

**WOODS CROSS CITY COUNCIL MEETING
JULY 20, 2021**

The minutes of the Woods Cross City Council meeting held at the Woods Cross Public Works building located at 2287 South 1200 West, Woods Cross, Utah.

CONDUCTING:

Rick Earnshaw

COUNCIL MEMBERS PRESENT:

Rick Earnshaw, Mayor
Matt Terry

Wally Larrabee
Ryan Westergard

Tamra Dayley

MEMBERS EXCUSED:

Julie Checketts

STAFF PRESENT:

Gary, Uresk, City Administrator
Sam Christiansen, Public Works Director
LaCee Bartholomew, Community Services Coordinator
Jessica Sim, Assistant City Administrator

Annette Hanson, City Recorder
Chad Soffe, Police Chief

PUBLIC ATTENDANCE:

Buck Eckstrom	Gary Sharp	Tiff Miller	Becky Ginos	John Burchett
LeGrande Blackley	Michelle Koyle	Don Schrader	Daniel Florez	Scott McDonald
Whitney Ward	Todd Meyers			

INVOCATION:

Matt Terry

PLEDGE OF ALLEGIANCE:

Wally Larrabee

CONSIDERATION TO APPROVE MINUTES

The Mayor called for the review of the minutes from the City Council meeting held July 6, 2021.

Following the review of the minutes by the City Council, Council Member Terry made a motion to approve the minutes as written with Council Member Dayley seconding the motion and all voted in favor of the motion through a roll call vote.

FINANCIAL REPORT

The Mayor gave the floor to the City Administrator who went over the financial report with the City Council.

APPROVAL OF CASH DISBURSEMENTS

The City Administrator went over the cash disbursements for the time period of 7//3/21-7/16/21.

Following the review of the cash disbursements, Council Member Westergard made a motion to approve the cash disbursements as presented with Council Member Larrabee seconding the motion and all voted in favor of the motion through a roll call vote.

ZONING ORDINANCE UPDATE

The Mayor gave the floor to the Community Development Director who updated the Council on the Zoning Ordinance revisions. He said there would need to be public hearings held before the changes can be adopted by the City Council and those hearings would be held in the near future.

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WOODS CROSS ELEMENTARY REPORT OF USE OF CARES ACT FUNDS RECEIVED FROM WOODS CROSS CITY

The Mayor welcomed Principal Eckstrom to the meeting to report on what the CARES Act funds did to help the elementary school. He said the pandemic was extremely difficult for the children attending the school, especially kindergartners and first graders and continuing to help with these kids with reading was extremely important for them. He thanked the City Council for the donation of the funding to the school. He said they wanted to focus on reading with the funds they had received. He said they hired a teacher and a tutor to help with reading issues and they utilized them by meeting with small groups of children to help with the reading needs. He said many of the younger students met and exceeded the expectations for reading goals as well as other school subjects. He said the money had a profound impact on the students of the school.

The Mayor asked what is going to happen with this next school year. Principal Eckstrom said as far as he knew right now, they will be moving forward as a regular school year. He said teachers and students may wear masks if they choose to, but there is currently no mandate to do so.

The Mayor and Council thanked Mr. Eckstrom for all he and the teachers of Woods Cross Elementary are doing to help the students of Woods Cross be prepared for the future, especially under the unprecedented circumstances of the pandemic.

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 would take two or three minutes.

Mr. Daniel Perez addressed the Council and asked what the city's goals were for 2022 to help keep COVID from becoming a major issue again. The Mayor said he would like to see no one get COVID but that is not realistic. He noted that the City had been holding back on community activities. He also said he is hoping that everyone will get vaccinated. The Mayor said they went from 4 cases to 25 cases of COVID recently in Woods Cross. He said there impacts on those who have not been vaccinated. Mr. Perez asked how the city was going to promote getting vaccinated. The Mayor said the city is trying to post on social media the places where vaccinations are available as well as by word of mouth. It was also noted there would be a mobile vaccination clinic attending one of the community functions that will be held by the city.

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

COMMUNITY OF PROMISE REPORT

Community Service Coordinator, Lacey Bartholomew reported the following to the City Council:

CERT—They had a training at Monte Cristo, everything went well except for the weather. They have also been back to the public works building to work on the radios.

Recreation—Just wrapping up the last week of activities in the park, they will be doing a few weeks of cooking class at the public works building and maybe one more session of RADkids. Final numbers are in, and there were 507 kids who participated in the program and there were 1212 registrations for the summer.

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Summer Literacy—They had 4 great events this year. The average attendance was 165. The high was 200 for the final event which was Drum Utah.

