

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

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

CONDUCTING:

Kent Parry

COUNCIL MEMBER PRESENT:

Kent Parry, Mayor
Tamra Dayley
Rick Earnshaw

Jill Evans
Jon Hadlow
David C. Hill

STAFF PRESENT:

Gary Uresk, City Administrator
Alan Low, City Recorder
Tim Stephens, Community Development Director
Scott Anderson, Public Works

VISITORS:

David J. Dewey
Brandon Buckingham
Joseph Pelaez
Daniel Johnson
Sam Sonntag
Ryan Hinckley
Pat Blackley

Leendert Van Hulten
Al Jewell
Spencer Pelaez
Josh Bradford
Greg Schow
David Greene
LeGrande Blackley

Allen Buckingham
Lois Schrader
Jack Pelaez
Jeremy Layton
Vicki Hinckley
Judy Greene

INVOCATION:

Jon Hadlow

PLEDGE OF ALLEGIANCE:

Tamra Dayley

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 March 18, 2008. After the review, Council Member Earnshaw motioned the minutes be approved as corrected with Council Member Evans seconding the motion and all voted for the motion through a roll call vote.

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 Evans

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made a motion to approve the cash disbursements listing as presented with Council Member Earnshaw 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.

There were no items from the public present and the floor was given to Council Member Dayley. She advised the Council that there was a vacant lot located at approximately 1350 West 2260 South that was starting to collect trash and had weeds on it. She said she had been approached by some citizens in the area asking if the vacant lot could not be purchased by the City and converted into a neighborhood park.

The Staff responded by saying the particular piece of property in question has drainage problems on it and that is why it had not been developed for a home. They said they would look into having the lot cleaned up. It was noted in the past they have requested the owner to clean up the lot and they have done so. The Staff additionally said they would look into what the cost would be to purchase the lot and make a neighborhood park out of it.

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. Leen Van Hulten, the Chairman of the Woods Cross Community of Promise Committee. He reported on the following to the City Council:

1. On April 3rd the Happy Mothers will meet and discuss the topic of first aid.
2. April 10th the Senior Lunch Bunch will meet at noon at the City Hall and the guest entertainer will be Leo Beecher. The topic will be "Name that Tune." Lunch will be provided, and white elephants will be exchanged.
3. April 16th at 7:00 P.M. will be the Citywide Book Club. They will meet in the Council room. The book being discussed will be "A Northern Light" by Jennifer Donnelly.
4. April 16th at 7:30 P.M. will be the Emergency Preparedness meeting. The guest speaker will be Leon Hendrickson from Utah Railway and UTA. He will be speaking on Emergency Response and Safety.
5. April 29th will be the Garden Lecture at 7:00 P.M. in the City Hall. Guest speaker will be "Joy in the Garden" who has her own radio show. She will be talking about vegetables and perennial gardening.
6. For information we have a new Chairperson for the Beautification Awards Program. She will be introduced at the next Council Meeting.

Following his report, Mr. Van Hulten then presented the Volunteer of the Month award to Ms. Judy Greene, a City resident who has been active on the City's Beautification and Gardening

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Committee. Ms. Greene came forward and accepted the award and expressed appreciation to the Mayor, the Council and the Community of Promise for the recognition.

In turn, the Mayor and the Council expressed appreciation to her for her hours of service to the community.

REPORT FROM THE SOUTH DAVIS SEWER DISTRICT

The Mayor reported to the Council that Mr. Charles L. Payne, the City's representative on the South Davis Sewer District Board of Directors, was out of town and a report would not be given at this time.

REPORT FROM THE WOODS CROSS YOUTH CITY COUNCIL

The Mayor gave the floor to Mr. Ryan Hinckley, who was representing the Youth City Council at tonight's City Council Meeting. Mr. Hinckley reported on the activities of the Youth City Council as follows:

1. There were 27 members and advisors who attended the USU Youth Leadership Conference. It was very fun and on Friday the WXYCC had the opportunity to present a workshop for the other Youth Councils at the conference. Thanks to Council Member Hill and family for joining us for the Friday night banquet
2. The Easter "Egg"-stravagana was a lot of fun with a visit from the Easter Bunny, the egg hunt, games and drawings for filled Easter Baskets. We collected \$70 in cash donations and 374 pounds of canned food for the Bountiful Community Food Pantry.
3. The next meeting will be held on Monday, April 7th at 3:15 P.M. We will also be helping with the Arbor Day Celebration that day, planting trees.
4. On Monday, May 5, we will be doing a service project with the After School Program at Woods Cross Elementary.
5. We are looking forward to helping with the Memorial Day Celebration and will once again do the fish pond fund raiser.

