

MINUTES  
CITY COUNCIL MEETING  
FRUIT HEIGHTS CITY  
910 South Mountain Road  
September 6, 2016

CITY COUNCIL MEETING

The City Council Meeting was called to order by Mayor Don Carroll at 7:04 pm.

The Pledge of Allegiance was recited and Council Member Diane Anderson began the meeting with a prayer.

**COUNCIL MEMBERS PRESENT:** Council Members Diane Anderson, Gary Anderson, Julia Busche, Brandon Halliday, Scot Poole and Mayor Don Carroll were present.

**STAFF PRESENT:** City Manager Brandon Green and Recording Secretary Kelli Rollins were present.

**VISITORS:** Sue Logan, Ted Ellison, Jamie Cox, Forest Nelson,

**AGENDA ITEMS:**

**2. APPROVAL OF MINUTES FROM PREVIOUS MEETING**

*Council Member Julia Busche made a motion to approve the minutes of August 23, 2016 with corrections. Council Member Scot Poole seconded the motion and it was approved unanimously.*

**3. SPECIAL PRESENTATIONS**

Mr. Forest Nelson spoke to the City Council about the traffic on Country Way. Ever since the access points on Highway 89 have been closed the area between the UTA Park and Ride and Country Way has become a thoroughfare and drivers are not slowing down. He expressed his concern for the safety in this area. The City Council, City Staff and Mayor discussed options for signage and increased patrols at certain times of the day.

Mrs. Sue Logan announced that Bountiful City would be holding a Constitution Day on September 17<sup>th</sup> at Bountiful City Park.

**3.1 Jim and Linda Crismer with Mazzie and the War Dog Rescue Program**

Jim and Linda Crismer introduced everyone present to Mazzie. They explained that Mazzie was a War Dog. She was a contract working dog which means she was owned by an American security company and was rented out to whoever needed her. She worked in narcotics detection at the Kuwait airport. Mrs. Crismer spoke about the horrible conditions in which she arrived in the United States in October of 2015 and how far she has come since that time. She mentioned that Jeremy Varelli, the K9 specialist from the Sheriff's office, was helping them with Mazzie. She spoke about the

connection between Mazzie and veterans who have served in the Middle East. Mr. Crismer spoke about programs that are trying to improve the medical services for these war dogs as well as those who are working toward reuniting handlers with their dogs. Mission K-9 Rescue is the non-profit organization that is working to bring War Dogs home.

#### 4. NEW BUSINESS

##### **4.1 Davis County Sheriff's Report (June - August)**

Sergeant Jamie Cox of the Davis County Sheriff's Office gave a report to the City Council and Mayor on the incidents that occurred in Fruit Heights in the last three months. She reported that the activity at the mine seemed to be declining as the Sheriff's Office was there regularly citing youth. The youth were mainly from other cities in Davis County, not Fruit Heights, who are mainly curious about the area. She mentioned the no parking signs and the no trespassing signs have helped also. Council Member Gary Anderson thanked Sergeant Cox and mentioned that the difference is noticeable and their efforts are greatly appreciated.

Sergeant Cox mentioned the crimes of opportunity that occurred in Fruit Heights and Farmington. Mayor Don Carroll mentioned that the City needed to do a better job of educating Fruit Heights' residents about reporting anything suspicious. Sergeant Cox agreed and mentioned that the Sheriff's office is happy to come out for any reason. The City Council discussed safety barriers and yellow blinking turn signals for Highway 89 which were both determined to be UDOT issues. The City Council asked some questions about the Nicholls Park Hollow and the vandalism that had occurred there.

Mayor Carroll asked Sergeant Cox to express the City's appreciation to the Sheriff's office.

##### **4.2 Discuss Wasatch Integrated Waste/Landfill purchase in Utah County** 00:46:19

Mayor Don Carroll reminded the City Council about the recent purchase that was made of the Bayview Landfill in Utah County. The purchase is being considered by the Northern Utah Environmental Resource Agency or NUERA. The decision to purchase this was made because the life of the current landfill will not last forever and they needed to be looking for a different landfill option. They previously purchased land in Box Elder County but were recently told that Box Elder would never approve a landfill. The property in Box Elder was sold and the money used toward the purchase of Bayview. The purchase of Bayview will not raise fees for the residents at all. The City Council asked some questions regarding monopolies, and the life of the current landfill. Council Member Julia Busche mentioned going and touring the Wasatch Integrated Waste facility. Mayor Don Carroll encouraged everyone to go and take a tour.