Arts in the Park—July 12 there was a movie night. There were a few hiccups but those that attended, about 75-100 people, had a great time. August 9th will be the Night Out Against Crime and it will be awesome. Detective Burton has done a great job organizing this event. The YCC will be helping with the blow ups and food. The movie will be Sonic the Hedgehog and Endless Summer will be the band playing that night.

Seniors—They held their first in-person luncheon, and it was great!!

RAD—They are offering one more class of RAD Kids this summer.

Upcoming Events—In September there will be a day of service with an anticipated 10,000 volunteers to help with service projects. On September 13 there will be a Community Night celebrating Utah becoming a state. Woods Cross High School would like to hold a homecoming parade. There will also be Pumpkins in the Park held on October 15 due to the bathrooms needing to winterized.

The Mayor and Council thanked Ms. Bartholomew for all of her hard work with the summer recreation program as well as the parks department and how much they have contributed to helping make this great and successful program.

POLICE REPORT

The Mayor gave the floor to Police Chief Soffe who reported the following:

<u>2021</u>	<u>2020</u>	<u>YEARLY</u>
Jan---704	Jan--1029	2020—10,473
Feb— 674	Feb—979	2019—11,368
March—796	March—801	2018—11,600
April—821	April—560	2017—11,411
May— 854	May—825	2016—12,393
June— 700	June—776	2015—12,819
July—	July—1144	2014—9495
Aug—	Aug—822	2013—8979
Sept—	Sept—804	2012—7347
Oct—	Oct—896	2011—6918
Nov—	Nov—985	
Dec—	Dec—852	
Running Total—4549	Total-10,473	

ACTIVITY REPORT

Apr-May-June traffic citations

	<u>Apr</u>	<u>May</u>	<u>June</u>
Total Citations	121	133	125
Total Violations	181	208	2

235 New Cases opened in June.

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DEPARTMENT ACTIVITY

- WX Elementary School K9 Vest Donation
- Assist with Clinton Promotion Board
- Summer Recreation Police Activity at Hogan Park
- Medical Examiner Conference
- N.O.V.A. Gradutaion
- FBI CJIS Audit
- Dept. Boating Event Willard Bay

K-9 ACTIVITY

Ranger

6/25/21—Warrant suspect search in WX, suspect not located.

6/25/21—Assist Layton PD on a search for 10-99 suspects who fled on foot, major time lapse, nothing found.

Five outside requests but were cancelled before K-9 Officer arrived on scene.

Legend

6/5/21—UPOA K9 Trials—Won 2 trophies

6/17/21—K9 Demo for Summer Recreation at Hogan Park

6/24/21—Drug Sniff at a storage unit, drug paraphernalia found

6/24/21—Traffic Stop, no indication

6/24/12—Assist BPD with vehicle search, narcotic found

6/24/21—Traffic Stop, no indication

Loki

6/2/21—Assist Bountiful on a traffic stop/fleeing on foot, suspect located and arrested

6/14/21—Traffic Stop, no indication

At the request of Officer Strong, Loki is no longer a working K9 dog, he has retired.

DETECTIVE DIVISION

34 Persons Crimes/Sexual Assault/Active

36 Active Theft/Property/Fraud/Assault/Death cases for the month of June

Detective Jones is helping during the summer months.

SEX OFFENDER ENFORCEMENT

2—Sex Offender Registries

0—Home Compliance Checks conducted.

ORDINANCE ENFORCEMENT

5—New cases were received and opened from the public

0—Cases resolved/closed successfully

10—Ongoing cases from previous month

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US MARSHALS ACTIVITY

VFAST

During the month of June, working throughout Davis and Weber County, North Task Force Team located and apprehended 11 violent fugitives.

1 Felony warrant suspect arrested in Woods Cross.

LPR ACTIVITY

DL Violations: 1

Expired/Canceled: 9

Revoked/Suspended Reg: 4

Stolen: 0

Insurance Violations: 4

Impound: 0

Interlock: 0

Plates to Another Vehicle: 0

Warnings: 9

Citations: 18

CRIME SPOTLIGHT

After a motorcycle was fraudulently purchased from Young Powersports, WXPDP Detectives were able to identify the suspect as Kevin Larrea, wanted in California, Nevada, and Utah for numerous crimes. Their identification of the suspect led to the discovery of a large fraud ring and detectives were able to link numerous cases across the Wasatch Front to the suspect.

Personal information of numerous victims had been purchased on the dark web. Fraudulent military IDs had been manufactured using the purchased personal. The IDs were used to gain credit cards from merchants and to purchase vehicles. WXPDP Detectives provided the intel they had gathered, and the Attorney General's Office joined in the investigation. The suspect was ultimately arrested after he attempted to purchase another vehicle from Truck World in Bountiful. He is currently in the Davis County jail, being held without bail.

