

NORTH OGDEN CITY COUNCIL MEETING MINUTES
BUDGET RETREAT
March 20, 2009

The North Ogden City Council convened in the Budget Retreat on March 20, 2009 at 8:030 a.m. at the City Offices. Notice of time, place and agenda of the meeting were delivered to each member of the City Council, posted on the bulletin board at the municipal office and posted to the Utah State Website on March 13, 2009. Notice of the annual meeting schedule was published in the Standard-Examiner on December 28, 2008.

PRESENT:	Gary A. Harrop	Mayor
	Ronald Flamm	Council Member
	Richard Harris	Council Member
	Jed Musgrave	Council Member
	Carl Turner	Council Member
EXCUSED:	Martha Harris	Council Member
STAFF PRESENT:	Edward O. Dickie	City Administrator
	Annette Spendlove	City Recorder
	Debbie Cardenas	City Finance Director
	Gary Kerr	City Building Official
	Craig Barker	Community Development Director
	Mel Blanchard	Public Works Director
	Polo Afuvai	Chief of Police
	David Nordquist	Community Services Director

VISITORS:

WELCOME

Mayor Harrop welcomed those in attendance. Chief Polo Afuvai gave the invocation and Council Member Mel Blanchard led the audience in the Pledge of Allegiance.

AGENDA – BUDGET RETREAT

2. Public comments.

There were no public comments.

3. Discussion and/or action on the fiscal year 2009-2010 budget.

TECH SERV

Charles Vandasual, representative for TechServ, gave the Council a list of IT recommendations for the coming fiscal year. Kevin Carpenter, also a TechServ

representative, told the Council they had listed only necessary items. There are very few machines that need replacing, the biggest need is storage. The servers will be used for another year. The anti-virus program will be replaced with a better program, Cospriskey. It is rated as one of the top five anti-virus programs with the best value. Hopefully it will protect against some nasty viruses that have been getting by the anti-virus protection the City currently has. Mr. Carpenter told the Council the City's servers are also on a web filter which offers additional protection against computer viruses. The key is to keep employees from going to the wrong sites or downloading free stuff off the Internet. North Ogden has been lucky and escaped anything really damaging. This is a compliment to the City's employees. The fee for the current program would be up for renewal this year and TechServ recommends going with a different program. The other recommended items pertain to storage for the network. Mr. Carpenter said the system he selected isn't the fastest but is the best economic value and should support what staff in the City needs for their computers and programs. Highland City has the same system and has had no complaints. He is recommending more backup tapes, which will give the City more back up storage. The Spam Titan subscription will be renewed and the LCD's (TV) in the Council chamber will be replaced. Email archiving will be put in place and will begin recording all the emails sent and received by City employees. This information will be easily accessible.

Council Member Flamm had a question on his email access. Mr. Carpenter said if he could bring his computer in so the program could be tweaked to make it easier for him to use. It can be set up so he can select specific emails to view. Mr. Carpenter said the plan to move files older than 2005 doesn't affect email. He explained to Department Heads that the older files will be accessible but as a read only file. Mr. Carpenter said in the Building Department and Planning/Zoning a 24 inch monitor is listed for Gary Kerr to replace his current one. The list also includes 7 laptops for the Planning Commissioners. These items have been moved to a different location on the budget. Mr. Carpenter told the Council the prices listed are estimates and could change before this budget is in place. In the discussion about LCD's for the Council Chambers, Mr. Carpenter told the Council there were several options that would provide a better display than what the room currently has. Mr. Vandasual told the Council that for existing customers TechServ will not be raising its rates. There was further discussion on options for viewing in the Council Chambers. Mr. Carpenter suggested checking the audio –visual systems in other cities before deciding. Council Member Turner asked how TecServ bills the City. Mr. Carpenter said he is contracted to work at North Ogden City for a certain number of hours a month. Occasionally, there is additional work that needs to be done and so the hours exceed the contracted amount. Mr. Vandasual told the Council they keep careful track of the hours and if the work exceeds the time allowed Mr. Carpenter will discuss it with staff before any more work is done. Mr. Carpenter said since the Police Department has changed over to a new system, it is much easier to work with and this would decrease the time he has to spend working on the officers' laptops. Hopefully, during the coming year he will be able to concentrate on some other areas in the City.

