

NORTH SALT LAKE CITY COUNCIL
WORK SESSION MINUTES
AUGUST 3, 2010

Mayor Arave called the meeting to order at 6:20 p.m.

PRESENT: Mayor Len Arave
Council Member Stewart Harman
Council Member Brian Horrocks
Council Member Conrad Jacobson
Council Member Matt Jensen
Council Member Stan Porter

STAFF PRESENT: Barry Edwards, City Manager; Brian Passey, Assistant City Manager and Finance Director; David Church, Council Attorney; Rod Wood, Public Works Director; Paul Ottoson, City Engineer; Ryan Rhees, Golf Course Director; Chief Craig Black, City Police Chief; LaRae Dillingham, City Recorder; Linda Horrocks, Minutes Secretary.

1. ACTION ITEMS

The current list of action items was reviewed. Completed items were removed from the list. Incomplete items remained on the carry over list.

Brian Passey stated that there is \$800K available for the Foxboro South Park exclusive of RAP tax fees (Action Item #5). Impact fees are also available. Paul Ottoson stated that there are two different frontages along this park, one of which has no improvements, and there is nothing to tie into. (It was noted that this side belongs to Hallmark Homes which is currently not building in this phase.)

Barry Edwards reported on the issue of water rights between Staker and the City on the sale of approximately 19 acres of property owned by NSL. He stated that the City retained the water development rights in the sale, and the amount to be charged to Staker was supposed to be renegotiated every three years. When staff researched the amount being billed to Staker, they found that the City is still only charging \$450 per year and have been charging that for the past 17 years. Calculations show that the City could be charging \$5,300 per year. Mr. Edwards noted that the City could acquire more water from other sources by using that money. He added that staff has contacted Staker and will continue to pursue this.

On carry over item #4, staff will put together some options for the parcel at the intersection of Haworth and Skipton in Foxboro.

2. PUBLIC WORKS REPORT

Rod Wood reported that the Eagleridge Drive tank landscaping issue is being considered for additional rock on top of the tank.

Mr. Wood stated that the Foxboro open space bridge is in place with concrete approaches completed, and asphalt being poured this week. He stated that it appears that the project is expected to be between four to six thousand dollars under budget, and commended the workers involved for their efforts.

Mayor Arave asked about the status of the Hughes well. Mr. Wood responded that they are just waiting for bonding. The well is tested and capped, but funds are not available to operate the well.

3. CITY ENGINEER'S REPORT

Paul Ottoson reported that the Center Street overlay would be started the following evening. The contractors will be closing Center Street from 8:00 p.m. to 6:00 a.m., and they hope to be done by August 18th.

Mr. Ottoson also reported that the ADA ramps projects (on street corners) is also starting this week. The contractor was given 75 days, but they hope to have it done in 30 days.

Council Member Harman asked about the Maverick no parking issue and stated that many trucks are still parking there. There is also a fire hydrant in the area, and he suggested possibly painting the curb red.

4. ADJOURN

Mayor Arave adjourned the meeting at 7:05 p.m. to begin the regular session.

NORTH SALT LAKE CITY COUNCIL
REGULAR SESSION MINUTES
AUGUST 3, 2010

Mayor Arave called the meeting to order at 7:10 p.m. Council Member Jacobson offered the invocation, and Walker D'Agostini, BSA Troop 1373 led those present in the Pledge of Allegiance.

PRESENT: Mayor Len Arave
Council Member Stewart Harman
Council Member Brian Horrocks
Council Member Conrad Jacobson
Council Member Matt Jensen
Council Member Stan Porter

STAFF PRESENT: Barry Edwards, City Manager; Brian Passey, Assistant City Manager and Finance Director; David Church, Council Attorney; Rod Wood, Public Works Director; Paul Ottoson, City Engineer; Chief Craig Black, City Police Chief; LaRae Dillingham, City Recorder; Linda Horrocks, Minutes Secretary.

OTHERS PRESENT: Travis Taylor, Westates Construction; Allen Tidwell, Carol Nielsen, residents; Dallin Lund, BSA Troop 253; Grayson Tebbs, BSA Troop 1026; A.J. Heaton, Colby Richardson, BSA Troop 253; Lynn P. Ballard, , C. Deven, Spencer Owens, Walker D'Agostini, Alec Woodruff, Galen Darke, and Paul Thatcher, BSA Troop 1373; Myles Conant, Carson Fisher, Davis Nielsen, Chandler Abercrombie, BSA Troop 340; Patrick Gray, Christopher Hughes, BSA Troop 1916; Lynze Wardle, *Standard Examiner*.

1. CITIZEN COMMENTS

There were no citizen comments.

