

CITY OF NORTH SALT LAKE
CITY COUNCIL MEETING-WORK SESSION
MARCH 7, 2017

FINAL

Mayor Arave called the meeting to order at 6:00 p.m.

PRESENT: Mayor Len Arave
Council Member Brian Horrocks
Council Member Stan Porter
Council Member Matt Jensen
Council Member Ryan Mumford
Council Member James Hood

STAFF PRESENT: Ken Leetham, City Manager; Paul Ottoson, City Engineer; David Frandsen, Public Works Director; Jon Rueckert, Assistant Public Works Director; Janice Larsen, Finance Director; Assistant Police Chief Troy Johnson, Police Department; David Church, City Attorney; Brent Moyes, Golf Course Director; Sherrie Llewelyn, Community Development Director; Linda Horrocks, City Recorder; Marty Peterson, Emergency Preparedness Manager; Andrea Bradford, Minutes Secretary.

OTHERS PRESENT: Mary Lynn Kinsel, Reva Anderson, Brent Nielsen, Darryl Lee, residents; Jason Kilgore, Stuart Lamb, Kilgore Companies.

1. REVIEW OF PROPOSED KILGORE PLAN FOR GRANITE PARCEL

Ken Leetham introduced Jason Kilgore and Stuart Lamb with Kilgore Companies and said they were here to talk about the proposed plan for the Monte Thomas Parcel, the Granite Parcel, the proposed zone change, and the requested buffering for nearby homes. He said the Planning Commission held a public hearing on September 13, 2016 about a zone change from residential (R1-12) and Planned District (P) to Special Use Restricted (SR) for a sand and gravel quarry operation and that the request for the zone change was tabled until staff could meet with Kilgore regarding some of the issues raised.

Sherrie Llewelyn showed a visual of the mining in proximity to the residential area at 100 and 200 feet.

Jason Kilgore, Kilgore Companies, said that while the community is not excited about the proposed gravel pit, Kilgore wants to be aware of any concerns. He said although the city's buffer requirement is 100 feet, they are willing to make a 200-foot compromise to accommodate the neighbors although it will cost Kilgore four million tons of gravel.

Stuart Lamb commented that the intent of this meeting is to get the City's honest opinion and clear direction moving forward. He said one of their obligations is to show geotechnical impacts and emphasized that the mining process is different and would not affect the landslide and what is happening by the Eagleridge Tennis Club. The public does not want mining done if it jeopardizes their homes and safety but he said that they will show that it is safe.

Jason Kilgore explained that the material at the proposed mining parcels is solid rock which is stable and can only be removed by blasting. He said it is a different material than what is at the Eaglepointe landslide, which is more of a loadable material that you could just scoop up with a backhoe.

Mayor Arave commented that they had previously talked about having a 200 foot buffer with a berm and trees. Stuart Lamb replied that it is hard to give up those reserves but they would be willing to do a 200 foot buffer with a berm and trees. Jason Kilgore also said that they would be willing to donate land for a trail as well. He said this area will always be a gravel pit but they will try to minimize the effects on the area and help beautify it.

Council Member Jensen asked how blasting the bedrock and sending shockwaves through the ground would affect the landslide. Stuart Lamb replied that if they are sending shockwaves that far through the ground then they are doing something wrong. He said they can control the velocity of the blasts and that they have to be careful as the Kern River pipeline is located in that area as well.

Council Member Mumford asked if they would consider having vibration monitoring equipment and sharing the information with the City. Stuart Lamb replied that they are already required to have that information so they could provide data to the City on how far the vibrations go up the hillside.

Stuart Lamb commented that people have asked why Kilgore doesn't just "go away" as this would solve the problem. He said that the area was zoned for mining and after the landslide the home developer could not act on the development agreement for residential homes there. Mr. Lamb said basically the area was at a stalemate with the current zoning. David Church replied that the City aims to let the landowner know what the land could be used for.

Stuart Lamb said that even if Kilgore does not mine the land it would need to be mined to make it usable and that Kilgore would offer a comprehensive solution while working with the neighbors. He then commented that the adjacent property is also mining and will remain mining for many years.

