

PLAIN CITY COUNCIL
MINUTES OF REGULAR MEETING
JULY 19, 2018

The City Council of Plain City convened in a regular meeting on Thursday, July 19, 2018, in the Plain City Hall beginning at 7:00 p.m.

Present: Mayor Jon Beesley, Councilmembers Buddy Sadler, Don Weston and Brad Searle
Excused: Councilmember Chad Allen and Todd Davis
Staff: Diane Hirschi, Mike Kerswell, Jake Meibos, Tyson Garr
Also in attendance: Blake Neil, Lance Wood, Ken Hoffman, Carl Miller, Kevin Hall, Richard Hyer, Mark Allen, Boyd Brown, Shane McFarland, Jim Goodley, Jim & Carol Jean Beesley, Jessica Smith, Kendell Hyer, Tyler Jackson, Jarod Maw, Josh Maw, John Leonardi, Ronald Goers, Steve Smith, Curt Petersen, Nancy Kemp, Gary Westergard, Linda Youngdell, Jennifer Mickelsen, Sarah & Kraig Brown, Shawna Faulkner, Jodi Jenkins, TJ Larson, Susan Goers

Call to Order: Mayor Beesley
Pledge of Allegiance: Councilmember Searle
Invocation/Moment of Silence: Mayor Beesley

Approval of Minutes from June 21, 2018

Councilmember Sadler moved to approve the minutes from the regular City Council meeting on June 21, 2018 as presented. Councilmember Searle seconded the motion. Councilmembers Sadler, Weston and Searle voted aye. The motion carried.

Comments: Public

Sarah Brown reported hearing that decisions for the future of the Plain City Fire Department would be considered at this meeting. She noted, the item was not included on the agenda. She asked if the matter is scheduled to be discussed at an upcoming City Council Meeting.

Discussion/Motion: Eagle Scout Project – New Flag Pole at Town Square Park – Josh Maw

Josh Maw introduced himself. He described the proposed Eagle Scout project – Placement of a flagpole at Town Square Park. He told of the purpose behind the project and how it was devised. He displayed illustrations and laid out options for construction and the procurement of materials. He suggested possible re-use of the old Plain City Elementary School flagpole. He indicated, donations may be accepted for project costs. He sought approval by the Council, of his Eagle Scout project. **Councilmember Weston moved to approve Josh Maw’s Eagle Scout Project - New Flag Pole at Town Square Park. Councilmember Sadler seconded the motion. Councilmembers Sadler, Weston and Searle voted aye. The motion carried.**

Discussion/Motion: Resolution to Accept Petition for the Annexation of the Christensen Property

Councilmember Searle asked for details associated with the Annexation of the Christensen Property. Mayor Beesley invited Christensen Property owners’ representative, Boyd Brown to present particulars. Boyd Brown explained, the process for annexation is established in Plain City Code. He indicated, achieving acceptance by the City Council, of the annexation petition is the next step in the annexation process for this property. He evoked previous reviews and discussions relating to the Christensen land. He noted, this petition does not tie proposed zoning to the property. Acceptance of the Petition does not signify approval of proposed zoning. City Engineer, Shane McFarland further explained, after acceptance of the Annexation Petition, a subsequent process will allow land owner(s)/petitioner(s), and the City to arbitrate the feasibility of the proposed annexation with review of forecast zoning and assessment of General Plan bearings. He divulged, several public hearings will occur throughout the course. Zoning will be assigned at a later date. He noted, the Planning Commission is the recommending entity for zoning designations. City Attorney, Brandon Richards stated, rejecting the Petition at this point, will stop the process. Acceptance of the Petition will kick-off the directed steps to possible annexation of the property. **Councilmember Searle moved to adopt Resolution 2018-07, Acceptance of Petition for the Annexation of the Christensen Property. Councilmember Weston seconded the motion. Councilmembers Sadler, Weston and Searle voted aye. The motion carried.**

Presentation – Central Weber Sewer District

Mayor Beesley made reference to the presentation by Central Weber Sewer District at the preceding work meeting and directed that Discussion/Motion on the subject be advanced.

