

CITY OF NORTH SALT LAKE
CITY COUNCIL MEETING-REGULAR SESSION
JUNE 2, 2020

FINAL

This meeting was held electronically via Zoom. The host site was located at 10 East Center Street in North Salt Lake.

Mayor Arave called the meeting to order at 6:04 p.m.

PRESENT: Mayor Len Arave
Council Member Lisa Watts Baskin
Council Member Natalie Gordon arrived at 6:13 p.m.
Council Member Brian Horrocks
Council Member Ryan Mumford
Council Member Stan Porter

STAFF PRESENT: Ken Leetham, City Manager; Paul Ottoson, City Engineer; David Frandsen, Public Works Director; Janice Larsen, Finance Director; Craig Black, Police Chief; David Church, City Attorney; Tyler Abegglen, Golf Course General Manager; Sherrie Llewelyn, Community Development Director; Linda Horrocks, City Recorder; Andrea Bradford, Minutes Secretary.

OTHERS PRESENT: Blake Leonelli, Waste Management; Ryan Child, Child Richards; Lance Allen, Robinson Waste Services; Dal Wayment, South Davis Sewer District; David Parry with Jacobs Engineering; Dane (last name not provided), William Tribe, Shandell Smoot, Wilford Cannon, residents.

1. CITIZEN COMMENT

William Tribe commented on a vacant lot owned by the LDS Church in the Foxboro area, between Amberly and Norfolk Drives. He said a chapel was originally intended to be built there but the plans had changed. He suggested that the zoning be changed to allow for a 55 and older community there. Mr. Tribe said the site had been an eyesore and fire hazard for the last eleven years. Mayor Arave replied that while the City would be open to a 55 and older community that there was a development agreement on the property, which did not allow for housing. He said staff would reach out to the LDS Church to discuss maintaining the vacant property as well as the potential to change the development agreement to allow for a 55+ community there.

Blake Leonelli, Waste Management, thanked the City for allowing Waste Management to provide garbage and recycling services for the last fifteen years. He said that while they had not been perfect they took responsibility for any issues and were 99% effective in serving the City.

Mr. Leonelli said they would love the opportunity to continue serving the City. He also expressed concern that while Waste Management was not the lowest bidder that the low bidder may come back with unseen rate increases. Mayor Arave thanked Waste Management for their years of service. He said that nothing runs perfectly all the time and it was difficult to keep everyone happy.

Mayor Arave welcomed Tyler Abegglen who was recently hired as the new Golf Course General Manager at Eaglewood.

2. FRAUD RISK ASSESSMENT PRESENTATION-RYAN CHILD, CHILD RICHARDS

Ryan Child, Child Richards, reported that the State Auditor's office had put together a program in response to a number of fraud cases that had occurred across the State. He said the program was a self-reporting questionnaire to be completed by each City and submitted by the end of the fiscal year. This meant the City's questionnaire would need to be completed by June 30th.

Council Member Gordon arrived at 6:13 p.m.

Mr. Child went through each question of the assessment, which included separation of duties, requirements for written policies in several areas, requirement for a licensed expert, annual written commitment by staff and elected officials to abide by ethical behavior, completion of State Auditor training by all board members, requirement for formal training in accounting and budgeting each year, a fraud hotline, a formal internal audit function, a formal audit committee, and other requirements related to accountability and separation for all financial transactions.

Ryan Child explained that the audit committee would assist the governing body in its financial oversight responsibilities. It was recommended that the members of the audit committee be a subset of the governing body and include a financial expert who was not a member of management such as a volunteer or paid financial expert. He said finance officers from other local governments could be considered to meet that requirement. The audit committee would oversee the formal internal audit function. Mr. Child said that Child Richards conducted a yearly independent audit but the internal audit would be conducted by City staff as outlined and approved. He said upon completion the questionnaire would then need to be certified by the City's Chief Administrative and Chief Financial Officers and uploaded to the State Auditor's Office by June 30th.