Chief Soffe said he had been a victim of fraud having his ID and credit cards and other things stolen. He said the criminal had been apprehended in Phoenix, Arizona and had been caught with many other ID's he had stolen from throughout the country.

PRESENTATION ON SOUTH DAVIS RECREATION DISTRICT MASTER PLAN

The Mayor gave the floor to Mr. Tif Miller, Executive Director of the South Davis Recreation District, to outline the Master Plan for the District and take any questions or comments the Council may have. Whitney Ward, with BCBO, and Todd Meyers, a board member for the district, were also present with Mr. Miller.

Mr. Miller went through the history of the Master Plan process to date. He said they wanted to find new ways to offer programs and find things the community is looking for as cities continue to grow.

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He went over what facilities and programs are currently available and how they hope to maintain and enhance community services

He said they are looking at adding more pickle ball courts and outdoor activities. He said they are also adding additional pool access with the addition of a 50-meter pool at the existing facility, as well as additional outdoor leisure pool access, additional group studio fitness space, enlarging of the cardio and weight areas, additional indoor court space, expanded programs, and possibly adding an additional facility closer to residents the southwest area of the county. He said they are looking at properties to expand to this area of the county. He also noted they have the largest Junior Jazz program in the state.

Ms. Ward went over how the district might get funds for the projects Mr. Miller had previously spoken about. She said they had been looking at 42.9 million dollar bond. She said that would be about a \$28 a year tax increase for the average household and \$12 increase for businesses. She said they are looking for a 10-acre parcel of land to build this second recreation center for the future. She also said there is a potential of cost sharing.

There was discussion on how costs were covered for a recreation center. It was noted they were 55-60% is self-sufficient and the rest comes from taxes.

Mr. Miller encouraged everyone to come to the open houses that will be held showing what is being planned for these facilities.

The Mayor thanked Mr. Miller and Ms. Ward and Mr. Meyers for their time and efforts on this plan.

CONSIDERATION TO APPROVE A NON-EXCLUSIVE LICENSE AGREEMENT WITH GOOGLE FIBER UTAH, LLC FOR THE INSTALLATION OF NETWORK FACILITIES IN THE CITY PUBLIC RIGHT OF WAY

The Mayor gave the floor to the City Administrator.

The City Administrator noted that given to the Council is the proposed license agreement with Google Fiber.

He noted that Section 2-14 of the agreement needs further clarification. This section states that they are not required to build out to all areas of the City. The City Administrator said he was concerned about this, but in discussing it with them he said he understood why this is in the agreement. He noted that first, they are concerned about the economics of extending their fiber to an isolated home a half mile or more from other homes. He said they really do not have that situation here, so he said he did not think it applied. He said the other situation regards apartments. He noted that apartments may have an agreement with another provider and will not allow them to access their property. He noted there may be some areas in the city where it may take longer to get fiber installed, but it is anticipated that all areas of the city will be eventually serviced by them.

The City Administrator also noted that in section 5.1 they will remit 2% of the revenues collected in the city to the city. He noted this is not a huge amount but should net around \$30,000 per year when Google Fiber gets access to most of the city.

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He noted they are still working out the details of deployment, but it is anticipated work will start sometime in the first quarter of 2022.

The City Administrator introduced representatives from Google Fiber and said they were available to discuss any questions they may have. Mr. John Burchett and Ms. Michelle Koyle were at the meeting representing Google Fiber.

Mr. Burchett said he was excited about building in Woods Cross. He said it is a good opportunity and the price point would be \$70 for a household, which was a little less than originally quoted.

Council Member Terry asked about getting fiber into the parks or buildings. He asked if there would be a price break for the city for getting the fiber into the parks such as a hot spot. The City Administrator said the agreement does not state that. Mr. Burchett said there is nothing in the agreement regarding that. He said they are a pretty simple business and do not do a lot of extra things. He said they do have a program for non-profits for no cost wi-fi. but do not supply hot spots. The Public Works department said they are looking at other options for wi-fi for parks.

The Mayor asked about schools and accessibility. Mr. Burchett said that would be separate matter to supply fiber to the school districts and they would be happy to speak with them about it. He said they generally have not done much with schools.

Council Member Larrabee asked what would happen with cables that would not be able to go underground and where they would be located. The Public Works Director said the lines trenched in the ground are very small and there are minimal impacts. He noted Google would work directly with the railroads and other areas that lines may not be able to go underground but such areas will be minimal. He said there may be limited areas that would go overhead.