COUNCIL GOALS

Ed Dickie, City Administrator, told the Council the overall budget for this year is 4% less than the budget approved for FY 2008-2009. City staff reduced the current budget by 1% so the overall budget for FY 2009-2010 is 5% less than the total of last year's budget. Last year the budget was \$6,955,322 the proposed budget for this year is \$6,690,229. This is \$265, 093 less than fiscal year 2008-2009. He then reviewed each of the Council Member's goals for the next fiscal year. See Attached summary. Council Member Martha Harris' first goal is to freeze spending in the current budget and make the Council aware of the cuts being made. Mr. Dickie said staff has done an exceptional job on curtailing spending and eliminating overtime except in the case of snowplowing and the Police Department. She would like to see the Transportation Plan incorporated into the City's General Plan. Mr. Dickie said the Transportation Plan has been completed and Craig Barker told the Council it had gone through the hearing process before the Planning Commission last week. They recommended it be incorporated into the City's General Plan. This will be forwarded onto the City Council for their consideration.

Council Member Flamm would like to see the artesian well flowing again on the southwest corner of North Ogden Park. He pinpointed the location for City staff. Mr. Dickie said staff would check on this to see what could be done. Council Member Flamm asked to have staff look into windmills. Mr. Dickie said Spanish Fork City is doing that and staff will research this and bring the information back to the Council. Mr. Dickie said staff would be looking at property for the Public Works building as part of the work of the committee looking into the feasibility of constructing a new Public Works building. There will be a study contracted that will look at options for a location. Mr. Dickie said he would like to keep Public Works at its current location but the study would provide information on how feasible that would be. Council Member Flamm asked if the City should look into purchasing some land from Jerry Shaw. Mr. Dickie said that is what the study would examine. It should offer some options for the Council to consider. Council Member Flamm would like to see the chain link fence removed from the Cherry Trail. Mr. Dickie said that will be done in just a couple of weeks.

Council Member Turner's first goal is to focus on the completion of Barker Park. Mr. Dickie said Barker Park is huge and is an on-going project that is in the plans of the Community Services Department for the coming year. The City has received RAMP money that will be used on the park. He said Barker Park was put in the stimulus wish list that went to the State. At this point only a few cities have gotten any of those funds. Mr. Dickie asked Council Member Turner what he meant by finish Frog Rock. Council Member Turner said he was talking about the trail in the park. Mr. Dickie said he thought that would be roughed in this year. Staff is working on updating the Parks Plan for open space and trails. Concerning Council Member Turner's goal to have restrooms in North Ogden Park, the City did receive RAMP money for those. Basketball courts in North Ogden Park were also on the list but Mr. Dickie didn't think it would be done this year.

Council Member Rich Harris said he would like staff to look into transportation impact fees and their implementation. Mr. Dickie said staff can use the newly completed transportation plan and work with the City Engineer on the feasibility for these fees. Mr. Barker added some funding in next year's budget to be used to review the City's Master Plan. This would also be a good time to incorporate the Transportation Plan into the City's Master Plan. Council Member Flamm suggested having staff research possible funding sources from the corridor preservation tax that could be used when the City begins to implement the Transportation Plan. Mr. Dickie said part of that funding could also come from future development in the City. He handed out summary sheets to the Council so they could follow along during the discussion. Council Member Rich Harris also wanted to freeze the City's current budget. He wanted to limit the length of cul-de-sacs in the City to 400 feet. Mr. Barker said the Planning Commission has that in its long range plans and will soon begin the process.

Council Member Musgrave would also like the City to focus on finishing Barker Park and he would like to freeze the current budget.

Mayor Harrop listed finishing Barker Park, sell the land by the Equestrian Park, republish the City History book, install lights at Wadman Park, put in a round-about at Fruitland Drive and 2100 North and widen 450 East. Mr. Dickie said the sale of the land could be considered later in the year. The republishing of the history book will be discussed later in the budget meeting. The museum committee has asked for funding from the City to publish the books then they would sell them and keep all the proceeds. Mr. Dickie said he was able to negotiate a 50% split between the museum committee and the City. He has talked to the City Attorney, Bruce Evans and he suggested the committee strike out on their own with their fundraising efforts.