2. CONSIDERATION AND POSSIBLE FINAL APPROVAL OF NORTH SALT LAKE WAREHOUSE CONDOMINIUM PLAT

Barry Edwards stated that the only question on this plat was whether or not the landscaping requirement had been met, and he told the Council that they could make that a condition of approval. Travis Taylor, representing the owner, approached the Council and stated that the 10% landscaping requirement was met during the design approval.

Council Member Jacobson moved to grant final approval of the North Salt Lake Warehouse Condominium Plat. Council Member Porter seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter, Harman, and Jacobson.

3. CONSIDERATION AND POSSIBLE APPROVAL OF THE DEMOLITION OF THE MATHIS PARK PAVILION

Barry Edwards stated that the Council had discussed this issue during past meetings, and engineering experts agree that structurally, the pavilion needs to be taken down. It has exceeded its useful life for the type of construction. Staff recommends that the pavilion at Mathis Park be removed, after which new recommendations may be considered. The budget would need to be amended to complete this project.

Council Member Harman moved to approve the demolition of the Mathis Park pavilion. Council Member Horrocks seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter, Harman, and Jacobson.

4. DISCUSSION AND POSSIBLE APPROVAL OF A GREEN WASTE RECYCLING PROGRAM FOR RESIDENTS

Council Member Harman reported that many residents have expressed great interest in participating in this type of program. The City would need approximately 20% participation in order to begin the program. Mayor Arave stated that Wasatch Integrated has agreed to provide the third can, but several Council Members expressed concern over residents adding another can with a limited amount of storage space.

Barry Edwards said some type of interest poll could be included on a future City newsletter. Centerville just rolled out a green waste recycling program, and staff could get some numbers from them.

Mr. Edwards stated that the City could also acquire bids from different haulers. Council Member Harman suggested holding public hearings on this issue, but Mr. Edwards responded that it is not controversial since it is an "opt in" program. Council Member Harman said he does not believe it is controversial, but residents may have other suggestions.

5. CONSIDERATION AND POSSIBLE ADOPTION OF RESOLUTION NO. 2010-18R APPROVING AN INTERLOCAL COOPERATIVE AGREEMENT WITH DAVIS COUNTY PLANNING DEPARTMENT RELATING TO THE CONDUCT OF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

Barry Edwards stated that unfortunately, this resolution is simply one more step being required of the City.

Council Member Porter moved to adopt Resolution No. 2010-18R approving an Interlocal Cooperative Agreement with Davis County Planning Department relating to the conduct of Community Development Block Grant program. Council Member Jacobson seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter, Harman, and Jacobson.

6. CONSIDERATION AND POSSIBLE APPROVAL OF AN INTERLOCAL COOPERATION AGREEMENT ESTABLISHING THE JORDAN RIVER COMMISSION

Council Member Porter stated that the Jordan River Commission was formed to accomplish goals in the “Blueprint Jordan River.” There is an elected official from every city along the Jordan River who worked on the agreement, and during this last year, he has been part of this committee. There is a cost associated by participating in this interlocal agreement (with the largest amounts being assessed to the counties). Each city has been asked to contribute based on population and frontage on the Jordan River. NSL has only approximately four miles of frontage, but Council Member Porter said they may be counting both sides of the river, and North Salt Lake really only has frontage on one side.

The question was raised that if this group decides to bond for some type of project, would the City be “on the hook” for a long term commitment. Dave Church stated that the agreement is set up where a city would not be committed unless it volunteered. (In Section 9.4 of the agreement, it states that if you have committed to the backstop of funds, you are committed, and you cannot withdraw.)

Dave Church stated that the benefit to NSL joining the Jordan River Commission is that by participating on the commission, NSL would get the same vote as the larger contributors. He added that it is basically creating a “super planning commission” for the Jordan River. There is no authority to zone, no authority to control or make the final decision. The down side is that another level of government is being created. The Commission will have its own existence, its own staff, like a special service district.

Barry Edwards stated that there are networking and other advantages to being on the Commission. Dave Church then said, “The train already exists, and they’re just asking us if we want a seat.” The agreement would need to be approved via formal resolution or ordinance, so it will be back on the agenda at a future date.

Council Member Jensen moved to approve an Interlocal Cooperation Agreement establishing the Jordan River Commission. Council Member Porter seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter, Harman, and Jacobson.

Council Member Harman stated that this approval is with the caveat that the Council is approving the agreement subject to the Council’s conversation with changes to the language and approval of a formal resolution at a future meeting.

7. DISCUSSION AND POSSIBLE OF A MANAGEMENT SALARY SCHEDULE

Barry Edwards stated that one of the things staff has encountered as they have been recruiting new employees is that they have recruited at the end of the schedule, so the new employee is topped out the day they get here. By amending the salary schedule, Mr. Edwards believes this would allow them to increase their salary based on performance, or other commitments.

