

NORTH SALT LAKE CITY
CITY COUNCIL MEETING – WORK SESSION
SEPTEMBER 3, 2013

FINAL

Mayor Arave called the meeting to order at 6:10 p.m.

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

EXCUSED: Council Member Brian Horrocks

STAFF PRESENT: Barry Edwards, City Manager; Ken Leetham, Assistant City Manager and Economic Development Director; Paul Ottoson, Public Works Director and City Engineer; Jon Rueckert, Assistant Public Works Director; Janice Larsen, Finance Director; Chief Craig Black, Police Chief; Brent Moyes, Golf Course Director; David Church, City Attorney; Andrea Bradford, Minutes Secretary.

OTHERS PRESENT: Antone Clark, Standard Examiner.

1. POLICE DEPARTMENT REPORT

Chief Black presented the most recent Police Department report and stated that larcenies and theft decreased 8% from last year and residential burglaries were also down. Vehicle thefts were up by one from 2012 with 25 auto thefts this year. The Police Department has utilized Officer Whittier and his police dog for inspections of commercial areas which has resulted in fewer burglaries in those areas. Drug offenses are up 2% which is not necessarily a reflection of more drug use but of officers and the K-9 division being more proactive. Chief Black commented that he is concerned with the increased number of traffic accidents and will run some reports to pinpoint the areas where these accidents are occurring.

Chief Black also reported on the officer involved shooting that occurred in the City last June. There was a car chase involving a Davis County deputy that entered the City limits and proceeded to the storage unit complex. North Salt Lake Officer Bogden followed the suspect into the complex while the Davis County deputy parked at the entrance and fired shots at the suspect's car. The suspect then eluded the officers and fled to West Valley where the car was later discovered. The City's Police Department policy on shooting at a moving vehicle is that it is very rarely effective to shoot at a moving vehicle unless the vehicle is coming towards an officer or if there is no other option.

Chief Black commented on two cases in which the Police Department were involved; including the burglary that occurred on Orchard Drive while the Morris family was on vacation. The City's

Police Department was able to identify the suspects and recover 75% of the stolen property including gold nuggets and other hard to trace items. The second case was the fire at 55 West Center Street which was caused by renters in an apartment building who left a lit cigarette on a mattress causing a fire and the subsequent evacuation of the building, which led to the discovery of drugs and guns in one of the neighboring apartments.

2. COMMUNITY DEVELOPMENT REPORT

Ken Leetham reported that the number of requests for building permits is increasing, and the City has issued more permits so far this year than were issued in the full year of 2012. There was a variety of development applications including subdivision plats, site plans, conditional use permits and new commercial building permits. There were also 101 new business licenses issued; approximately half commercial, half residential. City staff has been working on population projections showing 811 residential dwelling unit permits being added since 2010, adding approximately 2,470 people to the City. The current population of the City is 18,793 people. There are about 800 single family units yet to be built which excludes a parcel in Foxboro and one in Granite on the hill. These completed homes would add another 3,050 people to the City with a build-out population of approximately 22,000 residents.

Mr. Leetham also reported on the economic development efforts of the Redevelopment Agency (RDA) on the Redwood Road CDA and Orbit EDA projects, and the progress on getting participation from the other taxing entities.

3. DISCUSSION OF WATER AGREEMENT WITH BIG WEST OIL

Barry Edwards spoke to the attorney for Big West Oil and also the City's attorney regarding water rights and capacity of their well, but the negotiations are not complete as their well does not provide as much water as it used to. The City is now providing 33-50% of the water they use which was not in the agreement. Mr. Edwards is meeting with Big West Oil again in a couple weeks and will bring the issue back to the Council.

4. ACTION ITEMS

Mayor Arave commented on the \$25,000 that was given to the City by Mr. Art Gregerson to be used for a trail, and that he would like to see some progress being made on this trail. Council Member Porter responded that the trail was mapped at one time, but there was not adequate access then. Mayor Arave said there would be access now and that staff needs to look into re-mapping the trail.

Paul Ottoson said that due to the FEMA grant they could not construct trails in that area so they will put in a maintenance road to the Gregerson property which will essentially serve as a trail.

