

PLAIN CITY COUNCIL
MINUTES OF REGULAR MEETING
SEPTEMBER 5, 2019

The City Council of Plain City convened in a regular meeting on Thursday, September 5, 2019, in the Plain City Hall beginning at 7:14 p.m.

Present: Mayor Jon Beesley, Councilmembers Chad Allen, Buddy Sadler, Todd Davis, Don Weston and Brad Searle
Staff: Diane Hirschi, Mike Kerswell, Dan Schuler, Brandon Richards
Also in attendance: Paul Taylor, Lt Mark Horton, Chief Brandon Roundy, Lt Neeley Adams, Andrew Weston, Bob Lewis, Garaleen Parks, Taylor Hill, Alisa Hill, Angela Findlay, Lyatt Bailey, Mark Staples, Alex Papageorge, Maycen Robinson, Jarod Maw, Bruce Nilson, Julie Evans, Raegan Phillips, Jim and Carol Jean Beesley

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

Approval of Minutes from August 15, 2019

Councilmember Sadler moved to approve the minutes from the City Council meeting of August 15, 2019 as presented. Councilmember Davis seconded the motion. Councilmembers Allen, Sadler, Davis, Weston and Searle voted aye. The motion carried.

Comments: Public

There was none at this time.

Discussion/Motion: Ordinance - Residential Overlay Zone at Papageorge Estates

Nilson Homes representative, Mark Staples spoke to the developer's intent for the property. He commented on design progression over the past year. He reviewed the latest project concept and affirmed that approximately 8 acres of open space will be dedicated to the City. He charted potential exceptional amenities that Nilson Homes will provide, with direction from the Planning Commission and City Council. He noted that the application for the Residential Overlay Zone must be considered first, then subdivision details will be presented for approval. Mayor Beesley outlined the process for establishment of an Overlay Zone. He remarked on provisions that will be specified in the Development Agreement, when application for subdivision is submitted. Councilmember Sadler explained that the Residential Overlay Zone has replaced a PRUD ordinance, giving the City somewhat greater control over development arrangements. Mayor Beesley commented on hardships associated with the property being discussed and voiced opinion that the Nilson Homes proposal is acceptable. Councilmember Searle urged caution when accepting dedicated land that is not usable, citing upkeep expenses and liability issues. Councilmember Sadler evoked intensive coordination between Nilson Homes and city officials that has shaped the latest project concept. He contemplated ratification of the requested zoning with an affixed time stipulation for the Overlay. Mark Staples noted that the ordinance does not dictate a timeline for development succession. City Attorney, Brandon Richards indicated that approval or rejection of the Overlay request is bonded to conditions in the ordinance, as currently written. He advised that a time stipulation, if desired, be added to a Development Agreement. Mark Staples indicated that work on Phase 1 will be complete in four and a half months. Councilmember Allen asked if rear setback nonconformities on the conceptual drawings, identified by the City Engineer, have been corrected. Mark Staples answered in the affirmative. **Councilmember Sadler moved to approve Ordinance 2019-11 – Residential Overlay Zone at Papageorge Estates under condition that the written ordinance be followed, the adjoining King property is not recognized as part of the Residential Overlay Zone, and the north-south roadway through the development is established as a “Collector”, with an 80’ width. Councilmember Searle seconded the motion. Councilmembers Allen, Sadler, Davis, Weston and Searle voted aye. The motion carried.**

Discussion/Motion Resolution to Approve Weber County Animal Control Interlocal Agreement

Weber County Sheriff Chief, Brandon Roundy explained that he is ultimately accountable for the Animal Shelter. He acknowledged Council frustration with a lack of supporting information from Weber County Animal Control, while considering the extension of an Interlocal Agreement for services. He offered an apology and avowed to improve aid and communication in the future. He recognized Garaleen Parks for her efforts toward reforming Weber County Animal Services systems. He updated the Council on changes that are presently being affected. He stated that a recently publicized complaint about shelter temperature has been reviewed and deemed unfounded, after a thought investigation. He commented on contributions made to the shelter, from Best Friends Animal Society – both monetary and advisory. He remarked on Animal Shelter staffing and reinstatement of quarterly stakeholder meetings. Councilmember Allen

