



**CLINTON CITY COUNCIL MEETING MINUTES
CITY HALL
2267 North 1500 W Clinton UT 84015**

**MAYOR
Brandon Stanger**

**CITY COUNCIL MEMBERS
Anna Stanton
Barbara Patterson
TJ Mitchell
Marie Dougherty
Gary Tyler**

Date of Meeting	May 10, 2022	Called to Order: 7:00 PM
Staff Present	City Manager Dennis Cluff, Community Development Director Peter Matson, Police Chief Shawn Stoker, Public Works Director David Williams, Fire Chief David Olsen, Recreation Director Brooke Mitchell and Lisa Titensor recorded the minutes.	
Attendees	Dereck Bauer, IT; Bryce Wilcox, Engineer; Representative Karen Peterson; Brittany Duncan; Sgt Jon Gill and family; Rex Griffin	
Invocation or Thought & Pledge of Allegiance	Mayor Stanger	
Roll Call & Attendance	Mayor Stanger, Councilmember Dougherty, Councilmember Mitchell, Councilmember Patterson, Councilmember Stanton arrived at 7:07 p.m., Councilmember Tyler	
Public Input	Rex Griffin stated he would like the City Council to consider allowing chickens on all lots in the City and decrease the distance to 5 feet from the property line and 25 feet from other structures on single family lots. He agrees with all the other requirements in the code.	
A. PRESENTATION TO SGT JON GILL – SMALL AGENCY POLICE OFFICER OF THE YEAR		
Petitioner	Dennis Cluff, Chief Stoker	
Discussion	<p>Chief Stoker introduced Sergeant Jon Gill and informed the Council he is the recipient of the Small Agency Police Officer of the Year Award. He explained this is a prestigious award and Officer Gill is an outstanding officer.</p> <p>He gave examples of situations which clearly detailed why Officer Gill was nominated and subsequently chosen as the recipient. He has exhibited outstanding skill and dedication to the community and City.</p> <p>The Council expressed extreme gratitude for the service of Officer Gill.</p>	
B. PRESENTATION FROM KAREN PETERSON ON LEGISLATIVE ACTIVITIES		
Petitioner	Dennis Cluff, House Rep Karen Peterson	
Discussion	Utah House of Representative, Karen Peterson gave a Power Point presentation identifying recent legislative activities.	

THE UTAH WAY

2022 GENERAL SESSION RECAP
In 45 days, the Legislature passed over **500 BILLS** and appropriated approximately **\$25**

WATER

- HB 242 Secondary Water Metering**
Provides grants for secondary water meters which reduce water use by **20-30%**
- HB 33 Instream Water Flow**
\$50 million for Agricultural Water Optimization
Incentivizes farmers and ranchers to conserve and optimize water. This keeps more water in rivers and streams, and improves water quality.
- \$25 million in ARPA Rural Drinking Water Projects**

GREAT SALT LAKE

- HB 157 Sovereign Lands Revenue**
- HB 410 Great Salt Lake Watershed**
- HB 420 Great Salt Lake Amendments**
Support water conservation efforts and fund environmental protection projects through enhanced coordination and strategic planning.

UTAH LAKE

- HB 232 Utah Lake Authority**
- HB 240 Utah Lake Amendments**
Establishes efforts to restore the lake through the Utah Lake Authority.

TAX CUTS

- SB 59 Tax Amendments**
- HB 444 Income Tax Revisions**
- Income tax cut
- Social Security tax credit
- Earned income tax credit

STATEWIDE GOVERNMENT EMPLOYEE COMPENSATION

- SB 8 State Agency and Higher Education Compensation**
- HB 8 State Agency Fees and Internal Service Fund Rate**
Increase state employee compensation to attract and retain a quality workforce and increase market competition.

KAREN PETERSON
UTAH HOUSE DISTRICT 13

THANK YOU
for letting me serve and represent our community!

