

1 **NORTH OGDEN CITY COUNCIL MINUTES**

2
3 December 11, 2012

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5 The North Ogden City Council convened in an open meeting on December 11, 2012 at 6:30 pm in the
6 North Ogden City Council Chambers at 505 East 2600 North. Notice of time, place and agenda of the
7 meeting was delivered to each member of the City Council, posted on the bulletin board at the municipal
8 office and posted to the Utah State Website on December 7, 2012. Notice of the annual meeting schedule
9 was published in the Standard-Examiner on January 16, 2012.

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11 **PRESENT:** Richard G. Harris Mayor
12 Kent Bailey Council Member
13 Wade Bigler Council Member
14 Justin Fawson Council Member
15 Cheryl Stoker Council Member
16 Brent Taylor Council Member

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18 **STAFF PRESENT:** Ron Chandler City Manager
19 Annette Spendlove HR Director/City Recorder
20 Bryan Steele Finance Director
21 Jon Call City Attorney
22 Craig Barker Community Development Director
23 Gary Kerr Building Official
24 Mel Blanchard Public Works Director
25 Dave Nordquist Community Services Director

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28 **VISITORS:** Dave Hulme Lt. Mike Williams
29 Justin Hulme Cory Berdinner
30 Karen Stoker Rhonda Berdinner
31 Joan Brown Rachel Trotter
32 Don Brown Blake Welling
33 Carson Jones

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36 Mayor Harris welcomed those in attendance.

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38 Council Member Stoker offered the invocation and led the audience in the Pledge of Allegiance.

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41 **CONSENT AGENDA**

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43 **1. Consideration to approve the minutes of the November 27, 2012 City Council meeting.**
44
45 **2. Consideration to approve the business licenses.**
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48 **Council Member Fawson moved to approve the Consent Agenda. Council Member Bailey**
49 **seconded the motion.**
50

51 **Voting on the motion:**
52 **Council Member Bailey** aye
53 **Council Member Bigler** aye
54 **Council Member Fawson** aye
55 **Council Member Stoker** aye
56 **Council Member Taylor** aye

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58 **The motion passed unanimously.**

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60 **ACTIVE AGENDA**

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62 **1. PUBLIC COMMENTS:**

63
64 There were no public comments.

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66 **2. PRESENTATION FOR DAVE NORDQUIST.**

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68 Mayor Harris introduced Dave Nordquist and spoke about his accomplishments in his career. He
69 presented Dave Nordquist with a gift and a plaque and thanked him for all his hard work.

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71
72 **3. DISCUSSION AND/OR ACTION REGARDING THE COMMUNITY COVENANT**
73 **PROGRAM.**

74
75 Mayor Harris introduced Lieutenant Williams. Lieutenant Williams thanked Mayor Harris and the
76 Council for the opportunity to present the Joint Community Forces and Community Covenant Program.
77 He said the program has been brought into effect by the Secretary of the Army in 2008. He said in 2010
78 the State of Utah Legislature signed a Declaration of Support for the program. Lieutenant Williams
79 showed a You Tube clip on the Community Covenant Program.

80
81 Lieutenant Williams said they are looking for an official Declaration of Support from the community to
82 find ways that are effective and appropriate to support service members and their families. He said this
83 program will help past and present services members from all branches. It is designed to fit the needs of
84 the community and the service members. He said they challenge the City to select a date to have a
85 signing ceremony, adopt a resolution, and assign a military liaison.

86
87 Lieutenant Williams said the Community Covenant is a document that states the community has
88 recognized the commitment that each service member and their families make. He said the second
89 paragraph discusses the community's commitment to support the service members and their families. He
90 said the military does have a lot of resources. He said those people who are further away from a military
91 installation can feel more disconnected and are not aware of the resources. He said this is a good way to
92 foster a formal relationship.

93
94 Lieutenant Williams discussed the signing ceremonies. He gave examples of what other cities have done
95 such as having concerts. He suggested having a signing ceremony at a City Council meeting and some
96 type of City celebration later. He said with the decrease in military funding they really want to get the
97 program out there and into effect as soon as possible.

98
99 Mayor Harris said they will discuss it as a Council. He said they have already done things to help service
100 members and their families by waiving the City utilities during deployments. He pointed out that two of

101 their Council Members have been deployed in the past, Council Member Taylor and Council Member
102 Fawson. He also stated they have a North Ogden Business Alliance that would be a good partner to work
103 with.

104
105 Lieutenant Williams stated that they would like to have the Police Department, spiritual leaders, and
106 educators involved because they see needs in the community as well. He thanked them for all the things
107 the City is already doing to support service members.

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109
110 **4. CONSIDERATION AND/OR ACTION TO VACATE THE NORTH OGDEN BUSINESS**
111 **CENTER INTERIOR PLAT.**

112
113 Craig Barker referred to the staff report and plats included in the Council packet. He discussed the laws
114 in regards to condominiums. He explained the steps to change the plat. He stated the Planning
115 Commission is required to approve the plat and the City Council approves the ordinance vacating the plat.
116 He explained unit 202 and 203 have requested to change the interior walls. He stated the Planning
117 Commission approved the amended plat at their meeting on December 5, 2012.

