

MINUTES
CITY COUNCIL MEETING
FRUIT HEIGHTS CITY
910 South Mountain Road
February 7, 2017

CITY COUNCIL MEETING

Before he called the City Council Meeting to order the Mayor mentioned that an unauthorized flyer had been distributed in the City announcing that there was a meeting tonight about the Highway 89 plan. He informed them that although the flyer had a Fruit Heights and UDOT logo it was not authorized, approved or distributed by the City. He explained that by law the City Council's agenda must be set ahead of time and that the City Council cannot discuss anything that is not the agenda, therefore the Highway 89 project would not be discussed. He also mentioned that the City is providing a form for everyone and would like for the residents to write down their concerns and turn that form to the City so they can share those concerns with UDOT. He reminded everyone that there is a public information officer from UDOT who they were all welcome to contact. In conclusion, he informed them that there would be meetings on this topic held in the future.

The City Council Meeting was called to order by Mayor Don Carroll at 7:06 pm.

The meeting was opened with a word of 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, City Planner Jeff Oyler, Public Works Superintendent and Recording Secretary Kelli Rollins were present.

VISITORS: Barbara Hunsaker, Kent Hunsaker, Alexis Tanner, Mike McGrath, Scott Nielson, Sheila Frost, Ken Frost, Rob Loyal, Steven Wallace, Cody Huft, Peggy Huft, Steven Shurtz, Jane Shurtz, Lisa Pettigrew, Jeremy Canter, Rick Tew, Sue Logan, Joe Pettigrew, Susan Price, Dan Price, BreAnne Anderson, Bryan Harvey, Ted Ellison, Daman Sprague, Lisa Frandsen.

AGENDA ITEMS:

2. DECLARATION OF CONFLICT OF INTEREST

3. APPROVAL OF MINUTES FROM PREVIOUS MEETING

Council Member Diane Anderson made a motion to approve the minutes of January 17, 2017 with amendments. Council Member Julia Busche seconded the motion and it was approved unanimously.

4. SPECIAL PRESENTATIONS:

Mayor Carroll moved Special Presentations until after 5.3 on the Agenda.

5. NEW BUSINESS 00:19:11

5.1 2015-2016 Audit Report Presentation (Wood Richards and Associates)

Wood, Richards and Associates reported to the City Council on the 2015-2016 Audit. He reported that it was overall a clean report with 3 state compliance issues that were found. He went through the report with the City Council pointing out totals and differences between the last fiscal year and the audited year. In conclusion he mentioned the three compliance issues. There was one instance of a City Council Member's ethics training being missed, there was an instance of meeting minutes being posted to the state website late and the City Council was informed that the City will need to increase their fidelity bond. The budget numbers were all in compliance.

5.2 Review/Discuss/Approve/Deny 2017 Animal Control Contract

City Manager Brandon Green reminded the City Council that the Davis County Animal Control Contract must be approved every year. The bill is now split 50/50 between the City and the County. The fee is based on the number of calls from Fruit Heights that the County is sent out to handle. In the last fiscal year the residents called 143 times and each call the City is charged \$75. Some of those calls are for a stray cat or a barking dog. The City can save money on the bill by informing the residents about the charges for each call. The residents can also be encouraged to throw away small deceased wildlife instead of calling Animal Control. The City Staff could also take some of those calls to save money. It was suggested that the City Council include this information in an article for the Ridgerunner.

Council Member Brandon Halliday made a motion to approve the 2017 Davis County Animal Control Contract. Council Member Gary Anderson seconded the motion and it pass unanimously.

5.3 Review/Discuss/Approve/Deny 2017 Davis County Narcotics Task Force Agreement

City Manager Brandon Green brought the 2017 Davis County Narcotics Task Force Agreement to the City Council. He explained that the fee is calculated based on population numbers.

Council Member Diane Anderson made a motion to approve the Davis County Narcotics Task Force 2017 Agreement. Council Member Julia Busche seconded the motion and it was approved unanimously.

4. SPECIAL PRESENTATIONS: 00:37:14

The Mayor reminded the audience that during the Special Presentations the public had 3 minutes to speak and encouraged them to only discuss items that had not been previously mentioned. He again encouraged them to write down their concerns and get them to the City Council or him.

Mr. Scott Nielsen of Fencepost Road presented an idea to alleviate concerns and traffic issues. His suggestion included having Lloyd Road connect with Nicholls Road further to the west that where UDOT is currently proposing.

Ms. Rachel Ferguson of Nicholls Road felt that the City Council had demonstrated poor communication regarding this issue. She feels the residents are frustrated and that the City Council doesn't have her back. She doesn't understand why the City would move forward with this when it will increase traffic, build 25 foot walls, and lower property values. Fruit Heights is a great place to live and she believes it will become a truck route.

Ms. Alexis Tanner from 1350 East believes the City should have asked for a new study instead of letting them use a 20 year old study. She also believes that all the trash usually piled on the side of the road will now end up in yards when they put the road up so high.

