

1 **NORTH OGDEN CITY COUNCIL MINUTES**

2  
3 December 11, 2012

4  
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.

10  
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

17  
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

26  
27  
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

34  
35  
36  
37 Mayor Harris welcomed those in attendance.

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

40  
41  
42 **CONSENT AGENDA**

- 43  
44 **1. Consideration to approve the minutes of the November 27, 2012 City Council meeting.**  
45  
46 **2. Consideration to approve the business licenses.**  
47  
48  
49

50 Council Member Fawson moved to approve the Consent Agenda. Council Member Bailey  
51 seconded the motion.

52

53 **Voting on the motion:**

54 Council Member Bailey aye

55 Council Member Bigler aye

56 Council Member Fawson aye

57 Council Member Stoker aye

58 Council Member Taylor aye

59

60 The motion passed unanimously.

61

62 **ACTIVE AGENDA**

63

64 **1. PUBLIC COMMENTS:**

65

66 There were no public comments.

67

68 **2. PRESENTATION FOR DAVE NORDQUIST.**

69

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

72

73

74 **3. DISCUSSION AND/OR ACTION REGARDING THE COMMUNITY COVENANT**  
75 **PROGRAM.**

76

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

82

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

88

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

95

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

100  
101 Mayor Harris said they will discuss it as a Council. He said they have already done things to help service  
102 members and their families by waiving the City utilities during deployments. He pointed out that two of  
103 their Council Members have been deployed in the past, Council Member Taylor and Council Member  
104 Fawson. He also stated they have a North Ogden Business Alliance that would be a good partner to work  
105 with.

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

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

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

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

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

128  
129 **Voting on the motion:**

130 **Council Member Bailey            aye**  
131 **Council Member Bigler           aye**  
132 **Council Member Fawson          aye**  
133 **Council Member Stoker           aye**  
134 **Council Member Taylor          aye**

135  
136 **The motion passed unanimously.**

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

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

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

148

149 Council Member Fawson moved to approve ordinance 2012-25. Council Member Bailey seconded  
150 the motion.

151

152 **Voting on the motion:**

153 Council Member Bailey aye

154 Council Member Bigler aye

155 Council Member Fawson aye

156 Council Member Stoker aye

157 Council Member Taylor aye

158

159 The motion passed unanimously.

160

161

162 6. **CONSIDERATION AND/OR ACTION TO APPROVE AN ORDINANCE FOR GEORGE**  
163 **HALL'S ANNEXATION PETITION.**

164

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

167

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

170

171 **Voting on the motion:**

172 Council Member Bailey aye

173 Council Member Bigler aye

174 Council Member Fawson aye

175 Council Member Stoker aye

176 Council Member Taylor aye

177

178 The motion passed unanimously.

179

180

181 7. **PUBLIC HEARING TO RECEIVE COMMENTS ON THE PROPOSED AMENDMENTS**  
182 **TO THE FISCAL YEAR 2012-2013 BUDGET.**

183

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

189

190 The public hearing was opened at 7:02pm.

191

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

194

195 **Voting on the motion:**

196 Council Member Bailey aye

197 Council Member Bigler aye

198 Council Member Fawson aye

199 Council Member Stoker aye

200 Council Member Taylor aye

201

202 The motion passed unanimously.

203

204 The public hearing was closed at 7:03.

205

206

207 **8. DISCUSSION AND/OR ACTION TO CONSIDER AN ORDINANCE AMENDING THE**  
208 **FISCAL YEAR 2012-2013 BUDGET.**

209

210

211 Council Member Fawson moved to approve ordinance 2012-27. Council Member Stoker seconded  
212 the motion.

213

214 Voting on the motion:

215 Council Member Bailey aye

216 Council Member Bigler aye

217 Council Member Fawson aye

218 Council Member Stoker aye

219 Council Member Taylor aye

220

221 The motion passed unanimously.

222

223

224 **9. DISCUSSION AND OR/ACTION TO APPROVE A MEMORANDUM OF AGREEMENT**  
225 **FOR MONROE BOULEVARD.**

226

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

231

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

238

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

245

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

250 will happen. He said he anticipates some of it will be constructed as subdivisions are developed. He said  
251 that will be an advantage to any who have property along the corridor.

252  
253 Council Member Bigler said he has had some residents ask him about the Monroe Boulevard  
254 development. He said he thinks it is important they are getting the right-of-way. He clarified they are  
255 only preserving that for the future. Mayor Harris confirmed and stated they are on the Regional  
256 Transportation Plan. He said thier starting the process and when it happens all depends on when funds  
257 become available; population growth can be a factor among other things. He said the time is ripe for the  
258 City to purchase the land right now, while the land is raw and costs are down.

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

265  
266 Mayor Harris said he anticipates they will enter into a contract with a real estate professional.

267  
268 Ron Chandler said one of the first steps is to have the property surveyed.

269  
270 Council Member Bailey asked if it is expected the entire \$2,064,000 will be used to purchase the entire  
271 corridor. Ron Chandler replied yes it is for the entire 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 27<sup>th</sup> 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

295  
296 **The motion passed unanimously.**

297  
298 **10. PUBLIC COMMENTS.**

299  
300 There were no public comments.

301  
302  
303  
304  
305  
306  
307  
308  
309  
310  
311  
312  
313  
314  
315  
316  
317  
318  
319  
320  
321  
322  
323  
324  
325  
326  
327  
328  
329  
330  
331  
332  
333  
334  
335  
336  
337  
338  
339  
340  
341  
342  
343  
344  
345  
346  
347  
348  
349  
350

**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