Phone Number: 385-285-6790
Facebook: @Rep Karen Peterson-House District 13
Twitter: @kpete801
Email Address: kpeterson@ie.utah.gov

C. 7:00 PM PUBLIC HEARING - TENTATIVE FY 2022-23 BUDGET ADOPTION

<p>Petitioner</p>	<p>Dennis Cluff</p>
<p>Discussion</p>	<p>Mr. Cluff explained that at the April 26th City Council meeting a draft FY 2022-23 tentative budget was passed and this Tentative Budget Hearing was set. The changes recommended during the work session have been made to this Tentative Budget including adding Fund #47 for the future 2000 W water line replacement project.</p> <p>The Council has the option to set a public hearing in June to approve the Final budget and tax rate certification; or, if the Council decides to go through a Truth in Taxation process set a public hearing for the August 9th Council meeting to address a Property Tax increase. Actual proposed tax rates and valuations will not be available until the middle of June, so notices to the public of any tax increase will have to be subsequent as required by the tax laws.</p> <p>Mayor Stanger opened the public hearing at 7:32 p.m. and with no public comment, closed the public hearing at 7:33 p.m.</p> <p>The Budget Message is included as Attachment B.</p> <p>Mayor Stanger reported he would like to see the following items considered or discuss further for the budget:</p> <p><u>Public Safety</u></p> <ul style="list-style-type: none"> • More Police Officers – 2 per year • Public Safety buildings expansion • New Fire Engine • Need to look at the Fire wages • Employee wages • Facilities Maintenance Person

- Road Projects
- Sewer and Water Projects
- New Water Well
- Code Enforcement Officer
- Increase Public Information

Councilmember Mitchell said he agrees these are some good goals but he does not agree they are all necessary at this time. He feels these items should be discussed in more detail directly with the Department Heads.

Councilmembers Tyler and Patterson said they would like to see more officers, beyond the one new officer already budgeted for 2022-23.

Mayor Stanger commented he is in favor of going through a Truth in Taxation process to hold the tax rate to generate funds to pay for some of these needs in the future. He feels the unstable economy is a leading factor and would like to increase taxes incrementally rather than in large lump sums.

Councilmember Dougherty said she appreciates and shares Mayor Stanger's concern for current employees and ensuring there is enough staff. She feels that the current budget has flexibility to handle some uncertainty based on Mr. Cluff's budgeting and fiscally responsible conserving.

She feels with the current high costs due to inflation, and last year's tax increase, it is not appropriate to ask residents to pay more property taxes in 2022-23.

She explained that holding the rate would generate funds that are not tied to a specific need. With recent dramatic increases in home values, she estimates, holding the rate would result in significant increases for residents, not incremental ones. She does not feel the tax increase should be based on home value fluctuations.

She proposed waiting to hire two officers next year (2023-24) and, if necessary, raise the taxes based on a revenue driven manner to deal with that specific need. More time is needed to educate the public. Alternatively, the Council could consider adding a second officer to the 2022-23 budget halfway through the year to split the salary costs across two budget years.

Councilmember Stanton referred to some of the items the Mayor identified. She agrees more officers are necessary and agrees that planning and time is needed to prepare and implement them. She is also concerned with the high cost of inflation for the residents. She does not feel comfortable with a tax increase at this time.

The Council briefly discussed potential costs for the new well.

Mr. Cluff explained that the water impact fee money has been being set aside over time. There should be enough to start drilling and testing.

Mayor Stanger stated he would like to see the City keep their options open based on future needs. He would like to sit down in a work session to discuss some of these issues.

Councilmember Mitchell said he is in favor of looking at immediate needs for the City. If a tax increase is needed, it should be based on actual need. He is not in favor of holding the tax rate.

Commissioner Tyler cautioned that inflation impacts project costs as well.

Councilmember Stanton said it would be a good idea to hold a work session and discuss immediate needs and a potential 5 year plan for the City.

The Council was in consensus to hold a work session to discuss future planning.