Mayor Arave asked if a calculation had already been completed to assess where the City ranked. Ken Leetham replied that staff had completed most of the items on the assessment but needed to establish yearly training and setup a fraud hotline, formal internal audit, and formal audit committee. He said the City was in the mid-300s, which was within the low risk level.

3. SOUTH DAVIS SEWER DISTRICT UPDATE- DAL WAYMENT

Dal Wayment reported on the items that the South Davis Sewer District had been working on to contain the odor issue in Foxboro. He explained that this included excavation to gain access to the trickling filter to implement forced ventilation, sealing off space between the filter and a fiber glass wall, and two blowers to draw air out of the space and discharge into an odor scrubbing system. Mr. Wayment said it would take time to get the scrubber part built but they had been flushing the filter which resulted in better function. He also said that to aid in the recovery of the filter from a toxic event that they had been adding proprietary nutrients as well.

Mr. Wayment then spoke on ventilation stacks that were activated with carbon canisters, which would be changed routinely. He said they had also added a stainless steel hood to the equipment to capture odors at the source and provided a seal to the main fan on the stripping tower to eliminate odors from escaping.

David Parry, with Jacobs Engineering, who had been contracted by South Davis Sewer, spoke on an odor study, which had been completed for the Sewer District. This project included five tasks including project management, odor assessment, source testing and analysis, development of solutions, and preparing an odor control plan.

Mr. Parry referred to task two, which included an odor assessment of both the South Davis Sewer District plant and the Wasatch Resource Recovery facility. Task three was source testing and analysis which included placing odor senses at multiple locations which would allow them to complete the testing analysis by the end of the month. Task four was to develop a solution which would be completed by July 7, with task five to include preparation of an odor control plan to be completed by August 6. He said the odor assessment would include a review of all the potential sources of odor and how to link the odors to the source.

David Parry spoke on some potential near and long-term solutions and what the completed study would entail for the South Davis Sewer District plant and the Wasatch Resource Recovery facility.

Mayor Arave asked if testing had been done in the neighborhood as well as the plant. He commented that some testing had already been done and asked about the results of those tests. David Parry replied that they had only taken samples from the source of the odor and not the neighborhood. He also said the data from the hand samples would be back that next week.

Mayor Arave asked about the odors in the neighborhood and if there was a way to determine exactly where those odors were coming from. David Parry said they were obtaining this information from how the neighbors were describing it and also sending someone out to the area when a complaint was issued.

Council Member Mumford thanked Dal Wayment and David Parry for their dedication in finding a solution. He reiterated the urgency and the desire to make an impact.

4. CONSIDERATION OF A REQUEST TO MODIFY THE CONDITION OF APPROVAL FOR THE PLAT AMENDMENT TO THE RIDGE SUBDIVISION AT APPROXIMATELY 776 SOUTH WINTER LANE, CW LAND, APPLICANT

Sherrie Llewelyn reported that on May 5th the City Council approved a plat amendment for The Ridge Phase 2 which added lot 160, known as the Cook property, with three conditions. These conditions included a requirement for the property owner to obtain a building permit for a rock retaining wall on lot 160 including the installation of a Portland cement concrete cut off trench to stabilize the walls. The conditions required that the property owner post a bond for that installation and complete the work within one year. She showed the approved conditions with some revisions as the owner of lot 160, Joseph Cook, and the developer, CW Land, had requested an amendment to the conditions as they felt the requirement for the trench wall was impractical. The applicants asked the geotechnical engineer to determine if an alternate solution existed. On May 14, 2020 CMT Engineering offered an alternative solution that the removal of the upper five feet of the rockery wall along with the removal of the associated fill material and the slope be regraded.

The Development Review Committee (DRC) reviewed the previous conditions and determined that if the revised grading plan was submitted that detailed the removal of the upper wall and fill material, the lot was regraded, and the driveway access was installed that this plan was acceptable. One of the advantages of this plan was that when a home was designed and engineered for the site that the retaining and associated walls could be incorporated site specific to the home. Additionally a building permit would be required on the lower rock wall as it was installed without a permit.