PLAIN CITY COUNCIL
MINUTES OF REGULAR MEETING
SEPTEMBER 5, 2019

commented on an increase in the overall assessment for service to Plain City. He questioned reasoning behind the adjustment. Weber County Sheriff Lt. Neeley Adams reviewed quarterly billing for 2018 - 2019. He divulged projected cost for service (2019 – 2020) and attributed the formulated increase to employee wages and benefits. He segmented quarterly billing composition. Councilmember Sadler asked how long a bond obligation will be assessed. Lt. Neeley Adams indicated that it is a 30-year bond. Mayor Beesley calculated the yearly total from projected quarterly cost for service and figured an approximate annual rate of increase. Councilmember Sadler sought details on the adopted Best Friends' Trap-neuter-return (TNR) program. Lt. Neeley Adams stated that TNR entails trapping, neutering, vaccinating, and returning community cats to their original outdoor locations. He asserted that it is not only the most humane method of preventing cats from entering the shelter system - it's the most effective. He noted that TNR also helps to ensure both the cats' and the public's good health and welfare. He provided shelter statistics that corroborate a decrease in County-wide stray cat populations, since the TNR program has been instituted. Mayor Beesley stated that a resident of Plain City should not have to worry about a released feral cat making a home in their shed. He reckoned that native snakes and birds are more desired by residents than feral cats that prey on such creatures. He voiced disapproval of County abetted releasing of feral cats onto privately owned property. TNR program particulars were expounded and debated at length. Mayor Beesley verified the total annual assessment for the Weber County Animal Control Interlocal Agreement, presented by Garaleen Parks. He noted that the agreement will be binding for three consecutive years and queried about foreseeable adjustments within the contract period. Councilmember Searle indicated that the assessment represents an increase of about \$9000.00, for this year (2019 – 2020). He mentioned that plausible alternatives to affiliating with Weber County for Animal Control Services presently, do not exist. Garaleen Parks commented on operation cost variables.

Councilmember Searle moved to approve Resolution 2019-07 Weber County Animal Control Interlocal Agreement. Councilmember Davis seconded the motion. Councilmembers Allen, Sadler, Davis, Weston and Searle voted aye. The motion carried.

Discussion/Motion: Parks and Trails – Capital Projects

Mayor Beesley opened discussion on items to be added to the Capital Projects list. After charting suggested entries, from previous discussions, he commented on a proposed skate park. He indicated that he has consulted with designer/developers to analyze plans. Councilmember Searle weighed citizen acceptance of a large expenditure for construction of a skate park. He noted that he's not in favor of the proposal. Mayor Beesley commented on grant subsidies that are available for such projects. He maintained that the community will embrace the addition of a skate park. He requested that the Council put a skate park on the Capital Projects list. He proposed that renovation of the scorekeeper's booth and aging restroom facility at Lee Olsen Park, and upgrading of City ball fields be included on the list. Councilmember Searle reported declining youth baseball participation statistics. He spoke of a possible return on investment for improvement of the fields. Councilmember Davis suggested that a thorough upgrading of the ball fields be ordered if disbursement for item is approved. Mayor Beesley sought input on purchasing land for parks and trails. He mentioned grant money that is available for parks and trails. He surmised that the first step in the process will be to contact landowners and discuss pricing and/or donation possibilities. Councilmember Sadler stated that a substantial amount of available grant money is overlooked, each year. He advised that a plan for proposed parks and trails needs to be developed and a grant written for the project(s). Councilmember Searle proposed using Capital Projects funds for purchase of recreational equipment. He indicated that taxpayers' money would be well spent on things that recognizably impact the community. He urged action toward acquisition of land for parks and trails. He contemplated who will initiate earnest research and interaction with property owners. Mayor Beesley noted that Nilson Homes included an adventure park as a possible, exceptional amenity that they will provide in their development, with direction from the Planning Commission and City Council. He reported having discussions with certain landowners, about pricing and/or donation of parcels that are suitable for parks and trails. He commented on the formation of a committee for research and action toward construction of an indoor sports facility. He requested that Public Works Director, Dan Schuler, look into State budgets for parks and trails grant awards. Councilmember Sadler referred to a Trails Master Plan, developed for Plain City, some years ago. He remarked on consideration of the mapped systems by developers as they plan their projects. He determined that the Planning Commission is responsible for ensuring the preservation of trail ways, as specified by the Trails Master Plan. Councilmember Searle commented on existing trail systems, through nearby communities. Mayor Beesley indicated that he would like to see an indoor sports and activities facility on the Capital Projects list. Councilmember Davis suggested; if disbursement for an indoor recreation center is approved, the facility should be painstakingly planned and built to an exceptional standard. He asserted that the list should contain projects that will provide revenue, serve citizens, and fulfill needs, such as repairs to or replacement of failing mechanical equipment at City Hall. Mayor Beesley explained that Council input on Capital Projects is vital to prioritizing and realizing ventures that will be most beneficial to the citizens of Plain City. Councilmember Searle proposed surveying residents, to get added guidance on appropriate use of Capital Projects funds. Mayor Beesley voiced support of seeking citizen recommendations and predicted that a majority

