

1 **NORTH OGDEN CITY COUNCIL MEETING MINUTES**

2
3 February 10, 2015

4
5 The North Ogden City Council convened in an open meeting on February 10, 2015 at 6:35 p.m.
6 in the North Ogden City Council Chambers at 505 East 2600 North. Notice of time, place and
7 agenda of the meeting was delivered to each member of the City Council, posted on the bulletin
8 board at the municipal office and posted to the Utah State Website on February 6, 2015. Notice
9 of the annual meeting schedule was published in the Standard-Examiner on December 21, 2014.

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- | | | |
|-------------|--------------------|----------------|
| 12 PRESENT: | Brent Taylor | Mayor |
| | Kent Bailey | Council Member |
| | Lynn Satterthwaite | Council Member |
| | Cheryl Stoker | Council Member |
| | Phillip Swanson | Council Member |
| | James Urry | Council Member |
- 18
- | | | |
|-------------------|-------------------|-------------------------------------|
| 19 STAFF PRESENT: | Bryan Steele | Finance Director/City Administrator |
| | Annette Spendlove | City Recorder |
| | Gary Kerr | Building Official |
| | Rob Scott | City Planner |
- 23
24

25 Mayor Taylor welcomed those in attendance.

26
27 Judi Amsel, President of Congregation Brith Sholem, offered the invocation and led the audience
28 in the Pledge of Allegiance.
29

30
31 **CONSENT AGENDA**

- 32
- 33 1. **CONSIDERATION TO APPROVE THE JANUARY 14, 2015 CITY COUNCIL**
34 **MINUTES**
 - 35
 - 36 2. **CONSIDERATION TO APPROVE THE JANUARY 20, 2015 CITY COUNCIL**
37 **MINUTES**
- 38

39 **Council Member Swanson motioned to approve the consent agenda. Council Member**
40 **Satterthwaite seconded the motion.**

48 **Voting on the motion:**
49
50 **Council Member Bailey** **aye**
51 **Council Member Satterthwaite** **aye**
52 **Council Member Stoker** **aye**
53 **Council Member Swanson** **aye**
54 **Council Member Urry** **aye**
55

56 **The motion passed unanimously.**
57
58
59

60 **ACTIVE AGENDA**

61
62 **1. PUBLIC COMMENTS**
63

64 Larry Florence, no address given, stated he is present on behalf of the Kiwanis Club, which does
65 a lot of great things for the City. He referenced a recent newspaper article detailing some of the
66 recent work done by the Kiwanis Club; one project of note is the Kiwanis' Club participation in
67 installing a walking path near Majestic Elementary School.
68
69

70 **2. DISCUSSION AND/OR ACTION TO APPROVE AN AGREEMENT WITH**
71 **MERIDIAN ENGINEERING INC. FOR PHASE II OF THE SURVEY SERVICES**
72 **ON THE MONROE BOULEVARD EXTENSION PROJECT**
73

74 A staff memo from Finance Director/City Administrator Steele explained in October, the
75 Council approved Phase I of the contract with Meridian Engineering to complete the survey
76 work (including topo, aerial, existing ROW and control diagram) for Monroe Boulevard ROW
77 acquisition. Because the number and location of parcels being affected is now known, Phase II of
78 the contract is being presented to you for your approval. Phase II consists of document and map
79 preparation which the Land Acquisition Specialist will need before making offers. Darren
80 Williams from Meridian Engineering will be here to answer any questions you have concerning
81 the project.
82

83 Mr. Steele summarized his staff memo, after which Mr. Williams provided an overview of the
84 scope of work that will be performed by Meridian in the process of acquiring properties for the
85 Monroe Boulevard ROW.
86

87 Council Member Satterthwaite asked if the scope of work has changed since the conclusion of
88 the request for proposal (RFP) and selection process. Mr. Williams stated the scope has not
89 changed, but the service fee has reduced by \$22,000.
90

91 Council Member Bailey asked if the process to this point has gone as expected or if there have
92 been any surprises. Mr. Williams stated one thing he was surprised about was the lack of
93 monumentation in the City; through certain construction projects the City has lost a significant

94 number of historical markers and it was somewhat more difficult to trace properties than he
95 thought it would have been. From 1990 forward many monuments have been taken out and not
96 replaced; it may be wise to direct the City Engineer or other City staff to track the replacement of
97 monuments during future projects. Mayor Taylor asked Mr. Williams to provide the City with a
98 list of missing monuments in order for staff to work towards replacing them. There was a
99 general discussion about how other cities handle monument preservation, restoration, or
100 replacement, with Mr. Williams noting tracking of historical monuments is handled with GIS
101 databases or survey information. Building Official Kerr noted the City's GPS equipment could
102 be used to identify waypoints for historical monuments that could be entered into the City's GIS
103 system.