Mrs. Llewelyn showed the revised grading plan and said this new plan would allow room for the trail to be constructed across the property. The DRC made a recommendation to approve the change to remove the upper rockery wall and the regrading of the lot, which would need to be completed prior to the City Engineer signing the plat. This would ensure that it had been inspected by the City Engineer and the geotechnical engineer. She explained that even though the developer would like to complete the revised plan after 30 days of the recordation of the amended plat that staff would prefer it be done prior to signing the plat.

Council Member Horrocks moved that the City Council approve the plat amendment for The Ridge Subdivision PUD Phase 2 at approximately 766 South Winter Lane with the following conditions, replacing the conditions from the May 5, 2020 decision:

- 1. In accordance with the revised submitted CMT Engineering Laboratories geotechnical report, dated May 14, 2020, for lot 160 the following actions be taken:**

a. A building permit shall be obtained for the existing rock wall and the advised installation of a “Portland cement concrete cut off trench at the base of the downslope of the current two-tiered rock wall” to achieve the noted stability results in the report; or

b. A building permit shall be obtained for the lower existing rock wall and shall include a grading plan which removes the upper 5 foot rockery wall tier and associated soils (fill material) behind the wall extending back to the bottom of the planned roadway embankment toe, including the proposed driveway for the lot.

- 2. A note shall be placed upon the plat for Lot 160 that no charged irrigation line may be placed within 10 feet of the rock retaining walls.**
- 3. Prior to the City Engineer signing the plat for recordation, condition 1(a.) or 1(b.) shall be completed and inspected by the City Engineer and certified by CMT Engineering to be in accordance with the findings and recommendations of their report, having achieved the specified slope stability.**

Council Member Mumford seconded the motion. The motion was approved by Council Members Baskin, Gordon, Horrocks, Mumford and Porter via Zoom chat.

4. PUBLIC HEARING AND CONSIDERATION OF RESOLUTION 2020-13R: A RESOLUTION AMENDING THE 2019-2020 BUDGET

Janice Larsen reported that this was the final budget adjustment for the current fiscal year. She explained that there was an expense related to an annexation consultation, which the developer would be reimbursing. There were also increased costs in the General Fund related to street lighting and striping, the purchase of cameras in the police area, and security measures on the network. These adjustments would result in an increase in the use of Fund Balance.

The budget adjustments in the Redevelopment Agency Fund were related to tax increment revenues. The actual revenues in all three taxing areas exceeded the current year budget. A large percentage of the tax increment revenues were due to developers, or were required to be set aside for low to moderate income housing projects. As a result, staff recommended an increase in the budget for development related revenues, expenditures, and transfer-out to the Housing Fund. There would be an increase in the contribution to fund balance.

In the Housing Fund the adjustment was to increase the transfer-out from the Redevelopment Agency. There would be an increase in the contribution to fund balance. For the Local Building Authority Fund there was a plumbing repair for one of the Hatch Park rental properties owned by the City. The rental revenue was expected to exceed the budget. There was no change to the fund

balance. In the Capital Improvement Fund there was a budget increase needed for both revenues and expenditures related to the COVID response. A State grant related to the pandemic was expected to match the City's expenditures so there would be no change in the fund balance.

Regarding the Road Capital Fund two projects were expected to exceed the budgeted amount and one project was below budget which would result in an increase in the use of fund balance. Staff was recommending a budget increase for several operating expense accounts and one capital project in the Water Fund. The increase in expenses would increase the use of fund balance. Staff was also recommending a budget increase for one capital project in the Storm Water Fund. An increase was also recommended related to impact fee revenues collected that were committed as part of a developer agreement. The increase in expenses would increase the use of fund balance.

For the Golf Fund staff recommended a budget increase for the purchase of a range picker, a steam cleaning system to sanitize golf carts, and several other operating expenses. The increase in expenditures would increase the use of fund balance. Staff was also recommending a budget increase in the Fleet Fund related to a State grant for the replacement of a 10-wheel natural gas truck. The grant required the purchase of a new replacement vehicle. The new vehicle exceeded the grant revenue of \$109,000, which resulted in an increase in the use of fund balance of \$19,000.

