

MINUTES
CITY COUNCIL MEETING
FRUIT HEIGHTS CITY
910 South Mountain Road
April 19, 2022

WELCOME: Mayor John Pohlman called the meeting to order at 7:01 pm.

PLEDGE & OPENING CEREMONY: The Pledge of Allegiance was led by a Council Member Eileen Moss, and the meeting was opened with a Council Member Florence Sadler offering a word of prayer.

COUNCIL MEMBERS PRESENT: Council Members Diane Anderson, Eileen Moss, George Ray, Florence Sadler and Mayor John Pohlman were all present. Council Member Gary Anderson was excused.

CITY STAFF PRESENT: City Manager Brandon Green, City Engineer Brandon Jones, Public Works Superintendent Darren Frandsen, City Employee Hailee Ballingham and City Recording Secretary Amy Gardiner were present.

VISITORS: Floyd Landon, Steve Drosle, Paula Stephenson, Charles Stephenson, William Langeland, Scott Justensen, Matt Lowe and Nathaniel Lowe were present.

CITY COUNCIL TRAINING:

Mayor John Pohlman presented the training and started by passing out a copy of the Constitution of the United States to each Council Member. He encouraged the Council Members to read it on a regular basis since they were sworn in to defend the Constitution. Additionally, he explained he had written an opinion letter in defense of teachers. He said that teachers need support now more than ever and encouraged everyone to reach out to support and thank teachers. In doing so he feels it will protect our citizens' inalienable right to pursue happiness.

CONFLICT OF INTEREST: None.

PUBLIC COMMENTS:

Floyd Landon expressed concerns about the contract negotiations between Kaysville City and Fruit Heights City with the Kaysville Fire Department regarding emergency medical services. Floyd Landon has lived in Fruit Heights for 36 years and has worked for the Kaysville Fire Department for 35 years. He expressed concerns about how the City is going to resolve anticipated changes in these services.

SPECIAL PRESENTATIONS:

Youth City Council Report

William Langeland gave a report about the activities and projects the Youth City Council (YCC) have recently held and are currently planning. The past activities included:

- The Blood Drive that was held on April 13 -- 16 people donated blood and that would help 48 people;
- The Annual Easter Egg hunt was held on April 16 -- it was a great success; and
- Used Shoe Collection Project -- the YCC collected over 6,000 shoes to help create economic opportunities for women in poor countries

The next event will be placing flags on graves for Memorial Day at both the Farmington and Kaysville Cemeteries.

PUBLIC HEARING: None.

CITY BUSINESS:

Review/Discuss/Approve/Deny Ordinance 2022-001 re Annexing 12.623 Acres into the Corporate Boundaries of Fruit Heights City.

Mayor John Pohlman reminded the City Council that it had previously discussed this annexation matter, but it had not been noticed properly and the annexation ordinance had not been properly drafted. Now the annexation ordinance has been drafted and the matter properly noticed. City Manager Brandon Greene reminded the City Council that a public hearing had been held regarding this proposed ordinance and recommended that the City Council approve it.

After brief discussion, Council Member Eileen Moss made a motion to approve proposed annexation ordinance 2022-001, and it was seconded by Diane Anderson. In a roll call vote, each of Diane Anderson, Eileen Moss, George Ray and Florence Sadler voted to approve the motion (noting that Gary Anderson was not present to vote), and the motion was approved.

Review/Discuss/Approve/Deny Ordinance 2022-002 re Rezoning 8,501 square feet of property in Green Farms Estate Phase 34 from R-S-12 to R-1-10

City Manager Brandon Green reminded the City Council that this proposed rezoning ordinance had been previously discussed by the City Council, and since that discussion, the Planning Commission had reviewed the proposed ordinance and held a public hearing on it.

After brief discussion, Council Member George Ray made a motion to approve proposed rezoning ordinance 2022-002, and it was seconded by Council Member Florence Sadler. In a roll call vote, each of Diane Anderson, Eileen Moss, George Ray Florence Sadler voted to approve the motion (noting that Gary Anderson was not present to vote), and the motion was approved.

