

**WOODS CROSS CITY COUNCIL MEETING
APRIL 2, 2019**

The minutes of the Woods Cross City Council meeting held April 2, 2019 at 6:30 P.M. 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	Wally Larrabee
Julie Checketts	Matt Terry
Tamra Dayley	

COUNCIL MEMBERS EXCUSED:

Ryan Westergard

STAFF PRESENT:

Gary Uresk, City Administrator
Jessica Sims, Assistant City Administrator
Scott Anderson, Public Works Director
Annette Hanson, City Recorder

VISITORS:

LeGrande Blackley	Dennis Hooper	Spencer McBride
Patt Huttshell	Lois Schrader	Don Schrader
D.L. Weeks		

INVOCATION: Julie Checketts

PLEDGE OF ALLEGIANCE: Rick Earnshaw

CONSIDERATION TO APPROVE MINUTES

The City Council reviewed the minutes of the City Council meeting held March 19, 2019, and the joint City Council/Planning Commission meeting held March 12, 2019. Following the review by the City Council, Council Member Checketts made a motion to approve the minutes as written with Council Member Terry seconding the motion and all voted for the motion through a roll call vote.

APPROVAL OF CASH DISBURSEMENTS

The City Council reviewed the cash disbursements for the time period of March 19-29, 2019. Council Member Dayley asked if Ascent had received final payment and it was noted Ascent had not received their final payment and the city is holding \$20,000 back.

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Following the consideration of the cash disbursements, Council Member Larrabee made a motion to approve the cash disbursements as presented with Council Member Checketts 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 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 noted there would not be a Youth City Council report at tonight's meeting.

COUNCIL KUDOS

The Mayor gave the floor to Council Member Checketts for Council Kudos. She said the Council would like to recognize LeGrande Blackley who serves as the city's Code Enforcement Officer. She noted Mr. Blackley had served as the Code Enforcement Officer for 16 years and had also served many years on the Planning Commission. She thanked him for his many years of service and for his contributions to the city over the years.

The Mayor and Council also thanked Mr. Blackley for his great service to the city of Woods Cross.

CONSIDERATION TO APPROVE SLURRY SEAL AND CRACK SEAL

The Mayor gave the floor to the Public Works Director who noted the following for the City Council:

Slurry Seal Project for 2019. "The following are the Bid Tabulations on 49,530 SY of material placement.

M&M Asphalt Services	\$73,304.40
Morgan Pavement	\$71,323
Intermountain Slurry	No response
Kilgore Companies	No response

"I would recommend awarding 2019 Slurry Seal project to Morgan Pavement for the cost of \$71,323."

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Crack Seal Project for 2019. “The following are the Bid Tabulations for this project.

Hot Asphalt	\$9,450
Superior Asphalt	\$18,150
Kilgore Companies	\$29,220
Morgan Pavement	\$36,436.40
M&M Asphalt	No response

“I would recommend awarding the 2019 Crack Seal project to Hot Asphalt for the cost of \$9,450.”

Following the information given by the Public Works Director regarding these two projects, Council Member Terry made a motion to approve Morgan Pavement for the Slurry Seal Project for 2019 for the amount of \$71,323, and to award the Crack Seal Project for 2019 to Hot Asphalt for \$9,450. Council Member Larrabee seconded the motion and all voted for the motion through a roll call vote.

CONSIDERATION TO ADOPT AN ORDINANCE AMENDING CHAPTER 6 OF TITLE 2 AND CHAPTER 1 OF TITLE 3 OF THE WOODS CROSS CITY MUNICIPAL CODE RELATING TO BONDS AND THE ETHICS FOR ELECTED AND APPOINTED OFFICIALS

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

“Given to the Council is an ordinance that Mr. Mark Bell, the City Attorney, has drafted which amends Title 2, Chapter 6 and Title 3, Chapter 1. Given to the Council is a copy of those respective chapters showing the administrative officials through a fidelity bond which we purchased. The Trust provides Crime Shield Insurance for us making it unnecessary to purchase these additional bonds. A bill in this legislative session clarified we could either use fidelity bonds or use Crime Shield Insurance such as that offered by the Trust. I have enclosed a copy of that bill. The changes being proposed allow the City to utilize the Trust’s coverage and saves us the cost of purchasing the separate bonds.

