

**WOODS CROSS CITY COUNCIL MEETING
AUGUST 18, 2015**

The minutes of the Woods Cross City Council meeting held August 18, 2015 at 6:30 P.M. in the Woods Cross City Hall located at 1555 South 800 West, Woods Cross, Utah.

CONDUCTING: Mayor Rick Earnshaw

COUNCIL MEMBER PRESENT:

Rick Earnshaw, Mayor*	David C. Hill Mayor Pro-tem
Tamra Dayley	James Sheldon
Jill Evans	Ryan Westergard

*Entered the meeting as noted in the minutes

STAFF PRESENT:

Gary Uresk, City Administrator
Jessica Sims, City Recorder
Tim Stephens, Community Development Director
Greg Butler, Chief of Police

VISITORS:

Patt Suttzell	Tim Leffel	John Haning
Gwen Hill	Don Schrader	Lois Schrader
Jessie Strickland	Gregg Dayley	Shain Stoddard
Anita Strickland	Brent Page	Jackie Page
Cyril Jackson	M. Daughtery	Adam Osoro
Dan Schultz	Corey Boyle	Sean Clark
Jason Burningham	Jake Millburn	

INVOCATION: David Hill

PLEDGE OF ALLEGIANCE: Jill Evans

APPROVAL OF MINUTES

The Council reviewed the minutes of the City Council meeting held August 4, 2015. After their review, Council Member Dayley made a motion to approve the minutes as corrected with Council Member Westergard seconding the motion and the motion carried through a roll call vote.

REVIEW OF FINANCIAL REPORT

The City Administrator presented the financial report to the City Council. There were no questions or concerns from the City Council regarding the financial report.

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APPROVAL OF CASH DISBURSEMENTS

The City Council then reviewed the cash disbursements listing for the period of July 25-August 7 2015. After their review, Council Member Evans made a motion to ratify the cash disbursements as previously approved with Council Member Sheldon seconding the motion and all voted for the motion through a roll call vote.

OPEN SESSION (BRIEF ITEMS)

The Mayor Pro-tem, David Hill, then opened the meeting to items from those present that they would like to bring before the City Council that were brief in nature which would take less than two or three minutes.

There were no items for the brief open session and the Mayor Pro-tem closed the brief open session.

RECOGNITION OF JACKIE PAGE FOR HER SERVICE AS YOUTH CITY COUNCIL ADVISOR

The Mayor Pro-tem and Council called Ms. Jackie Page forward. They thanked her and congratulated her on her service to the youth of the city and praised her for a job well done.

Ms. Page came forward and explained she had taken another job and did not feel she could devote the time to the Youth City Council she wanted to and said she was very sad to have to give it up.

The Mayor Pro-tem and City Council presented Ms. Page with a small token of their appreciation and all in attendance gave her a round of applause.

She thanked the Council for their support.

RECOGNITION OF ADAM OSORO'S PROMOTION TO LIEUTENANT IN THE WOODS CROSS POLICE DEPARTMENT

The Mayor Pro-tem gave the floor to the Police Chief who in turn called Officer Adam Osoro forward to be sworn in to his new position as Lieutenant in the Woods Cross Police Department. The City Recorder then administered the Oath of Office to Lieutenant Osoro.

The Mayor then entered the meeting at this point.

The Mayor and Council congratulated Lieutenant Osoro on his new appointment.

Chief Butler then reviewed the testing process that was used for the advancement for Officer Osoro and some of the things that Officer Osoro had to do to pass the test to advance to

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Lieutenant. Chief Butler said it was a two day process and was very grueling and six officers from the City went through the testing process. Chief Butler said he was sorry he could only promote one of the Officers within the city's police force but he was proud of Officer Osoro for his hard work and the City should be very proud of him and his hard work as well as the other Officers in Woods Cross City who also went through this testing process.