After Mr. Hinckley's report, the Mayor gave the floor to Council Member Hill who had represented the City Council at the USU Youth City Council Conference that was recently held. Council Member Hill expressed his appreciation of the opportunity to be with the Youth City Council for the evening at the conference and noted how well behaved and the tremendous leadership which was shown by the Woods Cross Youth City Council. He said they are a tremendous asset to the citizens of Woods Cross City.

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CONSIDERATION TO ACCEPT AN ANNEX PETITION OF 19.71 ACRES OF PROPERTY LOCATED AT APPROXIMATELY 1800 SOUTH 1900 WEST BY IVORY DEVELOPMENT

The floor was given to the Community Development Director who advised the Council of the following:

“Ivory Development LLC has submitted an annexation petition, which has been given to the council, for 19.71 acres located immediately to the north and west of our City shops. A plat of the area has been given to the Council. The majority of the property is owned by Ivory Development LLC with 1.5 acres of it owned by Alan Glines. Since Ivory owns the majority of the property and the property is located within our Annexation Declaration Policy Area, I recommend the Council accept this annexation petition and instruct the City Recorder to proceed with the certification of the plat. For the Council’s information, the City Recorder will certify the plat making sure it meets all the annexation statute requirements and then advertise our intent to annex the property for three consecutive weeks. After the advertising period it will be back on the agenda for the Council’s final approval.”

Following the explanation by the Community Development Director, the floor was given to the City Administrator who recommended to the City Council that the plat and acreage to annexed be extended west, over and to the other side of the Legacy Parkway. He advised the Council this would be the proper way to annex the property.

Following the review by the Council, the floor was given to Council Member Earnshaw who motioned the City Council accept the annexation petition from Ivory Homes for the annexation for the property located at approximately 1400 South 1900 West and the plat be extended to the west to the other side of Legacy Parkway. Council Member Hill seconded the motion and all voted for the motion through a roll call vote.

CONSIDERATION TO AWARD BID FOR THE 1875 SOUTH WATER MAIN CROSSING PROJECT

The Mayor gave the floor to the Public Works Director who reviewed the following with the Council:

“Given to the Council is a recommendation from the City’s Engineer for award of contract to Whitaker Construction Company for the construction of a water line on 1875 South connecting into our main line on 500 West with the low bid of \$63,839. The Engineer’s estimate for this project was \$62,690.

“There was a little misunderstanding on the flowable fill. The initial bid document asked for 500 cubic yards of flowable fill when actually there was only 20 cubic yards needed. There was a correction sheet sent out, but not all bidders received it and we got some bids with the 500 cubic yard bid. After the review of the bids and making adjustment for the difference in

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flowable fill, the low bid still remained with Whitaker Construction. To make sure there were no problems, we had the City Engineer contact Bowen Construction the second lowest bidder and they were okay with the bid calculations.

“I recommend the Council award the bid to Whitaker Construction Company for \$63,839.”

The floor was given to Council Member Hadlow who motioned the City Council approve the awarding of the bid for the construction of the water main at 1875 South to the Whitaker Construction Company for a low bid of \$63,839. Council Member Hill seconded the motion and all voted for the motion through a roll call vote.

CONSIDERATION TO AWARD A BID FOR THE 525 WEST STORM SEWER AND ROAD CONSTRUCTION PROJECT

The Public Works Director continued with the floor and reviewed the following with the Council:

“This project is a combination of storm sewer line and the reconstruction of 525 West between Murdock and Menlove which needed to be done while Menlove is redoing their facility. The project was bid in four schedules A, B, C, & D as shown in the Exhibit given to the Council. A map showing the project areas is shown in Exhibit 2. The low bidder was M.C. Green & Sons Inc. at \$349,250 for four schedules.