Council Member Mumford said there has been illegal dumping on the property zoned R1-12 that needs to be cleaned up. Jason Kilgore replied that they are aware of the problem and that they are willing to put a bond on that land so they will be bound to do what they promise to do.

David Church asked if Kilgore was in control of the Monte Thomas parcel. Jason Kilgore replied that they own the Monte Thomas parcel and will eventually own the Granite Parcel. He clarified that Lakeview Rock Products owns the UDOT parcel.

Mayor Arave asked if this property would be valuable once Kilgore was done. Stuart Lamb replied that it would be 40 acres of usable land that could be used for retail, commercial, or as a Town Center.

Council Member Mumford asked what the timeframe would be. Jason Kilgore replied that it would be twenty years or more.

David Church asked Kilgore to clarify their earlier comment that the parcel must be mined to be usable. Jason Kilgore said the property must be sloped back to increase the developable land and that currently you could not build homes on the adjacent property above. The bottom would have to be stable.

Council Member Jensen asked why an engineer could not develop a plan to clean up the area now without mining. He said there should be a solution without using half of the Granite Parcel. Stuart Lamb replied that there is some work to be done still before the area is usable. He said that the Division of Oil, Gas and Mining (DOG M) regulate the slope and they are obligated to mine to a 1:1 slope which entails mining into the Granite Parcel.

Jason Kilgore clarified that their permits are for a ½:1 slope and that they would have to start mining at the bottom as that is the most efficient and economical way which allows them to settle the ground.

Council Member Mumford asked how they determined that a 200 foot buffer from the gas line was safe. Stuart Lamb replied that they could actually blast closer as long as they follow the scientific process.

Paul Ottoson commented that staff had talked to the geotechnical engineer for Kern River who will review the proposed buffer distance. Mayor Arave commented that Kern River had asked for a 100 foot buffer and the City asked for a 300 foot buffer so Kilgore proposed the 200 foot buffer as a compromise with the berm trees.

Stuart Lamb then talked about the truck traffic through the neighborhoods and said that no mined material would go through the subdivisions.

The residents present were then allowed to ask questions and asked how Kilgore would access Beck Street. Stuart Lamb replied that Mayor Arave specified that Kilgore find a different route that did

not go through neighborhoods. He said they would access the frontage road and use the light near the Staker Parson's pit.

The residents then asked what type of bond Kilgore would obtain to ensure the work was done and what it would cover. Jason Kilgore replied that they would obtain a performance bond in accordance with the requirements from the City.

The residents asked for clarification on the land and whether it was reclaimed properly or not. Jason Kilgore replied that the land is still in the process of being mined but they have not purchased it yet.

Mayor Arave commented that in regards to the Monte Thomas pit, which is zoned R1-12, and said they did not finish the reclamation or the cleanup of the existing junk yard. He also said that when the City signed the previous contract many years ago they were not as aware of the potential problems as they are now.

The residents commented that after reviewing the minutes it sounds like this would be a 50-year or more project and not the 20 years that Kilgore had just stated. Jason Kilgore replied that it could be a 20-year plus project.

Ken Leetham clarified that Kilgore is talking about three different pieces they intend to mine and that there will be other mining in the City for many years. Mayor Arave commented that the Lakeview Rock Products property will be mined closer to the 50-year time frame and is located south of the proposed properties.

The residents also asked about the hours of operation and the potential noise. Stuart Lamb replied that they would generally work business hours but UDOT dictates those hours depending on the project. He also said the crushing equipment would not be located near the homes.

The residents asked about the hot plant and if the area is zoned for that application. Stuart Lamb replied that the conditional use application would include the hot plant. He said that Kilgore will make the material go away and give the City usable land for a Town Center, etc.

The residents commented that they live near the buffer line and said they felt the vibrations from mining. They asked what Kilgore would do differently than the other mining companies to control the vibrations and mitigate the risks. Stuart Lamb replied that while he was unsure what the other companies were doing Kilgore has monitoring and designs to control the velocity and minimize the vibrations.

Mayor Arave clarified that this is just the introduction of the concept and the project would still need to go through the process before it is approved.

Council Member Horrocks asked if the tolerances for the pipeline are higher than for residential. Jason Kilgore replied that they would meet with Kern River to find out.