CONCLUSION	<p>Councilmember Patterson moved to adopt the Tentative Budget for FY 2022-23. Councilmember Tyler seconded the motion. Voting by roll call is as follows: Councilmember Dougherty, aye; Councilmember Patterson, aye; Councilmember Mitchell, aye; Councilmember Stanton, aye; Councilmember Tyler, aye.</p> <p>Councilmember Mitchell moved to set a Public Hearings for the Final City, RDA and SSSD Budgets for Wednesday June 22, 2022 at 7:00 PM during a Special Council Meeting. Councilmember Stanton seconded the motion. Voting by roll call is as follows: Councilmember Dougherty, aye; Councilmember Patterson, aye; Councilmember Mitchell, aye; Councilmember Stanton, aye; Councilmember Tyler, aye.</p>
D. RESOLUTION 09-22 - INTERLOCAL COOPERATION AGREEMENT WITH DAVIS COUNTY PARAMEDIC ENTITIES – PARAMEDIC FEES FOR INTER-ENTITY USE	
Petitioner	Dennis Cluff, Chief David Olsen
Discussion	<p>Chief Olsen reviewed the following: This Interlocal Cooperation Agreement between the Davis County entities which provide Paramedic Services establishes a billing fee when one entity provides Paramedic service to another Davis County entity. Paramedic fees are only incurred when the Paramedics accompany the ambulance transport to a medical facility. The “home” entity includes the Paramedic fee in with the ambulance billing and subsequently reimburses the Paramedic providing entity. Ambulance/Paramedic fees are normally only partially collected from patients due to Medicare, Medicaid and TriCare (all federally funded) insurance policies. Thus, the combined average of the Davis County Paramedic providers’ collected fees has been used to establish the new Paramedic fee for this Interlocal Agreement.</p>
CONCLUSION	<p>Councilmember Stanton moved to adopt Resolution #09-22, approving the Interlocal Cooperation Agreement with other Davis County Cities pertaining to the billing of fees for Paramedic Services to other Davis County Cities. Councilmember Mitchell seconded the motion. Voting by roll call is as follows: Councilmember Dougherty, aye; Councilmember Patterson, aye; Councilmember Mitchell, aye; Councilmember Stanton, aye; Councilmember Tyler, aye.</p>
E. ORDINANCE 22-03 - AMENDING SECTION 5-6 OF TITLE 13, GARBAGE AND WASTE	
Petitioner	Dennis Cluff
Discussion	<p>Currently residents may rent an extra garbage can for a minimum time period of 4 months. Many rent this extra can during the annual growing season and then request it be removed. This frequent delivery and removal of these cans by City staff causes a lot of extra work both in the field and in the office. In addition, more cans have to be acquired by the City in order to accommodate this temporary increase in garbage can demand.</p> <p>The intent of this Ordinance amendment is to require a longer period of rental time for this extra garbage can. The hope is this will smooth out the City employee work schedules and also level out the periodic purchases of additional garbage cans.</p> <p>Councilmember Mitchell expressed concern he heard from a citizen. The difference in cost could be significant for those on a fixed income. There are several factors that need to be considered in this change in the ordinance. He suggested looking at other option such as charging an extra fee for delivery and pick up to help offset some of the additional costs for staff time and the increased cost of garbage cans.</p>

