

MINUTES
CITY COUNCIL MEETING
FRUIT HEIGHTS CITY
910 South Mountain Road

September 5, 2023

WELCOME: Mayor John Pohlman called the meeting to order at 7:04 pm

PLEDGE & OPENING CEREMONY: The Pledge of Allegiance was led by Council Member Eileen Moss with Council Member George Ray conducting the opening ceremony by offering a word of prayer.

COUNCIL MEMBERS PRESENT: Mayor John Pohlman, Council Members Diane Anderson, Eileen Moss, George Ray, and Florence Sadler.

CITY STAFF PRESENT: City Engineer Zac Burk, City Attorney Brad Christopherson, Assistant Public Works Director Layne Leonard, Assistant City Manager Darren Frandsen, City Manager Jacob Smith, Deputy Recorder Hailee Ballingham, and Recording Secretary Lindsay Golightly.

VISITORS: Mark Cottrell, Will Langeland, Rich Love, Randy Shon Stevenson, Jeniel Byers, Bob Fowler, Shannon Fowler, Jeff Byers, Eli Nielsen, Naomi Nielsen, Sabrina Jackson, Rachel Jackson, Oliver Jackson, Landon Jacobs, Emily Pohlman, Natalie Nielsen, Faye Nielsen, Lucie Taintor, Danielle Taintor, Dave Jacobs, Mason Groberg, Jeanne Groberg, Mary Monson, Lane Monson, Anthony Jackson, Carson Cox, Josh Cox, Michelle Cox, Lyllee Taft, Samantha Taft, Chris Williams, Ella Williams, Angela Williams, April Pohlman, Stacey Taft, Hyrum Taft, Shannon Davis, Natalie Welty, Addison Welty, Bella Burt, Addie Dugdale, Kylee Davis, Shannon Davis, Matt Dugdale, and Tyson Davis.

CITY COUNCIL TRAINING: Council Member Diane Anderson provided a thought about the Youth City Council reading a quote by Kailash Satyarthi stating that “the power of youth is the common wealth for the entire world. The faces of young people are the faces of our past, our present and our future. No segment in the society can match with the power, idealism, enthusiasm and courage of the young people. The youth is the hope of our future.” Council Member Diane Anderson then thanked the members of the Youth City Council for their willingness to serve.

SPECIAL PRESENTATIONS:

Farmington Fire Report

Chief Love the Farmington Fire Department reported that they are excited and dedicated to working with Fruit Heights. He explained that Farmington Fire started a paramedic service last year and increased their staffing to 24/7, giving about 2 people a day dedicated to Fruit Heights. Between July 22, 2023 and this July they ran 200 plus calls with the on-call time averaging 56 seconds with an average arrival time of 5 minutes. They will be building a new station just off Park Lane which may decrease travel time. They estimate the completion of that new building to

be in the spring of 2025. He explained that they have hazard staffing around holidays, with 2 individuals being dedicated to our city. Additionally, they have a part-time fire marshal and a part-time fire inspector in their department.

Bob Fowler (CCC) Community Corp Council

Mayor John Pohlman wanted to recognize Bob Fowler after stepping down from the CERT organizer and a member of the Community Corp Council thanking him for his years of service.

Swearing in the Youth City Council (YCC)

YCC Mayor Will Langeland

Deputy Recorder Hailee Ballingham conducted the swearing-in ceremony for the Youth City Council. The YCC in attendance that were sworn in include YCC Mayor Will Langeland, Bella Burt, Addison Welty, Addie Dugdale, Sabrina Jackson, Samantha Taft, Carson Cox, Jeniel Byers, Kylee Davis, Naomi Nielsen, Josh Cox, Oliver Jacon, Lucie Taintor, Eli Nielsen, Ella Williams, Mason Groberg, Emily Pohlman, Lyllee Taft, Tyson Davis, and Landon Jacobs.

PUBLIC COMMENTS: None.

PUBLIC HEARING: None.