Council Member Porter commented that additional mining is the last thing he wants. Council Member Jensen echoed his sentiments and said that the City Council represents the residents and no one wants mining. He said Kilgore has to show the City what the benefits would be and if mining is the best option.

Mayor Arave commented that the asphalt plant would probably be supported if it would help to complete the mining project more quickly. Stuart Lamb then said that it would and that Kilgore is committed to minimizing traffic through the neighborhood, monitoring the blasting, mitigating the impacts, mine in a safe way, and eliminate geotechnical concerns.

Mayor Arave concluded that one of the things the City Council needs to review is the legal issues which will help to determine and drive the decision.

2. ADJOURN

Mayor Arave adjourned the meeting at 6:56 p.m. to being the regular session.

CITY OF NORTH SALT LAKE
CITY COUNCIL MEETING-REGULAR SESSION
MARCH 7, 2017

FINAL

Mayor Arave called the meeting to order at 7:05 p.m. Council Member Stan Porter offered the invocation. BSA Troop 1373 presented the flag ceremony and led those present in the Pledge of Allegiance.

PRESENT: Mayor Len Arave
Council Member Brian Horrocks
Council Member Stan Porter
Council Member Matt Jensen
Council Member Ryan Mumford
Council Member James Hood

STAFF PRESENT: Ken Leetham, City Manager; Paul Ottoson, City Engineer; David Frandsen, Public Works Director; Jon Rueckert, Assistant Public Works Director; Janice Larsen, Finance Director; Assistant Police Chief Troy Johnson, Police Department; David Church, City Attorney; Brent Moyes, Golf Course Director; Sherrie Llewelyn, Community Development Director; Linda Horrocks, City Recorder; Marty Peterson, Emergency Preparedness Manager; Andrea Bradford, Minutes Secretary.

OTHERS PRESENT: Mary Lynn Kinsel, Reva Anderson, Marcus Murdock, Tyler Evans, Tyler Cim, Roslyn Edginton, residents; Nick Lemans, Cutler Ingles, Curtis Cook, Xavier Beebe, Samuel Beebe, Semither Hemos, Jaxon Henshilwood, Ethan Andrew, Jacob Hess, Brighton Fritz, Jaron Longazo, BSA Troop 1373; Ethan Frazier, David Williams, Lincoln Stone, Erik Landheim, Alden Thorpe, Jeff Frazier, BSA Troop 1187; Brent Harsha, Hancock & Associates; Dennis Bullard, Brad Nelson, Spectrum Academy; Bill Gaskill, Foxboro MP LLC; Jay Mogford, David Payne, Big West Oil.

1. CITIZEN COMMENT

There were no citizen comments.

2. REVIEW OF PROPOSED CONCEPT PLAN AND USE OF CITY PROPERTY AT 2600 SOUTH AND US89

Ken Leetham reported that this request has been reviewed before as the developers of this parcel have tried to assemble this property in a variety of different ways. The current proposal is for a new restaurant and parking with the demolition of the current buildings on the site. The proposal would require the use of a portion of City property for parking but it would not preclude that property from future use. On the south portion of the property the City has drilled for a culinary water well and would need to maintain access to that portion. City staff feels that this is a good redevelopment of the property with the incentive for development of using City property.

Brad Giles, Director of Development for Four Foods Group, commented that they have reviewed several sites in Utah and feel that this would be a good location. He said they are asking for cross access to City property for parking to accommodate at least 50-100 cars during the lunch rush. They will provide 70 stalls for parking as well. Mr. Giles said they also own the Kneaders Bakery that is located west of this location.

Ken Leetham said that going forward the applicant would use the proposed concept, including the use of the City's property, for site plan approval. Brad Giles clarified that they are not seeking approval tonight but wanted to see if the City was amenable to the idea.

Mayor Arave asked about the proposed restaurant. Brad Giles replied that it was Texas style barbeque with the meat prepared on site and would be a sit down "lux casual" restaurant. He said there would be exterior dining but no drive through and that they have two other R&R restaurants in South Jordan and Salt Lake.

Council Member Mumford asked about the blight study that was to be done in this area and asked about the study results. Ken Leetham replied that the study would be starting on March 8th and it would take 45 days before preliminary information was obtained. He said this proposal would not require the results of the study.

