

**WOODS CROSS CITY COUNCIL MEETING
JULY 1, 2008**

The minutes of the Woods Cross City Council Meeting held July 1, 2008 at 6:30 P.M. in the Woods Cross City Hall located at 1555 South 800 West, Woods Cross, Utah.

CONDUCTING:

Mayor Kent Parry

COUNCIL MEMBERS PRESENT:

Kent Parry
Tamra Daley
Jill Evans
David C. Hill

MEMBERS EXCUSED:

Rick Earnshaw
Jon Hadlow

STAFF PRESENT:

Gary Uresk, City Administrator
Alan Low, City Recorder
Paul Howard, Chief of Police

VISITORS:

Carolyn B. Low
Greg Walkenhorst
Rachel Hixson
LeGrande Blackley

Leendert Van Hulten
Charles Payne
Melinda Williams

Al Jewell
D.L. Weeks
Pat Blackley

INVOCATION:

David Hill

PLEDGE OF ALLEGIANCE:

Gary Uresk

The Mayor welcomed those in attendance and stated this is a regularly scheduled meeting that notice of time, place and agenda was sent to local newspapers and provided to each of the City Council members prior to the meeting.

APPROVAL OF MINUTES

The Council reviewed the minutes of the City Council Meeting held June 17, 2008. After the review, Council Member Dayley motioned the minutes be approved as written with Council Member Evans seconding the motion and all voted for the motion through a roll call vote.

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APPROVAL OF CASH DISBURSEMENTS

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 Dayley made a motion to approve the Cash Disbursements listing as presented with Council Member Evans 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 floor was given to Ms. Rachel Hixson, a city resident living at 1367 South 1450 West. Ms. Hixson expressed to the City Council her concern about the break-in in a home in her neighborhood this past week. She said she was concerned for the safety of her neighborhood as well as for the safety of the children who play in the area. She then expressed to the Council her concerns for the public safety and whether the citizens in the area could ever feel safe again with this break-in taking place.

The floor was given to the Chief of Police who reviewed the incident with her, and the City Council and those present, stating that the person was ultimately caught and is now in jail and was a person who had been recently released from prison and was on probation and was living at his parents' home. He felt like it was a random act in the neighborhood, and the neighborhood at large is a safe place for Ms. Hixson and the neighbors and children to live. He reviewed with the Council the public safety procedures that are in place to insure the safety of the citizens of Woods Cross. Following the meeting he recommended he meet with Ms. Hixson, following City Council, and go over more details of the incident.

There were no other items for the brief open session.

REPORT FROM THE WOODS CROSS COMMUNITY OF PROMISE COMMITTEE

The floor was given to Mr. Lee Van Hulst, the chairman of the Community of Promise Committee and he reported on the committee's activities as follows:

1. July 9th will be the Summer Literacy Program starting at 10:00 am at Hogan Park. The theme will be the Olympics.
2. July 10th will be the Seniors Lunch Bunch. There will be a potluck lunch and white elephant gifts exchanged. There will be a special entertainer.
3. July 16th will be the Summer Literacy Program starting at 10:00 at Mills Park. The theme will be China
4. July 23 will be the Summer Literacy Program starting at 10:00 at Hogan Park. The theme will be Being an Artist.
5. July 31 will be a Community of Promise meeting.

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Following his review of upcoming events, Chairman Van Hulten then presented to the City Council the volunteer of the month for the month of July. He presented a plaque distinguishing Ms. Carolyn Low, who is the chairman of the Senior Citizens group called the Lunch Bunch, and commended her for her efforts in making the monthly activities for the seniors in Woods Cross a pleasant experience.

The floor was given to Ms. Low, who expressed appreciation to the Council for her opportunity to work with the senior citizens of Woods Cross and indicated what a great group of people they are and how she enjoys working closely with them. She thanked the Council for the recognition.

This concluded the Community of Promise report.

REPORT FROM THE SOUTH DAVIS SEWER DISTRICT

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

There was a district meeting held on May 15 2008. The tax rate of .000270 was approved. This is a change of 11.5%. Due to estimated valuations this will bring in \$1,589,168 which is \$82,832 less than was budgeted, but this happens every year.

The district budget for the year is \$11,394,000 so the tax rate is only 14% of our budget with the remaining money coming from the \$60,00 annual fee per hook-up as well as from impact fees. \$60.00 per year fee making up the 11.394.000 plus impact fees. The budget is a couple of million dollars higher as we are planning to purchase some of the land around us in case we have to build a new plant as the environmentalists would like us to do. As of now, the costs to our customers run at \$0.24 a day for us to pick up household wastes and transport it through the 350 miles of line, then treat the waste and dispose of it.

We are also waiting for the EPA to contact us on the plumes.

Following Mr. Payne's report, the Council expressed appreciation to him for his service to the community by serving on the board of directors of the South Davis Sewer District.