Mayor Arave questioned the usage overage charge of \$41,000 in the Water Fund. He asked if the previously contaminated well should be used to prevent future water overage charges. Paul Ottoson replied that this well was used in the Foxboro area for secondary water. He felt it was not needed for culinary water at this time.

David Frandsen explained that the water overage for this year was due to a pump that went down.

Mayor Arave opened the public hearing at 7:01 p.m. There were no public comments, and at 7:02 p.m. Council Member Mumford moved to close the public hearing. Council Member Baskin seconded the motion. The motion was approved by Council Members Baskin, Gordon, Horrocks, Mumford and Porter.

Council Member Baskin asked about the projected revenue in 2020 and the total reduced amount due to the pandemic and decrease in sales revenue. Janice Larsen replied that in the General Fund for sales tax revenue there was a proposed 25% decrease and for development it was a projected amount. She said the sales tax and revenues information could be provided to the City Council at a later date.

Council Member Baskin asked about the budget adjustment related to major plumbing repairs for a rental property in the Local Building Authority fund. Janice Larsen replied that there was a

plumbing issue with one of the rental homes near Hatch Park and that she could find out more information on the repair performed.

Council Member Baskin then asked about the \$30,000 in expenditures that was used for COVID response from the Capital Improvement Fund. She asked how these funds were spent. Janice Larsen replied that the funds were spent on an air filtration system and additional computer equipment. She said a list could be provided to the Council.

Ken Leetham said a good amount of those funds were spent on computer equipment to allow employees to work from home, additional cleaning supplies, and the water pressure cleaner for golf carts.

Mayor Arave asked what the equipment would be used for now that employees were working in the office. Ken Leetham replied that some computers needed to be replaced but he had not analyzed the use of all the equipment yet.

Mayor Arave asked about March sales tax numbers. Janice Larsen responded that March numbers were better than expected at \$50,000 lower than budgeted. She said that when the numbers were received this month that it would give a better overall picture.

Council Member Baskin asked about the vehicle that was purchased with the grant. She asked if this was a necessary purchase. David Frandsen replied that it was a brand new \$128,000 snow plow which only cost the City \$19,000.

Council Member Baskin commented that the fleet and equipment maintenance was shared with the golf course and public works and if those were separated per the budget. Janice Larsen replied that there was some overhead that was charged in the fleet fund and charged back to the golf course as well as charges directly allocated to the golf course. She said the fleet fund was an internal service fund which serviced all of the departments in the City. She added that when equipment was purchased for a specific vehicle, that amount was charged directly to the corresponding department.

Council Member Baskin said it appeared that the total budget was \$25 million and it appeared there was a deficit of \$300,600. She asked if the City Council was approving a budget with a large deficit. Janice Larsen responded that even though the City was using more money than was coming in that there was \$2.6 million remaining in the General Fund. She said it was important to look at of the supporting documents to see the full picture and that this report was just a summary.

Council Member Mumford asked for clarification on the Water Fund overage and if the surcharge charged to users covered the overage. Janice Larsen replied that there was a strong cash balance in the Water Fund as enough revenue was collected to cover capital costs. She said

the rate charged to residents was intended to be enough to cover the purchased water and the infrastructure. Ms. Larsen also said rates did not need to be raised to cover the overage but did not leave as much for capital projects in the future.

Mayor Arave said that the water fund was profitable last year but not as much as was anticipated due to the overage. Ken Leetham commented that this overage was a one-time event and staff monitored the usage to ensure it did not exceed supply.

Council Member Mumford asked about the Storm Water Fund and the \$325,000 budget adjustment. He asked what the fund balance was in the Storm Water Fund. Janice Larsen replied that there was cash in the Storm Water Fund as well. She said projects were scheduled based on available funds as well as to correspond with road projects.