POLICE DEPARTMENT REPORT

Police Chief, Greg Butler then reported the activities of the police department to the Mayor and City Council as follows:

DISPATCHED CALLS

<u>2015</u>	<u>2014</u>	<u>Yearly</u>
Jan-1169	Jan-748	2014-9495
Feb-1030	Feb-663	2013-8979
March-1065	March-761	2012-7347
April-1010	April-838	2011-6918
May-1070	May-956	2010-7167
June-1131	June-764	
July-1180	July-802	
Aug	Aug-777	Projected 2015-13,000+
Sept	Sept-803	
Oct	Oct-734	
Nov	Nov-946	
Dec	Dec-873	

Running Total: 7555

ASSISTS OUTSIDE AGENCY

2015
Jan-223
Feb-142
March-106
April-118
May-143
June-178
July-156
Aug
Sept
Oct
Nov
Dec

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ACTIVITY REPORT

- Two officers out back injuries—not work related
- 3 scout tours
- NCPAA site visit from national board
- Kick Off for the Lethality assessment Protocol
- Utah Crime Prevention Council
- Hosted Davis County Records Lunch
- Hanging Victim

WEBSITE ACTIVITY JANUARY-MARCH

Week		
1	01-Jan-15-04-Jan-15	723
2	05-Jan-15-11-Jan-15	1,594
3	12-Jan-15-18-Jan-15	1,552
4	19-Jan-15-25-Jan-15	1,747
5	26-Jan-15-01-Feb-15	1,755
6	02-Feb-15-08-Feb-15	3,533
7	09-Feb-15-15-Feb-15	2,081
8	16-Feb-15-22-Feb-15	2,234
9	23-Feb-15-01-Mar-15	2,042
10	02-Mar-15-08-Mar-15	1,633
11	09-Mar-15-15-Mar-15	1,897
12	16-Mar-15-22-Mar-15	1,837
13	23-Mar-15-29-Mar-15	1,901
14	30-Mar-15-31 Mar-15	520
	Total	25,049
	Averages	1,789

USE OF FORCE REVIEWS

Act on non-compliant subject

SWAT TEAM ACTIVITY

Search warrant at Motel 6 for stolen handguns. One suspect jumped from the 2nd floor

UTAH TRUCK INSPECTOR PROGRAM (UTIP)

- No Shifts worked

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WOODS CROSS SCHOOL ACTIVITIES

- Summer Vacation
- SRO has been assisting with warrants and case investigations
- School starts August 24th

K-9 ACTIVITY

- 6 deployments
- Bo located mushrooms, marijuana and heroin
- Suspect Tract for BPD

LPR HIGHLIGHTS

- 54 traffic stops
- 49 citations issued

DETECTIVE CASELOAD

- 25 active investigations
- 25 felony cases in screening with the county attorney
- 7 death investigations
- 8 arrests out of Comfort Inn

FISH WITH A COP

Fish with a cop will be an annual event

CITIZENS POLICE ACADEMY

The Citizens Police Academy has started another session and everyone involved was very excited about starting another session of the police academy because of its success.

The City Council thanked Chief Butler for his time and information.

SCHOOL DISTRICT PRESENTATION OF THE PROPOSED 2015 SCHOOL BOND ISSUE

The Mayor then gave the floor to members from the Davis County School District who reviewed the building bond that would be appearing on the November ballot. The 298 million dollar bond would be split with 246 million dollar going to new construction and 52 million dollars going to maintenance and would mean an approximate tax increase of \$7.49 a year on a \$240,000 residence to cover the bond. This bond money cannot be used for salaries or supplies.

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A short video and power point presentation were given to the Council explaining the details of the bond and why it is needed with growing student population and upgrading some of the older schools, increasing security and upgrading HVAC systems.

The Council asked why there were portables used at brand new schools. It was noted sometimes there are growth bubbles and the school district does not want to over build for the area and sometimes the school district misses seeing development on the horizon.

The Mayor asked how much communication there was between city planners and the school district to plan for new schools. The school district officials said they would like to have more and better communication, but the school district tries to plan the most effective school sizes for any given area the best they can.

The Council asked if there were any online schools and it was noted the Davis School District sponsors Davis Connect as their online school program to accommodate students who would like to do any online classes or programs. There were also questions regarding Trust land money and building during the last recession that were discussed.

The Mayor and Council thanked the school district officials for the information.

PUBLIC HEARING—CONSIDERATION TO AMEND CHAPTER 10 OF THE ZONING ORDINANCE CHANGING THE MAXIMUM BUILDING HEIGHT RESTRICTION IN THE AGRICULTURAL ZONE

The Mayor gave the floor to the Community Development Director who reviewed the following with the City Council:

“Recently the City has received a request to amend the Agricultural A-1 Zone. Specifically, Mr. Strickland has requested the maximum height limit of 25 feet be amended to permit a two-story, 35-foot structure within the A-1 zone.