118
119 **Council Member Bailey moved to adopt ordinance 2012-24 vacating the interior plat as proposed.**
120 **Council Member Bigler seconded the motion.**

121
122 Council Member Bigler asked why they have to follow this process when moving interior walls if nothing
123 is being done to the exterior. Craig Barker explained the units are individually owned and the
124 condominium laws are difficult to understand, but this is the process the County has request the City
125 follow.

126
127 **Voting on the motion:**

128 **Council Member Bailey** **aye**
129 **Council Member Bigler** **aye**
130 **Council Member Fawson** **aye**
131 **Council Member Stoker** **aye**
132 **Council Member Taylor** **aye**

133
134 **The motion passed unanimously.**

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137 **5. DISCUSSION AND/OR ACTION TO CONSIDER AN ORDINANCE SETTING THE**
138 **CITY COUNCIL AND PLANNING COMMISSION MEETING SCHEDULES FOR 2013.**

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141 Annette Spendlove stated Utah Code requires the City to pass an ordinance every year to set the new
142 meeting schedule.

143
144 Council Member Bigler asked if they have asked if the Planning Commission is fine with the
145 proposed schedule. Commissioner Brown commented that they are fine with the schedule.

146
147 **Council Member Fawson moved to approve ordinance 2012-25. Council Member Bailey seconded**
148 **the motion.**

149
150 **Voting on the motion:**

151 Council Member Bailey aye
152 Council Member Bigler aye
153 Council Member Fawson aye
154 Council Member Stoker aye
155 Council Member Taylor aye

156
157 The motion passed unanimously.
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160 **6. CONSIDERATION AND/OR ACTION TO APPROVE AN ORDINANCE FOR GEORGE**
161 **HALL'S ANNEXATION PETITION.**
162

163 Annette Spendlove reviewed the process of annexation. She stated the protest period has expired and
164 they have not received any protest. She said if Council does vote for this item it will be zoned as R-1-10.
165

166 Council Member Fawson moved to approve ordinance 2012-26. Council Member Bailey seconded
167 the motion.
168

169 Voting on the motion:
170 Council Member Bailey aye
171 Council Member Bigler aye
172 Council Member Fawson aye
173 Council Member Stoker aye
174 Council Member Taylor aye
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176 The motion passed unanimously.
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179 **7. PUBLIC HEARING TO RECEIVE COMMENTS ON THE PROPOSED AMENDMENTS**
180 **TO THE FISCAL YEAR 2012-2013 BUDGET.**
181

182 Bryan Steele stated budget amendments happen approximately twice a year. He referred to attachment A
183 (included in the Council Packet) and reviewed the expenses. Bryan Steele stated they began the fiscal
184 year with 18% in the fund balance and after these amendments the balance is approximately 16%. Mayor
185 Harris clarified that this is without consideration of potential revenue. Bryan Steele replied that is correct
186 and stated the revenues are coming in strong.
187

188 The public hearing was opened at 7:02pm.
189

190 Council Member Bigler moved to close the public hearing. Council Member Fawson seconded the
191 motion.
192

193 Voting on the motion:
194
195 Council Member Bailey aye
196 Council Member Bigler aye
197 Council Member Fawson aye
198 Council Member Stoker aye
199 Council Member Taylor aye
200

201 The motion passed unanimously.

202 **The public hearing was closed at 7:03.**
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205 **8. DISCUSSION AND/OR ACTION TO CONSIDER AN ORDINANCE AMENDING THE**
206 **FISCAL YEAR 2012-2013 BUDGET.**
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209 **Council Member Fawson moved to approve ordinance 2012-27. Council Member Stoker seconded**
210 **the motion.**
211

212 **Voting on the motion:**

213 **Council Member Bailey aye**

214 **Council Member Bigler aye**

215 **Council Member Fawson aye**

216 **Council Member Stoker aye**

217 **Council Member Taylor aye**
218

219 **The motion passed unanimously.**
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222 **9. DISCUSSION AND OR/ACTION TO APPROVE A MEMORANDUM OF AGREEMENT**
223 **FOR MONROE BOULEVARD.**
224

225 Ron Chandler stated the City applied and received a grant for \$2,064,000 from the Local Transportation
226 Corridor Preservation fund that was recommended by the Weber Council of Government. He said it was
227 presented and approved by the Weber County Commissioners. He said the final process is to approve an
228 agreement between the City and Weber County.
229

230 Ron Chandler read through the provisions. He said the County will contribute the \$2,064,000. The City
231 will comply with all State and local laws pertaining to purchasing property. He said the County and City
232 will develop an accounting and reporting procedure for the disbursement of funds. He referred to the
233 agreement and stated there is a change on the fourth line where it needs to be changed to say "1500
234 North" instead of "2600 North". He said the next step once it is approved by City Council is to send it to
235 Weber County Commissioners to be put on their agenda for approval.
236

