



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

MAYOR
Brandon Stanger

CITY COUNCIL MEMBERS
Anna Stanton
Marie Dougherty
Gary Tyler
Dane Searle
J. Stark

Date of Meeting	November 14, 2023	Call to Order: 7:00 PM
City Council & Staff Present	City Manager Dennis Cluff, Police Chief Shawn Stoker, Fire Chief David Olsen, Community Development Director Peter Matson, Recreation Director Brooke Mitchell, Public Works Director David Williams, IT Specialist Dereck Bauer, JUB Engineer Bryce Wilcox and Lisa Titensor recorded the minutes.	
Attendees who signed the record	Aaron & Rebecca Mancil, Amy Durrans and family, Shannon & Jason Mullins, Preston Anderson, Amy Mills, Howard Sorensen, Bev Lambdin, Jason McKaughan, Austin Gray, Katie Hansen, Catherine Hoskins, Andy Hale, Dave Powers, Dan Yardley, Luke Yardley, Russel Arave, Spencer Arave, Blair Bateman, Sheila Bateman, Aaron Cleveland, Heber Beddes, Jonathan Hirschi, Kimerlee Hirschi, Crede Bailey, Natalie Cook, Cooper Dayley, Brinlee Hale, Samantha Hansen, Zachary Hansen, EmmaLi Hirschi, Mataya Jones, McKenzie Jones, Daniel Mancil, Sarah Mancil, Jackson Mills, Aubrey Naylor, Taylor Nelson, Natalie Peterson, Jessi Stewart, Kali Stewart	
Invocation or Thought & Pledge of Allegiance	Brinlee Hale gave the invocation. Natalie Peterson led the Pledge of Allegiance.	
Roll Call & Attendance Of City Council	Mayor Stanger, Councilmember Dougherty, Councilmember Searle, Councilmember Stanton, Councilmember Stark Councilmember Tyler was excused.	
Mayor Stanger directed the Council to agenda item B, C, D & E prior to addressing agenda item A.		
Public Input	Aaron Cleveland asked the Council to consider revisiting the external ADU regulations. He explained the medium home price is now \$490 to \$500,000. The average Utah income is \$48,500.00. He feels that allowing external ADU's will help address the shortage of housing and provide more affordable housing options.	
A. PUBLIC HEARING, ARGUMENTS FOR AND AGAINST THE 2023 MUNICIPAL ELECTION RAP TAX PROPOSITION		
Petitioner	Dennis Cluff, Fire Chief David Olsen	
Discussion	<p>The Clinton City Council voted to place an opinion question on imposing a RAP Tax on the 2023 Municipal Ballot. The tax would not be imposed on food items or gas but would be a 0.1% sales tax on all other taxable items. The funds collected can only be spent on parks, recreation and cultural development, improvements, and operations. This sales tax rate means \$0.01 would be collected for every \$10 spent in Clinton.</p> <p>The Ballot language will read as follows:</p> <p>Shall Clinton City, Utah be authorized to impose 0.1% sales and use tax to fund park improvements, recreational improvements, and cultural facilities and organizations for Clinton City?</p>	

Yes ___
No ___

A Voter information packet was mailed to all residences within Clinton City. This public hearing is to hear arguments both for and against the proposition.

Mayor Stanger opened the public hearing on the RAP Tax proposition.

Blair Bateman stated he does not feel it is a good time to implement a RAP Tax.

Austin Gray said he feels that the RAP Tax is a good way to generate additional income from everyone who shops in Clinton, not just by raising taxes for Clinton citizens.

Jason McKaughan commented it is a small amount that will be collected. This tax will benefit the City for parks and recreation.

Russell Arave is in favor of the RAP tax. He asked if the City Council has specific plans to use the funds.

Howard Sorenson is concerned about implementing a tax just because surrounding cities have it. He feels there should be a specific plan before a tax is implemented. He opposes the tax.

Spencer Arave approves of the RAP Tax; it is better late than never. He feels it will benefit the City. He hopes it will help bring more focus to the arts. The Arts Board will be able to get more recognition for their events and it will help fund senior activities.