Ms. Lisa Pettigrew of 1350 East is strongly against the 25 foot wall as it will block the view they have had for 30 years. She recommends lowering Highway 89 to go under Nicholls Road. She introduced her son Nicholas Pettigrew who suggested not making Highway 89 a full-fledged freeway. He suggested railway arms that can go up and down during rush hour.

Mr. Jeremy Carter of Eagleway expressed the need to have an actual public hearing where ideas are shared and comments are listened to. In his opinion the City supporting this plan shows a contemptuous failing on the part of the Mayor and City Council. He suggested live broadcasting on facebook future City Council meetings to let everyone be more informed.

Ms. Nece Sprague of Eagleway told the City Council that she believes Utah law states that no subdivision can have only one way to get out. She also mentioned that when the big earthquake comes the big walls will fall down and it will leave the Back 9 and Somerset subdivisions with no way out.

Mr. Steve Wallace of Nicholls Road expressed disappointment that although they have known for quite some time that this change was coming he believes that UDOT is not following the plan of what they had presented all these years. He believes that this is the worst possible solution having the road 25 feet up in the air. He feels that he is not being represented and that no action should be taken until there are meetings where they can talk because nobody likes this idea.

Mr. Greg Kinear of Grand Oak Circle mentioned the 20 year old study and asked why they are not postponing until the new study is finished. He suggested shutting down Nicholls Road during busy times and controlling traffic with lane changes and lights.

Ms. Amy Canter of Eagleway spoke of how she feels she was lied to last year regarding Highway 89. She feels devalued and overlooked and accused the Mayor and City Council of lying to placate the residents.

Mr. Ted Ellison of Bindy Lane feels that UDOT has let them down. He mentioned that he has dealt with them in the past and that have too close of a relationship with Horrocks Engineering. He mentioned several problems that are just asking for tragedy.

Council Member Julia Busche made a motion to take a 5 minute recess. Council Member Diane Anderson seconded the motion and it was approved unanimously.

5.4 Strategic Planning Meeting for FY 2017-2018 Budget

The City Council, Mayor and City Staff discussed the upcoming Citizen's Academy. It was determined that Council Member Gary Anderson and Council Member Julia Busche would attend the next meeting. Council Member Julia Busche and Council Member Diane Anderson will attend the meeting planned by the residents on Thursday, February 9th. The Mayor and City Manager Green reported on their meeting with City Managers and Mayors from other cities who met to discuss future fire and E.M.S. services.

City Manager Brandon Green presented the suggestions for the City Building that were going to need to be finished including the upstairs bathroom, stairwell, PA and recording system, parking lot and landscaping projects. The City Council discussed lights and the PA system. The City Shop needs include a cover over the fuel station, improved lighting and eventually a privacy fence. They will do the City Shops only as they find out about the UDOT projects.

City Manager Green went through the street projects that needed to be done. The City Staff and City Council discussed crack seal, chip seal, and patching. The City Manager reported that the City Engineer is working on the plan for next year. The City Manager is recommending no raise in the traffic utility fees this year unless the City Council feels it is needed. The Mayor encouraged the City Staff to get the bids out early again this year. The projects proposed include Mountain Road, Nicholls Road, Quail Ridge, 650 North and Spring Hollow. Public Works Superintendent Darren Frandsen discussed the storm drain that needs to be replaced down Nicholls Road and on the east side of Highway 89. The City Council asked about the codes and the City is now requiring 12" road base and 4" asphalt. The Mayor mentioned that there is a possibility of the Tour of Utah coming back to Fruit Heights which may change the timing for some of the projects. The City is still using the road maintenance software to

plan their projects. Curb and gutter proposed projects include Edgehill Drive, Country Lane, Green Road and Mountain Road.

City Manager Green proposed that the Back 9 subdivision would probably need to be the next subdivision to have streetlights replaced. The ballasts have gone bad and they are not working.

Next the City Council and Mayor discussed the parks. They determined that their first priority for the next fiscal year has to be Castle Park although they requested that the other items be kept on the agenda. They discussed impact fees and the signing bonus from the cell towers. City Manager Green mentioned he is looking into different grants. The City Council and Mayor determined that they preferred that Nicholls Park look natural instead of plastic. They discussed ideas for fund raising and the Mayor mentioned that he may have a volunteer for a chairman to spearhead the fundraising.

Hinckley Park he needs improved parking and some trail improvements. City Manager Green mentioned that Mr. Fred Berghold has ideas for the veterans plaza that he is putting together to present to the City Council. The City Council discussed the possibility of getting a grant from the Miller Charities Group to go toward basketball courts. Public Works Superintendent Frandsen will check on how much the court would actually cost in full.

The City Council and Mayor discussed the CWPP and applying for grants for help with fuel breaks on the east bench.