“Schedule A is storm drain line taking water from the west of Highway 89 area in the U-Haul property through the U-Haul property along 525 West. This project is necessary because we have had flooding in the area. Schedule B is the portion of 525 West in front of Menlove. Schedule C is the portion of 525 West north of the Menlove property to the north boundary of the U-Haul property. Schedule D is the portion of 525 West south of Menlove to the intersection of the east-west street running to K-Mart. After review of the bids, I recommend we do all four schedules. It will be cheaper to complete it all at one time, since we have gotten a good price for the project. This will necessitate us borrowing funds from the Capital Improvement Fund to finish this project. This will create some problems with the shop construction project but as the City Administrator and I put together the costs for the shop, the cost exceeds the funds we have in the Capital Improvement Fund so we will need to find additional funding for this project regardless of whether we use the Capital Improvement Fund for this street project.

“I recommend the Council award the 525 West roadway project bid to M.C. Green and Sons, Inc. for all four schedules at a total amount of \$349,250. The project will be funded out of the Storm Water Improvement Fund and Class C Road Fund.”

Following the outline by the Public Works Director, the floor was given to Council Member Hadlow who motioned the City Council award the bid for the work to be done on the storm drain and road construction on 525 West to the low bidder M.C. Green & Sons, Inc. at the cost of

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\$349,250. Council Member Earnshaw seconded the motion and all voted for the motion through a roll call vote.

CONSIDERATION TO SELL THE INGERSOLL RAND ROLLER AS SURPLUS PROPERTY FOR THE MINIMUM BID OF \$2995.00

The Public Works Director continued with the floor and explained the following to the Council:

“During the last sale of surplus property, we advertised in the Clipper since the 1st of March. We posted the information on Utah LTAP website since February and sent a flyer notice to about 120 governmental agencies. We received a bid of \$2,995 for the Ingersoll Rand roller that was below the minimum bid of \$7,500. No other interest was shown. This roller is 20 plus years old and I would recommend selling it at the offered price of \$2,995 to Hot Asphalt, Inc.”

Following the explanation by the Public Works Director the City Administrator was given the floor and he provided the following recommendation to the Council:

“The Council approved the sale of our Ingersoll Rand Roller for \$7,500. As indicated by the Public Works Director, he has advertised it a number of ways and has only received one bid for \$2,995. We were not sure what the value was when we set the minimum bid and I recommend we sell the roller at \$2,995 to Hot Asphalt, Inc.”

Following the City Administrator, the floor was given to Council Member Earnshaw who motioned the City Council approve the sale of the Ingersoll Rand roller for the accepted bid of \$2,995. Council Member Evans seconded the motion and all voted for the motion through a roll call vote.

CONSIDERATION TO AUTHORIZE THE PUBLIC WORKS DEPARTMENT TO PARTICIPATE IN THE 2008 UTAH CONSTRUCTION CAREER DAYS

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

“Last year the Public Works participated in the Utah Construction Career Days in which our Public Works employees took some of our equipment to the Davis County Fairgrounds and provided experience for youth in working with equipment and construction activities. We felt it was a great opportunity for our Public Works crew as well as the youth. I recommend the Public Works be allowed to participate again this year.”

Following the recommendation by the City Administrator, the floor was given to Council Member Dayley who motioned the City Council authorize the participation of the Woods Cross City Public Works Department in the 2008 Utah Construction Career Days. Council Member Evans seconded the motion and all voted for the motion through a roll call vote.

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MEMORIAL DAY UPDATE

The Mayor gave the floor to Council Member Earnshaw who chairs the Memorial Day Event in the City of Woods Cross. He reviewed the following with the Council:

1. He discussed with the Council the entertainment that will be provided during the early morning breakfast.
2. The Mayor confirmed the South Davis Metro Fire Agency will provide a fire truck and ambulance as well as a training "Smoke" trailer for the citizens to view during the celebration and they will have the equipment at the City Hall at 7:15 A.M.
3. Council Member Earnshaw said he is still contacting those that might serve as the keynote speaker at the event.
4. He asked the Youth City Council to perform the same services this year as they did last year. The Youth City Council said they would be glad to do it.