Mayor Arave asked how the proposed schedule compares to the current schedule. Mr. Edwards stated that step one is the top range of our current schedule. So, we're moving the top of our current schedule up 50%.

Council Members agreed that the private sector is really struggling financially and making cuts throughout their operations. The Council said that they are responsible for the City's taxes and the funds spent on salaries and believes the public would disagree with this type of increase in possible pay when they are all struggling.

Council Member Horrocks stated that the City Manager needs the ability to manage the department heads, and some adjustment in the table needs to be done. The Council suggested Barry rework the table and bring it back to the Council.

8. CITY MANAGER'S REPORT

Barry Edwards reported that he is currently working on the FF&E (Furniture Fixtures and Equipment) for the new building, and it appears the expenditures are below budget.

He then stated he has a chart showing those who have applied for the City Attorney and City Prosecutor positions. There are seven applicants for City Attorney and more for City Prosecutor. He suggested that two committees be formed to choose the right person for each of these positions, and suggested a committee consisting of Chief Black, one City Council member, and a staff person. He would like to narrow the candidates down to four and recommended they wait to hire a prosecutor until the City Attorney is selected.

9. CITY ATTORNEY'S REPORT

Dave Church reported that the Woodside Homes attorneys and the City of NSL are still working through the building plans claim on the Woodside lawsuit. The only item left is the fee issue and whether or not the City owes them a reimbursement. He is defending the case for the City, and they are trying to convince Woodside that their request is way too high. Barry Edwards stated that only about 25% of the plans were identical.

10. APPROVE MINUTES

The July 12, 2010 City Council minutes were reviewed and amended. **Council Member Porter moved to approve the City Council minutes of July 12, 2010 as amended. Council Member Horrocks seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter and Jacobson. Council Member Harman recused himself as he was not at the meeting.**

The July 20, 2010 City Council minutes were reviewed and amended. **Council Member Jacobson moved to approve the July 20, 2010 City Council minutes as amended. Council Member Jensen seconded the motion. The motion was approved by Council Members**

Jensen, Porter, and Jacobson. Council Members Harman and Horrocks both recused themselves.

11. MAYOR'S REPORT

Mayor Arave reported public tax service program was a success.

12. COUNCIL REPORTS

Council Member Jacobson stated that the next and final Movie in the Park for the year, sponsored by the Youth Council, will be August 14, 2010. The Youth Council is holding its final meeting for this council at 4:00 p.m. on August 4. They are hoping to have many new members.

Council Member Harman reported on the July 3rd 5K and said the City received somewhere between \$1,000 and 1,500. Those on the committee thought the money should be put to use on the Skinner Park (*are we talking about a specific tribute/plaque/area honoring Officer Skinner, or the parcel of land FKA Skinner Park at the intersection of Skipton and Haworth?*), but nothing has been decided. Council Member Horrocks suggested rallying the community for the work and use the money for material.

Council Member Harman reported that there were some recent burglaries in different parts of the City and suggested stepping up the Neighborhood Watch program. He suggested putting information on protecting people's homes on the City website, such as simple things they can do to protect their homes, like keeping garage doors closed, leaving outside lights on, etc. Council Member Harman asked how many homes are in Foxboro and Foxboro North. Mr. Edwards suggested he talk to Sally in the office.

Council Member Porter stated that the Legacy Nature Preserve asked if the City would be a sponsor for the Jordan River cleanup in the nature preserve on September 25th by encouraging residents to come help on that day.

Staff and Council decided to have a ribbon cutting at the new Foxboro Open Space Bridge at 9:00 a.m. on Saturday August 21st.

13. CLOSED SESSION

At 9:55 p.m. Council Member Harman moved to go into closed session to discuss the character, professional competence or physical or mental health of an individual. Council Member Jensen seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter, Harman, and Jacobson.

At 10:35 p.m. Council Member Jensen moved to go out of closed session and back into regular session. Council Member Porter seconded the motion. The motion was approved by Council Members Jensen, Horrocks, Porter, Harman, and Jacobson.

14. ADJOURN

Mayor Arave adjourned the meeting at 10:36 p.m.

Mayor

Secretary

New Action Items – August 3, 2010

- _____ 1. Action - (Barry) Acquire numbers and information from Centerville on their green waste recycling program recently implemented.
- _____ 2. Action - Barry revise Management Salary table and bring it back to the Council.
- _____ 3. Action - Linda send email about movie in the park on the 14th. Include other events such as ribbon cutting for open space bridge Aug. 21st, and Jordan River cleanup on Sept. 25th.
- _____ 4. Linda - put information on protecting people's homes on the City website, such as simple things they can do to protect their homes, like keeping garage doors closed, leaving outside lights on, etc. – put links helpful pages.

_____ Carry Over Items _____