The lights at Barker Park have been installed. The round-about and the widening of 450 East were also placed in the stimulus package sent to the State. Council Member Flamm asked where 450 East would be widened. Mr. Dickie said he thought it was from 2650 North up to 3100 North. This is part of the Traffic Study and the Wasatch Front Council has also placed it on their priority list. Chief Afuvai said the widening should start at 2600 North. Mr. Dickie said this project would have to involve the property owners along 450 East.

OVERVIEW OF PROPOSED BUDGET –

Mr. Dickie reviewed the budget for FY 2009-2010. Mr. Dickie informed the Council that a new bill had passed in the Legislature that would allow cities to contribute a larger percentage of funds for the retirement of their police officers. The cities have until December 2012 to decide. Membership for the Ogden/Weber Chamber of Commerce will be \$3,000 for the next fiscal year. Mr. Dickie said this will be discussed later in his presentation.

In the area of employee compensation, no COLA or Merit increases are being proposed. Because of the condition of the economy it was felt this was a good year not to offer

these. There are a few employees that will receive a salary increase. These are mainly housekeeping changes. It has been proposed to move Tiffany Parkinson, Assistant Aquatic Center Manager to a Grade 4. She supervises about 75 people during the summer season. The pool employees will also see a small increase to bring them up to the minimum wage requirement. It is also being proposed to increase Staci Brunetti's, Administrative Assistant in the Community Service Department, hours from 20 to 32 per week. Rebecca Godfrey, Program Specialist in the Community Services Department, will receive Grade 6 advancement. There will be one less seasonal employee in the Parks Department. Gina Kochendofer, Office Manager for the Building and Planning/Zoning Department, would be moved to a Grade 5. She is doing a good job at this new position. The City hasn't hired or replaced any employees during this current budget except for a Patrol Officer last September. Mr. Dickie told the Council the City would like to hire an assistant Park Supervisor to replace Ed Reese. The Police Department will be advertising for a new patrol officer to replace the Police sergeant who retired. Both the Community Service Department and Public Works Department are planning to hire seasonal help but there are no new job openings in the City. Mr. Dickie reported that Ken Kolb has been doing a great job as the City Forester and Acting Parks Supervisor. He has a college degree in Horticulture and a great deal of experience. Council Member Turner said he was very impressed with Mr. Kolb. He is very conscientious and knowledgeable.

CONSOLIDATED FEE SCHEDULE

Annette Spendlove, City Recorder, reviewed the proposed changes to the schedule. The changes are highlighted. The charge for City maps has increased from \$2 to \$3. Under the Building Department the late fee for water service, the reconnect fee for water service and the reconnect fee for after hours water service are already listed under Public Works in the Water Department so they were removed. The fee for the Central Weber Sewer District on a residential building permit has increased from \$2,300 to \$2,333. In Community Development under Subdivision fees a \$200 deposit has been added that would be paid before the plat is recorded. The same fee has been added under Minor Subdivisions and under Vacation or Amendment of a Subdivision. City Engineering fees were also added along with a \$200 deposit that is required before the changes are recorded. The charge for a Conditional Use Permit was raised from \$50 to \$100. Under Community Services a fee of \$20 has been added for field preparation. Under the North Shore Aquatic Center the charge for pool passes has increased from \$50 to \$60 for residents and \$75 for non-residents. The fitness pass fee has increased to \$75. The statement Season Passes can't be use for fitness program was removed. Under Facility Rentals a refundable deposit was added. Under the Police Department a fee of \$25 was added for VHS Tape of Incident and a fee of \$1 per photo was added for color photos. Under Animal Control Fines the fee for Restraint- First Offense was decreased from \$70 to \$50, Restraint –Third Offense was decreased from \$130 to \$100; Expired Dog License was decreased from \$65 to \$50, and Licensed Dog not wearing license from \$40 to \$25. The following fees were added: Public Nuisance (Barking Dog) \$50, Unnecessary Punishment \$100, Violation of Dog/Cat Limit \$25, Animal Attacking Person/Animal \$100, Animal Attacking Person/Animal – 2nd Offense \$100, Animal in Park \$25, Animal in Park - 2nd Offense \$50, Vicious Dog Roaming \$100, Expired Rabies Vaccination \$50,

Exotic Animals \$100, Female in Heat \$25, Public Nuisance (Damage) \$25, Public Nuisance (Odors) \$25, Public Nuisance (Unsanitary) \$25, Public Nuisance (Defecates) \$25, Chases Vehicles or Persons \$25, Public Nuisance (Attack) \$100 and Public Nuisance \$25. These changes were added to this section based on new State laws and to incorporate fees that were being charged but hadn't been included in prior fee schedules.

