

**WOODS CROSS CITY COUNCIL MEETING
OCTOBER 2, 2018**

The minutes of the Woods Cross City Council meeting held October 2, 2018 in the Woods Cross City Hall located at 1555 South 800 West, Woods Cross, Utah.

CONDUCTING:

Rick Earnshaw, Mayor

COUNCIL MEMBERS PRESENT:

Rick Earnshaw, Mayor
Tamra Dayley

Wally Larrabee
Matt Terry
Ryan Westergard

COUNCIL MEMBERS EXCUSED:

Julie Checketts

STAFF PRESENT:

Gary Uresk, City Administrator
Jessica Sims, City Recorder/Finance Director
Scott Anderson, Public Works Director
Tim Stephens, Community Development Director

VISITORS:

Bryan Gatherum
Don Schrader
Michael Lems
Taihiese Adams
Ryan Kirkham
D. L. Weeks
Summer Derrick
Tyler Mathis
Brady McCormick
Spencer McBride

Brittney Gatherum
Patt Huttsell
LeGrande Blackley
Andrew Adams
Michele Wood
Adam Anderson
Kelli Tandy
Bryan Flamm
Jordan Dearden

Bodee Gatherum
Adelle Lems
Makenzi Robinson
Phil Roth
Nathan Wood
Adrienne Anderson
Sara Mathis
Catherine McCormick
MiQuelle Dearden

INVOCATION:

Matt Terry

PLEDGE OF ALLEGIANCE:

Bodee Gatherum

CONSIDERATION TO APPROVE MINUTES

The City Council reviewed the minutes of the City Council meeting held September 18, 2018. Following their review, Council Member Dayley made a motion to approve the minutes as presented with Council Member Terry seconding the motion and all voted for the motion through a roll call vote except Council Member Westergard who abstained. The motion carried.

**OFFICIAL MINUTES
WOODS CROSS CITY COUNCIL MEETING
OCTOBER 2, 2018
PAGE 2**

APPROVAL OF CASH DISBURSEMENTS

The City Finance Director went over the cash disbursements listing with the City Council.

Following their review, Council Member Larrabee made a motion to approve the cash disbursements as presented for the time period of September 18-28, 2018. Council Member Dayle seconded the motion and all voted for the motion through a roll call vote.

OPEN SESSION (BRIEF ITEMS)

The Mayor opened the meeting to items from those present that they would like to bring before the City Council that were brief in nature. This would be items that would take less than two or three minutes.

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

YOUTH CITY COUNCIL REPORT

The Mayor gave the floor to the new Youth City Council Mayor, Makenzie Robinson. She reported the following to the City Council:

“Last Month: Our parent meeting was successful. We have a working Council of 42 members including a leadership of 13 members. We have our new shirts for the Mayor and Council Members. Our theme for this year is “We are all in this together.” The 35 on the back of the shirt is for 1935, which is the year Woods Cross became a city.

“This Month: At our work meeting yesterday, we started the work for Pumpkins in the Park on the 27th. Sara Dickes is in charge of the spook alley this year and it’s going be fantastic. She lives in the red house across from Hogan Park. If you look at her house, this will give you an idea of her talent she is going to share with us. We are also looking for EZ UP canopies. Does the Council have any we can use? If you do, will please mark them (cover and canopy) with your name and have them to the park at 3:00 on the 27th.

“Next Month: On November 9th is our Veteran’s dinner that we put on with Continue Mission. Would the Mayor and Council Members like to join us?”

The Mayor thanked Mayor Robinson for her report and said they would get back with her with the answers to her questions for the Council.