“Some years ago, the City amended the R-1-8 Residential Zone to increase the maximum main building height from two stories and 25 feet to two stories with a maximum of 35 feet. It seems reasonable to amend the A-1 Zone to permit a home to be built to the same maximum height as would be permitted in the R-1-8 Single Family Zone. We have scheduled a public hearing on Tuesday evening to take any public comment regarding this matter.

“The Planning Commission held a public hearing on this matter and has forwarded to the City Council a recommendation to amend the A-1 Agricultural Zone to permit main structures of two stories and 35 feet.”

The Council asked about how different sizes of buildings, barns, storage sheds and homes could be built on specific parcels of land and how large they would be allowed to be built per city ordinance and Mr. Stephens addressed and answered these questions for the City Council.

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The Mayor then opened the public hearing to public comments on this matter.

There were no comments from the public present and the Mayor closed the public hearing.

CONSIDERATION TO ADOPT AN AMENDMENT TO CHAPTER 10 OF THE ZONING ORDINANCE CHANGING THE MAXIMUM BUILDING HEIGHT RESTRICTION IN THE AGRICULTURAL ZONE

The Mayor then gave the floor to Council Member Hill who made a motion to adopt amendment #567, an amendment to Chapter 10 of the Zoning Ordinance changing the maximum building height restriction in the agricultural zone as discussed above. Council Member Evans seconded the motion and the motion carried.

CONSIDERATION TO APPROVE THE SUPPLY LINK SUBDIVISION FINAL PLAT LOCATED AT 800 SOUTH I-15 FRONTAGE ROAD

The Community Development Director then reviewed this item with the City Council as follows:

“Late last year, the Planning Commission approved a site plan for a new Supply Link office/warehouse on the corner of 800 South and I-15 Frontage Road. Since that time, Supply Link has purchased the property east and adjacent to the corner parcel. In addition, they own the corner on the south side of 800 South Street.

“Supply Link has now submitted a new site plan to expand the previously approved building and site plan to the east on the recently purchased property. Because the proposed building will extend on to the adjacent parcel, it will be necessary for them to eliminate the property line between the two properties. To facilitate this process, Mr. Clark has filled out a subdivision application to combine the two parcels. Given to the Council is a plat outline of the creation of one large lot on the north side of the street and shows a second lot that defines Mr. Clark’s ownership on the south side of the street.

“The Planning Commission held a public hearing on this matter and has forwarded to the City Council a recommendation to approve the Supply Link Subdivision final plat.”

After the review, Council Member Hill made a motion to approve the Supply Link Final Plat located at 800 South and I-15 frontage road with Council Member Evans seconding the motion and all voted for the motion through a roll call vote.

CONSIDERATION TO APPROVE A BETTERMENT AGREEMENT WITH UDOT FOR ASPHALT AND CONCRETE WORK ON 1500 SOUTH

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

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“Given to the Council is Betterment Agreement for the work that was done on 1500 South. The cost includes \$40,000 for the mill and fill that was done under the bridge. The total cost of the re-pavement was \$80,000. We doubled the area that needed to be repaved since the Public Works Director wanted to re-pave the street the full length of the trench for our water line providing a continuous new pavement area for this section of the street. This is more than a fair price for the work that was done.

“There is also \$24,000 for curb, gutter and sidewalk replacement along 1500 South that the Public Works Director asked to be done to clean up the project and tie everything together, plus he had them mill and fill at the intersection of 1500 South and 800 West. The total amount of the betterment is just a little less than \$64,000 which we feel is a fair price for the work that was done. The total price of the project will be \$63,953.29.”

After the review by the City Administrator, Council Member Sheldon made a motion to approve the Betterment Agreement with UDOT for asphalt and concrete work on 1500 South with Council Member Westergard seconding the motion and all voted for the motion through a roll call vote.

CONSIDERATION TO SELL TWO PARCELS OF PROPERTY LOCATED ON 2600 SOUTH AND WILDCAT WAY TOTALING .14 ACRES TO THACKERY COMPANY

Council Member Hill made a motion to table this item until the closed session with Council Member Westergard seconding the motion and all voted for the motion through a roll call vote.