PLAIN CITY COUNCIL
MINUTES OF REGULAR MEETING
SEPTEMBER 5, 2019

of Plain City residents would put a public swimming pool, high on the list. Councilmember Allen stated that a request was made, two weeks ago, for a list of Capital Projects suggestions from each department. He indicated that the lists were not presented to the City Council for consideration, prior to this meeting. He told of difficulties caused by the lack of direction. **Councilmember Davis moved to put a Multi-Use Indoor Recreation Center on the Capital Projects list. Councilmember Weston seconded the motion. Councilmembers Davis, Weston and Searle voted aye. Councilmembers Allen and Sadler voted nay. The motion carried. Councilmember Searle moved to put Acquisition of Grove Park Property as it comes available, on the Capital Projects list. Councilmember Davis seconded the motion. Councilmembers Allen, Sadler, Davis, Weston and Searle voted aye. The motion carried.**

Discussion/Motion: City Hall Upgrades – Capital Projects

Councilmember Searle asked for specifics on scope of work and pricing. City Recorder, Diane Hirschi reported that bids have been requested for flooring, but figures have yet to be returned. She indicated that a full interior re-paint is being considered. Councilmember Davis proposed upgrading the heating and cooling system. **Councilmember Weston moved to table Discussion/Motion: City Hall Upgrades - Capital Projects, until bids have been received. Councilmember Sadler seconded the motion. Councilmembers Allen, Sadler, Davis, Weston and Searle voted aye. The motion carried.**

Discussion/Motion: Flashing Stop Signs at 1500 N and 4700 W

Public Works Director reported that he installed them today. No action was taken.

Discussion/Motion: Set Public Hearing for Sewer Billing Change – Sept 19

Mayor Beesley indicated that a work meeting will be held prior to next City Council meeting, to discuss Sewer Billing Changes. He reviewed current billing policy (fixed rate). He proposed an amended billing policy, based on water use. He referred to calculations, previously distributed to the Council, and asserted; the intent of this change is not to increase revenue, but to ensure fair cost to citizens. Councilmember Searle queried what method of billing neighboring municipalities use for sewer service. Mayor Beesley indicated that they charge per water usage. He noted that he is not sure of the sewer billing policy for Ogden City. Councilmember Weston expressed accord with the proposed fee structure. Brandon Richards commented on a required Public Hearing. Diane Hirschi ascertained that each household in Plain City must be notified of the Public Hearing. **Councilmember Searle moved to Set Public Hearing for Sewer Billing Change – September 19, 2019 at 6:00 am. Councilmember Allen seconded the motion. Councilmembers Allen, Sadler, Davis, Weston and Searle voted aye. The motion carried.**

Discussion/Motion: Waive Senior Center Fee for Hunter Safety Classes

Mayor Beesley reviewed current Senior Center rental policy for non-profit organizations, youth groups, etc. He reported that a Hunter Safety instructor has requested the use of the Center for weekly classes. He disclosed; the teacher of these classes makes \$2.00 per student. He noted that the course has been held at the Plain City Fire Station in the past, but present circumstances hamper public use of the building. He endorsed the program and suggested that the rental fee be waived for Hunter Safety classes. Councilmember Searle viewed the course as a community service. He echoed the Mayor's endorsement and proposal to allow the instructor to use the Senior Center at no cost. Councilmember Sadler reread the policy and asserted that legally, "non-profit" organizations must be registered with the State of Utah, as such. Brandon Richards explained that the class can be considered part of the "etc." group, designated by resolution as eligible for rental fee reduction, on a "case-by-case basis". He indicated that drafting a new resolution to clear up questions would be a simple task. Scheduling procedures and the cleaning deposit policy were briefly discussed. It was agreed that a cleaning deposit is required and that scheduling with the front office is a must. Mayor Beesley indicated that he would provide the cleaning deposit for the class that was held prior to this City Council meeting. **Councilmember Searle moved to Waive Senior Center Fee for presently scheduled Hunter Safety Classes with condition that an updated resolution be drafted, reflecting discussed amendments, and ratifiable at the September 19th City Council meeting. Councilmember Davis seconded the motion. Councilmembers Allen, Sadler, Davis, Weston and Searle voted aye. The motion carried.**

Motion: Approval of Business Licenses

No applications were processed.