Council Member Flamm had questions on a couple of these fees. Public Nuisance (Barking Dog), he asked how that was defined. Chief Afuvai said it is defined as continuous barking. Council Member Musgrave said for the first offense the owner is just asked to keep the dog quiet, they aren't fined. The other item mentioned by Council Member Flamm was the Violation of Dog/Cat Limit. Mrs. Spendlove said the fine is \$25 per animal. Chief Afuvai said if an owner is over the limit they have two weeks to remove the third dog. Council Member Flamm asked about temporary situations. Chief Afuvai said that is tough to enforce. Council Member Musgrave said it is difficult when this type of situation comes to Court. If the defendant doesn't own the dog then the Judge is less likely to cite them. Chief Afuvai explained that the State is requiring the cities to rebated 80% of all fines they collect so they are tracking the amounts that are charged for various offenses. Council Member Flamm also had a question on Off-road Vehicle Operation fines. Is there any place in the City where people could ride off-road vehicles? Chief Afuvai said probably not unless they had permission from the land owners. Council Member Flamm's second question concerned cities allowing ATVs to be driven on city streets. Mr. Dickie said he thought it was up to each city whether they would allow it. The North Ogden City Attorney and Police Chief recommended against it. Council Member Flamm also asked about ATVs in the winter that drive from neighbor to neighbor digging out driveways. Does this need to be addressed? Chief Afuvai said officers have been overlooking those situations. These again are difficult to enforce. Council Member Musgrave said the City doesn't need a law for everything. Mrs. Spendlove said the final change in the Consolidated Fee Schedule is under Public Works. The charge for a replacement garbage can was updated to reflect the \$75 fee now being charged. This will be brought back at a later date as a resolution for the Council to pass.

PROPERTY TAX RATE –

Debbie Cardenas, City Finance Director, told the Council the City is assuming that everything will go well with the change over with the North View Fire District as far as the property tax rate is concerned. The County and State will be responsible for setting the tax rates when the change takes place. The change will reduce what the City has to pay to the North View Fire Agency. There is one issue that will need to be addressed. When the Fire District went into effect in Clearfield, the County reset the tax rate and took away from the city a huge portion of the motor vehicle tax. This is something staff will monitor when the North View Fire District change is completed. If this isn't caught before the change is implemented then when it is corrected it is considered a property tax increase and then a Public Hearing would have to be held with all the attendant noticing. The City wants to maintain its tax rate from year to year so when the change is being made staff wants to make sure the new rate is equivalent to maintaining the current tax rate. This means the City will have to go through Truth in Taxation with a Public

Hearing each year. The projection for the property tax revenue for FY 2008-2009 will remain the same. The current budget reflects having the Fire Agency in the budget. When the change takes place it should all equal out.

REVENUES AND SOURCES

Mrs. Cardenas told the Council this budget includes using a huge chunk of the General Fund Reserves. This is being done because State law prohibits cities from having more than 18% in its General Fund reserves. By the end of FY 2009-2010 the City will have a 10% fund balance. In the Water Fund, the Council has mandated this fund maintain at least \$500,000 in reserve. The City has also been setting aside money for the past four years to finance a new Public Works building. There is also money in the Water Fund to finance a new well.

In the Sewer Fund the City will have a balance of \$1,211,438 when the budget is completed. In the Storm Water Fund there will be a balance of \$763,660. In the Solid Waste Fund a balance of \$402,000, in the Motor Pool Fund a balance of \$781,270 and in the Police Motor Pool a balance of \$144,100. Mrs. Cardenas said the Council will want to look at these funds especially the Police Motor Pool Fund, which is quickly being drained. The auditors did bring this to her attention. It is important for Chief Afuvai to try and rotate the police vehicles on his current schedule. This is becoming more difficult because the funding for these vehicles is coming out of the Police Motor Pool Fund rather than out of the General Fund. This is happening again this year. One vehicle is being paid for out of the Police Motor Pool Fund and the purchase of another one will be addressed later in budget discussions. Mrs. Cardenas said there is nothing to be done in this coming fiscal year budget because of the economy. However, it is something that will have to be examined in coming years.