Council Member Porter commented that he was comfortable with the idea. Council Member Jensen said that since he has a potential conflict of interest he would not express an opinion.

3. CONSIDERATION OF PROPOSED PLAT AMENDMENT TO FOXBORO SUBDIVISION PLAT1 A-LOT 101, (FOXBORO MARKETPLACE SOUTH SUBDIVISION, A FIVE LOT COMMERCIAL SUBDIVISION) AT 555 NORTH REDWOOD ROAD. CHRIS ROBINSON, FOXBORO MP LLC, APPLICANT

Sherrie Llewelyn reported that the proposed plat amendment is located south of Foxboro Drive and Lee's Marketplace. The developer had previously asked for a Planned (P) District rezone but after receiving feedback from the Council and the public it was determined that residential is not desired in that area. The new proposal is to subdivide the lot into five parcels with shared access and cross

easements. The developer announced that Lot 3 will be a Del Taco, Lot 2 will be an auto parts store, Lot 1 will be a gas station, and Lot 5 will be purchased by Spectrum Academy for a new high school. The developer is requesting that a 10 foot right-of-way be dedicated for pick-up/drop-off for the school and plan to stagger the start times to address traffic issues. The plat amendment was reviewed by the Planning Commission who made a favorable recommendation with no conditions.

Council Member Jensen moved to approve the plat amendment to Foxboro Subdivision Plat 1A-Lot 101 (Foxboro Marketplace South Subdivision) at 555 North Redwood Road with no conditions. Council Member Mumford seconded the motion. The motion was approved by Council Members Horrocks, Porter, Jensen, Mumford and Hood.

4. CONSIDERATION OF A SITE PLAN AMENDMENT FOR AMCOR AT 333 SOUTH REDWOOD ROAD. BRENT HARSHA, HANCOCK & ASSOCIATES, APPLICANT

Sherrie Llewelyn reported that the property is located on the existing 28 acre AMCOR site in the Manufacturing Distribution (MD) zone. The applicant would like a site plan amendment for a 60' high addition. The Planning Commission approved the 60' height exception as the maximum height in the MD zone is 45'. The Commission recommends approval of the site plan amendment with three conditions including the addition of plants to the parking aisle, submission of a storm water management agreement, and minor engineering redlines. The buildings visible from the public right of way will meet the new design standard with 63.3% brick/block material on the front.

Council Member Jensen asked about the city's new architectural standards and asked if the tall metal structure had the required features. Sherrie Llewelyn replied that part of the requirements is that the building be visible from the public right of way and this structure will be obstructed by another building and is 675 feet from Redwood Road.

Council Member Porter moved that the City Council approve the site plan amendment for AMCOR at 333 South Redwood Road with the following conditions:

Conditions:

- 1) Addition of drought tolerant plants/shrubs to landscaped areas and one tree in landscape island at the end of the parking aisle;**
- 2) Submission of a storm water management maintenance agreement; and**
- 3) Correction of minor engineering redlines.**

Council Member Horrocks seconded the motion. The motion was approved by Council Members Horrocks, Porter, Jensen, Mumford and Hood.

5. CONSIDERATION OF A SITE PLAN AMENDMENT FOR BIG WEST OIL AT 333 WEST CENTER STREET. JAY MOGFORD, BIG WEST OIL, APPLICANT

Sherrie Llewelyn reported that Big West Oil is requesting to add two new truck lanes to the west of the existing truck lanes for unloading sweet crude and to add a new entrance onto Center Street. The police chief and city engineer expressed some concern with adding a new entrance to the property so staff has asked the applicant if the design could be modified to include the addition of a berm on the north side of the truck lines and also prepare for the addition of a light at the intersection. This amendment would add new asphalt which will help fix the current storm water retention issues and also improve the landscaping along Center Street.

Council Member Hood asked if the addition of trees in the park strip would cause line of sight issues. Sherrie Llewelyn replied that some of the trees were removed from the plan for that reason and this could be done on the east side as well.

Council Member Mumford commented that when the site plan amendment was reviewed with the Planning Commission the potential traffic light and berm were not discussed. Sherrie Llewelyn replied that staff is supportive of this application, the improvements to the site, and that conditional approval could be granted without the additional access onto Center Street.