PLAIN CITY COUNCIL
MINUTES OF REGULAR MEETING
SEPTEMBER 5, 2019

Motion: Approval of Warrant Register

See warrant register dated from 08/15/19 to 08/31/19 and 08/01/19 to 08/14/19. **Councilmember Searle moved to approve the warrant registers as presented. Councilmember Sadler seconded the motion. Councilmembers Allen, Sadler, Davis, Weston and Searle voted aye. The motion carried.**

Report from Youth Council

A representative from the Plain City Youth Council reported that the Youth Council is assisting Heroes for Families with the Superhero 5K Run/Walk. She commented on Youth Council involvement with the annual Christmas tree lighting event. She made mention of a proposed Chili Cookout – for and with the Plain City Fire Department. She detailed a long-term project that is being organized, to recognize veterans that have ties to Plain City. Councilmember Searle applauded the Youth Council for their positive contributions to residents -young and old, alike. He advised that timely funding be provided to the Youth Council, for their planned activities. Councilmember Allen suggested that the Plain City Youth Council’s tribute to veterans be presented at the Founders Day celebration.

Report from Planning Commission

Planning Commission Chairman, Jarod Maw reported that a petition for the Mixed-Use Overlay Zone by Visionary Homes for S-Curve commercial property was tabled, pending a legal opinion on terms. He noted that final approval of Panunzio Estates Phase I was also tabled and that a representative for the project was not present at the meeting. He commented on discussion regarding amendments to the Cluster Subdivisions ordinance. He reported approval of a barn to be built on a vacant lot, owned by Michael Keever. He described features of the proposed project that supported the decision to allow the structure, irrespective of ordinance directives. He reported the approval of a lot line adjustment on property owned by Clark Jenkins. The Mixed-Use Overlay Zone was discussed and definitions of key words in the code were debated. Modifications to the ordinance were considered. Jarod explained why the Planning Commission crafted the Overlay.

Report from City Council

Councilmember Allen requested that cancelation of the municipal election be put on the agenda for the next City Council meeting.

Councilmember Sadler asked Brandon Richards for a status report on resolving Kelly’s Corner development agreement breaches. Brandon Richards stated that the developers have been made aware of the infringements. He asked if action, on their part, can be attested. Councilmember Sadler answered in the negative. Brandon Richards agreed to elevate protocol and proceed with efforts to enforce compliance. Councilmember Sadler indicated that UTOPIA has provided survey materials. He invited discussion on getting the questionnaire out to citizens. He reported that he has scheduled a meeting with a Farr West city councilman to get information on their fiber optic infrastructure preparations.

Councilmember Davis suggested that the animal shelter be charged for each “community cat” that is released in Plain City.

Councilmember Weston commented positively on the new Lee Olsen Park restroom facility. He complimented those who organized and performed at the Summer Concert at Lions Club Park. He gave an update on sewer maintenance, repairs and upgrades.

Councilmember Searle reported a citizen’s concern over obstacles (large rocks and a sprinkler valve box) that have been placed at the termination points of some sidewalks in the City. The complainant mentioned problems with poor visibility, after dark, and the resulting possibility of pedestrian collision with the objects.

Mayor Beesley spoke of progress with sewer maintenance, repairs and upgrades.

Motion for Executive Session: Discussion of the character, professional competence, or physical or mental health of an individual

At 9:38 p.m. Councilmember Sadler moved to go into an executive session. Councilmember Allen seconded the motion. Councilmembers Allen, Sadler, Weston and Searle voted aye. Councilmember Davis voted nay. The motion carried. The council moved to the conference room. Councilmember Allen left at 9.59 p.m. **At 10:36 p.m. Councilmember Weston moved to go out of the public hearing. Councilmember Sadler seconded the motion. Councilmembers Sadler, Davis, Weston and Searle voted aye. The motion carried.**

PLAIN CITY COUNCIL
MINUTES OF REGULAR MEETING
SEPTEMBER 5, 2019

At 10:36 p.m. Councilmember Weston moved to adjourn and was seconded by Councilmember Sadler. The vote was unanimous.