CITY BUSINESS:

Review/Discuss/Approve/Deny Water Capital Facilities Plan

City Engineer Zac Burk provided background on the Culinary Water Capital Facilities Plan and explained that they are evaluating some proposals. Regarding table ES1 the summary of compliance looks at storage, distribution, and sources of culinary water for the City and bases the analysis of the current and projected systems to be in compliance with the State requirement. They analyze the systems for what the system can support. We do have some system deficiencies regarding fire hydrant flow requirements which depend upon the square footage of residences and the fire department's equipment. The source annual volume is mostly from Weber Basin and only a small amount comes from our well water rights. City Engineer Zac Burk recommends holding on to those water rights for as long as we can. He explained that the source annual volume is based on current and projected buildout requirements, which we are both in compliance with. We are compliant with storage for our current and projected future storage needs. However, we think it is prudent to add additional storage, the state doesn't really define how much you need to have in your extra storage. There is an estimated total cost amount that will be required to bring this Water Capital Facility plan up to requirements. Some of the costs the new developments will pay for to be up to code. On average, the residents of Fruit Heights are using below-average amounts of water per day than what the State requires the city to be able to provide. Regarding water storage needs, Fruit Heights has a water buffer of 3 days but we feel that we would like some additional water to help buffer in case of emergency because we are on the mountainside, etc. We would like to add an additional 500,000-gallon tank to increase our water storage. Fruit Heights has a good amount of large square footage homes, so the fire flow requirements are increased. We do have some deficiencies within our hydrant systems in a handful of locations that will need to be brought up to code. Section 6 talks about the 'Plan'

breaking items down into the deficiencies, needs, and where things are up to code and still need to be brought up to code. On this list there are about 30 items, but they can be evaluated and don't all need to be done at the same time. (49:22)

Council Member Eileen Moss asked if the money that was paid by UDOT for the water they used from the well could be used to help cover the costs of upgrading our water system. Assistant City Manager Darren Frandsen explained that we thought the money would be better spent on future water storage than what would have been spent to drill into that well. Council Member Eileen Moss asked if there was a way to charge developers or future citizens for the additional water use of those new developments since around 10 years ago residents purchased water rights. City Attorney Brad Christopherson explained that it depends on a lot of factors for him to be able to answer regarding the legality and methods of doing something like that. Council Member Florence Sadler asked if some of the projects that were listed had already been completed, or if they need to be redated or redone. City Engineer Zac Burk and Assistant City Manager Darren Frandsen both responded that some of those listed projects do need to be updated because some of those items have been completed. (1:00:04)

Review/Discuss Municipal Code Update Title 6A

City Attorney Brad Christopherson explained that they have been going through all of the city codes and making sure that they still comply with updated state codes. This code update is regarding large businesses. The only zone alcoholic beverage sales is allowed on in Fruit Heights is where the City Shop is but it still has to be in our city codes to bring us up to compliance. By next month we should have this ready to be adopted. Our goal is to have similar ordinances to the County to make it easier for the Davis County Sheriffs to enforce. Our goal is to have these ordinances updated by the end of the fiscal year. (1:06:21)

Review/Discuss/Approve/Deny Rock Loft Ridge Estates Phase 3

Assistant City Manager Darren Frandsen explained that this has already been approved by the Planning Commission and they want to get it recorded. There is an escrow account which is why they are able to start selling lots.

Council Member Eileen Moss made a motion to approve the Rock Loft Ridge Estates phase 3 with the condition that no building permits will be issued until the connections have been finished through to 1800 E with Council Member George Ray seconding the motion. The Council Members present unanimously approved the motion. (1:09:26)

Review/Discuss/Approve/Deny Subdivision Lot Amendment for Fairway Cove Subdivision First Amended

Council Member Florence Sadler made a motion to approve the subdivision lot amendment for the Fairway Cove subdivision as first amended with Council Member Diane Anderson seconding the motion. The Council Members present unanimously approved the motion. (1:10:26)

Review/Discuss/Approve/Deny MOU Supporting Behavioral Health Services

Mayor John Pohlman provided background explaining that starting next fiscal year 2024 we would be required to pay \$900/year to hire a part-time employee in conjunction with other

surrounding cities to help bring in grants for behavioral health services. This would be a recurring yearly budget item. Council Member George Ray is concerned because when he was looking into this program it is run through Davis Behavioral Health Services which he has found is no longer connected to Davis County. He is concerned that we are funding a 501-3C with government-controlled tax money. Council Member Diane Anderson proposes that if we make this donation this year then we evaluate it before we make it a reoccurring budget item. City Attorney Brad Christopherson confirmed that they are a 501-3C and have been for many years.