Commissioners Jensen and Mumford asked why there would need to be an additional cut or second exit. Sherrie Llewelyn responded that there is an existing berm, sump pump and storm drainage ditch which would have to be dealt with. The additional entrance would help the trucks exit Center Street early and avoid the railroad tracks.

Ken Leatham commented that today was the first opportunity for the Development Review Committee (DRC) to meet and discuss the potential of a traffic light here.

Council Member Mumford asked the applicant why they needed a second exit onto Center Street. David Payne, Big West Oil, replied that they looked at unloading rates and determined that it takes time which leads to queuing up of the other trucks waiting to unload. He said the additional cut should lead to better productivity. Jay Mogford, Big West Oil, commented that they will review all the aspects including the turning radius, drainage ditch, etc. and evaluate using just the existing exit.

The Council discussed alternatives to a second exit/curb cut such as relocating the pumps and the berm. Big West Oil responded that it would be difficult to meet certain requirements and that the cost would be an issue to moving the current pumps.

Mayor Arave asked if there was a problem with adding a cut in the road. Paul Ottoson replied that the cut would meet City code due to the amount of frontage Big West Oil has and that a traffic light in that location would make it safer.

Ken Leetham clarified that the staff concern is public safety as this section of Center Street is very congested and the addition of a traffic light would be safer.

Council Member Jensen moved that the City Council approve the site plan amendment for Big West Oil at 333 West Center Street with the following conditions:

Conditions:

- 1) The landscape plan be modified to replace the proposed ash tree species with an alternate tree species;**
- 2) Submission of a storm water management maintenance agreement;**
- 3) Engineering redlines.**
- 4) No addition curb cuts are approved at this time.**

Council Member Mumford seconded the motion. The motion was approved by Council Members Horrocks, Porter, Jensen, Mumford and Hood.

6. CONSIDERATION OF RESOLUTION 2017-04R A RESOLUTION AUTHORIZING A NOTICE OF INTENT TO BE SUBMITTED TO THE DAVIS COUNTY COMMISSION FOR REAUTHORIZATION OF THE RAP TAX ON THE 2017 CITY OF NORTH SALT LAKE MUNICIPAL ELECTION BALLOT

David Church clarified that the original tax which was voted on in April of 2010 had an automatic cutoff date for eight years after the date. This item needs to be put back on the ballot and voted in again and to continue this source of revenue. The first step is to send a notice of intent to the County who will then indicate whether or not they plan to have a similar item on this year's ballot.

Mayor Arave asked how the City could educate residents about the RAP Tax. David Church replied that the City could use public funds to educate the public with fact sheets, etc. but cannot use the funds to campaign for or against the RAP Tax. The ballot will specify what the RAP Tax funds are to be used for.

Council Member Horrocks commented that the City was against the original RAP Tax but the neighboring cities approved it, and every time residents shopped outside the City they were paying for it and not benefiting from it. This is why the City passed it the next time, and it was used for great parks in the City. He said he would support adding the reauthorization of the RAP Tax to this year's ballot.

Council Member Mumford said that the issue is setting up the parks bond for a different timeframe than the revenue source and that as the RAP Tax would help the City to pay for the obligation they already have, he was in support of this resolution.

Mayor Arave asked if the .1% RAP tax would be applied to food. Ken Leetham replied that it applied to any product on which sales tax is paid. He also commented that this RAP Tax would run for a period of ten years which would go until the end of the bond.

David Church said that staff needs the Council's permission to start the process and move forward.

Council Member Horrocks moved to approve Resolution No. 2017-04R A resolution of the governing body of the City of North Salt Lake authorizing a Notice of Intent to be submitted to the Davis County Commission for reauthorization of the RAP Tax on the 2017 municipal election ballot. Council Member Mumford seconded the motion. The motion was approved by Council Members Horrocks, Porter, Jensen, Mumford and Hood.

7. CONSIDERATION OF RESOLUTION 2017-06R ENTERING INTO AN INTERLOCAL COOPERATION AGREEMENT RELATED TO THE DAVIS METRO NARCOTICS STRIKE FORCE

Assistant Chief Johnson reported that this is an update for the Interlocal Cooperation Agreement related to the Davis Metro Narcotics Strike Force that has been in place since 2004. The agreement has now expired and the funding from the Department of Justice is on hold until the City and other Davis County cities sign this agreement.