Review/Review/Discuss/Approve/Deny Resolution 2022-002 re Accepting COVID-19 Local Assistance Matching Grant Program Grant of \$1,000,000 to Replace Culinary Water Line Infrastructure

Mayor John Pohlman indicated that these funds had been awarded to the City through the COVID-19 Local Assistance Matching Grant Program and that the City Council's responsibility was to formally accept the grant and the receipt of these funds so they can be included in the City's budget and used to replace the City's culinary water line infrastructure.

After brief discussion and Council Member Eileen Moss noting a minor technical correction that needed to be made to the proposed Resolution 2022-002, Council Member Eileen Moss made a motion to approve proposed Resolution 2022-002 re Accepting COVID-19 Local Assistance Matching Grant Program Grant for \$1,000,000, and it was seconded by Council Member George Ray. The City Council members present at the meeting approved the motion unanimously.

Review/Review/Discuss/Approve/Deny Award Contract to Skyview Excavation & Grading Inc. ("Skyview") for Culinary Water Line Replacement Project

City Engineer Brandon Jones referred to a memorandum that had been provided to the City Council about the contractor bids for this project and indicated he had recommended that the City Accept the bid and enter into a contract with Skyview for \$1,562,905, which contractor had been vetted by the City Engineer prior to making the recommendation. The targeted project completion date would be October 1, 2023. City Engineer Brandon Jones and City Manager Brandon Green responded to questions from City Council Members about Skyview and the proposed project.

After discussion, City Council Member Diane Anderson made a motion to approve Award Contract to Skyview Excavation & Grading Inc. for Culinary Water Line Replacement Project for a \$1,562,905, and it was seconded by City Council Member George Ray. The City Council members present at the meeting approved the motion unanimously.

Review/Discuss/Approve/Deny Restroom Security and Cleaning

Mayor John Pohlman reported on vandalism and other issues relating to the City's two public restrooms. After checking with other cities, Mayor Pohlman engaged the services of a City employee to clean the restrooms daily and lock them in the evenings and unlock them in the mornings (seven days per week). Mayor Pohlman's proposal is to pay \$500 per week to continue such services through the summer, which is similar to what other cities have been paying for similar services. He indicated that funds were available in the City's budget to cover this expense. He responded to questions from City Council members on this matter.

After this discussion, City Council Member Florence Sadler made a motion to approve the proposed City restroom security and cleaning arrangement, and it was seconded by City Council Member Eileen Moss. The City Council members present at the meeting approved the motion unanimously.

Review/Discuss/Approve/Deny 2022 Water Restrictions

Public Works Superintendent Darren Frandsen reported on restrictions that have been implemented by secondary water sources used by City citizens, and he reported on concerns that citizens may attempt to use culinary water to water yards, etc., which may result in overuse of culinary water and also risk cross-contamination of secondary water with culinary water. He noted the City has been asked to use 10% less culinary water this year. He suggested the City consider imposing restrictions or fines on citizens for overuse of culinary water and especially for tying culinary watering into secondary watering systems.

City Council Members discussed this issue with input from City Engineer Brandon Jones who suggested the City may consider implementing a special "drought rate" for water use.

Determining how to approach this would require careful thinking. City Manager Brandon Green noted that the City has an existing ordinance prohibiting the use of culinary water for landscape watering.

Mayor Pohlman, City Council Members and City staff continued to discuss the culinary water system use in light of drought conditions. The group also discussed the City's obligation to install meters on secondary water systems located on City property.

At the conclusion of the discussion, the City Council requested that the City Staff prepare a proposal regarding fees and penalties for overuse of culinary water for consideration by the City Council. City staff indicated they would put together a proposal.

Review/Update on Rock Loft Estates Subdivision

City Manager Brandon Green reported that City staff have continued to work with the project developers on various aspects of the project and getting input and approvals from all relevant government authorities. A subdivision plat still has not been provided. It was noted that the developers are acquiring supplies and stockpiling them at the project site but are not beginning construction until all formal approvals have been obtained.

