

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

The minutes of the Woods Cross City Council meeting held July 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  
Julie Checketts

Wally Larrabee  
Matt Terry  
Ryan Westergard

**COUNCIL MEMBERS EXCUSED:**

Tamra Dayley

**STAFF PRESENT:**

Gary Uresk, City Administrator  
Jessica Sims, Assistant City Administrator  
Annette Hanson, City Recorder  
Chad Soffe, Police Chief

**VISITORS:**

Jerry Lockie  
Michele Wood

LeGrande Blackley  
Michael Platz

Hannah Chester  
D.L. Weeks

**INVOCATION:**

Ryan Westergard

**PLEDGE OF ALLEGIANCE:**

Matt Terry

**CONSIDERATION TO APPROVE MINUTES**

The Mayor then called for the review of the City Council meeting minutes from June 18, 2019.

Following the review by the City Council, Council Member Terry made a motion to approve the minutes as written with Council Member Checketts seconding the motion and all voted for the motion through a roll call vote. Council Member Larrabee abstained as he was not at that meeting.

**RATIFICATION OF CASH DISBURSEMENTS**

The Mayor then called for the ratification of the cash disbursements for the time period of June 06/08/19-06/21/19 and approval of the cash disbursements for the time period of 6/22/2019-7/1/2019. Council Member Larrabee made a motion to ratify and approve the cash disbursements as presented with Council Member Terry 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.

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**YOUTH CITY COUNCIL REPORT**

The Mayor gave the floor to Youth City Council Member Hannah Chester. She reported the following to the City Council:

“Last Month: “We were able to get our float decorated for the 2 parades this month.

Last week we went on the Davis County Jail tour. It’s always an interesting and eye-opening experience. The inmate that spoke with us at the end was a former WX high school graduate from a few years ago.

This Month: “We’ve received many applications for next years Youth Council, including several new incoming members.

“We would like to get youth leadership interviews done to start planning themes and ideas. We would like to coordinate times when you would be available.

“We have our two parades this month. On the 4<sup>th</sup> of July in West Bountiful and on the 19<sup>th</sup> of July in the Bountiful.

Next Month: “We’ve planned our End of Year/water party for August 8<sup>th</sup> at Hogan Park. You are all welcome to stop by for some lunch if you’d like. In the past years, our luck has not been so good with the weather, so we will see if we have the traditional cooler weather with possible storms that day.”

It was noted that about 5:30 P.M. would be good. It was noted for the West Bountiful parade the Council needed to meet at 10:00 A.M. if they were able to ride on the float.

**COUNCIL KUDOS**

The Mayor gave the floor to Council Member Checketts who recognized several of the city employees. She said that Officer Corey Boyle and Ranger and Sparky Taylor were nominated.

Council Member Terry said he had nominated Officer Boyle and Ranger of the Police Department. He thanked them for all of their hard work on many difficult cases throughout the whole state. He said not every police department has a canine unit and Woods Cross is lucky to have both Officer Boyle and Ranger. Council Member Terry awarded gift cards to Petco for Ranger and to Coldstone for Officer Boyle.

Council Member Checketts then recognized Sparky Taylor of the Public Works Dept. who was nominated by Assistant City Administrator, Jessica Sims. It was noted what a good job Sparky does and some of the innovative things he does to help the city in difficult circumstances. Council Member Checketts said that Sparky had been able to help with an air conditioning issue during the Senior Lunch Bunch activity which really made a big difference for the seniors enjoyment during their activity.

The Mayor and Council also thanked these individuals for their excellent work within the city.

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**CONSIDERATION TO APPROVE AN AGREEMENT WITH SILVER EAGLE  
REFINERY AMENDING AND RESTATING THE 2012 AGREEMENT BETWEEN  
SILVER EAGLE REFINERY AND WOODS CROSS CITY**

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

“After the explosion at Silver Eagle Refinery in 2009, the City entered into an agreement with Silver Eagle Refinery which required them to do a number of assessments of their facility to make sure it was safe. As part of that agreement they were required to provide quarterly reports to the City. Since that time a lot of changes have occurred at the refinery, a number of their units have been retired, and they have replaced a large portion of the refinery’s piping and vessels.

“In discussion with Jerry Locke, we feel there is no longer a need to continue this high level of scrutiny. They have submitted an updated agreement that removes the reporting requirements of the 2012 agreement. I concur with these changes as a lot of the auditing requirements have not been followed since the initial agreement back in 2012. Under the new agreement Silver Eagle is still required to have a representative available to come to the City Council meetings on a monthly basis to provide a report on the facility and to address any safety or environmental matters that are a concern to the City. They are also required to notify us of any violations of environmental regulations.

“I feel this new agreement is a fair approach to ensuring that Silver Eagle is maintaining a safe facility. They have a good safety track record over the past few years and I feel that they have met their obligations. This new agreement will still keep open the doors of communication and allow us the opportunity to discuss any issues that we may have regarding the refinery.”

Mr. Jerry Lockie addressed the Council and said he had submitted his resignation to Silver Eagle. However, while he is retiring, he will continue as consultant with Silver Eagle, very likely working there for at least the next two years.

The Mayor and Council thanked him for Silver Eagle’s hard work and effort for helping to clean things up after the explosion and make things safer for the city along with consistent support for the police department and the K-9 unit.