**OFFICIAL MINUTES
WOODS CROSS CITY COUNCIL MEETING
OCTOBER 2, 2018
PAGE 3**

**DISCUSSION ON SCHOOL WALKING ROUTE ALONG 2600 SOUTH TO SOUTH
DAVIS JR. HIGH SCHOOL**

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

“Several of the residents in one of our neighborhoods have a concern with the Davis School District’s decision to eliminate busing students from part of the Fieldcrest Subdivision neighborhood. The district claims the homes affected are outside the radius for busing. The concern is without busing students will have to walk up 2600 South to the Jr. High having to cross 2 railroad tracks, the interchange at 2600 South, Wildcat Way, and Highway 89 to get to the school. The residents have requested if the busing is taken away will the city provide crossing guards or police officers to help at the hazardous crossings. This is not the City’s responsibility, and if it is a hazardous route then the School District needs to provide the busing as outlined in their policy. The residents will be at the meeting to address their concerns, and I would suggest we contact the School District and voice our concerns as well.”

Ms. Brittany Gatherum was the spokesperson for the residents and noted the following for the City Council concerning this matter:

“We are coming to you the City Council for some help in keeping our children who attend South Davis Jr. High safe on their way to and from school. I live in the Fieldcrest subdivision and ever since moving into this subdivision 15 years ago there has been problems with Davis School District in busing our kids. We as parents understand that the district’s current policy is that you are required to live 2 miles from the school before being eligible to qualify for busing. If the school district deems the route as hazardous then they are obligated to bus those children affected by the hazards. Over the years since this subdivision was built the hazards have increased due to the addition of the Trax trains the new freeway on and off ramp design and an increase of semi-trucks and companies using this road from the surrounding industrial areas. I personally have been dealing with this bus issue for the last 9 years with my three children. I am tired of the district. When we call to address this issue we never receive the same answer or reason and only are told multiple different excuses as to why my children and others from our neighborhood can’t ride the bus.

“Some of them include:

- “Your house sits at 1.98 miles, so your child doesn’t qualify. I have had to call each year for each child and the distance I am told has been different every time. Currently this year I was told I am at 1.72 miles. There has never been any rhyme nor reason as to who gets to ride the bus in this neighborhood and who can’t. People closer to the school than me can and others farther from the school can’t. According to google maps I live exactly 2.0 miles from the school. When asked how they measure you also get a different answer from whoever you talk to at the district. We have been told that they measure by “how the crow flies”. Well last time I checked the bus and my child don’t fly to school.

**OFFICIAL MINUTES
WOODS CROSS CITY COUNCIL MEETING
OCTOBER 2, 2018
PAGE 4**

Another answer was that it depends on the bus and the size of tires and that you have to cut the corners off that measurement because the buses have to swing so wide for corners. We have been told that they measure from the closest edge of the school property to the closest edge of the resident's property, not from address to address or address to the drop off point. These are just a few of the different things we have been told through the years.

- “We have also been told that there is currently a driver shortage and that is why we can't have a bus. Apparently there has been a driver shortage for at least the past 9 years. If this is truly the case, then we would like to know what is being done to rectify the problem. I have heard about other districts with shortages and the incentives they are giving to new hires. I have never heard anything about DSD offering any such incentives. So, is the School district truly doing enough if that is the issue?
- “We have also been told by Mr. Dave Roberts from the DSD transportation office that there is a safer route that the children could walk. This route is significantly longer and would take the children through the neighborhood and then up 1500 South to either Hwy 89/2600 South or up to 200 West. We were told that as long as the “safe route” is not over 3 miles then it was a viable option. Mr. Dave Roberts then looked up the distance of this route on their “magic mileage calculator” and saw that the mileage was 3.9 miles, well over the previously stated 3-mile limit. After this realization he quickly started back pedaling.

“Two years ago, in September we were fighting this issue and with the help of South Davis Jr. High Administration we had a meeting with the head of transportation. We expressed our concerns and he stated that they would do a safety survey on the route. He told us it would take until December to hear back the results. During the Christmas break we received word that our kids did qualify for a bus. I don't remember the exact numbers they quoted us, but it was something like average hazards were about 25-30 and our route came back in the low 50's. They said unless there are some big changes we would have the bus because of the hazards. Nothing has changed over these two years and now we are right back in the same place. If anything, the traffic and semi-trucks have increased over those two years. We are trying to get a hold of a copy of that survey and have requested it as neighbors.