Council Member Mumford moved to adopt Resolution 2020-13R: a resolution of the City Council of the City of North Salt Lake adopting an amendment to adjust the fiscal year 2019-2020 General Fund, Redevelopment Agency, Housing Fund, Local Building Authority, Capital Projects Fund, Road Capital Fund, Water Fund, Storm Water Fund, Golf Fund, and Fleet Fund budgets. Council Member Gordon seconded the motion. The motion was approved by Council Members Baskin, Gordon, Horrocks, Mumford and Porter via Zoom chat.

5. PUBLIC HEARING AND CONSIDERATION OF RESOLUTION 2020-14R: A RESOLUTION ADOPTING THE FINAL CITY OF NORTH SALT LAKE FISCAL YEAR BUDGETS FOR 2020-2021

Mayor Arave spoke on the fund balance and said this would be utilized in the Water, Storm Water, and Park Funds for capital projects. He also mentioned the Golf Fund, which was problematic at this time and the Fleet Fund with capital projects and equipment purchases. Janice Larsen clarified that no vehicles were purchased this year in the Fleet Fund as there was no capital revenue.

Council Member Mumford asked for clarification that the \$138,800 in the Fleet Fund was just the debt service payment. Janice Larsen replied affirmatively and said that normally they would charge back the cost to the corresponding department as part of the capital cost. She said the cash balance at the end of the year should still be healthy for the Fleet Fund.

Ken Leetham commented that they would not be charging the cost back to the departments for the Fleet Fund as a one-time strategy to deal with the expected downturn from COVID.

Mayor Arave explained the fiscal year 2020-2021 total budget profit and loss and said the General Fund showed a use of \$36,900, which was problematic but not horrible, as well as \$221,700 for the Golf Fund which he said was progress over last year.

Mayor Arave opened the public hearing at 7:26 p.m. There were no public comments, and at 7:27 p.m. Council Member Baskin moved to close the public hearing. Council Member Horrocks seconded the motion. The motion was approved by Council Members Baskin, Gordon, Horrocks, Mumford and Porter.

Council Member Baskin asked about projections for the reduced revenue. Janice Larsen replied that there was a 25% reduction in sales tax from what was budgeted this year, which would be \$3 million. She said there was a reduction in permit inspection fees and plan check fees and that these reductions were from the budget that was projected in early March.

Mayor Arave commented that the State prepared the numbers for the potential sales tax decrease and asked if staff had reviewed this. He said it was based on automotive and construction sales. Ken Leetham replied that the City received a detailed analysis and found that the State and the City's projections for the decreased sales tax were similar.

Janice Larsen said as things could change that staff reviewed this information every month and would keep the City Council updated.

Ken Leetham said the proper way to view the budget was to understand that the City adjusted the revenue projections but also adjusted expenditures in every department to absorb these types of revenue shortages should they occur as projected. He said the City was in a strong position to continue operating even with the financial crisis for the next twelve months.

Council Member Mumford thanked staff for their work on the budget.

Council Member Baskin moved to recommend approval of Resolution 2020-14R which adopts the City's fiscal year 2020-2021 General Fund, Redevelopment Agency, Housing Fund, Local Building Authority Fund, Debt Service Fund, Capital Projects Fund, Enterprise Fund and Internal Service Fund budgets. Council Member Mumford seconded the motion. The motion was approved by Council Members Baskin, Gordon, Horrocks, Mumford and Porter via Zoom chat.

6. CONSIDERATION OF RESOLUTION 2020-15R: A RESOLUTION AUTHORIZING THE CITY TO "PICK UP" THE EMPLOYEE PORTION OF THE TIER 2 PUBLIC SAFETY AND FIREFIGHTER RETIREMENT SYSTEM 2020 ENHANCEMENTS

Ken Leetham reported that this issue had caused a lot of discussion. He said most agencies had elected to pick up the employee portion and said this process would require the City to adopt a formal resolution. Mr. Leetham said the Tier 2 employees were on a different retirement plan which was not as rich as those on a Tier 1 plan. He recommended the City pick up the additional cost for the Tier 2 public safety officers.