Kirby Crowley stated he has been a citizen for 17 years. He lives across from Pond Park; promised money has been diverted from that park which is creating a fire hazard. He is disappointed that promises to improve the pond have not been kept. He is not in favor of a consumption tax and believes it will actually have the opposite affect for the Clinton economy by discouraging people to shop in Clinton.

Preston Anderson is against the RAP Tax. He is self employed so he already pays a higher tax. The pond park needs to be completed.

Bev Lambdin explained she has been the Secretary for the Parks Advisory Board for several years. The Parks Board has a booth at Heritage Days each year and park improvements are important to the residents. This will only be one cent for every \$10 spent in Clinton on items that are not food or gas. If the tax passes, Clinton may be able to move forward with some public requests for parks.

Dan Yardley is against the RAP Tax. He feels that impact fees from new homes should proportion out the funds needed to improve parks.

With no further public comment, Mayor Stanger closed the public hearing at 7:55 p.m.

Mr. Cluff clarified this is a temporary tax that is only established for 10 years at a time.

Councilmember Dougherty stated she has done a significant amount of research on taxes. She takes what it means to represent every citizen in Clinton very

	<p>seriously. Part of the City Council’s job is to build a community in a fiscally responsible way. She pointed out that Clinton actually has among the lowest taxes and fees in the state. Clinton has done very well being fiscally restrained and responsible.</p> <p>Councilmember Searle explained that the citizens have a say by voting on the RAP Tax. He is a proponent of the tax for Clinton but he will adhere to the public’s voice.</p> <p>Councilmember Stanton expressed appreciation for the participation of those in attendance. She does not take the idea of a tax lightly even if it is only \$0.01. She understands the concern over taxes. The City is fiscally responsible. She feels that implementing a RAP Tax is in the best interest of Clinton.</p> <p>Councilmember Stark said he is in support of a RAP Tax. He likes that the funds can only be directed to specific projects. He appreciates the perspectives presented by the public. He likes that it is only for a 10 year commitment and is specifically earmarked for the betterment and beautification of the City.</p> <p>Mayor Stanger explained that inflation has also impacted the City. He feels it is important to plan ahead. Property taxes and Enterprise funds haven’t been adjusted incrementally to keep up with inflation. The RAP Tax will benefit the City for parks and recreation.</p> <p>Mayor Stanger directed the Council to agenda item F.</p>
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B. RECOGNITION AND SWEARING IN OF THE 2023-24 YOUTH COUNCIL

Petitioner	Dennis Cluff, Anna Stanton
Discussion	<p>The following 2023-24 Youth Council members were sworn in:</p> <p>Crede Bailey Natalie Cook Cooper Dayley Brinlee Hale Samantha Hansen Zachary Hansen EmmaLi Hirschi Mataya Jones McKenzie Jones Daniel Mancil Sarah Mancil Jackson Mills Aubrey Naylor Taylor Nelson Natalie Peterson Jessi Stewart Kali Stewart</p> <p>Councilmember and Youth Liaison Anna Stanton congratulated and welcomed the new members.</p> <p>She also announced Amy Mills has decided to step down as a Youth Council advisor and asked the Council to recognize Amy for her dedication and service. She read the following:</p> <p>Amy Mills volunteered to serve as Clinton City Youth Council advisor from 2016</p>