##### **4.3 Review/Discuss Kaysville Fire Interlocal Agreement** 1:00:42

City Manager Brandon Green presented the Kaysville Fire Interlocal Agreement that had been revised by the City Attorney. He asked the City Council to review it and understand what changes were made and then when they are comfortable with the agreement the City Staff will send it back to Kaysville City for approval. The City Council, Mayor and Staff discussed the changes. The majority of the changes just added clarity to the previous document. They also discussed the improved relationship with Kaysville and what would happen in the next three years to make sure that Fruit Heights develops an even better working relationship with Kaysville. They determined that they would send the updated agreement to the Kaysville for their approval. The City Council discussed inviting the Fire Chief to come to a City Council Meeting.

**4.4 Review/Discuss/Approve/Deny Davis County CDBG Interlocal Agreement** 1:22:56

Mayor Don Carroll explained what the Community Development Block Grant Interlocal Agreement meant to the City Council. He told them that the last time this came before the City Council, four years ago, they denied it and the City has regretted it since that time. It does not directly benefit Fruit Heights City but it can indirectly benefit the City and directly benefit the County. The City Council and Mayor discussed the low income, single families, seniors and special needs residents that this program can help.

*Council Member Julia Busche made a motion to approve Resolution 2016-004 Interlocal Cooperative Agreement with Davis County Planning Department to the Conduct of Community Development Block Grant Program. Council Member Brandon Halliday seconded the motion.*

*The roll call vote was taken:*

<i>Council Member Julia Busche</i>	<i>Aye</i>
<i>Council Member Brandon Halliday</i>	<i>Aye</i>
<i>Council Member Diane Anderson</i>	<i>Aye</i>
<i>Council Member Gary Anderson</i>	<i>Aye</i>
<i>Council Member Scot Poole</i>	<i>Aye</i>

**5. OLD BUSINESS** 01:30:37

**5.1 Update Regarding Eastoaks Improvement Projects**

City Manager Green reviewed the ongoing projects on Eastoaks. He mentioned his concern on the ATV's using the current construction area to create a new trail up the mountain. The City Council and Mayor discussed options to stop this from occurring. They determined that during construction they would temporarily close the area to ATV use. They would use jersey barriers and signs. Mayor Carroll recommended that they have the contractor put up the signs. The Mayor requested that the City Council discuss the public use of this property at the next strategic planning meeting.

## **5.2 Update on the Community Wild Fire Protection Plan (CWPP)** 01:40:26

City Manager Green and Council Member Brandon Halliday updated the City Council on the last meeting of the CWPP Committee. They mentioned that there had been some changes to the requirements of the CWPP and there were a couple of things that will need to be updated. The committee has been tasked with inviting others to come and to come with ideas of what projects the community can do specific to Fruit Heights City. The next meeting will be October 6 at 6:00 pm. Council Member Brandon Halliday will send information to Council Member Busche to be included on the social media sites. Fire Chief Larkin and City Planner Jeff Oyler need to be involved as well. Council Member Gary Anderson requested that he be added to BreAnna's email list.

## **5.3 Ongoing Discussion Regarding Assessment of Late Fees on Past Due Utility Bills** 01:46:19

City Manager Green reviewed the chart put together by the City Staff showing what many of the cities in the county do regarding their late fees on past due city utility bills. He proposed that Fruit Heights mail their bill the first of the month and the bill is due on the 25<sup>th</sup> of the month but there will be a grace period until the 1<sup>st</sup> day of the next month. The City Council agreed that was reasonable. Mayor Don Carroll requested that at the next strategic planning meeting that the City Council think about making the epayment program mandatory.

## **6. CONSENT CALENDAR**

### **6.1 August Check Register**

The City Council asked a few questions about the check register.