104
105 **Council Member Satterthwaite motioned to approve agreement A2-2015 with Meridian**
106 **Engineering Inc. for Phase II of the survey services on the Monroe Boulevard extension**
107 **project. Council Member Bailey seconded the motion.**

108
109 **Voting on the motion:**

110
111 **Council Member Bailey** **aye**
112 **Council Member Satterthwaite** **aye**
113 **Council Member Stoker** **aye**
114 **Council Member Swanson** **aye**
115 **Council Member Urry** **aye**

116
117 **The motion passed unanimously.**
118

119
120 **3. DISCUSSION AND/OR ACTION TO CONSIDER A LOGO DESIGN FOR**
121 **NORTH OGDEN CITY**
122

123 A memo from Mayor Taylor explained the General Plan Steering Committee proposed a Logo
124 Contest to design a city logo. If we adopt a formal logo, it will not replace our wonderful City
125 Seal. We would continue to use the seal for formal documents, but the logo would be used on
126 vehicles, shirts, letterhead, marketing materials, etc. The logo would be an important part of
127 branding our city. We launched a logo contest on Nov 24th to solicit potential logo designs from
128 artists in the community. We offered a pool party for up to 200 people at the North Shore
129 Aquatic Center to the winning designer. We received 11 entries, all of which were wonderful,
130 and we had a very hard time narrowing them down to four finalists. We posted the finalists to
131 our website and Facebook pages and have invited input from our residents. The logos were
132 numbered 1-4, in no particular order. We also asked the General Plan Steering Committee to
133 weigh in on their favorite logo from among the finalists. All members of the committee voted for
134 their top two favorite logos and overall, Logo #2 received the most positive feedback, both by
135 the public and the General Plan Committee. The Council selected logo #2 during the January 27,
136 2015 meeting, with some recommended changes to the logo.

137

138 Mayor Taylor reviewed his memo and introduced the artist that created logo 2, Zarin Ficklin. He
139 also provided the Council with different color schemes and optional wording to be included on
140 the logo and asked that the Council discuss and debate the options before them.

141
142 Mr. Ficklin provided his explanation for the theme that he chose for his logo, indicating that after
143 being gone from the City for an extended period of time, he would look for the mountains, which
144 signaled in his mind that he was almost home. He then referenced the different color schemes
145 that have been developed for his logo, noting that blue and green logos are most common in
146 other cities and red seems to stand out to him more.

147
148 The Council engaged in discussion and debated about what to be used at the bottom of the logo,
149 with Mayor Taylor providing input regarding the public feedback he has received regarding the
150 color scheme and the language. Council Member Satterthwaite voted for the teal or green color
151 scheme and the use of the words “settled 1851” at the bottom of the logo. Council Member Urry
152 voted for the red color scheme and the use of the word “settled” at the bottom of the logo.
153 Council Member Swanson voted for the red or teal color scheme and stated he would prefer
154 using the word “founded” at the bottom of the logo, but could also support the use of the word
155 “settled”. Council Member Stoker voted for the red color scheme and the use of the words
156 “settled 1851” at the bottom of the logo. Council Member Bailey voted for the red color scheme
157 and supported the use of either “founded” or “settled” at the bottom of the logo. The Consensus
158 was to support the red color scheme and the use of the words “settled 1851”.

159
160 **Council Member Bailey motioned to use the red color scheme with the use of the words**
161 **“settled 1851” at the bottom of the logo, upon verification that 1851 was the actual**
162 **settlement date for the City. Council Member Swanson seconded the motion.**

163
164 **Voting on the motion:**

165
166 **Council Member Bailey** aye
167 **Council Member Satterthwaite** aye
168 **Council Member Stoker** aye
169 **Council Member Swanson** aye
170 **Council Member Urry** aye

171
172 **The motion passed unanimously.**

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175 **4. DISCUSSION AND/OR ACTION TO CONSIDER AN AGREEMENT WITH**
176 **SYRINGA FOR FIBER OPTICS**

177
178 A memo from Building Official Kerr explained he and the City Attorney have been working
179 with Syringa Networks for several months to get an acceptable franchise agreement between
180 them and North Ogden City. Syringa Networks have approached the City to develop a franchise
181 agreement since they want to install fiber optics cable in North Ogden City. Syringa finally has
182 drafted a franchise agreement that Jonathon Call thinks may work for the City. The agreement
183 was discussed during the January 27, 2015 Council meeting and the Council directed staff to

184 conduct additional research into the service that Syringa plans to provide in the City. The
185 Council also asked staff to consider whether Syringa could be denied a franchise agreement or if
186 a moratorium could be placed on entering into additional franchise agreements until the City's
187 street boring policy is updated.