5. CITY COUNCIL REPORTS

Council Member Harman commented on the parking issue at Foxboro Legacy Park and stated that whenever there is a game or tournament scheduled, people will park all over the residential areas, and huge, noisy crowds attend. Barry Edwards responded that the City could restrict park use or encourage cars to park in the industrial areas.

Council Member Jacobson asked if the Mayor would be attending the Senior Lunch Bunch next week on September 11th and asked if he and the other candidates for Mayor and City Council would speak. Mayor Arave responded that this is during the Utah League of Cities and Towns meeting, but he could attend their October lunch. Council Member Jacobson reported that the Youth City Council will be doing a Center Street cleanup on Saturday the 14th and playing Frisbee golf afterward at Hatch Park.

Council Member Jensen reported that the Polynesian festival cost the City \$4000 and had 300 unique participants. He commented that the low attendance was due to bad weather and that they did not advertise outside of the City. Mayor Arave recommended that the City request to only host the event every couple years instead of every year.

Council Member Jensen also commented that only eleven families participated in the family golf tournament and asked if this event was a burden to the City. Brent Moyes responded that it is worth holding the tournament as the course usually has lower attendance in the evenings and that the families that participate enjoy the event.

Council Member Jensen reported that Stericycle had until the end of August to come into compliance or be fined per the State's request. Stericycle objected to the wording on the notice of violation which the State reissued. Stericycle now has until the end of September to respond.

6. ADJOURN

Mayor Arave adjourned the meeting at 7:04pm to begin the regular session.

NORTH SALT LAKE CITY
CITY COUNCIL MEETING – REGULAR SESSION
SEPTEMBER 3, 2013

FINAL

Mayor Arave called the meeting to order at 7:10 p.m. Council Member Matt Jensen offered the invocation and led those present in the Pledge of Allegiance.

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

EXCUSED: Council Member Brian Horrocks

STAFF PRESENT: Barry Edwards, City Manager; Ken Leetham, Assistant City Manager and Economic Development Director; Paul Ottoson, Public Works Director and City Engineer; Jon Rueckert, Assistant Public Works Director; Janice Larsen, Finance Director; Chief Craig Black, Police Chief; Brent Moyes, Golf Course Director; David Church, City Attorney; Andrea Bradford, Minutes Secretary.

OTHERS PRESENT: Robert Bowcock, Integrated Resource Management; Emma Brown, Elizabeth Brown, Sharon Forbes, Bill Ford, Tim Clark, Corgn Clark, Whitney Clark, Carl Ingwell, Matt Beaudry, Cornell Hines, Pamela Behesht, Melanie Lilyquist, Aaron Wiley, Dawna Wiley, Joe Bowden, Roxey Catenzoro, Shane Moser, Brad Madson, Nichole Hess, Garth Hess, Jen Porter, Terry Marasco, Ralph Johnson, Brett Taft, Natasha Hincks Henderson, Alessio Delerlihe, Tricia Garrett, Dan Hubrich, Sarah Sargent, Jake Willis, Doug Hess, Ashley Jensen, Eleanor Thorpe, Mark Stewart, Lisa Baskin, residents.

1. CITIZEN COMMENT

Alicia Connell, 1029 West Oldham Dr., addressed the Council as a member of the Communities for Clean Air regarding the Stericycle situation and then invited Robert Bowcock to address the City Council.

Robert Bowcock, of Integrated Resource Management who works with environmental activist Erin Brockovich, addressed the Council and stated that they receive 500 requests weekly from community members seeking assistance regarding environmental matters. Mr. Bowcock asked that the City consider some regulations for Stericycle regarding their Conditional Use Permit. He commented that there are five schools within a mile of Stericycle and that there is currently no notification requirement when Stericycle by-passes or releases pollutants, and asked that the City modify the Conditional Use Permit to request that Stericycle notify the schools and the

community when their incinerator is in by-pass. Mr. Bowcock also commented that there are other technologies available to dispose of the medical waste and that he would be available to the community until a resolution could be reached.

Mayor Arave asked Barry Edwards to follow up on these requests to see if they could be implemented.