	<p>to 2023, serving a total of 7 years.</p> <p>Amy is a wife, mother to 5 wonderful children, serves in her church and neighborhood community, maintains a full-time job and found time to volunteer as an advisor.</p> <p>Over the span of her 7 years Amy has impacted the growth, maturity, and life of 175 Clinton City Youth between the ages of 14 to 18 (9th thru 12th grade). Over the years with this 175 youth, Amy volunteered at 157 events accumulating 11,202 volunteer service hours while supporting, state, county and local Utah communities. They supported national level events like: Share Walk, Relay for Life and Wreaths Across America for Veterans. They supported international events like ExTerra Triathlon. They supported Davis & Weber Counties such as North Davis Illumination, and Ogden Christmas Box House. Within the Clinton Community they have supported the Police Department – Citizens Academy, Fire Department – Annual Open House, City Recreation Department – annual events as the Halloween Walk, Easter Dash, Heritage Days 5K and Kids Dash, and assisted at local elementary school festivals.</p> <p>Amy led the youth in hosting their own events annually as well. They organized and hosted dinner for the Children at the Ogden Christmas Box House; coordinated their annual Knock and Drop Food Drive providing food during holidays for 6 to 12 Clinton families each year and organized the Youth Council’s very own Sub For Santa event that supports 2 to 5 Clinton families each year.</p> <p>Finally, over the past 7 years, Amy’s own volunteer service hours supporting all these events amounts to 631 hours. This does not include her own personal time she took to prepare, coordinate, and organize for each event on her own time.</p> <p>Totals: Events Supported in 7 years: 157 Youth advised over 7 years: 175 Total Youth Council Service Hours over 7 years: 11,202 hours Amy’s Service Hours Serving at events over 7 years: 631</p> <p>Councilmember Stanton also acknowledged youth advisors Joan Young and Tangie Dayley and expressed a huge thank you to them for their efforts and participation with the Youth Council.</p> <p>The Youth Council expressed their appreciation to Amy and presented her with a bouquet of flowers.</p> <p>Amy Mills stated she has enjoyed working with the Youth Council and she thanked the City for their support and this recognition.</p>
C. EMPLOYEE OF THE MONTH FOR OCTOBER 2023 – ZAC DYE, FIRE DEPARTMENT	
Petitioner	Dennis Cluff, Chief Dave Olsen
Discussion	<p>Fire Chief David Olsen stated he would like to recommend Firefighter/AEMT Zac Dye for Employee of the Month for October 2023. Zac has been with the fire department for 8 months as a full-time Firefighter/AEMT. He came from the Ogden City Fire Department, which is one of the busiest departments in the State. His experience and skills from working in Ogden have proven to be of great value to Clinton.</p> <p>Zac is being recognized because of his great attitude, positive mindset and for his willingness to be a team player.</p>

	<p>Over the past few years the fire service has had a very challenging job market to contend with. There have been big gaps in experience and skill sets and adjustments had to be made to ensure there is a good skill mix among the shifts. Because of this, in the last 8 months Zac has had to move shifts 3 different times. Recognizing that changing shifts can be very inconvenient and disruptive to his personal life and schedule outside of work, Zac was willing to step up and do whatever it takes, all because it was in the best interest of the department.</p> <p>Zac is currently on “A” shift and is overseeing the departments Personal Protective Equipment (PPE). According to Captain Powers, he is doing a great job with this assignment as they are in the process of inventorying everyone’s PPE and getting it organized in a new room. Most firefighter PPE expires after 10 years of use and then it has to be replaced. Having a good system in place helps ensure we are providing our department with the best and safest PPE the industry has to offer.</p> <p>The Council expressed their gratitude to firefighter Dye.</p>
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D. RESOLUTION 23 -23, RECERTIFICATION OF CLINTON JUSTICE COURT

Petitioner	Judge Catherine Hoskins, Shannon Mullins
Discussion	Utah requests the recertification of the court months in advance of the term end date, just in case a City decides to relinquish its court system to the County. The municipal (justice) court judge is now elected and no longer appointed by the Council. Clinton’s Justice Court has worked well, and is providing the City with local law judicial enforcement as well as a revenue stream to help off-set the costs of the court. Staff recommends Clinton continue with the Justice Court.
CONCLUSION	<i>Councilmember Stanton moved to adopt Resolution 23 -23 Recertifying the Clinton Justice Court for another 4 year term, ending January 31, 2028. Councilmember Searle seconded the motion. Voting by roll call is as follows: Councilmember Dougherty, aye; Councilmember Searle, aye; Councilmember Stanton, aye; Councilmember Stark, aye.</i>

City Recorder Lisa Titensor swore-in Justice Court Judge Catherine Hoskins for a 4 year term ending January 31, 2028.