188
189 City Attorney Call summarized the staff memo and noted that upon conducting research into the
190 questions asked by the Council he does not feel the City has the power to limit
191 telecommunications companies that operate in the City because such companies are licensed by
192 the State of Utah and State law preempts the City's local authority, though the City is allowed to
193 collect a franchise fee. He noted the City can still regulate the operations of the business relative
194 to street boring. Mayor Taylor noted that the Administration has taken steps to ensure
195 coordination between the service provider and the City relative to the installation of
196 telecommunications infrastructure in the City's streets.

197
198 Council Member Bailey inquired as to the service that Syringa will provide North Ogden City
199 residents. Michelle Quayle, Outside Client Manager for Syringa, provided an overview of the
200 history of the creation of the Syringa company, noting it is formed by 12 independent cell phone
201 companies. Syringa now provides service to larger carriers in the State of Utah to give them
202 access to a higher speed bandwidth at a lower cost for their customers. Syringa does not serve
203 individual residents, only large businesses. The location of the infrastructure will be determined
204 by accessibility to existing cell phone towers in the City.

205
206 **Council Member Swanson motioned to approve agreement A3-2015 with Syringa for fiber**
207 **optics. Council Member Satterthwaite seconded the motion.**

208
209 **Voting on the motion:**

210
211 **Council Member Bailey** aye
212 **Council Member Satterthwaite** aye
213 **Council Member Stoker** aye
214 **Council Member Swanson** aye
215 **Council Member Urry** aye

216
217 **The motion passed unanimously.**

218
219
220 **5. DISCUSSION REGARDING A VEHICLE STORAGE BUILDING AT THE NEW**
221 **PUBLIC WORKS FACILITY**

222
223 A memo from Mayor Taylor explained Lundahl has given us a bid to complete the Vehicle
224 Storage Building at the new Public Works site. The vehicle storage building was not part of the
225 original contract but a few council members have wanted to at least consider building it now as
226 there will not be enough parking at the new site without it. The current public works site can be
227 used for parking until that site is sold. The reason it is being considered at this time is because we
228 are anticipating having some money available to do so including remaining contingency funds
229 and sale of topsoil gathered when the site was graded. Currently we have \$96,000 left in our

230 contingency fund plus most of the \$180,000 that was budgeted for imported fill which does not
231 appear to be needed. We are not sure how much the sale of topsoil might bring in but hope to
232 have a better estimation when the landscaping plan is brought back. Here are the costs of the
233 Vehicle Storage Building which includes the following:

- 234 • Design and Engineering
- 235 • Excavation/Earthwork
- 236 • Concrete work including footings, foundations, 5” reinforced floor slab and 6” x 12’
237 x 260’ concrete apron
- 238 • Provide CMU firewall to avoid fire sprinklers
- 239 • Provide pipe bollards at doors
- 240 • New metal building 60’x260’ x 18’ low eave height
- 241 • (5) 3070 doors and (8) 14’x14’ insulated motor operated overhead doors
- 242 • Unit heaters and minimal exhaust/fresh air and gas line
- 243 • Electrical per code

244		
245	Site Work/Concrete/Design	\$233,411
246	Building/Doors/Insulation/Electrical/Firewall	\$427,689
247	Mechanical	\$ 33,165
248	Total Price	\$694,265

249
250 Option: Change to a different building manufacturer with a longer lead time
251 Deduct \$38,000; this includes a CMU firewall to split the building and excludes Fire
252 Sprinklers.
253

254 Mr. Steele reviewed Mayor Taylor’s memo, noting there is \$96,000 remaining in the project
255 contingency fund as well as \$180,000 that was originally budgeted for import fill material. The
256 City also has the opportunity to sell topsoil on the site to generate additional revenue. Lundahl
257 has indicated they will be presenting some project change orders to the City and he is unsure of
258 the costs associated with those change orders.
259

260 Council Member Satterthwaite inquired as to when the City Council needs to make a decision
261 regarding this aspect of the project. Mayor Taylor stated Lundahl has indicated that the project
262 should be complete by mid-April and any delays in project decisions will only delay the grand
263 opening of the facility. He stated that they would like a decision as soon as possible, but
264 February 24 should be soon enough.
265

266 Council Member Urry stated he would prefer that this item be tabled until all information is
267 available to the Council in order to make an informed decision. The rest of the Council agreed.
268 Council Member Satterthwaite stated he would like an understanding of how much money the
269 City stands to generate via the sale of topsoil. He also added that he visited Ogden City’s Public
270 Works Facility and found that they have a large parking area with a cement slab that has a cover
271 over the top and no sides. He stated he would be open to considering other options for the
272 covered parking at the City’s Public Works Facility. Council Member Bailey agreed. Mayor
273 Taylor stated he would obtain alternate bids prior to the next City Council meeting.
274

275 Council Member Urry motioned to table the item until the next City Council meeting.
276 Council Member Satterthwaite seconded the motion.