	<p>The majority of the Council agreed that more options should be researched and considered before making a decision on this issue.</p>
CONCLUSION	<p>Councilmember Tyler moved to adopt Ordinance 22-03 amending the minimum time period of extra garbage can rental. There was no second.</p> <p>Councilmember Dougherty moved to table Ordinance 22-03 amending the minimum time period of extra garbage can rental to May 24, 2022.</p> <p>Councilmember Stanton seconded the motion. Voting is as follows:</p> <p>Councilmember Dougherty, aye; Councilmember Patterson, aye; Councilmember Mitchell, aye; Councilmember Stanton, aye; Councilmember Tyler, aye.</p>
F. 2600 WEST STORM DRAIN CHANGE ORDER	
Petitioner	Dennis Cluff, David Williams, Bryce Wilcox
Discussion	<p>Engineer Bryce Wilcox explained that on February 8, 2022 the contract for the 2600 West sewer line replacement was awarded to Slippery Rock Constructors. There is 780 feet of storm drain on 2600 West that needs to be installed and staff would now like to add the storm drain work on 2600 West to the Slippery Rock Constructors contract.</p> <p>The storm drain work was going to be included as part of the street contract. Adding the storm drain work to Slippery Rock Constructors will remove all underground utility work from the street portion of the project. This will allow the street contractor to focus on their specialty and not need to hire a subcontractor for the pipe line.</p> <p>Slippery Rock Constructors was significantly lower on their bid for the sewer line than the other bidders. Staff believes that their proposed costs are in line with their sewer bid. Their bid for the storm drain portion is \$131,628.50. This will also help speed up the process to acquire necessary materials for the project.</p> <p>The project was budgeted at \$142,000 from Account 53-4072 Storm Drain Impact fees.</p> <p>Slippery Rock has done several projects for the city over the last couple of years and has done good work. Staff recommends adding a change order to Slippery Rock Constructors for the storm drain on 2600 West for \$131,628.50.</p> <p>Councilmember Tyler stated he would prefer the project go out to bid because it was initially planned for two projects.</p> <p>Mr. Wilcox explained that normally, the entire project would be combined, but in this case it was important to get the sewer line project fast-tracked due to all the concerns and complications. The cost presented for this portion is under the requirement according to state law to go out to bid. Staff would like to get the project completed within this Fiscal Budget. Slippery Rock has historically been the low bidder on projects like this because they have low overhead. Staff is willing to go out to bid if the Council would prefer.</p> <p>Mayor Stanger commented he likes the idea of following the bid policy to remain transparent.</p> <p>Councilmember Dougherty respects the philosophy behind getting bids, but in this case, she feels this is a complex situation and a level of administrative discretion on staff is appropriate because they are very familiar with the process of the project and potential costs.</p>

	<p>Councilmember Stanton pointed out that they are most likely saving the City a significant amount of money. Engineer Wilcox has made very good decisions on behalf of the City.</p>
CONCLUSION	<p>Councilmember Mitchell moved to award the 2600 W Storm Drain Change Order to Slippery Rock Constructors for \$131,628.50 with the caveat that staff is advised to always bring underground improvements along with future road projects. Councilmember Patterson seconded the motion. Voting by roll call is as follows: Councilmember Dougherty, aye; Councilmember Patterson, aye; Councilmember Mitchell, aye; Councilmember Stanton, aye; Councilmember Tyler, no.</p>
G. PUBLIC WORKS PHASED IMPROVEMENTS	
Petitioner	Dennis Cluff, David Williams, Bryce Wilcox
Discussion	<p>Public Works Director David Williams reported the Public Works facility area is in need of more access. At times workers are blocked in by congestion from the RV dump and accessing 1800 N. The RV dump is right in front of the Public Works main gate and vehicles block this gate, turn around in the parking lot, and at times can line the entire road out to 1800 N. With the announcement from UDOT to widen 1800 North from Main Street to 2000 West to 5 lanes it will be even more difficult to access the City from the Public Works buildings.</p> <p>Staff has put together a phased plan of improvements for access to the Public Works shops:</p> <p>Phase 1: Install a south access road from the south end of the shop yard to 1300 N. The existing walking path was built to road standards; it would become a private road for Public Works maintenance vehicles. A new walking path will be installed on the East side. Some utility work and acquiring some property will also be part of this phase. This phase has been funded in this year's budget for \$140,000.00</p> <p>Phase 2: Installation of new restroom at Powerline Park and relocating the RV dump stations.</p> <p>Phase 3: Reconfiguration of the parking lot and road connection to 1740 N.</p> <p>Phase 4: Relocation of the city fueling station and additional vehicle maintenance shop</p> <p>Staff recommends council approval of this phased plan and going out to bid on Phase 1.</p> <p>Councilmember Mitchell said he feels the gate should be put on the street and have the entire road fenced off to prevent public access.</p> <p>Recreation Director Brooke Mitchell expressed concern that the soccer field will be laid out in the wrong direction to affect visibility from the sun.</p>
CONCLUSION	<p>Councilmember Mitchell moved to authorize Public Works to go out to bid on improvements for Public Works Access with the gate going out to the street. Councilmember Patterson seconded the motion. Voting by roll call is as follows: Councilmember Dougherty, aye; Councilmember Patterson, aye; Councilmember Mitchell, aye; Councilmember Stanton, aye; Councilmember Tyler, aye.</p>
Approval of Minutes	<p>Councilmember Mitchell moved to approve the minutes of the April 12, 2022 City Council Meeting, the April 26, 2022 City Council Meeting and the April</p>