Mr. Lockie introduced Mr. Mike Platz who the Operations Manager for Silver Eagle and said he would be available to help with or answer any questions in regard to Silver Eagle in the future. Mr. Platz said he was excited to be here and working with the refinery and wants to continue the good relationship with the city; he is willing and happy to talk with the Mayor and Council anytime. The Mayor said he was looking forward to a great relationship with him and the refinery.

Mr. Lockie assured council that careful monitoring and records will continue to be kept by the refinery; the city can access such records and reports at anytime they would like. He also said the refinery is in compliance at this time and they have several more inspections that will be taking place and they will be making sure everything is in good order.

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The Mayor asked if the Council had a chance to look over this agreement and they said they had looked it over and had no questions at this time.

Following the above information, Council Member Westergard made a motion to approve the agreement with Silver Eagle Refinery amending and restating the 2012 agreement between Silver Eagle Refinery and Woods Cross City as presented. Council Member Checketts seconded the motion and all voted for the motion through a roll call vote.

**CONSIDERATION OF A RESOLUTION TO FORMALLY ESTABLISH THE COMMUNITY OF PROMISE**

The City Administrator continued with the floor and noted this establishment would formalize the Community of Promise as a city sponsored program.

Council Member Westergard made a motion to approve resolution 2019-682, a resolution formally establishing the Woods Cross City Community of Promise as a city sponsored program. Council Member Larrabee seconded the motion and all voted for the motion through a roll call vote.

**CONSIDERATION TO APPROVE MULTIPURPOSE ROOM RENTAL REGULATIONS**

The Assistant City Administrator was given the floor and noted the following for the City Council:

“Given to the Council is a resolution amending the Consolidated Fee Schedule to implement the Multipurpose Rental Room Rates as discussed in the previous item.”

Council Member Westergard made a motion to approve the multipurpose room rental regulations as presented. Council Member Larrabee seconded the motion and all voted for the motion through a roll call vote.

**CONSIDERATION OF A RESOLUTION AMENDING THE CONSOLIDATED FEE SCHEDULE RELATED TO MULTIPURPOSE ROOM RATES**

The Mayor then called for a motion for this item. Council Member Westergard made a motion to approve resolution 2019-683, a resolution amending the consolidated fee schedule related to multipurpose room rates. Council Member Checketts seconded the motion and all voted for the motion through a roll call vote.

**CONSIDERATION OF A RESOLUTION CLARIFYING THE STATUS OF ELECTED AND APPOINTED OFFICIALS FOR UTAH RETIREMENT SYSTEMS PURPOSES**

The Assistant City Administrator continued with the floor and noted the following for the City Council:

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“Given to the Council is a resolution amending our personnel regulations clarifying that elected and appointed officials are part-time employees under the retirement system. It also lists the category of employees that may be exempted from the retirement system. This is not a change from what we have been doing. URS has asked that we establish by policy what we have been doing.”

Following the information given, Council Member Larrabee made a motion to approve resolution 2019-684, a resolution clarifying the status of elected and appointed officials for Utah Retirement Systems purposes. Council Member Westergard 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.

Council Member Checketts said there was a Woods Cross Elementary student who reported that there is someone camping on the school property. She requested that a police officer go by the area to see if they can see what might be going on. Chief Soffe said he would do so.

Council Member Westergard said on the north side of 2600 South by the Hillcrest subdivision there also may be someone camping there and asked if the police could also check that area as well. Chief Soffe said he would do so.

Council Member Checketts as if the city sends out a welcome letter to new residents with a copy of the zoning and ordinances for the city. She said a resident has brought up to her that there have been two homes in the area that have been sold to be rented out to utilize the upstairs and downstairs as rental units. She felt like new residents need to be aware that a single-family home cannot be turned into a multi-family resident. The City Administrator said he would get with staff and see what might be done.

Council Member Westergard asked about the old Golden Eagle site and said he noticed it was for sale. The City Administrator said yes, it is for sale. He said there are some things that will need to be done on that property before anyone else can take it over.

Also discussed were areas with weeds that will need to be removed around the city.

**PLANNING COMMISSION REPORT**

The Mayor gave the floor to the Council Member Terry who reported on the Planning Commission meeting held June 25, 2019. Please see the minutes of that meeting for the details of his report.

**SOUTH DAVIS SEWER DISTRICT REPORT**

There was no report for the Sewer District as Council Member Westergard was out of town for that meeting.

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**MAYOR'S REPORT**

The Mayor said he wanted to thank Chief Soffe for inviting them to Vetra simulation training, which is lethal force training. The Mayor and Council said it was very informative and a great opportunity.

**CITY ADMINISTRATOR'S REPORT**

The City Administrator noted the following for the City Council:

**1. Review of Police Incident:**

“The recent police incident is being investigated by the Department of Public Safety. They have indicated the investigation should be completed by the middle to end of July. I will keep you apprised of the status of the investigation.”

Council Member Checketts said she would not be at the July 16, 2019 City Council meeting.

**CLOSED SESSION—PERSONNEL MATTER**

At 7:15 P.M. Council Member Westergard made a motion to go into closed session. Council Member Checketts seconded the motion and all voted for the motion through a roll call vote.

**MOTION TO GO INTO OPEN SESSION**

At 7:45 P.M. Council Member Westergard made a motion to go into open session with Council Member Terry seconding the motion and all voted for the motion through a roll call vote.

**ADJOURNMENT**

At 7:47 P.M. Council Member Westergard made a motion to adjourn the City Council meeting with Council Member Terry seconding the motion and all voted for the motion through a roll call vote.

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Rick Earnshaw, Mayor

Annette Hanson, City Recorder