REVIEW AND APPROVAL OF MINUTES FROM PREVIOUS MEETINGS:

City Council Meeting March 15, 2022

City Council members briefly discussed the draft minutes that previously had been provided to them for the March 15, 2022 City Council Meeting.

After brief discussion, Council Member George Ray made a motion to approve the minutes for the March 15, 2022 City Council meeting. The motion was seconded by Council Member Florence Sadler, and it was approved unanimously.

CONSENT CALENDAR:

Council Member Eileen Moss commented on the check register and noted that a couple of large payments had been made to secure the trucks that the City Council had previously approved.

CITY COUNCIL & STAFF REPORTS:

Mayor John Pohlman again encouraged the City Council and others to creatively thank educators including the school district and principals. He felt that if we lose our educators, we lose our community.

Council Member George Ray reported that he had attended the July 4th planning meeting with Kaysville City. He said that he would need nominations for the Unsung Hero by June 15, 2022. He also said that the July 3 Patriotic Devotional will be at the Kaysville City building and not at Davis High School. He also discussed having a City Council and YCC float for the parade, assisting with finding the speaker for the devotional, and helping with the July 4th breakfast.

Council Member Diane Anderson reported on her meeting for Founder's Day with Dennise and Jerry LeBaron. They would like the YCC to continue doing the Fun Run and the Mayor to continue with the golf tournament and the fireworks. They will start looking for sponsors, getting food trucks, and work on other preparations. Council Member Diane Anderson also asked for any recommendations for Co-Chairs since this will likely be the last year for the LeBarons. She also asked City Manager Brandon Green for a new City staff directory and asked Eileen Moss to do the next City Council Training on May 3.

Council Member Eileen Moss reported that she would be working with City Manager Brandon Green on the upcoming budget. She said that the City is in much better financial shape than in the past because of the generous grants the City has received. She talked about the need to make changes to the City staff's compensation, and they would need to find a way to fund that. She also discussed new shirts for the City Council to be worn in the parade and at Founder's Day.

Council Member Florence Sadler reported that the Utah Shake Out would be held Thursday, April 21. She also discussed the possibility of applying for a grant for wildfire mitigation. The concern about the grant is that the turnaround was quick and it would possibly fall on City Manager Brandon Green's shoulders. It was agreed that the grant would be discussed later.

Public Works Superintendent Darren Frandsen gave an update on the progress with the projects on Lloyd Road and Peachtree Lane. He also reported that an employee left to work for another city and it will be hard to replace him until salaries improve. He also said that the City is waiting to buy three more new trucks and that pricing will come out June 1. The City will have three trucks for sale soon: a 2003 truck, a 2011 truck and a 2013 truck.

City Manager Brandon Green reminded the City Council of an upcoming Secure Elections Town Hall Tour with Davis County held on April 20 at 6 pm on zoom. He also reported on a culinary well project that will replace the well that was taken out by the Highway 89 Project. He had met with two prequalified bidders who can drill the well. He also said that the best place for the well is where the current playground is on the City property. He discussed with the City Council why the spot was chosen for the new well. There was also discussion on what should happen with the playground since it will need to be moved.

City Manager Brandon Green talked about the work that is being done on the City's General Plan and wanted to coordinate a general work meeting with the City Council, Planning Commission and Landmark Design. An open house was held and some people were upset by the idea of the golf course being developed. City Manager Brandon Green said that it was not something that would happen anytime soon but that if Davis County wanted a different use for the land the City would be prepared. A joint work meeting was planned for April 26 to discuss the City's General Plan and another one for May 3 to discuss the Rock Loft Ridge Estates. He also mentioned that the Citizens Corps Council has received new radios and the antennas were being installed today.

Council Member Eileen Moss made a motion to adjourn the meeting. Council Member Diane Anderson seconded the motion. It was approved unanimously, and the meeting was adjourned at 8:41 pm.

I HEREBY CERTIFY that the foregoing is a true, accurate and complete record of the Fruit Heights City Council Meeting held April 19, 2022.

Not approved until signed.

/s/ R. Brandon Green

Brandon Green, City Recorder

Date approved by City Council: April 19, 2022