Tim Clark, 560 Marialana Way, addressed the Council regarding the daycare his wife runs and the new rules imposed by the State. He expressed his concern about the new rules and said they would have trouble complying.

Mayor Arave responded that this issue will be discussed at a later Council Meeting after City staff receives more information on the regulations, and told Mr. Clark to expect a response from staff as well.

Elizabeth Brown, Foxboro resident, asked the City Council for an amendment to the Conditional Use Permit for Stericycle to allow random testing of compliance and pollution instead of the scheduled testing that is done now.

Mayor Arave responded that Barry Edwards would research the matter to see if it was a State or City matter and if the City could enforce this. Barry Edwards requested that all the concerns and issues with the Conditional Use Permit be sent to him or the Mayor via email. The Mayor provided his email and commented that the City would look at adjusting the Conditional Use Permit or forwarding the requests to the State.

Matt Beaudry, Foxboro, addressed the Council regarding a notification system for when Stericycle is releasing pollutants and asked if notice could be put on the reader boards throughout the City and if there was another way that residents could be notified. Barry Edwards responded that the City would look into what technology was available for notifying residents.

2. AWARD BIDS FOR FENCING AND CONCRETE TREATMENT(S) AT DEER HOLLOW PARK

Jon Rueckert reported that after City staff and the Deer Hollow Master Planning Committee discussed the options for the Deer Hollow Park and basin that the following recommendations and bids be presented to the City Council: the bid for decorative stone columns be awarded to Unique Custom Exteriors for \$9,900 and the eight-foot fence bid be awarded to American Fencing for \$41,500.

Council Member Harman asked about the bids for staining or painting of the basin. Mr. Rueckert researched a product that will work to stain the interior and exterior of the basin and is waiting for bids.

Council Member Jensen moved to award the fence bid to American Fence Company for an eight-foot fence for the price \$41,500 and the decorative pillar bid to Unique Custom

Exteriors for the price of \$9,900. Council Member Jacobson seconded the motion. The motion was approved by Council Members Jensen, Porter and Jacobson. Council Member Harman voted in opposition to the motion. Council Member Horrocks was excused.

Council Member Harman moved to amend Council Member Jensen's motion to split the wrought iron fencing bid and the decorative pillar bid into two motions to be voted on separately.

This proposed amendment died due to the lack of a second. Council Member Jensen's original motion was seconded and approved.

3. ORDINANCE 2013-17: AN ORDINANCE ADOPTING CERTAIN AMENDMENTS TO THE NORTH SALT LAKE CITY LAND USE ORDINANCE AND ESTABLISHING AN EFFECTIVE DATE

Barry Edwards asked that City staff be allowed to bring this Ordinance back before the Council at a future meeting as it contains three separate actions.

Council Member Jacobson moved to table Ordinance 2013-17. Council Member Jensen seconded the motion. The motion was approved by Council Members Jensen, Porter, Harman and Jacobson. Council Member Horrocks was excused.

4. APPROVAL OF HUMAN RESOURCES SPECIALIST SALARY RANGE

Ken Leetham reported that the salary discussed for the Human Resource position would need to be increased to hire the caliber of person that City staff feels is necessary. The responsibilities of this position are currently divided between staff members. They would also like to hire someone with experience in creating policies and procedures, training and conflict resolution. The proposed salary would be at Grade 25 which is \$51,201 to \$76,593 annually. Mr. Leetham commented that by cutting the current overtime required to handle the HR responsibilities and by reducing court clerk hours this would make up the difference being requested.

Council Member Harman moved to approve the proposed salary range at Grade 25 for the Human Resources/Payroll Specialist. Council Member Porter seconded the motion. The motion was approved by Council Members Jensen, Porter, Harman and Jacobson. Council Member Horrocks was excused.

Mayor Arave commented that he thought this position would be covered by current City staff and is hesitant to hire another full time person. He asked if City staff could look into other payroll service options before a Human Resources Specialist was hired. Ken Leetham responded that staff would look into these services but would prefer someone on-site for the human resource requirements.

Barry Edwards commented that City staff is not able to focus on benefits management, orientation and recruitment and that a fulltime person could do training and policies which is sometimes hard to get from an outside source.