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Discussion/Motion – Sewer/Central Weber Sewer District

Mayor Beesley recapped the presentation by Central Weber Sewer District. He listed options being considered, for upgrading the current Plain City sewer system. He stated intent to reach consensus on continuing negotiations with Central Weber Sewer District on a proposed unified project, and on the initiation of application for State funding., which request must be formalized by August 1, 2018. He indicated, there will not be a penalty for retraction of the application, after submittal. Councilmember Searle asked what the remaining balance is on a loan taken ten years ago, for sewer system improvements. Mayor Beesley answered, 1.4 million dollars of the original 2.9-million-dollar loan is outstanding. He commented on annual payments and interest rates. Councilmember Searle deliberated notification of the project and its cost, to the public. Mayor Beesley suggested means including, word of mouth and City Council Meeting broadcasts. He noted, a public hearing is not required for the funding assistance application. He deemed the action of submitting the application, harmless. Councilmember Searle reviewed the deadlines for funding application and commitment to the project with Central Weber Sewer District. Councilmember Sadler queried if Plain City Public Works will control the proposed sewer line. Mayor Beesley indicated, Central Weber Sewer District will maintain the trunk-line and Plain City will maintain its lines running to the trunk-line. He noted, Central Weber Sewer District will handle treatment of all flow through the proposed trunk-line. Councilmember Weston commented on designated control and original easements of the existing sewer line that will be paralleled by the proposed pipe. **Councilmember Weston moved to approve Application for State Funding and Development of a Contract with Central Weber Sewer District, for Plain City Sewer System Upgrading. Councilmember Sadler seconded the motion. Councilmembers Sadler, Weston and Searle voted aye. The motion carried.**

Discussion/Motion - Sewer Backend

Mayor Beesley reported meeting with the Utah Department of Water Quality. He indicated, completion of the Plain City Sewer Facilities Maintenance Plan requires approved flows and phosphorus levels. He noted past compliance issues that have delayed the approval of said parameters. He told of conditions under which approval would be granted. He detailed recommended renovations to the sewer discharge assembly, including improved aeration and dichlorination mechanisms. He asserted, the fixes are necessary, regardless of chosen option for upgrading the conveying arrangement. He made known the estimated cost for the project. He gave urgency to the commencement of the work. Councilmember Searle proposed tabling action on the matter, pending adequate review of prospective renovations and costs. He recommended scheduling another work session (to include engineers), on the matter. He suggested, absence of two of the Councilmembers excludes them from receiving important information, providing fundamental input, and voting on critical issues. Councilmember Weston sought clarification on failed test results. He prescribed corrective measures. He suggested, “upstream” tuning will improve backend function. Councilmember Searle stressed the importance of accumulating data and making a decision based on careful consideration of matter. He recognized the knowledge and talent of those assigned to solve the problem. He recommended hiring a Public Works Director without delay, to join the team designing the sewer system upgrades. Mayor Beesley reported, a plan of action has been drafted. An alternate plan may be considered, if produced as a result of further analysis. Shane McFarland noted, a proposed compliance schedule has been submitted and capital costs have been estimated. He requested to be in the loop if alternative solutions are supposed. **Councilmember Sadler moved to table Discussion/Motion – Sewer Backend until the next City Council Meeting, following a Work Meeting, August 2, 2018, 6:00 p.m. Councilmember Searle seconded the motion. Councilmembers Sadler, Weston and Searle voted aye. The motion carried.**

Discussion/Motion – Ordinance to Amend Subdivision by Removing Planned Residential Unit Development (PRUD)

Mayor Beesley invited Planning Commission Vice Chair, John Leonardi to present Planning Commission views on the PRUD subject. John Leonardi indicated, the PRUD ordinance has been an issue of importance to the Planning Commission for a long time. He told of work being done to amend the regulations. He asserted, the current PRUD ordinance is not providing effective controls and reported, all Commissioners but Commissioner Carrigan, voted to eliminate the code – choosing to peruse another avenue for future development of this nature. He spoke to discussions on replacement statutes. He acknowledged a PRUD application, currently in-process. He asserted, if the PRUD ordinance is deleted, the applicant will be subject to new regulations that are being drafted. Councilmember Sadler reported conversing with the State Ombudsman about PRUD conflicts. He indicated, the Ombudsman recommended the elimination of the ordinance. He commented on overlay zones and other alternatives to a PRUD ordinance. He echoed the recommendation to delete the existing PRUD ordinance. **Councilmember Sadler moved to approve Ordinance 2018-09: Ordinance to Amend Subdivision by Removing Planned Residential Unit Development (PRUD) from City Code. Councilmember Searle seconded the motion. Councilmembers Sadler, Weston and Searle voted aye. The motion carried.**