“We have also added a section on ethics requiring disclosures from elected officials as well as employees of the City. When the disclosure is made, elected officials and employees need to include their spouse or domestic partner in that disclosure as well. I have also included a copy of the disclosure statement.”

Following the information given by the City Administrator, Council Member Checketts asked for some clarification on the spousal disclosure. It was noted the state does not require this but that the City is asking for spousal information to be as transparent and open as possible and to hold our officials and our employees to a higher and stricter standard.

There were no further questions and Council Member Dayley made a motion to adopt ordinance 591, an ordinance amending Chapter 6 of Title 2 and Chapter 1 of Title 3 of the Woods Cross

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Municipal Code relating to bonds and the ethics for elected and appointed officials. Council Member Terry seconded the motion, and all voted for the motion through a roll call vote.

DISCUSSION ON PROPOSED 150TH GOLDEN SPIKE ANNIVERSARY CITY EVENT

The Mayor gave the floor to Council Member Checketts who talked about different options the City Council might consider for the upcoming anniversary of the Golden Spike event the city would like to take part in.

Following the discussion of some of the ideas, Council Member Checketts said she would make a packet for each of the elementary school; she also suggested one of the activities be held at the Easter Egg hunt that would be coming up in a few weeks.

MEMORIAL DAY CELEBRATION

The Mayor indicated that the plans for the Memorial Day Celebration are continuing to move forward. He noted the music is set and the tents have been ordered, a helicopter has been arranged with McKay Dee hospital, and he hoping to have the speakers confirmed in the next week or so. He indicated that the bids are out for the food with Cisco, Smith's grocery store, and the Apple Foodstore to submit pricing for providing the breakfast items, as well as water bottles for the race.

SAFETY AND ACCOUNTABILITY REPORT

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

“There were three incidents for the month of February: John Filler was exiting the fork lift to open the shop doors and did not set the brake. The fork lift hit the shop doors and bent one of the panels. Officer Howie backed out of his garage and broke a mirror on his car. Sean Jones was treated for smoke inhalation while at a residential fire. None of these incidents were lost-time incidents. Sean Jones's incident was an OSHA reportable incident.

“The team competition score sheet for the first quarter of 2019 shows that BS² is ahead in the competition with zero points, followed by Team Scott with two points, and MASA with 8 points.”

OPEN SESSION

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

Dr. Spencer McBride living at 1263 South 875 West discussed concerns over Air B&B sharing because of the economy. He asked the Council to consider limiting Air B&B to owner operated

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versus commercial operations to protect affordable housing and keeping things in balance. He said he is concerned that large-scale, short-term rentals will decrease affordable housing stock.

The Council thanked Mr. McBride for his concerns, and replied that they would keep his concerns in mind as the city moves forward with the various projects within the city.

Ms. Dixie Weeks living at 1288 Governor's Way asked for a definition of "affordable housing." She also asked if there were going to be water bottles provided for the Memorial Day 5K race. She suggested getting more water fountains in the area to cut down on using water bottles.

The Council said they would also take this matter into consideration.

Ms. Patt Huttshell asked for clarification on secondary water services, wondering how Bountiful Irrigation is involved and if residents would also be billed by Bountiful Irrigation. Council Member Terry noted that Bountiful Irrigation has agreed to cover emergency service calls for the secondary water. Residents will not have any additional costs, and will likely be unaware of the emergency services Bountiful Irrigation will provide on an as needed basis.

Council Member Checketts reported that Evans family sent the Council a thank you card for the kind way the Council had treated them and their daughter and for their honoring their daughter by declaring May NEUROFIBROMATOSIS AWARENESS month. They said they really appreciated the Council bringing awareness to this difficult disease and the families who struggle with its effects.