This concluded his update.

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 City resident, Jeremy Layton who asked if the Mills Park tennis court nets could be installed now that the spring weather is here. The Staff said they would see they were installed in the next day or two.

The floor was then given to Council Member Dayley who said she felt like there could be a conflict in the use of the parks between the City's Summer Recreation Program and those who use the park for practicing in their athletic events.

The floor was then given to Mr. Leen Van Hulst who said he had two granddaughters who participated in soccer and they paid the organization they were part of a fee which in turn the organization was to pay to those locations where they use the parks for practice and games and that he wondered why the City of Woods Cross is not collecting the fee for the use of their City Parks.

The City Administrator said the Staff is discussing this matter and they will come to the City Council with some recommendations at a future meeting.

The floor was then given to a young gentleman by the name of Josh Bradford and he asked if a skateboard park could be built in the City of Woods Cross and if the Council had any information if this was going to happen. The Mayor reported that they have it on a list of discussion items and will be looking at it in the future.

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The floor was then once again given to Council Member Dayley who said there had been incidences of graffiti being written in the Mills Park and she wondered if the City Staff could provide a crew to clean the graffiti up. The Public Works Director said they would do so, and the only reason it had not been cleaned up is because of the inclement weather.

Council Member Dayley asked what could be done to prevent these acts of vandalism and the Public Works Director suggested the organizing of a neighborhood watch and to keep an eye on the park and then to report any vandalism they see.

There were no other items for the open session.

MAYOR'S REPORT

The Mayor reported the following to the City Council:

1. He said the County Commission would like to meet with the City Council on April 15th prior to the regularly held City Council meeting and they had suggested meeting at 5:30 P.M. at the City Hall. The purpose of the meeting would be for the County Commission to become acquainted with the City Council and to discuss solutions to mutual problems. The Council said this would be okay with them and the date was set.
2. The Mayor reported that on April 26th would be the grand opening of the FrontRunner Commuter Rail and the ceremony at the Woods Cross station will be held at 12:10 P.M.
3. He reported on the Woods Cross City Free Night at the South Davis Recreation Center. He said there were about 250 City residents that attended which was considerably lower than the attendance of last year free event. He thanked Council Members Hill and Evans as well as the City Administrator for their assistance in making the evening a success. He noted this event will be held on an annual basis.
4. He reported that beginning April 21st the railroad crossings in Woods Cross City will become "Quite Zones" and the trains going through Woods Cross will no longer blow their whistles at the intersections.
5. He reported to the Council that he had received the disclosure statement from the City's Police Chief.

This concluded his report.

CITY ADMINISTRATOR'S REPORT

The City Administrator reported on the following to the Council:

1. Update on Park Issues

"The Public Works Director and I have had an initial discussion concerning the issues discussed in the last meeting concerning the closure of the park playing fields as well as charging for the parks. We have discussed ways to address the issues and we will be

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working on this and will be back in a future Council Meeting to discuss our recommendations.”

2. 500 South Construction

“I was in a meeting with the consultants from URS Engineering who are doing the final design for the UDOT 500 South project. It is anticipated this project will be started in early 2009. We are currently working with them on landscaping and betterments on the street and I will keep the Council updated on our discussions.”

3. ULCT April Conference

“Just a reminder of the conference to be held on April 10th and 11th of the Utah League of Cities and Towns. Council Members Dayley, Evans, Hadlow and Hill and myself are registered to attend. If there are any that have not registered that would like to go or if any are registered that cannot make it please let me know so I can make the necessary arrangements.”

CLOSED SESSION

At 7:45 P.M. Council Member Dayley motioned the City Council go into closed session to discuss the purchase of real property. Council Member Evans seconded the motion and all voted for the motion except Council Member Hadlow who voted opposed, through a roll call vote.

ADJOURNMENT

At 8:30 P.M. the council concluded the City Council Meeting with a motion by Council Member Earnshaw to adjourn. Council Member Dayley seconded the motion and all voted for the motion through a roll call vote.

Kent Parry, Mayor

Alan T. Low, Recorder