277
278 **Voting on the motion:**

279
280 Council Member Bailey aye
281 Council Member Satterthwaite aye
282 Council Member Stoker aye
283 Council Member Swanson aye
284 Council Member Urry aye

285
286 **The motion passed unanimously.**

287
288 Council Member Bailey suggested that information regarding the item be provided to the
289 Council as far in advance of the next Council meeting as possible in order to give the Council
290 sufficient time to consider the information and make suggestions regarding alternative options.

291
292

293 **6. DISCUSSION AND/OR ACTION ON AMENDED INTERLOCAL AGREEMENT**
294 **FOR SR-134/2700 NORTH**

295

296 A memo from Mayor Taylor explained that after thorough review, UDOT has approved our
297 request for a future light at 2700 North and 300 East. Pleasant View City has very generously
298 offered to "swap" the future light currently designated in the Agreement at Hillsborough Dr. in
299 favor of our light at 300 East. Therefore there is not a net increase in lights approved on 2700
300 North. Essentially one future light is cancelled in favor of a future light at our location. This
301 future light is important because it will better facilitate commercial access at the future
302 commercial development on the southwest corner of Washington/2700 North. Further, it also
303 will provide a way for shoppers exiting the Lee's Market complex with a safe way to turn left
304 and head east. This will be a major safety improvement to eventually have signalized left turn
305 options exiting both commercial developments on the north and south side of 2700 North. The
306 light will not be installed at this time, but will be installed in the future by UDOT when traffic
307 warrants at the intersection merit signalization. However, the intersection will be a full-access
308 intersection until that point (i.e., left or right turns can be made from it). Once additional
309 commercial development occurs at this corner, and when additional cars are using the
310 intersection, UDOT will measure the traffic volume to see if it is enough to merit installation of
311 the signal. UDOT has the final say on when the light will be installed. UDOT has also committed
312 to paying for the light installation once they determine the intersection merit signalization, which
313 was a very generous offer from UDOT. Throughout this process both UDOT and Pleasant View
314 City have been wonderful to work with, and I appreciate their willingness to help us find a
315 solution that balances the needs of traffic and the needs of economic development in our city. I
316 strongly recommend passage of this amended Agreement. Once the Agreement is completed, we
317 will send it to Pleasant View and Farr West City for approval. The completed document will then
318 be forwarded to UDOT.

319

320 Mayor Taylor reviewed his memo and reviewed maps identifying the location of current traffic
321 signals and proposed future traffic signals that would facilitate commercial development
322 expected on the south side of 2600 North and Washington Boulevard. The City has requested
323 that Pleasant View City forego their request for a traffic signal at Hillsboro Drive near the golf
324 course in favor of supporting the City's request for a traffic signal at 300 East on 2700 North.
325 He presented the updated agreement between the cities and UDOT that makes the change that he
326 has referenced and noted the signal would not be installed until there is an adequate traffic level
327 making left turns in the area, as determined by UDOT, to warrant the signal. There was a brief
328 general discussion regarding the configuration of traffic in the area of the requested signal, with
329 Mayor Taylor noting UDOT will have the option to install a median in the area to control traffic
330 and reduce danger at the intersection.

331
332 **Council Member Urry motioned to approve amended Interlocal Agreement A4-2015 for**
333 **SR-134/2700 North. Council Member Stoker seconded the motion.**

334
335 **Voting on the motion:**

336
337 **Council Member Bailey** aye
338 **Council Member Satterthwaite** aye
339 **Council Member Stoker** aye
340 **Council Member Swanson** aye
341 **Council Member Urry** aye

342
343 **The motion passed unanimously.**

344
345
346 **7. PUBLIC COMMENTS**

347
348 Steve Rasmussen, 1092 E. 3250 N., asked for feedback from the Council regarding the traffic
349 study at 2550 North to see if there is a recommendation to install turn arrows. Mayor Taylor
350 stated he received an email this afternoon regarding the traffic study and UDOT has indicated the
351 area meets traffic requirements for a left turn and the next step is a field inspection to be done by
352 UDOT traffic engineers and that is scheduled for the first week in March. A final determination
353 will be made following that field inspection. Mr. Rasmussen asked for the process to be sped up
354 because the area is very dangerous.