A- General Revenue Fund Projections – The overall projections for the FY 2009-2010 estimate the total revenue for the City at \$6,680,110. In the budget for FY 2008-2009 the projections were \$6,998,689. Mrs. Cardenas then pointed out the revised estimate for FY 2008-2009 through June 30, 2009 is \$6,438,133. This is less than what was budgeted and is a result of the sluggish economy. Next year's budget is larger because the City must use the excess money in the General Fund to comply with State law. The Transfers in Total (reserves from the General Fund) is \$670,235. Mrs. Cardenas told the Council the City is maintaining the property tax rate. The only unknown would be if the County goes through and reassesses the homes and reduces their values or if there are a lot of delinquent taxes. The State Legislature passed a law this year allowing the County to postpone releasing the tax rates until May 15th. In the past this information had been released on March 10th. This makes it difficult to know exactly what impact the economy will have on the City's property tax revenue for the next fiscal year.

B- Revenues - There has been about a 12% decrease in sales tax, a 9% decrease in utility revenue tax and a 5% decrease in the City's motor vehicle tax. Overall the

projections indicate a 4% decrease over what was budgeted for FY 2008-2009. Mrs. Cardenas then reviewed what each department showing what they had actually received as revenue so far for this fiscal year. In the area of Licenses and Permits there has been a 57% decrease over what was collected last year. Council Member Flamm asked about the decrease in dog licenses. Mrs. Cardenas didn't know why it had gone down but she said it is something that will be checked. Chief Afuvai said Jerry Wade, Animal Control Officer, is now going door to door checking on renewals.

Intergovernmental Revenues - Mrs. Cardenas said we are projecting a reduction in the City's State Road Allotment. This is based what we have seen so far. The FY 2008-2009 Budget projected \$564,000 and the estimate through June 30, 2009 is \$550,000. In the State Liquor Allotment there has been a 23% decrease from FY 2007-2008 to what will be budgeted for FY 2009-2010. With these changes Intergovernmental revenues have decreased by 6% since FY 2007-2008.

Charges for Services Revenue – There will be an 18% decrease from what was budgeted last year. The largest change is in Site Plan & Subdivision Fees with a 22% decrease. It was estimated that there would be one Annexation this coming year. Mrs. Cardenas said the figure for Cherry Days is an estimate of what will be collected in advertising and concessions.

Fines and Forfeitures Revenue – Mrs. Cardenas told the Council the estimated revenue had been reduced because the legislature passed a bill requiring cities to give the State 80% of all fines collected for ordinance violations instead of the current rate of 50%. Council Member Flamm asked about traffic citations. Chief Afuvai said that is a very difficult way to generate income for the City and it makes people angry. Mr. Dickie asked if the Police Officers keep track of the warnings they issue. Chief Afuvai said they don't. The only area where they do track warnings is for the Winter Parking Ordinance. Then if people come to court the officer can cite the times their car has been in the street after midnight.

Miscellaneous Revenue – This area had a large decrease from what was budgeted for FY 2008-2009. There was a drop of 37%. Interest Income was the culprit with a decrease of 27% from what was budgeted in FY 2008-2009. It is a 45% drop in what the City actually received in FY 2007-2008.

Contributions and Transfers – This area hasn't under gone much change. Grants will be brought to the Council as they come in. The fees from the Water, Sewer, Storm and Solid Waste Funds are paid for the services provided by staff to these funds. Fund Balance Appropriation is documenting the amount (\$489,500) that is being taken out of the General Fund Reserve in order to comply with State law. Council Member Flamm asked about the federal stimulus package. Are there funds available for the cities? Mr. Dickie said he had made application for some of those monies. He hasn't heard whether North Ogden will get any. Council Member Rich Harris expressed concern about the General Fund balance. He said

he would like everyone to remember the intent is to accrue revenue so Capital Improvements can be completed in the City. The General Fund Reserve monies that the City will be using should go toward Capital Improvements not for daily expenses. The City has a Five-Year Action Plan where these excess funds can be used. Mrs. Cardenas said these funds can be used for the Enterprise Funds. For Capital Projects the money has to be designated for a specific project. Council Member Flamm asked if this item could be placed on the Council's Agenda every June so there could be a review of the General Fund Reserve and if there is a surplus over the 18% limit, specific projects would be indentified for funding. Mrs. Cardenas said that could be done.