REPORT FROM THE WOODS CROSS YOUTH CITY COUNCIL

The floor was given to Ms. Vicki Hinckley who supervises the youth of the Woods Cross Youth City Council. She reported on the Youth City Council activities as follows:

1. Applications for the 2008-2009 WX youth Council are now available at the City Offices. Applications are due on Friday, August 15, 2008.
2. The Senior Lunch Bunch in June was fun. The theme was "Summer Fun" and we enjoyed hosting the luncheon.

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3. We enjoyed the American Cancer Society's "Relay for Life" in June. Approximately 20 youth participated in walking around the track at Woods Cross High. We were able to donate \$106 which was collected at the Memorial Day Breakfast.
4. The West Bountiful Parade was fun. The theme of our float is "Freedom to Serve". We feel privileged to serve our community and to make a difference. The next parade will be the Bountiful Handcart Days parade on Wednesday, July 23 at 6:00 pm. Please join us.

Following her report, the Council expressed appreciation to Ms. Hinckley for the hours of service she gives to the youth of the City in serving as their advisor.

REVIEW OF THE CITY'S GARBAGE RECYCLING PROGRAM

The Mayor gave the floor to Mr. Greg Walkenhorst who represents Waste Management of Utah to report on the recently instituted City-wide recycling program. Mr. Walkenhorst first expressed his compliments to the senior citizens of Woods Cross and their Lunch Bunch who he had the opportunity last month to speak to on the recycling program and he said he found them very enthusiastic towards this program and complimented Ms. Low for her great job in producing the activities.

He continued to explain to the Council that they train their garbage pick up truck drivers to be waste watchers which means they look out in the neighborhoods for unusual things that might need to be alerted to the police and they will make reports or call 911 when incidents are seen. The Council expressed appreciation for the additional service by Waste Management of Utah.

Mr. Walkenhorst then gave a detailed report on the recycling program for the months of April, May and June and expressed that so far the program has been a big success with many tons of recyclable waste being processed by his organization. He said the citizens are to be commended for the recycling efforts as the program is getting underway.

This concluded his report.

CONSIDERATION TO PURCHASE A MOTORCYCLE FOR THE POLICE DEPARTMENTS

The floor was given to the City Administrator who asked the City Council to table this item for a future City Council Meeting.

CONSIDERATION TO APPROVE A PARK IMPACT FEE REIMBURSEMENT WITH VALENTINE ESTATES, LLC FOR THE VALENTINE PARK ESTATES SUBDIVISION

The floor was given to the City Administrator who explained the following to the City Council:

"A month ago the Council approved a Park Impact Fee Reimbursement Agreement with Valentine Estates LLC with the stipulation the Mayor would not sign it until the actual

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cost for the park improvement were submitted to the City. I have since had a discussion with Mr. Nate Shipp of Valentine Estates, LLC, concerning this and he has indicated he needs an agreement from the City stating we will reimburse him for the park improvements before he can get his finance people to provide the funding to finish the park. To solve this issue I have added the language in paragraph 2 (b) which states: "All costs as shown in Exhibit B shall be supported by paid invoices submitted to the City prior to any reimbursements being made through this agreement.

"I believe this language sufficiently covers our previous concerns and I recommend we have the Mayor sign this agreement so Mr. Shipp can proceed with completing the park."

Following the explanation by the City Administrator, the floor was given to Council Member Hill who motioned the City Council authorize the Mayor to sign the Park Impact Fee Reimbursement Agreement with Valentine Estates, LLC for the Valentine Estates Park to be constructed. Council Member Evans seconded the motion and all voted for the motion through a roll call vote.

DISCUSSION ON PROPOSED USE OF RAP TAX REVENUES

The City Administrator continued with the floor and went over the following with the City Council:

"We discussed in previous meetings the possibilities of putting the RAP Tax back on the ballot and I anticipate having the resolution before the Council at the July 15th meeting. Prior to that meeting I thought it would be important to discuss where we could spend the RAP Tax revenue so when it is placed on the ballot City residents will understand exactly where their tax dollars are spent. Some projects we have discussed are: building a Senior Citizen Center, building additional ball fields within the City and contributing some to the Performing Arts Center. If you have any other ideas to where to spend this money we can discuss them and come up with a proposal of specific projects the funds can be spent on. The amount generated by the 1% RAP Tax is approximately \$275,000 a year."

After the review by the City Administrator, the Mayor then asked each Council Member how they felt about placing the RAP Tax back on the November ballot for vote by the citizens of Woods Cross.

Council Member Evans said she thought it was a great idea and should be placed on the ballot.

Council Member Dayley stated that because many Woods Cross residents already shop in Bountiful and Centerville, they are currently paying the RAP Tax there because it comes through the sales tax and so she felt it was a good idea to have the RAP Tax initiated here in Woods Cross businesses so the benefits could come back to the City as outlined by the City Administrator.