Council Member Jacobson asked what end of the salary range City staff was focusing on while interviewing. Barry Edwards responded that they are looking for someone that fits a certain skill set and meets the requirements previously discussed.

5. CONSIDERATION OF COUNCIL MEMBER PORTER'S PROPOSED CHANGE TO CONCRETE WORK AT CITY HALL PARK

Barry Edwards commented that Council Member Porter had presented a plan to implement pavers in the concrete design at City Hall Park. He recommended approval and said that the project seems feasible for volunteers to do and would add a unique element to the Park.

Council Member Porter said he could present some designs with the City logo or a simple design for the Mayor to approve.

Council Member Harman asked how much this project would cost. Barry Edwards responded that \$1200 would be deducted from the project if the contractor does not finish the area and volunteers provide all the work.

Council Member Jensen moved to approve Council Member Porter's proposed changes to concrete work at City Hall Park subject to approval of the design by the Mayor. Council Member Jacobson seconded the motion. The motion was approved by Council Members Jensen, Porter, Harman and Jacobson. Council Member Horrocks was excused.

Paul Ottoson commented that the contractor should be done this week and the landscaper will put in irrigation and sod in three weeks and recommended that the pavers be placed before that time.

6. DISCUSSION OF BETTERMENTS FOR 2600 SOUTH

Barry Edwards distributed a list of aesthetic treatments from the Utah Department of Transportation (UDOT) and commented that UDOT may provide some funding for items at the baseline level during the 2600 South interchange reconstruction along with a list of other possible enhancements that the City could consider adding at this time.

Mayor Arave asked if there were pictures to show what baseline improvements would look like and asked for more clarification including recommendations on the culinary water line. Barry Edwards responded that Paul Ottoson would provide some ideas and pricing at a later date and recommended that the Council make note of any freeway interchanges or improvements they notice in other cities. Mr. Edwards also commented that the water line needs to be upgraded as well and would present reasons why this needs to be done.

7. AWARD OF BID FOR ANNUAL STREET STRIPING CONTRACT

Paul Ottoson reported that it was time to prepare for the annual street striping and that three bids had been obtained with Mountain West Striping coming in with the lowest bid of \$29,949.10. City staff recommends Mountain West as they provided the City's striping last year as well and did a good job. There is also a red curb near Foxboro Elementary that needs to be re-painted but the cost for that was not included in this estimate and will be provided as a change order after the contract has been awarded.

Council Member Jacobson moved to award the annual street striping bid to Mountain West Striping at the price of \$29,949.10. Council Member Porter seconded the motion. The motion was approved by Council Members Jensen, Porter, Harman and Jacobson. Council Member Horrocks was excused.

8. ANNUAL CONSIDERATION OF CITY MANAGER'S SALARY

Mayor Arave commented that this would be a 1.9% salary increase to the City Manager's salary as per the budget salary adjustment for City employees.

Council Member Jensen moved to approve a 1.9% merit increase to the City Manager's annual compensation, in addition to the 2% cost of living adjustment which has already been effected. Council Member Harman seconded the motion. The motion was approved by Council Members Jensen, Porter, Harman and Jacobson. Council Member Horrocks was excused.

9. CITY ATTORNEY'S REPORT

David Church reported on a notice of claim from an attorney of a North Salt Lake resident who hit a storm drain cover that became loose during a heavy rainstorm. The City's insurance denied the claim which may cause the resident to sue.

The second issue relates to a claim from a collection agency on behalf of Paytech/Windstream, who was a former service provider to the City, regarding a buyout of the City's contract for \$18,000. The fee may or may not have been paid on the City's behalf by the new provider (First Digital) and will require additional investigation.

10. MAYOR'S REPORT

Mayor Arave reported that the South Davis Metro Fire Agency is sponsoring Fire Prevention Week next week with presentations on September 11th at 6pm at the Foxboro Fire Station and September 12th at Eaglewood Fire Station.

11. CITY MANAGER'S REPORT

Barry Edwards reported that there are meetings set up with the taxing agencies to negotiate agreements for the Orbit CDA project.

12. ADJOURN

Mayor Arave adjourned the meeting at 8:28 p.m.



Mayor



Secretary