The City Council discussed this item in the closed session.

Following the discussion in the closed session Council Member Hill made a motion to approve the sale of two parcels of property located on 2600 South and Wildcat Way totaling .14 acres to Thackery Company for the appraised value of \$40,000. Council Member Westergard seconded the motion and all voted for the motion through a roll call vote.

CONSIDERATION TO APPROVE A RESOLUTION APPROVING AN INTERLOCAL COOPERATION AGREEMENT BETWEEN THE REDEVELOPMENT AGENCY OF WOODS CROSS CITY AND THE CITY OF WOODS CROSS FOR THE COLLECTION AND REMITTANCE OF INCREMENTAL PROPERTY TAXES COLLECTED WITHIN THE 2600 SOUTH COMMUNITY DEVELOPMENT AREA

The City Administrator recommended this item be tabled until the RDA meeting so the Council could have all of the information necessary to approve this item.

Council Member Evans made a motion to table this item until after the RDA meeting and Council Member Sheldon seconded the motion and all voted for the motion through a roll call vote.

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After the RDA meeting was held and this item was discussed in that meeting, Council Member Sheldon made a motion to approve Resolution 2015-600, a resolution approving an Interlocal Agreement between the Redevelopment Agency of Woods Cross City and the City of Woods Cross for the collection and remittance of incremental property taxes collected within the 2600 South Community Development Area. Council Member Evans seconded the motion and all voted for the motion through a roll call vote.

SAFETY AND ACCOUNTABILITY REPORT

The City Administrator went over the Safety and Accountability Report as follows with the City Council:

“Given to the Council is the Executive Safety Accountability Report for July 2015. We had no incidents during the month and we had our department safety audits, safety meetings and our safety committee meeting.

“We did have the flooding of the residence at 618 West 1600 South on the 9th of July. I notified the Trust of the flooding and they had a claim adjuster review the incident. She viewed the incident as an unprecedented amount of rain in a short period of time and the city was not liable for any of the damage. As of this date, neither the property owner nor tenant has filed a claim against the city.”

OPEN SESSION

The Mayor gave the floor to Mr. Gregg Dayley. He noted he had brought in one disc he had retrieved from his property. He also noted he believed someone had used his garbage can to climb his fence to retrieve a disc from the disc golf course. He said his garbage can lid was cracked and the hinge had been broken. The City Administrator said he would get the garbage can replaced for Mr. Dayley.

The Mayor said the city is getting boxes to place the stray golf discs in and they would be placed at several locations in the park. He said they are continuing to work on things down at the disc golf course to help make it a good fit for the golfers and the neighbors.

Mr. Don Schrader appeared before the Council and asked if the FAA approves the height of the buildings proposed in the agricultural A-1 zoning change discussed earlier in the meeting. It was noted this property does not fall into the FAA overlay area. He also asked if areas where sidewalks were uneven could be painted with fluorescent paint so they would be more easily seen and identified for safety reasons. The Mayor noted the city is exploring this and it could possibly be an Eagle Scout project sometime in the future.

Mr. Shaun Stoddard came before the Council representing CTC trucking company. He noted they are reaching out to the neighbors who had complained about noise and dirt and debris coming from the trucking yard. He said their employees have been instructed to not perform

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work between 8:00 P.M. and 6:00 A.M. He also said they were moving some of their operations away from the residential area and are working on trying to keep the dust down. He noted this is a temporary location for them and they hope to have a permanent shop within a year.

The Council thanked Mr. Stoddard for his efforts in working with the neighbors to help mitigate some of the issues that have been a problem to the neighbors.

Council Member Hill then asked where the city was at with the vacant home on 800 West.

The Community Development Director noted the city has a builder who wants to buy the land and build a new home on the property. The current owner claims the property is back with Freddie Mac. The builder has confirmed that and has indicated they want to buy the property and build on the property.

The City Administrator noted that if nothing happens with the property the city will take action with Freddie Mac.

Council Member Hill also noted the people living next door to the vacant property are having an extended yard sale. The City Administrator said he would also look into that issue.

Council Member Evans noted the Kingston property does not have any well water and they are having water hauled in. She was wondering if that had been cleared with the health department. The City Administrator said he would follow up with that matter as well.