Public Safety was the next items discussed. The Mayor and City Manager mentioned how grateful they are for the great services provided by the Davis County Sheriff's Office. They also discussed the meeting they had with neighboring cities regarding the future of fire and E.M.S. services. It was a very positive meeting. Communication between all the cities has vastly improved. They also discussed CERT training and the CCC. Public Works Superintendent Frandsen mentioned how great the committee is to work with and how excited they are to get the CWPP up and running. He mentioned that they need to update the EOP. City Manager Brandon Green mentioned the idea to put up bus shelters at the city offices and on Mountain Road.

The City Council, Mayor and City Staff discussed the upcoming civic events. Mr. Cole Stevens had been put in charge of the former Kaysville/Fruit Heights Idol event. It was now going to be a talent night in August. They proposed to have the talent night the same night as Founder's Day, but they determined that would be too many people. It was proposed that they do the talent night at a Food Truck Night. The Founder's Day committee is up and running. Food Truck nights were discussed. City Manager Green suggested having movie nights once a month during the summer months. The Food Trucks will be back in April. The City Council suggested that the City Staff ask the Food Trucks for a portion of their sales for movie nights. They also suggested putting up a

Veteran's Day Plaza table on those nights. The Mayor mentioned that Fruit Heights has a multi-denominational group that does a Christmas program every year and he has offered to have the program at the City Offices.

Council Member Diane Anderson led a discussion on the progress of the cemetery committee. The committee really liked the 100 acres as a possible site for a Fruit Heights cemetery. The planning is at a point that the Council is going to need discuss funds for further research. The City Council discussed if there was a need for a masterplan for the entire area before moving forward with a cemetery. The City Council requested that the City Manager put the cemetery on the agenda to commit some funds. Council Member Diane Anderson mentioned that the committee was ready to present some numbers and ideas to the City Council when they are ready. City Manager Green wanted to make certain that the City Council was aware that a cemetery is not a money making design.

City Manager Green discussed the storm drain fund increase that is proposed for this year. It would be an increase from \$13.25 to \$13.75. The City Council will also need to come up with a new five year plan for the storm drain fund. The water fee has a \$.20 cent increase scheduled. The City Staff and City Council chose not to raise it last year.

City Manager Green mentioned that solid waste fees would probably be going up in the near future. Mayor Carroll mentioned that Hill Air Force Base has cancelled their steam contract with Wasatch Integrated Waste. This will be a traumatic blow for Wasatch Integrated Waste and will ultimately raise prices for everyone.

City Planner Oyler and City Manager Green brought up a few needs that were going to need to be addressed in the next few months. The City will need to have an affordable housing plan and also needs to update all ordinances. The City Attorney has already begun updating ordinances for the City Council to consider. City Planner Oyler also mentioned that the Planning Commission would need to replace two commissioners this year. The City Council was tasked with coming up with some suggestions.

Public Works Superintendent Darren Frandsen reported on some of the future equipment needs of the City. He mentioned that they will need to replace the Chevy 5500. The Chevy 5500 is 10 years old and needs to have the bed, springs and hydraulics replaced which will cost about \$30-\$35 thousand which will possibly extend the life of the vehicle for 3 years. He also mentioned that the backhoe is on its last leg and that they have already spent a couple of thousand on repairs so far this year. He brought up a program that Cat is doing where you buy a new one every year through a five year state contract. The program includes a buy back at the end of the contract. He mentioned that most cities and counties are now going with the mini backhoe. Public Works Superintendent Frandsen also mentioned that the City still needs a new

grasshopper mower and that they also may want to invest in a dump trailer. The dump trailer would be under \$10,000.

Mayor Don Carroll reviewed some of the tax increases that are coming this year from Davis County, Davis School District and the library tax. City Manager Green mentioned that Fruit Heights is one of the only cities that does not collect franchise taxes. Mayor Carroll mentioned that the City Council has chosen not to collect the franchise tax since the City has the road and utility fees.

The City Council and Mayor expressed appreciation to the City Staff for all they do for the City.

6. OLD BUSINESS

7. CONSENT CALENDAR

8. UPCOMING CALENDAR EVENTS:

8.1 Conflict of Interest Training, Open and Public Meetings Training, March 7, 2017 @6:00 pm

9. DEPARTMENT AND CITY OFFICIAL REPORTS

Reports were not given in this meeting.

10. CLOSED MEETING

A closed meeting was not held.

11. ELECTRONIC MEETING

An electronic meeting was not held.

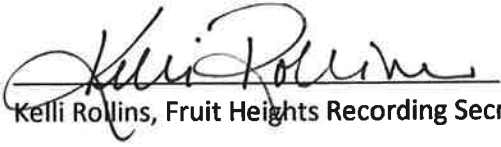
12. ADJOURNMENT:

Council Member Scot Poole made a motion to adjourn the meeting. Council Member Brandon Halliday seconded the motion. The meeting was adjourned at 10:22 pm.

I HEREBY CERTIFY that the foregoing is a true, accurate and complete record of the Fruit Heights City Council meeting held February 7, 2017.

Not approved until signed

February 7, 2017

A handwritten signature in cursive script that reads "Kelli Rollins".

Kelli Rollins, Fruit Heights Recording Secretary

Date approved by City Council: February 21, 2017