237 Council Member Bigler asked if there is an expiration date on the funds. Ron Chandler replied the
238 expiration date is when the project is complete. Council Member Bigler asked if North Ogden is
239 responsible for purchasing the property or does Weber County help with that. Ron Chandler replied the
240 \$2,064,000 will go toward purchasing that. Council Member Bigler asked if it is possible to go back and
241 request more money at a later time. Ron Chandler stated this money comes from the \$10 fee collected
242 when people register their vehicle. He said North Ogden City will have the ability to apply for that.
243

244 Council Member Bigler asked who installs the road. Mayor Harris replied that will happen in the future
245 and they don't know if they will use Regional Funds, Federal Aid Funds, or another way. He said all they
246 are doing now is purchasing the right of way. He said as the City acquires the property Weber County
247 will provide some technical help. He said whenever they have the resources to construct the road that
248 will happen. He said he anticipates some of it will be constructed as subdivisions are developed. He said
249 that will be an advantage to any who have property along the corridor.
250

251 Council Member Bigler said he has had some residents ask him about the Monroe Boulevard
252 development. He said he thinks it is important they are getting the right-of-way. He clarified they are

253 only preserving that for the future. Mayor Harris confirmed and stated they are on the Regional
254 Transportation Plan. He said they're starting the process and when it happens all depends on when funds
255 become available; population growth can be a factor among other things. He said the time is ripe for the
256 City to purchase the land right now, while the land is raw and costs are down.

257
258 Council Member Bailey asked about the process of procurement of right-of-way. Ron Chandler replied
259 when the City acquires property there are a few things that have to happen. He said the property would
260 have to be appraised and then a discussion held with property owners. He said the central point is the
261 appraisal of the property itself because that is what they are able to pay. Once all of that is done the
262 purchase agreement comes before the City Council.

263
264 Mayor Harris said he anticipates they will enter into a contract with a real estate professional.

265
266 Ron Chandler said one of the first steps is to have the property surveyed.

267
268 Council Member Bailey asked if it is expected ~~that the entire \$2,064,000 is adequate will be used to~~
269 ~~purchase the entire corridor all of that corridor or are we just getting started.~~ Ron Chandler replied ~~yesno,~~
270 ~~this money will go towards the purchase of the corridor, but it is not enough to purchase the entire the~~
271 ~~estimate is for all of the~~ corridor.

272
273 Council Member Fawson asked if there is a map. Mayor Harris replied yes and referred to the map on the
274 back wall of the Council Chambers. He stated this has been on the Transportation Plan for a long time.
275 He said this is a prime opportunity for the City to acquire the corridor and lock some things in.

276
277 Council Member Taylor gave Mayor Harris recognition for this and stated this has been a long time
278 coming. He pointed out the Mayor attends many meetings to represent the City and thinks it is
279 outstanding that they are getting this funding. He said Mayor Harris has put a lot of work into it for many
280 years. He said it is a great solution for the City to expand the road.

281
282 Joyce Mau, 1650 27th Street, asked about the addresses they are referring to. Mayor Harris said the
283 corridor extends from approximately 1500 North along the proposed alignment to 3100 North. He said
284 staff can show you on the map after the meeting.

285
286 **Council Member Taylor moved to approve Memorandum of Agreement A-2012-5. Council**
287 **Member Fawson seconded the motion.**

288
289 **Voting on the motion:**
290 **Council Member Bailey aye**
291 **Council Member Bigler aye**
292 **Council Member Fawson aye**
293 **Council Member Stoker aye**
294 **Council Member Taylor aye**

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296 **The motion passed unanimously.**

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298 **10. PUBLIC COMMENTS.**

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300 There were no public comments.

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11. CITY COUNCIL, MAYOR, AND STAFF COMMENTS.

Council Member Bigler asked if they will be canceling the Council meeting that is regularly scheduled to be held on December 25, 2012. Ron Chandler replied that is correct. Mayor Harris stated they canceled that meeting at the previous City Council meeting.

Council Member Fawson expressed his support for the Community Covenant Program and thinks it will be a great program for our City to be involved in. He said they already do quite a bit but there is always more to do. He said the Tree Lighting Ceremony was a lot of fun and wanted to thank those who were involved. He reminded everyone about the lifeguard meeting this Saturday (December 15, 2012).

Council Member Bailey commented on the Tree Lighting Ceremony.

Council Member Taylor also said he enjoyed the Tree Lighting Ceremony. He said he also thinks the Community Covenant Program will be good program for the City to be involved in. He said he has deployed three times and the City already does some great things, but this will be one more thing they can use to provide additional resources to service members and their families. He said he really appreciates the City looking into it. Mayor Harris commented that they will be looking into it and will put something together soon.

Mayor Harris said Merry Christmas and he appreciates all the hard work that has been done this past year.

12. ADJOURNMENT.

Council Member Bigler moved to adjourn the meeting. Council Member Bailey seconded the motion.

Voting on the motion:

- Council Member Bailey aye**
- Council Member Bigler aye**
- Council Member Fawson aye**
- Council Member Stoker aye**
- Council Member Taylor aye**

The motion passed unanimously.

The meeting adjourned at 7:26 pm.

Richard G. Harris, Mayor

S. Annette Spendlove, MMC
City Recorder

Date Approved