*Council Member Diane Anderson made a motion to approve the check register for August. Council Member Scot Poole seconded the motion and it was approved unanimously.*

### **6.2 August Budget Report**

The City Council had a discussion regarding unforeseen expenses and how to mitigate them. The Mayor asked if having a fund in the budget for these unforeseen expenses would be wise. The City Council, Mayor and City Staff discussed the oversight that Ben from Jones & Associates gives to contractors working in Fruit Heights and if it is sufficient to protect the City. They also discussed the expenses the City has because of legal fees. They discussed that there are certain areas in the City that should have never had homes built. The developer, contractor, real estate agents and residents hold the responsibility. The residents need to protect their own property from heavy rains and floods. It is not a City responsibility. The Council Members need to be very careful about what they say to residents. They can't make promises to an individual and they can't speak for the City Council.

Council Member Diane Anderson requested that before the City Strategic Planning meeting City Manager Green find out what and how much the unforeseen expenses have been for the past ten years.

#### 7. UPCOMING CALENDAR EVENTS:

The City Council discussed Founder's Day. The City Council requested that the Jenkins be given the opportunity to come and report their Founders Day experience. Council Member Scot Poole announced that the Starkweathers had volunteered to head up the committee for next years' Founders Day. One of the main items that was mentioned was that having a smaller raffle was much better. It put the focus on being in the moment rather than being there to try to win free stuff. It was also suggested that people put their names on the raffle tickets so everyone knows who won. Council Member Diane Anderson mentioned that she enjoyed the City honoring the Mother of the Year, the Unsung Hero and the First Responders at Founder's Day

#### 8. DEPARTMENT AND CITY OFFICIAL REPORTS: 01:45:49

##### **8.1 City Engineer's Report**

There was not a report given.

##### **8.2 City Planner's Report**

There was not a report given.

##### **8.3 City Manager's Report**

City Manager Green reported that he had spoken to Congressman Bishop's Office and have set a tentative date for Monday October 3, at 10:30 am for the ribbon cutting ceremony. The City Council, Mayor and City Staff discussed advertising, newspaper announcements and invitations.

City Manager Green reported that the replacement light pole bases are in but the lights are still three weeks out. He mentioned that the back nine subdivision was experiencing the same street light problems that happened last year and would need their street lights replaced.

The City Council also discussed Castle Park and the problems there. Citizens have been calling in and complaining about the danger. The curb being painted in front of the City Building was mentioned as well. It was suggested that it be an eagle project.

##### **8.4 City Council Member's Reports**

Council Member Gary Anderson had some questions regarding the rental of the basement room. He was informed that City sponsored committees are welcome to use the room for free if they are providing the City with a service but if they are selling products and then they have to pay rent.

Council Member Brandon Halliday asked about Cert Training. He was informed that Cert training was a good thing for anyone and that they are always looking to train more people.

Council Member Julia Busche reported that the Youth City Council was being selected.

Council Member Scot Poole thanked the City Staff for the wonderful job they did at Founder's Day. He also asked for a renewed push for the trails committee. Mayor Carroll asked for him to involve City Planner Oyler.

Council Member Diane Anderson mentioned that the Cemetery Committee would be meeting on the 28<sup>th</sup>. She also asked about the Department of Transportation letter that the City Council received. The Mayor mentioned that the details of what will be discussed in the meeting that the City Council was invited to attend are all online.

#### **8.5 Mayor's Report**

There was not a report given.

#### **10. CLOSED MEETING**

A closed meeting was held after the regular City Council Meeting.

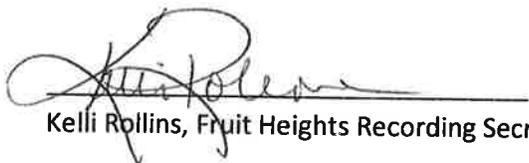
#### **11. ELECTRONIC MEETING**

#### **12. ADJOURNMENT:**

*Council Member Brandon Halliday made a motion to adjourn the meeting. Council Member Diane Anderson seconded the motion. The meeting was adjourned at 10:04 pm.*

I HEREBY CERTIFY that the foregoing is a true, accurate and complete record of the Fruit Heights City Council meeting held September 6, 2016.

*Not approved until signed*



Kelli Rollins, Fruit Heights Recording Secretary

Date approved by City Council: September 29, 2016