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Council Member Hill echoed Council Member Dayley's opinion stating that many residents are currently paying the RAP Tax in other city's and we might as well have it here in Woods Cross so Woods Cross residents can benefit by items being constructed here. He said he opposes all of the money going to the Centerville theatre and the money should be kept here in Woods Cross for the most part. He said he would encourage the City Council to use revenues from the RAP Tax on capital projects.

The Mayor gave direction to the City Staff to prepare a resolution to put the RAP Tax on the November ballot and have the resolution on the agenda for the next 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.

The floor was given to Ms. Dixie Weeks who said she appreciated the excellent law enforcement that is done within the City of Woods Cross and that she felt safe in her home because of this excellent law enforcement. She said public safety should be the number one concern for the City Council.

She then asked questions of the City Council and the City Administrator about the improvements on 500 South as they affect her mobile home park which is located on 500 South and their ability to come onto 500 South and make left and right turns. She then asked if a property is sold in the City and the property is on a water well, could the new owner be forced to abandoned the well and hook to the City water.

The City Administrator explained this is not the case in Woods Cross, that if the property were to be used for some other purpose, then the new owner would be required to hook to the City water.

Finally she asked where the new water well that is being proposed, well #5, would be located, and it was indicated to her it would be somewhere on the south area of Mills Park.

There were no other items for the open session.

REPORT FROM THE SOUTH DAVIS METRO FIRE AGENCY

The Mayor gave the floor to Council Member Dayley who represented the City at the last board of directors meeting of the South Davis Metro Fire Agency. She reported on that meeting as follows:

1. She advised the Council the outside auditors of the agency gave their financial audit report for the year ending December 31st, 2007 and the audit was a clean opinion and the finances of the agency were in excellent condition.

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2. She said the board of directors reviewed the current month's financial report for May 31st 2008.
3. She said she had expressed a thank you to the men and women of the South Davis Metro Fire Agency for supporting Woods Cross City at the Woods Cross Memorial Day Celebration by having their equipment here and on display for the citizens to view.

This concluded her report.

REPORT FROM THE SOUTH DAVIS RECREATION DISTRICT

Council Member Dayley continued with the floor as she represented the City of Woods Cross at the board of directors meeting at the Recreation District. She reported that meeting as follows:

1. She said the Recreation District had its financial audit report presented for December 31st 2007 and the finances were in good condition.
2. She said the annual membership sales are going forward briskly and the Recreation District is pleased with the number of annual memberships that are being sold.
3. She said the Recreation District is looking at extending its hours of operation and is studying whether it would be economically viable to do so.

This concluded her report.

MAYOR'S REPORT

The Mayor reported on the following:

He said the City Council would have the opportunity to do the annual review of the City Administrator's work pending any salary increase to be given and those review sheets would be given to the Council and should be returned to him within the next two weeks.

There were no other items for the Mayor's report.

CITY ADMINISTRATOR'S REPORT

The City Administrator reported on the following to the Council:

1. General Plan Update and Proposed Zoning Ordinance Amendment

“Given to the Council is a draft copy of the Zoning Ordinance Amendment we are proposing to implement the General Plan update. I have a handout of the General Plan updated for the Council. The General Plan will be on the agenda for the July 15th meeting as a public hearing and for your adoption. The zoning ordinance amendment will probably come to you sometime in August.”

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2. Banners

Some residents have talked to the Public Works Director about putting more banners up around City hall on our lights and the cost of this would be about \$3,000. Exhibit A shows some of the banners that are being proposed. I have marked them with a red X at the top. If you are favorable in purchasing additional banners, I will purchase them out of the Legislative special supplies line item.”

The Council approved purchasing one set of banners each fiscal year.

3. Water Bond Hearing

“Just a reminder of the water bond hearing that we had to schedule for a special meeting on July 22nd at 6:30 P.M. The purpose of this hearing will be to take input on the environmental findings for the well and the water tank area as well as, provide a hearing on the rate increase for non-residential water users. The non-residential users did not get the notice that went out to the residential users prior to our previous hearing. It is necessary to send a separate notice to them and allow them the opportunity to voice any concerns they may have. I anticipate the meeting should not last more than an hour.”

4. Budget

“I am working on putting together the final budget document and will place it in your box and send you an e-mail letting you know it is there.”

5. Focus Group

“The Council discussed holding focus group meetings for each of the departments. It was suggested at the time we wait until after the budget was adopted to hold the group. I have discussed them with the department heads and they are ready to proceed. If you would like to take some time and schedule them I can then get the schedule to the department heads so they can plan accordingly.”

The Council set the dates for the various focus groups.

CLOSED MEETING

At 8:15 P.M. Council Member Hill motioned the Council go into closed session to discuss litigation, deployment of security devices, and personnel matters. Council Member Evans seconded the motion and all voted for the motion.

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ADJOURNMENT

At 8:40 P.M. the Council concluded the City Council Meeting with a motion by Council Member Dayley to adjourn. Council Member Evans seconded the motion and all voted for the motion through a roll call vote.

Kent Parry, Mayor

Alan T. Low, City Recorder