Mayor Arave asked how much the City benefits from the Narcotics Strike Force. Assistant Chief Johnson replied that it is hard to quantify but that any issues or cases in neighboring cities can affect the City.

Ken Leetham commented that it will cost the City approximately \$15,000 per year to be involved in the strike force.

Assistant Chief Johnson clarified that the executive board consists of the chief of police for every city in Davis County.

Council Member Mumford moved to approve Resolution 2017-06R entering into an Interlocal Cooperation Agreement with Davis Metro Narcotics Strike Force. Council Member Hood seconded the motion. The motion was approved by Council Members Horrocks, Porter, Jensen, Mumford and Hood.

8. BUDGET PRESENTATION BY PUBLIC WORKS FOR STORM WATER AND PARKS OPERATIONS AND CAPITAL PROJECTS

David Frandsen reported on the current staff and public works vehicles including those that have the ability to plow snow. The major objectives of the proposed changes are to enhance preventative maintenance of streets, water, storm water systems, to lower costs and complete more water and storm line replacements annually, review snow removal costs and enhance services. The Parks Department has three full-time employees and approximately thirteen seasonal employees. Completion of Deer Hollow Park was a major focus of 2016 and included 1,927 man hours, 13 truckloads of donated rocks, 77 truckloads of pea gravel for a total cost of \$85,000.00 (this does not include employee's salaries) which was under budget as the contract cost was \$185,000.00.

David Frandsen then broke down and reviewed the Parks Department's time which included 94 hours of aeration, 923 hours spent pruning trees, and 141 hours of cleaning up garbage, etc. The major time consumers included fixing and replacing sprinkler valves (410), sprinkler heads (5,634), emitters (1,375), and approximately 20 hours per week for the splash pad. Preventative maintenance includes some short and long term goals including tree pruning and the ordinance having a 7 feet off the sidewalk and 11 feet off the curb clearance. He showed a map with the areas that are currently in violation of the tree ordinance and where the roots are causing sidewalk damage.

David Frandsen then talked about outsourcing some of the work and said that since 2005 the City has added 48.70 acres that need to be maintained. The City hires approximately 12-13 seasonal workers who work for 12 weeks during the summer. He then brought up the Child Labor Provisions from the Department of Labor which prohibits 16-17 year olds from operating a majority of the vehicles and equipment that is required for the job. The penalty for using minors is \$11,000.00 per violation and \$50,000.00 in the event of a serious injury or death. He explained that outsourcing is the best decision and that 12 seasonal workers at 12 weeks is approximately \$28,000.00. He obtained preliminary bids for mowing/trimming of all City properties with prices ranging from \$105,000.00 to over \$200,000.00. The positives to outsourcing are less liability, the ability for staff to catch up on tree pruning, irrigation projects, native grass mowing, trails, and savings on equipment and maintenance. Some concerns for outsourcing would be maintaining the quality of work, the price, and the need for some seasonal help for other maintenance. The current cost is \$226,600.00 and outsourcing would be approximately \$256,340.00.

Council Member Mumford asked what would happen to the equipment including some of the newly purchased vehicles. He then commented that for less than a \$30,000.00 increase the City would be getting more services overall if the mowing and trimming is outsourced. David Frandsen replied that some of the equipment could be sold or used for snow plowing.

Council Member Jensen commented on the amount of time spent on Deer Hollow Park and said that since the park was now completed staff could focus on other tasks. David Frandsen replied that staff is currently stretched thin and only able to put out fires. If mowing is outsourced it would allow them to focus on other items such as a higher level of service, trails, tree pruning, and preventative maintenance.

David Frandsen reported that the WeatherTrak system would take most of the summer to install. He then focused on Capital Projects for fiscal year 2017-2018 which include replacing the sports turf at the regional park for \$50,000.00, asphalt overlay, and Phase 1 of the Foxboro Wetlands project. Future projects include replacing playground equipment at Palmquist Park, and Phase 2 of the wetlands project.

He then began his reported on the Storm Water Department, which is a one man department, and said that a lot of time was spent on compliance, regulations, and inspections including working with Blue Stakes.

