council's advice back to the board of the South Davis Metro Fire Agency.

REPORT FROM THE SOUTH DAVIS RECREATION DISTRICT

The Mayor continued with the floor as the representative on the board of directors of the South Davis Recreation District and reported to the Council that the 2010 budget had been reviewed at the last recreation district meeting. He noted there would be no COLA increases for the employees but there would be some merit increases.

He said that attendance at the recreation district and its use continues to hold in a steady mode by the public who participates in the recreation district.

He said revenues continue to track to their budget at estimates in an acceptable fashion and that the district is also able to put some funds away for repairs and replacement of capital equipment.

This concluded his report.

REPORT FROM THE DAVIS MOSQUITO ABATEMENT DISTRICT

The floor was given to Council Member Evans who represents the City on the Board of directors of the Davis Mosquito Abatement District. She reported on the district's activities as follows:

Mosquito Report—

West Nile Update

Utah—1 human case, 1 positive chicken in Logan, 5 horses (Box Elder, Weber, Duchesne, Sanpete, Uintah), the State Lab has confirmed 12 positives of WNV, and Davis had 1 positive pool from JR. Hills Area in West Bountiful confirmed by the state lab.

CDC—As of September 1st, 2009—25 states report human cases for a total of 156 cases with 6 fatalities—40 states reporting virus activity, Utah being one of those states.

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Mosquito Collection and Spray Report and Aerial Spray Contract—

The bikers will finish the county 4 times by the end of the season. They have distributed over 4,890 packets this year.

The Airplane Contractor—Thomas Helicopter has provided great service this year. The pilot they have provided flies well, but is hard to work with. He is not clean and has had the agriculture department called on him twice this season.

Davis—Salt Lake Aerial Spray Authority—Managers Hatch and Dickson are going to inform Thomas Helicopter that they do not want the same pilot back to fly for us next year.

The Bay View Duck Club—Four bids were received for the excavation work to be done. Craythorne Construction gave the low bid of \$8,666

a) UMAA Annual Meeting—Oct. 4-6 2009 Ruby's Inn, Bryce City, Utah.

MAYOR'S REPORT

The Mayor advised the Council that he would not be able to attend the Davis Council of Governments tomorrow at 5:00 P.M. at the Syracuse City Hall and asked the City Administrator if he would attend and represent the City. The City Administrator said he would be glad to attend the meeting.

PLANNING COMMISSION REPORT

The floor was given to Council Member Hadlow who reported on the Planning Commission Meeting held October 13, 2009. Please see the minutes of that meeting for the details of his report.

CITY ADMINISTRATOR'S REPORT

The City Administrator reported the following to the City Council:

1. Under the Budget he noted the following: "I am taking a close look at where we are at with the budget after three months into the fiscal year. I am waiting for the sales tax report at the end of October to final my analysis. During the next meeting I will update the Council on where we are at with the budget and any adjustments I anticipate we may have to make."
2. Utah Local Governments Risk Assessment: "A month or so ago we discussed the risk assessment that was sent by the Trust. I am in the process of reviewing the assessment with Scott and will report to you where we are at on completing the items."

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3. He noted for the City Council he had met with Scouter Tom Smith concerning the placement of the Boy Scout monument in the Hogan Park and Scouter Smith would like to place the monument just north of the tennis courts rather than out on 1500 South where the Council had first recommended it be placed. The Council said that after the closed session this evening they would like to recess City Council meeting and review the site the monument is possibly going to be located.

4. The City Administrator reviewed feedback from the Council he had received concerning the annual City Employee annual appreciation dinner to be held in January 2010. He said there were a number of avenues the City Council had recommended and the floor was then given to Council Member Hill who said he felt like there should be a get together to encourage the employees in a sense of community in working together. The City Administrator said they would put together some plans for the appreciation dinner and bring them back to the City Council for their approval.

This concluded his report.

CLOSED SESSION PERSONNEL MATTERS

AT 7:50 P.M. Council Member Evans motioned the City Council go into closed session to discuss personnel matters. Council Member Hadlow seconded the motion and all voted for the motion through a roll call vote.

COMING OUT OF CLOSED SESSION RECESS CITY COUNCIL MEETING

At 8:05 P.M. Council Member Dayley motioned the City Council comes out of closed session and recess the City Council meeting to go out to the park to view where the boy scout monument is possibly going to be located. Council Member Evans seconded the motion and all voted for the motion through a roll call vote.

ADJOURNMENT

At 8:15 P.M. Council Member Evans motioned to adjourn the City Council Meeting. Council Member Dayley seconded the motion and all voted for the motion through a roll call vote.

Kent Parry, Mayor

Alan T. Low, City Recorder