“The hazards our kids would encounter walking up 2600 South are:

“5 railroad tracks, 6 semi-truck entrances, the I-15 freeway on/off ramps at 2600 South and crossing HWY 89. Those are the major ones but there are also other concerns on the route. These hazards are also increased when daylight savings is over, and our children have to walk this route in the mornings when it is dark.

**OFFICIAL MINUTES
WOODS CROSS CITY COUNCIL MEETING
OCTOBER 2, 2018
PAGE 5**

“They are acting like this is the first time they are hearing about these bus issues. I don’t know how they can deny over a decade’s worth of parents complaining and calling.

“We are here tonight as neighbors asking for help to get copies of the previous safety reports and to help push the issue with the school district for a permanent solution to this problem. Thank you for your time and attention to this ongoing safety issue.”

The Mayor asked if the Council could get a copy of the safety survey. Ms. Gatherum said she has requested a copy but has been unable to get a copy of it so far. She said she was hoping for any help the City and Council could give.

The Mayor said he attends the COG meeting which is a place where community needs can be discussed, and he said he will try and use that avenue to address the concerns this neighborhood is facing. He also said he and the City Administrator would try and go and sit down with the district and see what they could do to help with this matter.

Ms. Gatherum said she would appreciate any help they can give them. Ms. Gatherum did say there was a “courtesy bus” but the residents were informed this bus would not be offered next year. It was also noted kids are being dropped off very early at school and then picked up very late after school when riding the courtesy bus. She said it has been very frustrating.

The Mayor asked if he could get a copy of the safety study when the residents received it. Ms. Sarah Mathis said she would get a copy back to the City and Council when she received it because she was told it was a grandfathered request, and has had not luck so far in obtaining a copy of that report.

Council Member Dayley said there are other avenues that can be taken for this problem as well. She suggested having the residents talk to school board representatives that are running for the state school board. She said there are websites that can be accessed with information and ways to find help. She also said she had researched the matter and noted that the city officials and City Council and the police department should have copies of these safety reports. She did say maybe to investigate some these other avenues as well.

The Mayor asked what the count might be for the number of students that would need to ride the bus and she said the school district did not offer them this information. There was also some discussion on how the measurements were to be taken. Council Member Dayley said she talked to the man who does the audits for the school district and asked where the residences are measured by the state according to how far away they are from the school. She said the Davis District needs to be addressed on how they measure for the bus eligibility and said state code how those measurements are taken. She said it would be good for the residents look into this as well.

**OFFICIAL MINUTES
WOODS CROSS CITY COUNCIL MEETING
OCTOBER 2, 2018
PAGE 6**

The Mayor thanked the concerned residents for their comments and said he and the City Administrator would work on this as soon as possible.

**PUBLIC HEARING: SHAMROCK VILLAGE PHASE 3 FINAL PLAT
LOCATED AT 1825 WEST 1950 SOUTH**

The Mayor gave the floor to the Community Development Director, Mr. Tim Stephens, who noted the following for the City Council:

“Development Associates have been completing the improvements in phases one and two of Shamrock Village and as such, the City Council has granted conditional acceptance to the first two phases. With conditional acceptance of the first two phases, Development Associates has now pursued approval of Phase 3. Phase 3 consists of 15 lots adjacent to Redwood Road. The proposed final plat also contains a couple of the private streets.

“This phase will necessitate the need for Development Associates to access existing utilities in 1950 South Street as part of the construction. The developer and his contractor will need to complete this work in a manner that accommodates the flow of school traffic in the morning and afternoon. They will be submitting a specific plan to the Public Works Director.

“Several of the lots within this phase, particularly those serviced by the private streets, have specific pad elevations listed on the plat and associated construction drawings. The purpose of the pad elevations is to ensure that proper grading and drainage will occur between the lots of the subdivision. As such, the city engineer has recommended that the developer’s engineer review the final grading and pad elevations and submit a certification that phase 3 pad elevations and grading were installed to the approved specifications.