355
356
357 **8. COUNCIL/MAYOR/STAFF COMMENTS**

358
359 Council Member Swanson acknowledged the Kiwanis Club and all that they do for the City. He
360 also recognized the Police Department for their great work that shows their great dedication to
361 the City.

362
363 Council Member Urry echoed Council Member Swanson's comments regarding the Police
364 Department and Kiwanis Club. He then reported yesterday on Washington Boulevard he noticed
365 a white pick-up truck pulling a food trailer with the name Waffle Wagon on the side; it was

366 parked right on the grass near a sidewalk selling waffles. He sent an email to Mr. Kerr to check
367 if the company has a business license and he returned today to see if they were in the same place,
368 but they were not. He stated he is concerned about that kind of setup and would like to monitor
369 it. Mayor Taylor stated the issue will be forwarded to the City's Code Enforcement Officer as
370 well.

371
372 Council Member Satterthwaite echoed the comments made about the City's Police Department.
373 He then noted that he appreciates all City staff and coordination efforts that have taken place
374 relative to some big projects currently happening in the City or on the horizon.

375
376 Council Member Stoker thanked the Mayor and City staff for their work in pushing UDOT to
377 address the traffic issues near the Smith's Marketplace development. She also echoed the
378 comments made about the City's Police Department. She reported there was an incident near her
379 home where someone was trespassing and he was apprehended and the situation was dealt with
380 very well by the Police Department. She then added that she would like for the Mayor to include
381 a reminder in the newsletter that it is dog owners' obligation to clean up after them when
382 walking them on public sidewalks.

383
384 Council Member Satterthwaite added he received a comment of someone who recently had his
385 vehicle stolen in the City; the same resident noticed someone on his property near his garbage
386 can and it turned out that it was a City employee putting new numbers on the garbage can. The
387 person did not have an identification identifying him as a City employee and he suggested that be
388 corrected.

389
390 Council Member Bailey echoed the comments made by the Kiwanis Club and the Police
391 Department. He then noted the most recent City newsletter included a section regarding
392 household hazardous waste, but it does not provide people with information about where those
393 materials could be disposed of and he suggested that be clarified in the next newsletter.

394
395 Mayor Taylor reported the City Council budget retreat will be held March 5 beginning at 8:00
396 a.m. The meeting will last the majority of the day; there will be additional meetings held to
397 review the budget in order to be prepared for final action in June. He then stated he sent the
398 entire City Council an email about the library and dog park and he asked for feedback from the
399 Council regarding those two items. He then requested that the Council convene in a closed
400 session to discuss the character, professional competence, or physical or mental health of an
401 individual.

402
403 **Council Member Swanson moved to convene in a closed session to discuss the character,**
404 **professional competence, or physical or mental health of an individual. Council Member**
405 **Bailey seconded the motion.**

406
407
408
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411

412 **Voting on the motion:**
413
414 **Council Member Bailey** aye
415 **Council Member Satterthwaite** aye
416 **Council Member Stoker** aye
417 **Council Member Swanson** aye
418 **Council Member Urry** aye

419
420 **The motion passed unanimously.**

421
422 The meeting adjourned at 7:58 p.m.

423
424 The meeting reconvened at 8:50 p.m.

425
426 **Council Member Satterthwaite moved to convene in a closed session to discuss pending or**
427 **reasonably imminent litigation. Council Member Urry seconded the motion.**

428
429 **Voting on the motion:**

430
431 **Council Member Bailey** aye
432 **Council Member Satterthwaite** aye
433 **Council Member Stoker** aye
434 **Council Member Swanson** aye
435 **Council Member Urry** aye

436
437 **The motion passed unanimously.**

438
439 The meeting adjourned at 8:53 p.m.

440
441 The meeting reconvened at 9:26 p.m.

442
443
444 **9. ADJOURNMENT**

445
446
447 **Council Member Satterthwaite motioned to adjourn. Council Member Swanson seconded**
448 **the motion.**

449
450 **Voting on the motion:**

451
452 **Council Member Bailey** aye
453 **Council Member Satterthwaite** aye
454 **Council Member Stoker** aye
455 **Council Member Swanson** aye
456 **Council Member Urry** aye

457

458 **The motion passed unanimously.**

459

460

461 **The meeting adjourned at 9:26 p.m.**

462

463

464

465 _____

466 Brent Taylor, Mayor

467

468

469 _____

470 S. Annette Spendlove, MMC

471 City Recorder

472

473 _____

474 Date Approved

NOT APPROVED