	26, 2022 Work Session Minutes. Councilmember Dougherty seconded the motion. Voting by roll call is as follows: Councilmember Dougherty, aye; Councilmember Patterson, aye; Councilmember Mitchell, aye; Councilmember Stanton, aye; Councilmember Tyler, aye.
Accounts Payable	Councilmember Stanton moved to pay the bills. Councilmember Tyler seconded the motion. Voting by roll call is as follows: Councilmember Dougherty, aye; Councilmember Mitchell, aye; Councilmember Patterson, aye; Councilmember Stanton, aye; Councilmember Tyler, aye.
Planning Commission Report	<ul style="list-style-type: none"> • Director Matson reported the Planning Commission will meet at a special meeting on May 31, 2022 at 6:00 p.m. and at 7:00 p.m. he would like to schedule a combined work session with the City Council for a water wise discussion and other state required amendments along with the economic development presentation.
City Manager	<ul style="list-style-type: none"> • Shred Day is May 21 from 10 a.m. to 12:00 p.m. • The State has designated a new holiday on June 19. He asked the Council to consider it for a holiday for Clinton.
Staff Reports	<ul style="list-style-type: none"> • Public Works Dave Williams A restroom has been installed at Kestrel Park. The streets will be crack sealed in May The streets will be slurry Sealed in June • Fire Chief Olsen The HAFB Air Show will be June 25 & 26; training has been ongoing since January. • Recreation Director Brooke Mitchell Heritage Days plans are under way. Heritage Days Parade route has been modified. Council to serve dinner. Picking up rocks at West Clinton fields. • Chief Stoker said regarding the previous parade route, there was no egress from an entire neighborhood. This change will benefit the police and the community.
Councilmember Dougherty	<ul style="list-style-type: none"> • Great Fire Department Team. • Asked staff to review the code for secondary water enforcement.
Councilmember Patterson	<ul style="list-style-type: none"> • Nothing at this time.
Councilmember Mitchell	<ul style="list-style-type: none"> • Appreciates the changes to the parade route.
Councilmember Stanton	<ul style="list-style-type: none"> • Election Signs throughout the City are not in compliance. • Youth Council will participate with Citizens Academy. • Thank you for the Fire one on one Academy.
Councilmember Tyler	<ul style="list-style-type: none"> • Nothing at this time.
Mayor Stanger	<ul style="list-style-type: none"> • Wasatch Integrated Waste Management held an educational seminar. He is impressed with the Board for their forward thinking. • Appreciates working with the Council.
	The Council set a special work session for May 24, 2022 at 6:00 p.m.
ADJOURNMENT	Councilmember Dougherty moved to adjourn. Councilmember Stanton seconded the motion. Councilmembers Dougherty, Patterson, Mitchell, Stanton and Tyler voted in favor of the motion. The meeting adjourned at + 9:49 p.m.
<u>ACTION ITEMS</u>	<ul style="list-style-type: none"> • Annexation area – green belt

	<ul style="list-style-type: none">• Subdivision Ordinance – recommendation for concrete in the park strips along UDOT roads. (August 2016) – Planning Commission Review• Bring back Chapter 4 of the Subdivision Ordinance regarding allowing a letter of credit for escrow and researching what surrounding jurisdictions allow (26-4-8). 6g(January 2017) Planning Commission Review• Update Ordinance to eliminate pressurized sewer lines in the Clinton City streets on new residential development (January 2018).• Create a facilities maintenance plan before the next budget cycle in FY 19-20 (May 2018).• Remove river rock from the low maintenance material allowed for park strips in the ordinance (Aug 2019).
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Lisa Titensor, Clinton City Recorder