E. APPOINTMENT OF AMY DURRANS AS FUTURE COURT ADMINISTRATOR BEGINNING JANUARY 15, 2024

Petitioner	Dennis Cluff, Judge Catherine Hoskins, Shannon Mullins
Discussion	<p>Mr. Cluff reported Amy Durrans was hired as a Court Clerk in October 2015 and has been progressively learning and working in the Municipal Court since. She is an experienced Court Clerk in all the areas and functions required by the State. Amy has also been functioning as the stand-in Court Administrator when Shannon is off, and has performed very well.</p> <p>Shannon is retiring as of January 15, 2024 and both she and Judge Hoskins have recommended Amy as her replacement. As per the City’s Personnel Policies, the City Manager recommends the appointment of the department heads, in this case, the appointment of Amy Durrans as the next Clinton Municipal Court Administrator upon Shannon’s retirement, and the City Council ratifies the recommendation if they agree. In the past the recommendation of the Judge has also played a huge part in the selection of the Court Administrator.</p>
CONCLUSION	<i>Councilmember Stark moved to ratify the promotion of Amy Durrans to replace the retiring Court Administrator effective January 15, 2024. Councilmember Dougherty seconded the motion. Voting by roll call is as follows: Councilmember Dougherty, aye; Councilmember Searle, aye; Councilmember</i>

	<i>Stanton, aye; Councilmember Stark, aye.</i>
F. COOPERATIVE AGREEMENT WITH UDOT FOR DRAINAGE PERTAINING TO 2000 WEST WIDENING PROJECT	
Petitioner	Dennis Cluff, David Williams, Bryce Wilcox
Discussion	UDOT is still working on a Cooperative Agreement in conjunction with the 2000 West widening project for the purpose of UDOT and Clinton City to work together in regards to storm drainage. As part of their project, UDOT will be constructing storm drainage systems and a new storm water detention pond. UDOT will reserve space in its drainage collection system and detention pond for the City’s storm drainage and in return the City will allow for UDOT storm drain discharge in the City’s storm drain collection system. The final agreement is not ready. Staff asked this item to be tabled.
CONCLUSION	<i>Councilmember Stanton moved to table the Maintenance and Ownership Cooperative Agreement with UDOT pertaining to added drainage from the 1300 North and 2000 West improvement projects to the November 28, 2023 CC meeting. Councilmember Dougherty seconded the motion. Voting by roll call is as follows: Councilmember Dougherty, aye; Councilmember Searle, aye; Councilmember Stanton, aye; Councilmember Stark, aye; Councilmember Tyler, aye.</i>
G. RESOLUTION 24-23 - ADOPTION OF THE CLINTON CITY AMENDED CONSOLIDATED FEE SCHEDULE	
Petitioner	Dennis Cluff
Discussion	<p>At the August 8, 2023 City Council meeting, the Council agreed to make changes to the FY 23-24 Fee Schedule including Enterprise Fund fees to become effective January 1, 2024.</p> <p>Much of the discussion during that meeting centered on the Storm Drain fee and it was eventually agreed on to be increased by \$4 per household per month. Since then, the fund accounting has been updated through the audit process and shows a better fund balance for the Storm Drain Enterprise fund than previously estimated. Additional Storm Drain funding is still needed but a lesser increase will provide the needed increase in fund balance/reserves which includes the Storm Drain fund portion for new equipment that will be needed in the future. Therefore staff recommends the FY 23-24 Fee Schedule for the monthly Storm Drain fee, beginning January 2024, be reconsidered.</p> <p>The City Council discussed raising the fee by \$2 instead of the \$4.</p> <p>Mayor Stanger explained the balance can be reviewed again next year if the fund appears to be lacking.</p> <p>City Engineer Bryce Wilcox explained that the projects planned for this year are funded in the current budget.</p> <p>Mr. Cluff clarified inflation costs have required the City to pull funds from the reserve to complete projects. This does not include impact fees. A \$2 increase would provide a slight increase in the fund balance to replace some of the reserves.</p> <p>The Council was in consensus to raise the fee by \$2.</p>
CONCLUSION	<i>Councilmember Stark moved to adopt Resolution 24-23 approving the amended FY 2023-24 Clinton City Consolidated Fee Schedule including the \$2 increase to the storm drain fee to be effective January 1, 2024. Councilmember Searle seconded the motion. Voting by roll call is as follows: Councilmember Dougherty, aye; Councilmember Searle, aye; Councilmember Stanton, aye; Councilmember Stark, aye.</i>