“Given to the Council is improvement drawings for the landscaped setback buffer along Redwood Road. As you can see, this buffer will match the existing buffers along Redwood Road including the meandering concrete walk or trail.

“The Planning Commission has reviewed the plat and held a public hearing regarding this matter. The Planning Commission has recommended that the City Council approve the Shamrock Village Phase 3 final plat with the following conditions:

1. Installation of utilities and all other construction work for the development of Phase 3 shall be done in a manner which accommodates school traffic.
2. At completion of Phase 3 subdivision improvements, the developer’s engineer shall review the lot pad elevations, and drainage and grading to ensure that it complies with the approved construction plans for the phase. Furthermore, the developer’s engineer shall submit a certification to the

**OFFICIAL MINUTES
WOODS CROSS CITY COUNCIL MEETING
OCTOBER 2, 2018
PAGE 7**

city that said pad elevations and grading have been done to this specifications and the approved design drawings.”

Mr. Bryan Flamm stood before the Council representing DAI and Shamrock Village. The Council asked Mr. Flamm how the phases would tie together and Mr. Flamm explained to the Council where the sewage drains would be running for this phase and how the following phases would tie together.

The Mayor then opened the public hearing for public comments.

Ms. Dixie Weeks addressed the Council and asked with the subsidence issue are the new developments Woods Cross City has been approving being asked to curb their water usage to help water conservation efforts. She suggested maybe using some xeriscaping.

The Mayor said it is up to the individual home owner on how they decide to landscape. He said they do encourage home owners to conserve water on their properties. Ms. Weeks said she thought it would be a good idea to put some rules into place as new subdivisions are going in because of the subsidence problems.

The City Administrator said they could look into the suggestions as they are updating the general plan.

**CONSIDERATION TO GRANT APPROVAL OF SHAMROCK VILLAGE PHASE 3
FINAL PLAT LOCATED AT 1825 WEST 1950 SOUTH**

Following the above discussion, Council Member Larrabee made a motion to grant approval of Shamrock Village Phase 3 Final Plat. Council Member Westergard seconded the motion and all voted for the motion through a roll call vote.

CONSIDERATION TO APPROVE REPLACEMENT OF WATER METERS

The Mayor gave the floor to the Public Works Director who followed up with the Council with detailed information regarding the water meters and the reading of the water meters they had previously discussed with the City Council. He said there are a lot of man hours spent on reading the meters and reporting the information back to the city staff and then city staff reporting the information to be billed. The Public Works Director said by putting the new water meter system it would definitely be more convenient and efficient in the reading of the system and acquiring reads for account changes, it would also benefit the residents who desire to track their water usage to be conservative minded.

He then went over the costs of the new Orion Cellular system and what the costs differences would be between the current system and the new cellular system.

**OFFICIAL MINUTES
WOODS CROSS CITY COUNCIL MEETING
OCTOBER 2, 2018
PAGE 8**

The Council asked what the life of the new meters would be. The Public Works Director said he was told the meter would have about a 20-year life. They also asked if there was enough man power to start replacing them. The Public Works Director said that his staff was ready to start replacing the meters as soon as they are approved.

The Council also asked how the billing would work with one third of the meters being the cellular system and two thirds still being on the radio system until they can also be replaced. The Public Works Director said the fee is not charged until water runs through it. He said there would be no fees for the new systems until the systems are put in and are running.

The Council also asked how long it would take to change out 500 meters. The Public Works Director said he thought that would take about 15 to 20 minutes for each meter to be changed out. It was noted there are many older meters in the city that are failing at a very rapid rate, so they should be replaced as soon as possible if the Council decided to approve the new meter system.

The Council asked if there is a real savings for the project. The Public Works Director said he felt like there would be a savings because there would be more time for employees to do other work. He also said there would only be a \$1.00 a month increase in water fees with the new installation of the system.