Enterprise Fund Revenues - Mrs. Cardenas directed the Council to the Revenue and Sources hand-out that listed the estimated Fund Balances as of June 30, 2009. In the area of Utility Billing the City is not receiving the \$1,844,900 that was budgeted. The actual revenue received will be \$990,000 unless revenues pick up in the last four months of this fiscal year. The City will be receiving \$375,000 from a CDBG grant for work on waterlines in the Green Acres area. The Fund Balances have the General Fund at 10%, the Water Fund at \$500,000, the Sewer Fund at \$1,211,438, the Storm Water Fund at \$763,660, the Solid Waste Fund at \$402,000, the Motor Pool Fund at \$781,270 and the Police Motor Pool Fund at \$144, 100.

Water Enterprise Fund– Mrs. Cardenas told the Council that \$621,129 will be used to balance this year's budget. She reminded the Council there was still money for the well, the money set aside for the Public Works Building and the \$500,000 the Council has said it would like to maintain in the Water Fund. Council Member Flamm asked about the \$621,129 that would be taken out. Mrs. Cardenas explained that a large part of that are the matching funds (\$375,000) required under the CDBG grant for Green Acres. Council Member Flamm asked what other expenses are being covered by the remainder of the \$621,129? Mrs. Cardenas it is also covering the shortfall in the current budget.

Sanitary Sewer Fund - Mrs. Cardenas pointed out that under retained earnings, \$259,821 is being used in the current budget. There is still \$1,211,438 left in this fund, part of which is the money set aside for the Public Works building. This fund will be paid back by Aquatic Center for the money used to purchase the UV System last year.

Storm Water Fund – This fund is doing well. The fund had \$466,000 budgeted for FY 2008-2009 and none of the retained earnings were needed in order to balance this budget even though there was a significant decrease from the \$581,000 budgeted for last year. The City received \$157,648 in impact fees in fiscal year 2006-2007 and \$189,443 in fiscal year 2007-2008. The budget for fiscal year 2008-2009 estimated revenue from impact fees would be \$147,440 but is only expecting \$36,850 for next year. This is a very significant drop.

Solid Waste Fund – Under this fund there was no need to appropriate any retained earnings to balance the budget. The revenue stream has been pretty consistent.

Employee Benefits

- A- Health Insurance – Annette Spendlove, City Recorder, reported that Altius is the City's current health insurance provider. If the deductible is moved from \$250 to \$500 and the co-pay on pharmaceuticals from \$10/\$20/\$40 to \$15/\$30/\$60 they will hold their current rate and won't increase premiums.
- B- Dental Insurance - The rates for this coverage have already been added to the budget but it looks like they may be somewhat lower than the estimate. Council Member Flamm asked how long it had been since the City had gone out to shop for insurance coverage. Mrs. Spendlove said it had been done two years ago on health insurance and last year on dental coverage. She said if the City goes with Altius Dental Coverage then the co-pay for pharmaceuticals would remain at the \$10/\$20/\$40 rate. Mrs. Spendlove said she was still in negotiations with the insurance companies.

Council Member Rich Harris asked what the City's contribution was for these benefits. Mrs. Spendlove said the City pays 90% of the premiums for both health and dental coverage. He said he agreed that the City should cover health benefits but he wasn't sure about dental benefits. Council Member Flamm asked if the City had a flex med plan for employees. Mrs. Spendlove told the Council there is a plan in place. Council Member Flamm said that in the area of benefits, there is now available for 401-K a ROTH IRA option. Mrs. Spendlove said this will be discussed with the Council and employees after she meets with the ICMA representative. Council Member Musgrave said the Council has made a conscious decision to offer very generous benefits where the salaries may not match what other municipalities are paying.

Council Member Flamm asked whether the City had looked at health savings accounts. Mrs. Spendlove said she had talked about it with the City's insurance brokers. North Ogden is so small this type of coverage could present a significant risk. If the City were larger with a bigger employee pool it would be more feasible. Council Member Musgrave said that works best when there is interest income available and it isn't right now with interest rates so low.