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Discussion/Motion – Gift for 4th of July Committee members

Mayor Beesley relayed past experience, when overseeing the Plain City 4th of July Celebration. He voiced understanding of efforts made by this year's committee. He expressed support of suggested gifts (of appreciation) for the 4th of July Committee members and Overseer, Colette Doxey. He reported emailed comments of agreement from Councilmember Allen regarding the matter. Councilmember Sadler mentioned the number of volunteer hours contributed. He heralded a gesture in show of gratitude for their efforts. He commented positively on the quality of the Celebration, this year. He spoke to outstanding execution and leadership, provided by Colette Doxey. He acknowledged good work done by the Public Works and Parks and Recreation Departments. Councilmember Searle queried if the Committee Chairperson should be compensated for hours spent organizing the event. He deliberated the budgeting of payments ahead of time and offering paid positions for some Committee participants. Councilmember Weston commented on compensation according to involvedness of activity management. **Councilmember Sadler moved to give a Gift of \$370.00 to Colette Doxey and \$50.00 to Volunteers on the 4th of July Committee. Councilmember Weston seconded the motion. Councilmembers Sadler, Weston and Searle voted aye. The motion carried.**

Discussion/Motion – Purchase of UTV

Parks and Recreation Director, Tyson Garr referred to printed material, previously distributed to Councilmembers and Staff. He explained the purpose of the request for the purchase of a UTV. He reviewed bids, included in the handouts. He noted the inclusion of State contract bids. He reported a test drive of the preferred UTV, with the Mayor. He listed existing, similar equipment and promoted the extended services offered with the proposed vehicle. Councilmember Searle commented on accessories, including a snowplow blade. He asked if money has been budgeted for the purchase. Tyson Garr answered in the affirmative. Discussion on the provision of a City truck for the Parks and Recreation Director followed. Tyson Garr used the video display to present UTV bids that were acquired. Specifications associated with the snowblade and other attachments were evaluated. **Councilmember Searle moved to approve Purchase of UTV. Councilmember Weston seconded the motion. Councilmembers Sadler, Weston and Searle voted aye. The motion carried.**

Discussion/Motion – Reduce Speed Limit on 1500 N at 5100 W from 40 mph to 35 mph

Interim Public Works Director, Jake Meibos reported residents' requests for a lowering of the speed limit on 1500 North Street, in the area of 5100 West Street, from 40 mph to 35 mph. He indicated, eastward of 5100 West Street, the speed limit is 35 mph. The requested action will make the speed limit consistent along that stretch of road. He noted, the speed limit is 40 mph beyond 5200 West, in Unincorporated Weber County. Councilmember Searle voiced approval of the proposed lowering of the speed limit. He spoke to enforcement of the regulation. He asked about required traffic studies and State-mandated processes for lowering speed limits. Jake Meibos reported conversation with Councilmember Allen on the topic. He indicated, a study is necessary. He conveyed Councilmember Allen's endorsement of making the speed limit consistent through the area. Mayor Beesley ascertained the authority of the City to regulate speed limits on City roads, as seen fit by the City Council. Brandon Richards commented on State studies for regulation amendments on State roads. He commended the proposal to maintain a consistent speed limit through the area. **Councilmember Searle moved to approve Reduced Speed Limit on 1500 North Street, at 5100 West Street from 40 mph to 35 mph. Councilmember Sadler seconded the motion. Councilmembers Sadler, Weston and Searle voted aye. The motion carried.**

Discussion/Motion – Pedestrian Push Button Crossing Lights – approximately 3825 W 1975 N