City Recorder

Mayor

Date approved

COPY

PLAIN CITY COUNCIL
MINUTES OF REGULAR MEETING
SEPTEMBER 19, 2019

The City Council of Plain City convened in a regular meeting on Thursday, September 19, 2019, in the Plain City Hall beginning at 7:03 p.m.

Present: Mayor Jon Beesley, Councilmembers Buddy Sadler, Todd Davis and Don Weston
Excused: Councilmembers Chad Allen and Brad Searle
Staff: Diane Hirschi, Mike Kerswell, Dan Schuler
Also in attendance: Jim and Carol Jean Beesley, Todd Skeen, Kent Yearsley, Bo Reid, Lisa Cox, Neil Cox, Braedon Furgeson, Russ & Jackie VanMeeteren, Nicole Mitchell, Carl Miller, Roy East, Ronald Goers, Cheri Sparks, Racheal Beal, Lance Graves, Jeff Hales, Robyn Lowther, Rachel Rowley, Taylor Hall, Laney Hall

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

Approval of Minutes from September 5, 2019

Councilmember Davis moved to approve the minutes from the City Council meetings of September 5, 2019 as presented. Councilmember Sadler seconded the motion. Councilmembers Sadler, Davis and Weston voted aye. The motion carried.

Comments: Public

Business owner, Braedon Furgeson described his enterprise and distributed printed business information cards to the Councilmembers. He requested permission to setup a mobile shaved ice stand at/near Lee Olsen Park on weekends, during sports activities. Mayor Beesley indicated that the request will need to be on a City Council meeting agenda, to be discussed and voted on. Councilmember Sadler moved to suspend rules and immediately place the request on the agenda for this City Council meeting. Councilmember Davis seconded the motion. Councilmembers Sadler, Davis and Weston voted aye. The motion carried. Mayor Beesley announced that Braedon Furgeson's request is on the agenda and asked Mr. Furgeson to present after previously scheduled matters have been heard. He distributed printed copies of the Plain City ordinance for mobile food vendors to the Council and Mr. Furgeson.

Carl Miller proposed the induction of a public library in Plain City. Mayor Beesley reported notification from a source with the Weber County Library System, that locations for two additional libraries are being considered. He noted that Plain City is situated for Weber County Library System's attention.

Public Hearing: Monthly Sewer Billing Rate

Councilmember Sadler moved to open Public Hearing: Monthly Billing Rate. Councilmember Weston seconded the motion. Councilmembers Sadler, Davis and Weston voted aye. The motion carried. Carl Miller informed that the sewer system is a stand-alone entity. He indicated that fees collected for sewer service are directly applied to sewer operation and maintenance. He suggested that the new billing method be simple and not require additional bureaucratic commitment. He related personal experience with seasonal, culinary water usage swings, because a secondary water supply is not found on his property.

Jeff Hales commented on the use of culinary water for livestock purposes. He noted that he uses culinary water in spray tanks for agricultural endeavors. He asked if the proposed sewer billing rate (based on culinary water consumption) will include exemptions for metered water that is not discharged into the sewer system. Mayor Beesley acknowledged that concessions for such water use should be provided in the new billing structure. He relayed similar concerns received via email, by a resident that could not attend the hearing.

Councilmember Sadler asserted that a goal in revising the invoice schedule is to have no net affect on collected revenue, while fairly assessing a cost for service according to household use. He indicated that the new billing structure is a work in progress. He stressed that the Council doesn't want to penalize anyone. He commented on possible abuse of policies provided for exemptions. Jeff Hales examined the effectiveness of an across the board, flat-rate increase. Councilmember Weston affirmed; increased revenue is not the intent for the proposed fee restructuring. He pointed out the fairness of assessing households and businesses, separately, for their specific effect on the sewer system. Mayor Beesley revisited complications associated with properties that are not connected to a secondary water supply. He divulged the total amount of revenue, received annually, for sewer collection and treatment.

PLAIN CITY COUNCIL
MINUTES OF REGULAR MEETING
SEPTEMBER 19, 2019

Ronald Goers commended City Council for their efforts in devising a more just billing policy for sewer service. He emphasized inequity in the proposed structure as applied to properties that do not have a secondary water source. He weighed the cost of connecting homes to secondary water supplies against the notable expense of excessive culinary water use.