Mayor Arave asked if this was an increase in the defined benefit plan or an addition to a 401K plan. Ken Leetham replied that it was a contribution rate increase to fund Tier 2 retirement. He said he did not think it was an increase in benefit.

Council Member Horrocks asked if this increase would only apply to public safety officers in the Tier 2 system. Ken Leetham clarified that the State was requiring either the agency or the employee to fund the 2.27% increase in contribution rate.

Chief Black said the legislation only addressed the public safety and firefighter retirement plans under the Tier 2 and did not address the regular public employees.

Ken Leetham also said there were seven Tier 2 employees, which would result in an annual cost of \$8,200.

Mayor Arave asked about the difference between Tier 1 and Tier 2 benefits. Chief Black replied that Tier 1 was the old benefit system prior to 2011 for all public employees. He said after 2011 it became a hybrid plan with defined benefits and contributions as well as options on how the contributions were managed.

Council Member Mumford asked if South Davis Metro Fire would provide this for their employees and if this would result in a rate increase for the City. Ken Leetham said that their budget would include this and may or may not result in an increase in the City's assessment. He said they had a draft budget from the District, which would not change because of this.

Mayor Arave said South Davis Metro Fire had a similar issue in trying to match what other agencies were paying which would result in a 4% increase.

Council Member Porter moved to adopt Resolution 2020-15R Tier 2 Public Safety and Firefighter Retirement System 2020 Enhancements. Council Member Gordon seconded the motion. The motion was approved by Council Members Baskin, Gordon, Horrocks, Mumford and Porter via Zoom chat.

7. CONSIDERATION OF A RECOMMENDATION FROM THE PARKS, TRAILS,
ARTS & RECREATION ADVISORY BOARD RELATED TO THE LEGACY PARK
SPLASH PAD

David Frandsen reported on the concept to fence the splash pad area and said it was presented to the Parks and Arts Board. As the Board was in favor of the idea staff obtained two estimates, which came back higher than expected. The first estimate was for \$74,863 and would be available in three weeks. The second estimate was \$74,959 and would be available in six weeks.

Council Member Mumford commented that he researched other splash pads, which were fenced and said that some of the pros included limiting dogs and protecting the splash pad but said due to the pricing that this may not be the year to install fencing. He did feel that fencing the splash pad made sense for long-term park use.

David Frandsen commented that pricing may come down in the fall.

Council Member Horrocks commented that there was a recession due to COVID and that if it lingered there may eventually be better pricing. He said he liked some of the advantages of the fence but did not like other aspects of it. He said the City just approved a lean budget with sacrifices so the timing was not right to spend that much money on a splash pad fence.

The Council discussed the potential for removing the dog ban at the park if the splash pad was fenced. They spoke on pros and cons including County Health Department rules and ensuring that the fields were clean from pet waste.

Council Member Porter asked if a metal fence would erode with the water, chemicals and weather. David Frandsen replied that this type of fencing was meant to go around swimming pools and could withstand those elements. He also said that staff received a lot of complaints from people who reserved the nearby pavilion and were forced to share with splash pad users. He said the fence would help to alleviate some of those complaints as well.

Council Member Baskin commented that the impetus for the fence was the pandemic and how to safely use the splash pad. She said there were some advantages to the fence but due to the budget that she was not inclined to go forward with installation this year or possibly ever due to the cost.

Council Member Gordon felt the cost was too much right now. She would like to review the option in the future particularly if there was still a need for restrictions. She suggested keeping the splash pad closed until the State moved into green risk level related to the virus.

Council Member Mumford said he spoke to the health department and the options for opening the splash pad. The department said as long as residents abided by social distancing measures that the splash pad could open now. The department also said COVID was not transmissible by water and felt that chlorinated water and UV rays killed the virus.

Council Member Porter was in favor of opening the splash pad now and waiting to install the fence.