Council Member Terry asked how long it would be before they would have access to the fiber. Ms. Koyle said it would probably be about a year before they get the fiber in, and they will plan to start in the first quarter of 2022. She also noted they would do their best to get the fiber to everyone in the city. It was noted the majority of residents would receive this service.

There were no further questions and Council Member Westergard made a motion to approve the non-exclusive license agreement with Google Fiber for the installation of network facilities in the city public right-of-way. Council Member Terry seconded the motion, and all voted in favor of the motion through a roll call vote.

OPEN SESSION

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

Council Member Westergard said the garbage trucks are picking up garbage at the church near his home at 5:22 A.M. and that it is disturbing the neighborhood to have them come that early in the morning. He also said there are weed concerns east of what was Peak Profile going back towards the asphalt plant need to be taken care of. He also said there are vines that are growing on the sidewalks that need to be addressed. Staff said they would look into both of those matters.

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Ms. Bartholomew said that all summer there has been a covered parked car in the parking lot at Hogan Park on the east side of the park and that it is difficult for summer recreation parents to drop off kids. Staff said they would look into the matter.

Council Member Dayley said the utility trailers had been moved.

The Mayor asked if there was any way to get the word out that one of the candidates for the City Council seat had dropped out. The City Recorder said she would get that out on social media.

SAFETY REPORT

The Mayor gave the floor to the Assistant City Administrator who gave the safety report. She noted that Team Cyndi won the safety competition for the quarter. Team Sam won the safety competition for the whole year. There has been a new draft of teams for FY2022.

There was a claim in June for a public works employee who is no longer with the city.

She also mentioned there had been a safety lunch where Jason Watterson from the Trust spoke on ways the city employees could stay safe.

WASATCH INTEGRATED WASTE MANAGEMENT REPORT

The Mayor gave the floor to Council Member Larrabee who reported on the activities of the Wasatch Integrated Waste District. He said they did not have a meeting in July, but in June he said they renegotiated the contract with their auditors. He said their next meeting will be in September.

MOSQUITO ABATEMENT REPORT

The Mayor gave the floor to Council Member Terry who reported on the activities of the Mosquito Abatement District. He said a mosquito from Mills Park had tested positive for West Nile virus. He said that despite draught conditions some mosquitoes thrive in this warmer weather. He said they are still working with a small of employees.

PLANNING COMMISSION REPORT

Council Member Terry continued with the floor and reported on the Planning Commission meeting held July 13, 2021. Please see the minutes of that meeting for the details of his report.

SOUTH DAVIS RECREATION DISTRICT REPORT

The Mayor reported on the activities of the South Davis Recreation District. He said they talked about their plan going forward and want to get the bond election on the ballot this fall. He encouraged the Council to go to the open houses for the new Master Plan.

SOUTH DAVIS METRO FIRE DISTRICT REPORT

The Mayor continued with the floor and reported on the activities of the South Davis Metro Fire Agency. They approved their budget and cities will receive a 10% increase on their assessments. He said there will be an increase on the levy as well. He said there will be a Truth and Taxation hearing on August 2 at 6:00 P.M.

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He said the fire chief was very appreciative of residents taking the fire dangers seriously and not using fireworks where they should not be used.

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.

The bond has been closed.

The City Recorder had put together a tentative flier for the meet candidate night.

Public Works Director has gotten prices for flashing lights for the crossings by Odyssey Elementary that had been discussed previously. He said the quote was for \$9700 dollars. He said it is a push button sign that can be used by the crossing guard in that area as well as any other pedestrians using the crosswalk.

There was discussion of the importance of safety and keeping the kids safe as they use the crosswalks. It was noted there are still cars that are ignoring the crossing guards at the intersections that been discussed so it would be important for these signs to be installed. It was also mentioned there may be some grants that could be available to help with costs for the signs.

The Council said they are in support of putting in the signs with the flashing lights.

**CLOSED SESSION TO DISCUSS PERSONNEL MATTERS PURSUANT TO UTAH CODE
§52-4-205**

At 8:25 P.M. Council Member Terry made a motion to go into closed session to discuss personnel matters. Council Member Westergard seconded the motion, and all voted in favor of the motion through a roll call vote.

MOTION TO GO INTO OPEN SESSION

At 9:19 P.M. Council Member Westergard made a motion to go into open session with Council Member Larrabee seconding the motion and all voted in favor of the motion through a roll call vote.

ADJOURNMENT

There being no further business before the City Council, Council Member Westergard made a motion to adjourn the meeting at 9:20 P.M. Council Member Larrabee seconded the motion, and all voted in favor of the motion through a roll call vote.

Rick Earnshaw, Mayor

Annette Hanson, City Recorder

Adopted by Council August 3, 2021