Carl Miller commented on limited water shares and how that impacts new secondary water connections. Mayor Beesley asked Jeff Hales if a property owner can buy into an irrigation water system. Jeff Hales answered in the negative, indicating that water shares are needed to trade for secondary water provisions. He noted that the shares must reside within the same water district where supply of secondary water is ordered. Councilmember Sadler acclaimed innovative measures Weber County instituted, many years ago, with requiring secondary water connections to lots as they are developed.

Russ VanMeeteren rehashed computations from a work meeting, held prior to this regular City Council meeting. He applied the numbers to his personal circumstance, as a hypothesis. He expressed concern over accounting complications that will result from assessment of entity-specific effects on the sewer system. He commented on unique well water conditions that exist in the Tiffany Bluffs subdivision. **Councilmember Sadler moved to close Public Hearing: Monthly Billing Rate. Councilmember Weston seconded the motion. Councilmembers Sadler, Davis and Weston voted aye. The motion carried.**

Discussion/Motion: Resolution – Senior Center Rental Policy

Mayor Beesley reviewed existing Senior Center Rental Policy avails to City Council for waiving rental fees for non-profit organizations, youth groups, etc. He reported that arrangements have been made for a Hunter Safety class to be taught in the Senior Center. He proposed a resolution be passed to waive fees evermore, for Hunter Safety classes. Councilmember Sadler voiced reluctance to approve a waiver containing the term “forever”. He suggested that providers of the course be required to complete the customary reservation process, annually. He clarified that the Hunter Safety class currently reserving the Senior Center is not technically non-profit – howbeit a good cause. He advised that the cleaning deposit be required for all rentals. Mayor Beesley enumerated the fees collected by the Hunter Safety course instructor, from students. Councilmember Davis recommended that a rental fee waiver be granted, without adding terms to the policy that specify timeframe. **Councilmember Davis moved to waive Senior Center Rental fees for the Hunter Safety Course, for the remainder of 2019, with no concession on the required, refundable cleaning deposit. Councilmember Weston seconded the motion. Councilmembers Sadler, Davis and Weston voted aye. The motion carried.**

Report from Youth Council

Plain City Youth Council representatives, Rachel Rowley, Taylor Hall and Laney Hall introduced themselves. Taylor Hall announced the Heroes for Families Superhero 5K Run/Walk (This year's beneficiary will be Zoie Gubler), scheduled for October 12th. She commented on Youth Council involvement with the event, and invited the community to support the cause.

Rachel Rowley remarked on plans for a Town Chili Cookoff, scheduled for October 22nd. She indicated that the get-together will be correlated with the Plain City Fire Department and invited the City Councilmembers to enter the contest. She noted that more details will be decided at the Youth Council's October 1st meeting. Councilmember Sadler advised that the Youth Council contact Chief T.J. Larson to reserve the Fire Station for the cookoff. He offered ideas for notifying the public of the occasion. City Recorder, Diane Hirschi indicated that if the Youth Council will provide information to City staff, the event can be advertised on the Plain City Facebook page. Mayor Beesley suggested that a flyer be produced and mailed out with the City's water bills, to further promote the fund raiser. He thanked the representatives for presenting at the City Council meeting.

Report from Planning Commission

Planning Commissioner, Cheri Sparks reported discussion on, and recommendation for denial of an application for Residential Overlay Zone consideration at Andrea Folkman Property approximately 4000 W 2800 N (Heritage North). She outlined conversation on amendments to the Residential Overlay Zone ordinance. She noted that changes to the Mixed-Use Overlay Zone ordinance will be discussed soon. She reported that an application for a lot line adjustment was presented at Technical Review. Councilmember Sadler requested that the Planning Commission consider changing the Mixed-Use Overlay Zone to a distinct zone (not an overlay), to regulate commercial zone appropriation of residential units. He submitted that key controls are forfeited within overlay provisos. Commissioner Sparks reported educational merits from the Utah League of Cities and Towns 2019 Annual Convention.