Councilmember Searle pointed out, because the road widens near the crosswalk location, lights on the proposed sign may be less visible to traffic, approaching from the West. He asked if signs with lights on both sides are available. Jake Meibos agreed to check with the vendor. Councilmember Searle commented on a perceived aspiration by residents, to participate in funding of the signs. Brandon Richards indicated, monetary donations to the City (for the project) can be accepted from citizens. Jake Meibos described two sign options. Councilmember Searle suggested obtaining feedback from perspective donors, prior to making a decision on which type of sign to purchase. Mayor Beesley spoke optimistically of public willingness to be involved in furthering pedestrian safety in Plain City. **Councilmember Sadler moved to table Pedestrian Push Button Crossing Lights - approximately 3825 W 1975 N, until next City Council Meeting. Councilmember Searle seconded the motion. Councilmembers Sadler, Weston and Searle voted aye. The motion carried.**

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Motion: Approval of Business Licenses

New

COM Fireworks Frenzy LLC Fireworks Frenzy 3673 W 2600 N firework sales (temporary)

Councilmember Searle moved to approve the business license as presented. Councilmember Sadler seconded the motion. Councilmembers Sadler, Weston and Searle voted aye. The motion carried.

Motion: Approval of Warrant Register

See warrant register dated from 06/20/2018 to 06/30/2018, 07/1/2018 to 07/16/2018 and 07/17/2018 to 07/17/2018.

Councilmember Sadler moved to approve the warrant registers as presented. Councilmember Searle seconded the motion. Councilmembers Sadler, Weston and Searle voted aye. The motion carried.

Report from Planning Commission

Commissioner Shawna Faulkner reported a Public Hearing that was held on the proposed Nilson Homes/Pappys Homeplace Conditional Use Permit. She reported a second Public Hearing, held immediately following, regarding the deletion of the current PRUD ordinance. Discussion was had and a motion made, to recommend the elimination of the PRUD ordinance to City Council. She commented on a discourse concerning residential construction in areas zoned for commercial uses and told of the setting of Public Hearing (August 9, 2018) on the matter. She indicated, a Site Plan for the Dollar Tree was approved under condition proper recording will be completed.

Report from City Council

Councilmember Sadler had no further comment.

Councilmember Weston commented on a perceived, poorly located stop sign on Pioneer Road, at approximately 4225 West Street. He evoked previous discussion about the issue. He proposed changing direction of the sign. He requested the matter be put on the agenda for the next City Council Meeting.

Councilmember Searle noted a confusing lack of a set work schedule for Parks Assistant, Brent Weston. Mayor Beesley asked Tyson Garr to explain the circumstance. Tyson Garr indicated, scheduling concerns related to Mr. Weston's work hours have been present from the day he started working. He cited implications that Mr. Weston would be setting his own schedule. He expressed uncertainty with supervisory arrangements due to hiring conditions, directed by the Mayor. He recognized benefit in the employment of Mr. Weston and voiced desire to have a structured schedule for reference. Mayor Beesley acknowledged, a structured schedule for Mr. Weston is in order. He instructed coordination (with Mr. Weston) in the setting of the schedule. Councilmember Searle asked about a previously discussed salary for the Parks and Recreation Director. Mayor Beesley indicated, the intended salary has been delayed due to unforeseen tasks that have been given high priority and deferment of a settlement with Tyson Garr as to a suitable amount.

Mayor Beesley thanked City employees and other volunteers that contributed to the 4th of July Celebration. He applauded the exceptional talent of those in charge. He expressed gratitude to the Central Weber Sewer District representatives that are working with Plain City on upgrades. He thanked Department of Water Quality colleagues for their help with sewer system solutions. He commented on exceptional work, performed by J-U-B Engineers, in behalf of the City. He recognized the Plain City Planning Commission and City Planner, Derek Moss for their work on General Plan updates. He directly questioned Councilmember Searle about a remark on doing something "the hard way", he made at the end of the previous City Council Meeting. Councilmember Searle had no comment.

At 8:48 p.m. Councilmember Searle moved to adjourn and was seconded by Councilmember Sadler. The vote was unanimous.

City Recorder

Mayor

Date approved