Council Member Gordon commented that per the executive orders that the City was responsible for ensuring that there were no more than 50 people at the splash pad. She asked for the City attorney's opinion before opening the splash pad. David Church replied that he would review the

State's order but was unsure how the City would monitor and police the number of people in attendance.

Mayor Arave commented that the City would be required to control the entrance and exit per the letter of the law and enforce social distancing.

Council Member Baskin felt that it was premature to open the splash pad at this time. She said the only way to open it safely would be to heavily monitor access.

Ken Leetham said that it seemed clear to him, after talking to Davis County, that public and private pools were opening. He said that if the City opened the splash pad with signage and education that it would be a policy decision. Mr. Leetham said there have been increased COVID-19 cases due to the loosening of restrictions and asked if the City should educate and allow the public to make the choice or just keep the facility closed. He said there were increasing number of rates in the County but currently only six active cases in the City. He suggested that the City educate the public, install signs, and allow the splash pad to open.

The Council then discussed the issues with dogs and fecal matter at the splash pad and the lack of confidence in the public to social distance and follow the rules, allowing residents to determine if they want to use the amenity, and the recommendation to override or cover the "on" button.

Ken Leetham suggested that David Church could review the executive order in relation to the number of people gathering before the splash pad was opened.

Mayor Arave recommended creating a formal plan and sending it to the Davis County Health Department for approval before opening the splash pad.

Council Members Mumford, Horrocks and Porter were in favor of opening the splash pad if the County Health Department approved the plan, signage was installed, and the "on" switch was overridden.

Council Members Baskin and Gordon were opposed to opening the splash pad until the County moved to the green risk level, and the City attorney and the County Health Department approved the opening plan.

Council Member Mumford moved to come up with a plan to open the splash pad with additional signage for social distancing and present the plan to the Davis County Health Department to open the splash pad.

Council Member Baskin asked for clarification on the time line. Council Member Mumford clarified that he would like to open the splash pad now but felt that it was appropriate to get approval from Davis County Health Department first.

Council Member Horrocks seconded the motion. The motion was approved by Council Members Horrocks, Mumford and Porter. Council Members Baskin and Gordon voted in opposition to the motion.

8. CONSIDERATION OF MOTION TO AWARD A BID FOR SOLID WASTE SERVICES

Ken Leetham reported that staff obtained bids from three companies for solid waste services. The three responses were from Ace Recycling and Disposal, Waste Management, and Robinson Waste Services. He recommended signing a contract with the low bidder, Robinson Waste Services, to begin in July. Mr. Leetham said Robinson Waste Services had a great reputation and complimentary references.

Mayor Arave asked about the contract length. Ken Leetham suggested a four to five year contract.

Council Member Horrocks commented that he had worked with Ace and Waste Management in his commercial experience and found them reliable. He said he had never heard of Robinson Waste Services. He also said residents had asked about the potential for having green waste curbside pickup or curbside pickup for junk.

Mayor Arave asked about the potential for a curbside spring and fall cleanup. Blake Leonelli, Waste Management, commented that this was something they could evaluate. He said there would be additional costs and that they participated with some cities in a spring and fall cleanup program.

Council Member Porter commented that the City did have Ace as the waste management company in the past, which was cancelled after two major accidents with garbage trucks had occurred.*

*A correction to the minutes has been requested by Ace Disposal. Subsequent to the meeting, Ace representatives indicated to City staff that the accidents referred to above were with A-1, a company that was awarded the City's solid waste contract after Ace Disposal. After A-1's failure to perform and the accidents mentioned, the City then contracted again with Ace Disposal.

Council Member Porter moved that the City Council authorize the City manager, subject to review and approval of the City attorney, to enter into a contract with Robinson Waste Services based upon the terms submitted by Robinson in the proposal dated May 26, 2020.

Council Member Horrocks seconded the motion. The motion was approved by Council Members Baskin, Gordon, Horrocks, Mumford and Porter via Zoom chat.

Mayor Arave asked whether the City Council would prefer a three or five year contract.