Council Member Mumford commented that the City had just purchased the street sweeper recently and that it didn't seem to be getting a lot of use. David Frandsen replied that the street sweeper is not out enough as they are short staffed. Street sweeping would help with storm drain cleaning as well by preventing less debris from entering the drains. He said that storm drain cleaning for 2016 was \$2.49 per foot at 4 miles of drains for a total cost of over \$50,000.00. There are 42.59 miles of storm drain pipe, 1,233 catch basins, 816 storm manholes, and 62 miles of streets to sweep throughout the City. Mr. Frandsen said they are proposing a new Storm Water Tech Position at \$29,828.00 (\$69,000.00 wage and benefits) annually which would include street sweeping, repairs, ditch cleaning, snow plowing, and storm water repair duties. He explained that the City needs to get the storm pipes cleaned and back to square one so that preventative maintenance can be done from then on to save costs.

Ken Leetham explained that it would be the most effective to hire an individual to use the street sweeper more often as it is currently underutilized and the cost of the storm water cleaning would eventually decrease if the sweeper was used more often. He said that the cash balance in the fund is sufficient for the capital projects over five years without a rate increase.

After viewing the five year proposed budget and capital projects Council Member Mumford commented that he did not like the idea of the City using all the reserves and also not raising rates until 2021.

Janice Larsen commented that the department is showing a five year list of projects that need to be completed but that the costs are hard to estimate in advance. She expressed that this is just an estimated plan and the City will not spend more than what is available. This plan will be also be adjusted and presented to the City Council every year.

Council Members Mumford and Jensen commented that preventative maintenance, including street sweeping, should be done but the Public Works Department should look at available employees before hiring a new employee as outsourcing may free up current employees. David Frandsen responded that freeing up staff from mowing will allow for tree trimming. David Frandsen also

reported that every commercial site requires yearly inspections and that there are 500 commercial facilities in the City.

Paul Ottoson then reported on the storm water five year plan and said there were seven projects in the five year plan with two to be completed this fiscal year, two in the next fiscal year, and three in the following fiscal year. The first project for this year is phase 1 of the Eagleridge Drive storm drain because of problems stemming from storms which will require installing bigger pipes. The current problems include damage to cars, rippling of the road, and the potential for air pockets which lead to sinkholes. The second project is the Valley View Drive detention basin project which will include removing silt and installing a concrete base and stand up pipe. The third project is Phase 2 and the completion of the Eagleridge Drive storm drain. The fourth project is the storm drain project at Union Pacific Avenue near the Union Pacific railroad tracks which will commence in 2019. This storm drain needs to be covered as water backs up in this location. The fifth project will be the construction of a box culvert at 700 West Center Street. The sixth project will be a detention basin at 1100 North 750 West near the Woods Cross airport as the parking lot fills with water. He added that the City hopes to purchase this property in the future. The seventh project is the storm drain on I-215 located south of Center Street.

9. CONSIDERATION OF POSSIBLE OUTSOURCING OF PARKS MAINTENANCE

Council Member Porter asked if the proposed pricing that was presented were the preliminary bids. Ken Leetham replied that they were preliminary bids and requested that the City Council authorize staff to obtain official bids for potential outsourcing of mowing, trimming, and edging of City property for this year.

Council Member Porter moved to continue to look at outsourcing City parks maintenance as presented. Council Member Mumford seconded the motion. The motion was approved by Council Members Horrocks, Porter, Jensen, Mumford and Hood.

10. CONSIDERATION OF PROPOSED STREET CLEANING (STORM WATER) EMPLOYEE

Council Member Porter moved to table this item until the next City Council meeting. Council Member Horrocks seconded the motion. The motion was approved by Council Members Horrocks, Porter, Jensen, Mumford and Hood.

11. ACTION ITEMS

The action items list was reviewed. Completed items were removed from the list.

Council Member Hood asked if there was an update on the UTA bus route in Foxboro. Mayor Arave replied that he had reviewed the rider numbers and found that there is not a high demand in that area. Sherrie Llewelyn also commented that she had an appointment setup to review this with UTA.