The Mayor and Council Member Terry discussed the possibility of having a donation spot associated with Neurofibromatosis at the Memorial Celebration and possibly having Brandi Evans man the booth to collect those donations. Council Member Checketts will coordinate with Mrs. Evans to facilitate getting information in the city newsletter, as well as having information available at the Memorial Day Celebration and race.

PLANNING COMMISSION REPORT

Council Member Terry reported on the Planning Commission meeting held March 19, 2019. Please see the minutes of that meeting for the details of his report.

SOUTH DAVIS SEWER DISTRICT REPORT

Council Member Westergard was not in attendance at the meeting so there was no report for the South Davis Sewer District at tonight's meeting.

MAYOR'S REPORT

The Mayor said he had nothing further to report.

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CITY ADMINISTRATOR'S REPORT

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

1. Multipurpose Room Rental Regulations

“There are a couple of issues I would like to discuss regarding rental of the Multipurpose Room. Given to the Council is a copy of the regulations. Section one states that all rental and deposit fees must be paid one week prior to the event. A lot of the rentals are being reserved nearly a year ahead of time and the problem we are facing is that sometimes people will reserve it, and since there is no fee paid, they can change their mind and there is no reason for them to let us know. It would be a good practice to have the individual put the deposit down at the time the reservation is being made. We would like to change this language to state that deposit fees would be made at the time the reservation is made and the rental fee needs to be paid one week prior to the event. Also, we have not reviewed our fees for some time. I feel the rental amount is fairly low. I know it has been the position of the Council that they would like it to be low to encourage use of the building. I would like your opinion on whether we should increase the fees or not. Also, a lot of communities allow elected officials to utilize a room like this with no charge. Is the two-hour maximum enough or do we need to write in a clause that allows elected officials to have it free of charge regardless of the time amount? I would like to get your opinion on this as well. If you determine changes need to be made, I can draft the changes and have them for your review at the next meeting.

The Council affirmed that they would like to see the deposit made at the time of the reservations and payment due one week before the event because of the issues the City Administrator had pointed out. It was also noted the staff is working on a policy for rental of the common area at the new public works facility. Council Member Dayley suggested changing the rental hour block from 2 to 3 hours to better accommodate the needs of most groups. It was noted extending the rental block to 3 hours will be addressed in conjunction with formulation of the public works facility rental policy.

2. Budget Work Meeting

“I will have the tentative budget to the Council by the second Council Meeting in April. The budget is formally presented at the first meeting in May. If there are additional work meetings that need to take place to discuss the budget, these are typically scheduled between the adoption of the tentative budget and the final budget in June. If the Council would like to spend some time reviewing the budget prior to adoption of the tentative budget, we could schedule a meeting toward the end of April.”

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3. Funding for 1500 South 800 West Traffic Signal.

“Wasatch Front TAC has recommended our 1500 South 800 West Traffic Signal project be funded in 2025. Given to the Council is an outline of the recommendation that needs to be approved by the Wasatch Front Regional Council.”

It was noted that the TAC committee has funded the signal light at 1500 South and 800 West for the year 2025. Staff said they would be working on an environmental study in conjunction with this item.

CLOSED SESSION

At 7:50 P.M. Council Member Checketts made a motion to go into closed session with Council Member Larrabee seconding the motion and all voted for the motion through a roll call vote.

MOTION TO RETURN TO CITY COUNCIL MEETING

At 8:16 P.M. Council Member Terry made a motion to come out of closed session and back into open City Council meeting with Council Member Daley seconding the motion and all voted for the motion with a roll call vote.

ADJOURNMENT

There being no further business before the City Council, Council Member Terry made a motion to adjourn the meeting at 8:17 P.M. with Council Member Dayley seconding the motion and all voted for the motion through a roll call vote.

Rick Earnshaw, Mayor

Annette Hanson, City Recorder