Council Member George Ray made a motion to approve the MOU supporting Behavioral Health Services with the condition that the Council provides a way for citizens to raise the funds so it won't be coming out of tax dollars for 2024. Council Member Florence Sadler seconded the motion with the Council Members present unanimously approving the motion. (1:25:24)

OTHER BUSINESS:

Discuss Regional Cooperation for Affordable Housing

City Manager Jacob Smith received a letter from Centerville discussing a regional cooperative for affordable housing.

Day of Service 9-11

The service will be taking place in the Kaysville East Mountain Wilderness Park.

UDOT Agreement

City Manager Darren Frandsen explained that the UDOT agreement is regarding the frontage roads between Lloyed Road over to Green Road and Nichols to 400N bridge will be the city's responsibility and that we can claim the mileage. (1:29:11)

Highway 89 Street Lights

We have now received the bill for the installation of those lights to have them up to our specs and will have to amend the budget in December to reflect the final payment for that project. The money is there, we budgeted for it three years ago for this project. Our fiscal budget for this year just needs to reflect that payment.

Mayor John Pohlman reported that about a month ago we went through a storm drain audit and all of the work that Assistant Manager Darren Frandsen did, Assistant Public Works Director Layne Leonard, and Ted Parry was incredible.

Council Member Florence Sadler reported that Founders Day was a success. Mayor John Pohlman thanked the Council and staff for their help and support in that event.

CONSENT CALENDAR:

City Expenditures

July Financial Report

Council Member George Ray said they looked good and any questions were discussed with the staff.

REVIEW AND APPROVAL OF MINUTES FROM PREVIOUS MEETINGS:

August 1, 2023

Council Member Florence Sadler made a motion to approve the August 1, 2023 minutes with the mentioned corrections with Council Member Diane Anderson seconding the motion. The Council Members present unanimously approved the motion. (1:35:06)

UPCOMING EVENTS:

September 11 – National Day of Service

September 19 – City Council Meeting

September 26 – Planning Commission Meeting

CITY COUNCIL & STAFF REPORTS:

Council Member Diane Anderson wanted to provide notice about a resident, Brad Taylor, who was diagnosed with melanoma cancer and passed away leaving a wife and two young children. Officer Brad Taylor was a K-9 officer for the Sandy Police Department.

Council Member George Ray asked if we could use program software to help map the water in the City. Assistant City Manager Darren Frandsen explained that they are using program software already.

Council Member Eileen Moss asked if Baer Canyon could lose its stop sign and if that sign could be used somewhere else in the City. She also commented that there is a digger down on the trail and was wondering what project it was for and if it was ours. Is the bike lane making on Mountain Road coming back? Darren responded that it was and that he also had more 25 mph signs that he could be put up. He is also in contact with Jacob Browning with some information he's requested. Council Member Eileen Moss also reported that there is an Emergency Preparedness meeting on October 3 and would like to invite the City Council. to the barbecue in an effort to show support and get participation up. This is to help the council members get to know the Citizen Corps Council Members and keep it relevant within the community.

City Manager Jacob Smith reported that Deputy Recorder Hailee Ballingham will be cleaning up records at the shop and we will be having a Shred-it event on October 12 for approximately 3 hours.

Mayor John Pohlman asked for neutrality from the Council for the upcoming election and doesn't want any perceived outwardly support from staff or elected officials.

Council Member Eileen Moss made a motion to adjourn the meeting with Council Member Diane Anderson seconding the motion. The Council Members present unanimously approved the motion and the meeting was adjourned at 8:51 pm.

Not approved until signed.

/s/ 

Jacob Smith, City Recorder

Date approved by City Council: 09/19/23