H. RESOLUTION 25-23 REVISED PARAMEDIC ABOARD CHARGES AGREEMENT WITH WEBER COUNTY AND OTHER PARAMEDIC SERVICES PROVIDERS	
Petitioner	Dennis Cluff, Chief David Olsen
Discussion	<p>Resolution 16-23 which was this same agreement with Weber County providers was passed in June. Since then, Weber County (Ogden City) has decided they would like one agreement that covers all the entities in the larger 4 county area which could possibly be called on to provide Paramedic Aboard services for another entity.</p> <p>This is a five year agreement to cover those times when Clinton ambulance service or paramedic team is dispatched into Weber or another County to render service or when such service may be rendered by one of them within Clinton. This Agreement is the same as the previous one and requires the ambulance service provider to add the paramedic charges to the ambulance billing so that the paramedic provider can be reimbursed for their services when the bill is paid. Most of the insurance companies (including Medicare/Medicaid) only want one billing from each ambulance transport activity. Clinton’s activity with these other entities is limited but when needed, it is essential for the health, safety and welfare of their or our citizens needing the service. If Clinton wishes to provide back-up service within these other areas and get reimbursed for the paramedic service, this agreement must be signed. Though the fiscal and physical impact to Clinton City is minimal, the impact to specific Weber County and other area citizens could be life saving. Staff recommends approving this Agreement.</p>
CONCLUSION	<i>Councilmember Searle moved to adopt Resolution 25-23, approving an Intergovernmental Cooperation Agreement for Paramedic Aboard Charges with Weber County and other Paramedic Service Providers; and to rescind Resolution 16-23. Councilmember Stark seconded the motion. Voting by roll call is as follows: Councilmember Dougherty, aye; Councilmember Searle, aye; Councilmember Stanton, aye; Councilmember Stark, aye.</i>
I. CONVEYANCE OF WATER MAIN TO WEBER BASIN WATER CONSERVANCY DISTRICT	
Petitioner	Dennis Cluff, Bryce Wilcox, Dave Williams
Discussion	<p>Prior to approximately 1994, the water supplied by Weber Basin to the City was connected directly to the system and not to the water tanks. It filled the water tanks but had to travel through the distribution system first. The City was having trouble with sand in the water system that was produced from a Weber Basin well. To solve this issue, the City installed a new connection from the Weber Basin supply line that tied directly to the water tanks. This way any sand in the system would settle in the tank. The new 18” water supply line connection was installed in about 1994 and runs about 4,000 feet from the water tanks to the connection at about 2600 North and is all on HAFB property. See the map attached to the staff report. This 18” line is owned and maintained by Clinton City.</p> <p>Weber Basin would like to take ownership of this 18” line that supplies water to the tanks. This would allow them to loop their system through the new Falcon Hill development so they can better serve Clinton City. This is good for Clinton city as it will make Weber Basin responsible for future maintenance of this line.</p> <p>Staff recommends the 18” water supply line be turned over to Weber Basin for ownership and future maintenance.</p>
CONCLUSION	<i>Councilmember Stark moved to approve conveying this 18 inch water line to Weber Basin and authorize the Mayor to sign the proper conveyance document. Councilmember Stanton seconded the motion. Voting by roll call is as follows:</i>