12. APPROVE CITY COUNCIL MINUTES

The City Council minutes of February 21, 2017 were reviewed and approved. **Council Member Mumford moved to approve the City Council meeting minutes from February 21, 2017. Council Member Hood seconded the motion. The motion was approved by Council Members Horrocks, Porter, Jensen, Mumford and Hood.**

13. COUNCIL REPORTS

Council Member Hood reported that last Tuesday staff met with the Athletic Club and Legacy Preparatory Academy to discuss parking issues. He said staff handled the meeting well and a solution was proposed that should resolve a lot of the problem. The Athletic Club has contracted with neighboring businesses to use their parking lots during non business hours including that of Legacy Prep. Legacy Prep will then be able to use the Athletic Club parking lot during school hours. The curbs will also be painted red to enforce no parking in unsafe locations.

Council Member Jensen asked how the lack of parking for the volleyball club occurred. He said that there is a large amount of cars there on Saturdays and asked what portion of the code is deficient. Ken Leetham replied that the parking requirements for that land use are inefficient and that while there have only been a few complaints of blocked driveways there was a failure to predict the intense use.

Council Member Jensen asked if the same issue will occur at the proposed sand volleyball facility. Sherrie Llewelyn replied that there are differences with the sand volleyball facility in that there are indoor and outdoor courts. The deficiency in the ordinance is three parking spaces per court and did not take into account the spectators, families, coaches, etc. for the Athletic Club but the sand volleyball will have smaller teams with fewer players and spectators. She said that based on the size of the operation that the parking should be adequate for the sand volleyball facility.

Council Member Hood reported that the annual leadership conference for the Youth City Council would be held this weekend in Logan.

Council Member Mumford said that the Planning Commission spends hours reviewing items so that everything is in place by the time it reaches the City Council and thanked the Council for their trust in the Commission.

Council Member Porter reported that the Jordan River Commission had a meeting and viewed the Murray Parkway.

Council Member Horrocks reported on bills from the legislature and said that both school district bills did not pass this year but said that the 5% landscaping bill passed the House. He said this one size fits all plan may not be the best solution.

Council Member Porter asked if the City would have an issue with Dan Cottam using City Hall for the Bonneville Shoreline meeting.

Council Member Jensen commented on a bicycle theft in a Foxboro neighborhood. The police were able to catch the thieves after receiving a tip from the neighbors. He stated he and the victims were impressed with the responsiveness of the neighbors and the police.

14. MAYOR'S REPORT

Mayor Arave reported that Wasatch Integrated Waste will be closing the burn plant so the District will need to look at ways to divert recycling in the future. He then reported on the South Davis Sewer District projects including the algae project to generate clean water which obtained financing, and the food recycling plant.

Mayor Arave reported that the City received \$8,500.00 from the insurance company for completing a TAP program. He also said the City would be hosting the Wasatch Regional Council on March 16th from 4pm to 6pm for a meeting regarding transportation projects.

15. CITY ATTORNEY'S REPORT

David Church reported that the City was served with a new lawsuit which would be defended by the trust. The suit pertains to a bike accident in Foxboro and a potentially improperly trimmed tree. The bike rider hit a car after going through a stop sign which they said was blocked by a tree. The tree has since been removed.

Mr. Church also reported that no progress has been made with the tennis club regarding the landslide situation but that they should potentially have information next week. He said that in regards to the litigation itself that the City had received copies of the depositions and would send them to the Council when they had all been received.

16. CITY MANAGER'S REPORT

Ken Leetham reported that the fallen officer bill in the legislature has had many changes including mandatory participation, which will help with the large fiscal note, and is on track to pass. He also reported that the other bill regarding home occupation licensing would exempt home occupations from paying a business license fee. The City would still be able to collect fees from home occupations that require inspections, etc.

Mayor Arave asked about the home occupation bill. Ken Leetham replied that the bill was a compromise bill which will require the City to amend the ordinance to remove the requirement for criminal history. Landlords can still require a background check however.

Council Member Horrocks asked about the bill for hotel tax. Ken Leetham replied that it would most likely pass and will fund a grant program for recreation. He said it will be a transient room tax for hotels but is not related to short term rentals.

17. ADJOURN

Mayor Arave adjourned the meeting at 9:54 p.m.



Mayor



Secretary