Council Member Dayley said she was concerned about giving the residents of the city an increase again. The Public Works Director said there would not be an increase in fees for about three years because they are going to switch out the meters on an incremental basis for the next three years. It was noted the savings to the citizens is going to be not having to hire another employee to keep up on taking care of the old meters and they can be doing other things other than reading and servicing the old meters.

Following the information discussed above, Council Member Larrabee made a motion to approve the replacement of the water meters. Council Member Terry seconded the motion, and all voted for the motion through a roll call vote.

OPEN SESSION

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

Ms. Dixie Weeks living at 1288 West Governor's Way asked if garbage in her can gets sorted for recycling. She said she does not want to pay for something that she doesn't need. Council Member Larrabee answered by saying it is not happening now, but there is a new transfer station being built and it will be happening in the future when that station is completed. It was noted this system will be for the black can and the blue can is being recycled right now. It was noted the city is in contract with Waste Management for the next 2 ½ years until this contract is

**OFFICIAL MINUTES
WOODS CROSS CITY COUNCIL MEETING
OCTOBER 2, 2018
PAGE 9**

finished. The Council said they are continuing to look at the recycling matter and will look at making the best decisions they can for the future of recycling with Woods Cross City.

Ms. Weeks then asked about the subsidence issue. She said the subsidence issue could go on for years. The Council said yes it could go on for a while, but the funding for the project is projected to last for about 15 years. She said she really felt like the city and its citizens need to look at our water usage and find more ways for conservation.

Ms. Patt Huttshell then addressed the Council and said she had walked to Mills Park and said it looks so nice now that the dead trees have been taken out and removed and it is a pleasure to walk there now. She also asked about water allotment for individuals and what water allocation is for secondary in Woods Cross City. Council Member Terry said there are some farmers who years ago had bought an allotment of secondary water but he said most other people that have Weber Basin Water can use as much as they want. He went on to say in the newer subdivisions each of homes have water meters that meter the water use for each home, but he said it is only for education and conservation information at this time.

PLANNING COMMISSION REPORT

The Mayor gave the floor to Council Member Terry who reported on the Planning Commission meeting held September 25, 2018. Please see the minutes of that meeting for the details of that report.

SOUTH DAVIS SEWER DISTRICT

Council Member Westergard said he was unable to attend this meeting because he was out of town.

MAYOR'S REPORT

The Mayor reported there were 26 applications for the position of Assistant City Administrator. He said there are many very good candidates and they are moving forward with interviews.

The Mayor also reminded the Council of the Pumpkins in the Park activity on October 27, at 6:00 at Hogan Park.

CITY ADMINISTRATOR'S REPORT

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

**OFFICIAL MINUTES
WOODS CROSS CITY COUNCIL MEETING
OCTOBER 2, 2018
PAGE 10**

1. Hiring New Police Chief

“I have nearly got everything ready for the Police Chief hiring and should have it out Tuesday or Wednesday of next week. I plan on having the application period open until Friday October 26, 2018. If you have any concerns about that please let me know.

2. RDA Homes Piering Project

“Since we are not having an RDA meeting I will give you an update on where we are at with the four homes. Participation agreements have been signed with the Clines, Castleberry’s and Goudy’s. The work on the Cline’s home will begin on October 1st and the Castleberry’s on October 8th. Goudy’s will begin on October 15th. Toward the end of the week I should have the Lamb’s documents all signed. The work on their home is to begin the week of October 22nd. The estimated cost of piering all the homes is \$369,616,00 of which \$353,387.00 is a grant and \$16,229.00 is a loan. I feel good with the costs since they are considerably less than the original bid we reviewed a month ago.”

ADJOURNMENT

There being no further business before the City Council, Council Member Terry made a motion to adjourn the meeting at 7:49 P.M. Council Member Larrabee seconded the motion and all voted for the motion through a roll call vote.

Rick Earnshaw, Mayor

Jessica Sims, City Recorder