Council Member Horrocks commented that it may be appropriate to have a 30-day out on any contract. He also asked if there was a way to cancel the contract based on a performance breach. Ken Leetham replied that any contract the City entered into would allow for a corrective period for any performance breach as well as the ability to cancel the contract if that breach continued.

9. APPROVE CITY COUNCIL MINUTES

The City Council minutes of May 19, 2020 were reviewed. **Council Member Porter moved to approve the City Council meeting minutes of May 19, 2020 as written. Council Member Baskin seconded the motion. The motion was approved by Council Members Baskin, Gordon, Horrocks, Mumford and Porter.**

10. ACTION ITEMS

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

11. COUNCIL REPORTS

Council Member Baskin reported on the 2020 census and a troubling question, which asked if an individual “usually lived in the home.” She said that this question was unclear and inconsistent, and she was troubled by it as the census impacted funding.

Council Member Baskin then mentioned complaints and correspondence with Anna Marks and her neighbors near Windsong lane about a golf ball problem. She asked if staff and Council members would be willing to look at the home. Mayor Arave commented that staff was meeting with Anna Marks on Windsong Lane on June 10 at 4 p.m.

Council Member Baskin also reported on an email she received from Mike Morgan related to speeding violations on Eagleridge Drive and the potential to install a radar sign in the area.

Mayor Arave also said that Eagleridge Drive could be dangerous. Ken Leetham said he would discuss this issue with Chief Black and could place the speed signs on Eagleridge.

Council Member Horrocks mentioned the car dealership located on Highway 89 and asked if it was a violation for them to park inventory on both sides of the street, or for customers to park there as well.

Council Member Porter said he felt it was a violation as Highway 89 was a State road and the inventory was unlicensed/unregistered.

Ken Leetham commented that staff would follow up on this issue.

Council Member Mumford thanked Council Member Baskin for being diligent on her comments. He suggested the City invest in the solar panel speed signs. He then reported on the Parks and Arts Summer Trails Series and said the highlighted trails included Porter's Landing the upcoming Saturday, Legacy Trail on July 11, and Springhill Geological Trail on August 1. He said the next event would be NSL Reads in September which was on hold for now.

12. MAYOR'S REPORT

Mayor Arave reported that the South Davis Recreation District had reopened the rec center including the swimming pools and were mostly back to normal with some limits. He also spoke on COVID and said there would be increased cases but the hospitals were currently in good shape. He also said there was struggle with contact tracing but more people were being hired to assist with this.

13. CITY ATTORNEY'S REPORT

David Church had nothing to report.

14. CITY MANAGER'S REPORT

Ken Leetham reported on an upcoming Eagleridge Drive road project that would be done in two phases. Phase 1 would be June 6 and 7 and Phase 2 would be completed June 8 to the 15, weather permitting. He said the City sent a letter to affected residents in the area of the road closure. Mr. Leetham showed a map of the project area with the road closure as well as phase 1 and 2 alternate routes.

Paul Ottoson commented that the contractor's goal was to have the road reopened by Friday June 12 or Saturday June 13.

Council Member Baskin commented that she appreciated the City Council for being good citizens and leaders. She said while reflecting on the nation, State and City that she was reminded of the quote by Martin Luther "Even if I knew that tomorrow the world would go to pieces, I would still plant my apple tree." She urged everyone to keep the hope needed for things to get better.

15. ADJOURN INTO CLOSED SESSION TO DISCUSS PENDING OR REASONABLY IMMINENT LITIGATION

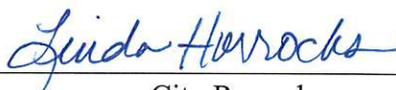
At 8:57 p.m. Council Member Porter moved to adjourn the regular session and go into closed session to discuss pending or reasonably imminent litigation. Council Member Horrocks seconded the motion. The motion was approved by Council Members Baskin, Gordon, Horrocks, Mumford and Porter via Zoom chat.

16. ADJOURN

The regular meeting was adjourned at 8:57 p.m.



Mayor



City Recorder