Council Member Evans then asked if the Public Works Director's truck would be getting the Woods Cross logo painted on it and also if the shell on his truck was approved. It was noted the logo would be taken care of and the shell had been approved.

Council Member Dayley noted UDOT had mowed some of the weeds down by Odyssey school but needs to do more of the weeds that are near the curb. The City Administrator said he would follow up with UDOT and/or Public Works to make sure it gets taken care of.

Council Member Sheldon asked what the progress was with the fitness club because there had been some construction equipment located on the property. It was noted this matter had been handed over to the justice court to be taken care of.

The Mayor then noted he had been approached by some city residents asking if they could replace street lights near their homes with LED's and some decorative poles like some are doing in the Salt Lake City area. He said he would pass on the proposal to be considered.

The Mayor also noted some of the construction equipment used during the I-15 project had destroyed some curbing and the City Administrator said he would take it up with UDOT.

RECESS FROM CITY COUNCIL MEETING INTO RDA MEETING

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At 8:17 P.M. Council Member Westergard made a motion to recess City Council meeting in favor of going into an RDA meeting. Council Member Evans seconded the motion and all voted for the motion through a roll call vote.

RECONVENE TO CITY COUNCIL MEETING FROM RDA MEETING

At 8:39 P.M. Council Member Evans made a motion to go back into City Council Meeting from the RDA meeting with Council Member Westergard seconding the motion and all voted for the motion through a roll call vote.

WASATCH INTEGRATED WASTE REPORT

Council Member Hill reported on the activities of the Wasatch Integrated Waste District. He said the first unit was up and running and working well and the second unit should be up and running in 7-10 days.

He also noted there was a study conducted to perform a waste stream analysis in our area compared to other areas. There were not as many beer cans or not as much spare change found within our area. The district saw a lot more yard waste in our area according to the study. Council Member Hill noted this was an interesting analysis.

This concluded his report.

MOSQUITO ABATEMENT REPORT

There was no report from the Mosquito Abatement District this month as Council Member Evans was out of town.

SOUTH DAVIS METRO FIRE AGENCY REPORT

The Mayor reported on the activities of the South Davis Metro Fire Agency.

He said all cities in the county had passed the resolution for the fire district. He said they were going out to bid for plans to build a new Centerville station and to remodel the Bountiful station on Bountiful Boulevard.

He noted there will need to be some excellent education and also have open houses to help with that education so voters will be well educated on the issues that will be on the ballot.

He said they were hoping to have an open house prior to the September 15th City Council meeting.

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SOUTH DAVIS RECREATION DISTRICT REPORT

The Mayor noted the facility will be closed for 2 weeks in September for maintenance.

MAYOR'S REPORT

The Mayor said he had nothing further to report.

CITY ADMINISTRATOR'S REPORT

The City Administrator reported the following to the City Council:

1. Summer Picnic

“Just a reminder of the Summer Picnic which has been set for Friday, September 11, 2015 at 6:00 P.M. This year we are inviting families as well to the picnic.

2. Special City Council Meeting

“Just a reminder of the special City Council meeting on August 25, 2015 at 6:30 P.M. to discuss the Thackery development project.

3. EPA/DEQ Open House

“The EPA and the Utah DEQ have set an open house for Wednesday, August 19th from 6:30 to 8:00 P.M. to take public comment on the proposed plan for cleaning up the PEC plume. I would encourage the Council Members to plan on attending if possible.”

This concluded his report.

CLOSED SESSION- DISCUSSION OF THE SALE OF REAL PROPERTY

At 8:55 P.M. Council Member Evans made a motion to go into closed session to discuss the sale of real property. Council Member Westergard seconded the motion and all voted for the motion through a roll call vote.

RECONVENING CITY COUNCIL MEETING AFTER CLOSED SESSION

At 9:00 P.M. Council Member Evans made a motion to go out of the closed session and reconvene the City Council Meeting. Council Member Westergard seconded the motion and all voted for the motion through a roll call vote.

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ADJOURNMENT

At 9:05 P.M. Council Member Hill made a motion to adjourn the meeting with Council Member Evans seconding the motion and all voted for the motion through a roll call vote.

Rick Earnshaw, Mayor

Jessica Sims, City Recorder