Mr. Dickie told the Council shortly after he was hired he held interviews with employees and many were very concerned about their salaries. Since the Council so generously offered to contribute the 90/10 towards health insurance premiums he doesn't hear those concerns expressed any more. Employees are very appreciative. Council Member Rich Harris said the deductible will increase? Mrs. Spendlove said it would. Council Member Musgrave asked if the employees understand how valuable their health benefits are. Mrs. Spendlove and Mr. Dickie assured the Council that they do. Council Member Flamm asked if at the end of fiscal year 2009-2010 and if City revenues have increased then maybe a

little something could be done for the employees. It would be kind of a bonus situation if the City's finances improve. Council Member Musgrave said after the fact accounting doesn't work. The same situation can occur in reverse. In a year when the Council didn't know revenue would be down, decisions were made and monies were paid out based on those decisions. In fact that is what happened this last year. He said if revenues improve then it will be dealt with next year. Mrs. Spendlove said she knows employees are grateful for the jobs they have. Mrs. Spendlove told the Council she will continue to negotiate on the premium cost for the dental coverage. The higher rates have been included in the budget but she is certain they will come down a little bit. This will lessen the impact the higher rates would have had on the budget.

Budget Presentations:

- A- Community Development – Craig Barker, Community Development Director, presented the department's budget for FY 2009-2010. He told the Council it was pretty much bare bone. The amount requested for Public Notices has been reduced because State law has reduced the noticing required to be placed in the newspaper. Most of it can go on the State website. Training and Travel has also been reduced to reflect what was spent this last year. The one increase in the budget would be costs for consultants to have an update completed of the City's General Plan. This would cost about \$40,000. The engineering fees have also been reduced and pretty much everything else stays the same. Public Relations is a new item in his budget "Making Life Better". This has been increased from \$550 to \$1,000. Council Member Rich Harris said he thought the "Making Life Better" campaign was beneficial for the City.

- B- Judicial - Chief Afuvai told the Council there are four employees in this department who are doing a great job. The Court's Criminal Prosecutor is one of the best in the State. The Chief said most of the budget items are the same. On line item 10-4-230 there has been an increase in Travel and Training. Judge Lambert works for four cities and they rotate the bill for his training between the municipalities. It is North Ogden's turn this coming year. The other item Chief Afuvai brought up for discussion is 10-42-255 Computer Services. We don't know what the State will charge the Court for the new system they are now required to use for the collection of fees for next year.

Council Member Flamm asked about the \$747.60 decrease in wages. Chief Afuvai said the decrease was the result of eliminating overtime. He said some employees have chosen to take comp time instead of overtime.

- C- Police – In this budget the wages are also lower from last year. There is overtime in this budget. Chief Afuvai said he tries to use up grant monies received for DUI enforcement and other programs through the State. The department applies for any available grant money. When it is received the money is used for overtime as

much as possible. He said he felt his department does quite well in keeping overtime costs down.

Line items 10-54-120 Liquor Wages, 10-54-380 Liquor Education, and 10-54-385 Drug Education are the City's allotment from the State for DUI, Alcohol and Drug enforcement. D.A.R.E. is financed through these funds as is the costs for getting a blood test for drivers suspected of a DUI and anything related to drug/alcohol enforcement. These funds are also used for overtime in connection with enforcement.

There is an increase in 10-54-140 Uniform Allowance that will be used for the new officer. 10-54-230 Travel and Training has been reduced by \$4,000. The officers are required to do in-service training but the department is trying to reduced costs by sending the officers to free classes. This has been a real savings for the department over the years. Council Member Turner asked if the department has an officer involved with SWAT. Chief Afuvai said the department would have to provide all the needed equipment for the participating officer and it is expensive. However, this is one of our goals.

The department has two support staff that do a great job. Debbie Gailey is the IT support when TechServ isn't available and has saved the City a lot of money. There are sixteen officers in the department, one is a Resource Officer at the Junior High and does a great job and three D.A.R.E. officers. There is one officer in the Narcotics Strike Force. The Chief told the Council his employees are just elated with the 90/10 benefit and the 401-K package offered by the City. They also appreciate having a job.