PLAIN CITY COUNCIL
MINUTES OF REGULAR MEETING
SEPTEMBER 19, 2019

Discussion/Motion: Shaved Ice Stand at Lee Olsen Park

Mayor Beesley pointed out that there will be a Business License fee charged to the company that is requesting permission to open a Shaved Ice Stand during sport activities at Lee Olsen Park. Councilmember Sadler clarified; a Plain City Business License will be required unless the enterprise holds a similar business license with another city in Utah. Braedon Furgeson acknowledged that he does not have a business license from another city in Utah. He indicated that he will need to obtain both a Plain City business license and a Health Department certificate. Councilmember Sadler stated that he is inclined to approve the request when formalities are in order. Appropriate positioning of the kiosk was deliberated. Mayor Beesley restated that a Plain City business license will need to be issued and explained the process.

Discussion/Motion: Resolution – Cancel 2019 Municipal Election

Mayor Beesley indicated that there will be three City Council positions vacated at the end of this year. Two candidates have filed for office; another has been officially declared as a write-in candidate; and the deadline for filing has passed. As the three seats will be consequentially filled by the three candidates who are to be on a ballot, an election will not be necessary. He noted that a ballot will be mailed out to residents, but will only have Weber County decisions up for vote, if City Council agrees to Cancel 2019 Municipal Election. **Councilmember Weston moved to approve Resolution 2019-08, Cancel 2019 Municipal Election. Councilmember Davis seconded the motion. Councilmembers Sadler, Davis and Weston voted aye. The motion carried.**

Motion: Approval of Business Licenses

New

| | | | |
|-----------------------------|------------------|------------------|---------------------|
| Cody Rhees Construction Inc | Cody Rhees | 2414 N 4350 W B2 | contractor |
| Marguerite | Marguerite Smoot | 1415 N 4250 W | seamstress |
| Mike Meyerhoffer | Mike Meyerhoffer | 4463 W 1600 N | soccer coach |
| Sugar Stop | Ellie Clark | 3267 W 2950 N | food trailer office |

Councilmember Weston moved to approved the business licenses as presented. Councilmember Sadler seconded the motion. Councilmembers Sadler, Davis and Weston voted aye. The motion carried.

Motion: Approval of Warrant Register

See warrant register dated from 09/01/19 to 09/17/19. **Councilmember Davis moved to approve the warrant register as presented. Councilmember Weston seconded the motion. Councilmembers Sadler, Davis and Weston voted aye. The motion carried.**

Report from City Council

Councilmember Sadler notified that the State has passed legislation, allowing Road Funds to be used for trail formation. He indicated that focus on alternative movement of people was promoted at the Utah League of Cities and Towns 2019 Annual Convention. He commented on a future powerline corridor trail, planned for Plain City. He gave details on General Plan standards for road construction. He specifically related the information to an Area 1 (2600 North Street) project and urged that the project manager be made aware of the General Plan directives. He remarked on pedestrian safety concerns at the point of improvement and suggested that the State can finance measures to fix the problems.

Councilmember Davis proposed creating a form for residents using water for agricultural purposes, to declare the number of animals they provide culinary water to. He provided a formula to calculate the amount of water that will be used, in a set time period, for livestock watering. He indicated that the claim for agricultural use of culinary water can be submitted for a deduction when sewer fees are established.

Councilmember Weston gave a status update on sewer system maintenance and repairs. He stated that Chris Weicks estimated that parts of the system that have been taken out of operation during the work will be reopened in ten days. He commented on rumored inadequacies of the sewer system, contending that actual conveyance and treatment tests show superior efficiency at flows well below maximum capacity.

Mayor Beesley reported that the Utah Division of Water Quality recently declared that there are no deficiencies in the Plain City sewer system. He stated that high marks were given, after a thorough DEQ inspection, for mechanisms and processes associated with the lagoon arrangement. He gave kudos to the Public Works Department and others who are charged with sewer management. Dan Schuler indicated that the DEQ spoke highly of administrative aspects of sewer operations, as well.

PLAIN CITY COUNCIL
MINUTES OF REGULAR MEETING
SEPTEMBER 19, 2019

Councilmember Sadler recognized Councilmember Weston for voluntarily devoting many hours to ensuring that citizens will enjoy an effectual sewer system, presently, and for years to come.

Mayor Beesley reported that he has set up meetings with organizations that provide grants for parks and trails. He briefly told of progressions in land acquisition for parks and trails. He commented on a Facebook questionnaire, seeking citizen input on Capital Projects. He thanked those who submitted their feedback.

At 8:12 p.m. Councilmember Sadler moved to adjourn and was seconded by Councilmember Weston. The vote was unanimous.

City Recorder

Mayor

Date approved