	<i>Councilmember Dougherty, aye; Councilmember Searle, aye; Councilmember Stanton, aye; Councilmember Stark, aye.</i>				
J. BID AWARD FOR TREE TRIMMING ALONG THE RAIL TRAIL					
Petitioner	Dennis Cluff, Dave Williams				
Discussion	<p>Every year public works gets requests from home owners along the DRGR (Rail) Trail to remove/trim trees overhanging into their property. This year there have been two requests. One of these tree removal requests will require a crane to remove the tree safely. The plan is also to do some safety pruning of over head branches in the section between 1800 N and 1300 N. Currently there is \$15,000.00 budgeted for this in account 10-6025. This project is usually bid out in the winter time for a lower cost bid and less interruption to the trail as it will need to be closed off while work is being performed.</p> <p>The following bids were received for the tree work:</p> <table border="0"> <tr> <td>Ernesto’s Tree Service</td> <td>\$15,500.00</td> </tr> <tr> <td>Nye’s Tree and Stump Service</td> <td>\$17,700.00</td> </tr> </table> <p>Staff has worked with Ernesto’s Tree Service many times in the past and they have done a good job. They are available to start right away.</p>	Ernesto’s Tree Service	\$15,500.00	Nye’s Tree and Stump Service	\$17,700.00
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Nye’s Tree and Stump Service	\$17,700.00				
CONCLUSION	<i>Councilmember Searle moved to award the Tree Trimming bid to Ernesto’s Tree Service for \$15,500. Councilmember Stark seconded the motion. Voting by roll call is as follows: Councilmember Dougherty, aye; Councilmember Searle, aye; Councilmember Stanton, aye; Councilmember Stark, aye.</i>				
Approval of Minutes	<i>Councilmember Searle moved to approve the minutes of the October 24, 2023 City Council Meeting. Councilmember Dougherty seconded the motion. Voting is as follows: Councilmember Dougherty, aye; Councilmember Searle, aye; Councilmember Stanton, aye; Councilmember Stark, aye; Councilmember Tyler, aye.</i>				
Accounts Payable	<i>Councilmember Stanton moved to authorize the payments. Councilmember Stark seconded the motion. Council members’ Dougherty, Searle, Stanton and Stark voted in favor of the motion.</i>				
Planning Commission Report	The November 7, 2023 Planning Commission meeting was cancelled				
City Manager	<ul style="list-style-type: none"> • The Parks Board will meet on Wednesday, November 15, 2023 at 5 pm. • The Thanksgiving holiday is November 23, 2023 and the City offices will be closed on November 23 and 24 in observance. • A special meeting will be scheduled for 7 p.m. on Monday November 20, 2023 to vote on the new City Manager. 				
Staff reports	<p>Fire Chief Olsen</p> <ul style="list-style-type: none"> • Reported the Fire Department is conducting their annual coat drive through December. • Dispatch has switched to consolidated server. <p>Treasurer Steve Hubbard</p> <ul style="list-style-type: none"> • Reported the audit should be complete and presented in December. 				
Councilmember Dougherty	<ul style="list-style-type: none"> • Nothing at this time. 				
Councilmember Searle	<ul style="list-style-type: none"> • Nothing at this time 				
Councilmember Stanton	<ul style="list-style-type: none"> • Reported projects are ongoing for the Sewer Board. • The Youth Council has several projects planned. 				
Councilmember Stark	<ul style="list-style-type: none"> • Nothing at this time. 				

Councilmember Tyler	<ul style="list-style-type: none"> • Excused
Mayor Stanger	<ul style="list-style-type: none"> • Appreciates the efforts of staff on behalf of the citizens. • 22 applications were received for the City Manager position. A review committee has narrowed the selection down to six. An interview committee interviewed five candidates and narrowed the selection down to 3 to come back in an open meeting. The Council agreed on a special meeting on Thursday, November 16, 2023 at 7:30 p.m. to hear a presentation from the three candidates and to hold a meet and greet session with staff.
ADJOURNMENT	<p><i>Councilmember Stanton moved to adjourn. Councilmember Stark seconded the motion. Councilmembers Dougherty, Searle, Stanton and Stark voted in favor of the motion. The meeting adjourned at 8:59 pm.</i></p>

Lisa Titensor, Clinton City Recorder