Item 10-54-235 Education has been eliminated for the coming year. 10-54-240 Office Supplies has been decreased and 10-54-250 Motor Pool Lease has increased. Council Member Rich Harris asked about the Motor Pool. Mrs. Cardenas said the Chief will only purchase one vehicle out of the pool this year to help conserve the Motor Pool Fund balance. Chief Afuvai said the department has been careful to rotate vehicles and this year he had requested two but because of the economy has trimmed that request down to one. Chevrolet isn't making the Trail Blazers any more so department decided to go with a truck. 10-54-255 Computer Services increased by \$916. Chief Afuvai said the NAPS program with the Ogden City Router was moved into this budget item because the grant funding had expired. As he went through the other budget items he pointed out most have remained the same as last year or have been decreased to help with the City's budget reductions. The only two exceptions are 10-54-350 Forensic Services and 10-54-400 Strike Force. Chief Afuvai also pointed out the cost of ammunition has increased as has the cost of weapons.

Council Member Flamm had a suggestion on the use of air cards. He said on his computer he can go right through his phone instead of using an air card. Chief

Afuvai said he thought the officers had to have a secure line. However that is a good suggestion. He will ask the IT people about it.

D- Animal Control – Chief Afuvai pointed out that there are small decreases throughout this budget. Council Member Flamm pointed out a 116.9% increase in Employee Benefits. Mrs. Cardenas said Jerry Wade, the Animal Control, didn't signed up for the City's Health Benefits last year but has taken that option this year so that is the increase reflected in the budget. Chief Afuvai then finished reviewing the budget items. There has been a decrease in the expenditures for the Ogden Animal Shelter. There is some uncertainty over whether Ogden City will combine with Weber County so in past years the budget has had a surplus to cover the cost of moving to Weber County. This year the department felt they would work with a decreased budget of \$4,000 and then work out the potential problems when they come along.

E- Police Motor Pool – Chief Afuvai reviewed the items in this budget pointing out there is a small increase in the Vehicle Maintenance budget of \$633 to take the Police vehicles for oil changes and lubes at the local Jiffy Lube. The Fleet Maintenance budget was reduced to zero for the next fiscal year. The \$25,150 is for a police truck with bed liner and tool box. The last item is the transfer to the General Motor Pool of \$260,482. Mrs. Cardenas explained the dilemma the Police Department has. They are essentially funding two motor pools, the General Motor Pool where the maintenance and fuel for police vehicles is charged and then the Police Motor Pool which funds the cost for new vehicles. She said if the Police Department continues to fund two motor pools then staff will have to look at how this will be handled. Council Member Flamm suggested adjusting the depreciation to cover the total replacement cost for police vehicles. Chief Afuvai said the patrol vehicles are rotated every four years. Council Member Richard Harris offered some suggestions on ways to cut costs for the Police Motor Pool. Could the truck being purchased for the Police Department be used in the Public Works Department after its four year rotation with the Police is completed? He also suggested rotating vehicles within the Police Department.

Council Member Flamm moved to recess the meeting. Council Member Turner seconded the motion.

Voting on the Motion:

All Council Members Voted Aye.

Meeting recessed at 12:30 pm.

Meeting reconvened at 1:16 pm.

Public Works

A- Streets- Mel Blanchard, Public Works Director, reviewed the items in the Streets budget. He pointed out under 10-60-230 Travel and Training the funding was cut to zero until the economy recovers. Under 10-60-220, \$1,000 was moved to Engineering Services. The Motor Pool Contribution was increase by 17.8% from \$162,438 to \$191,408. Computer Services (10-60-255) was cut by \$400 and Safety Training (10-60-275) was also decreased by \$500. Mr. Blanchard said the department has been able to use more online and training tapes. Mr. Dickie told the Council the increase in Employee Benefits reflected several employees signing up for health and dental insurance. Mrs. Cardenas said this came through in September after the Truth in Taxation process and Council approval was given. School Traffic Safety (10-60-435) was also cut to zero. Mr. Kerr told the Council the North Ogden PTA has applied for a Utah Department of Transportation (UDOT) grant. If they receive this it will pay to have sidewalks put in. He told the Council that if the grant money comes through the City will have to inform the affected homeowners that the sidewalks will be going in. In the past the City has only installed sidewalks if the homeowners approved. This will change if the State is funding the project. The PTA should know by the end of April. Council Member Flamm asked if there were any instances where the resident owns to the center of the street. Mr. Kerr said in the older areas of the City there are. However, even if the resident owns the land to the center of the road the City owns the land where the asphalt is laid and a reasonable shoulder. The term reasonable shoulder has not been defined. The City also has a 50-foot right of way in the older areas of the City. Council Member Flamm asked if any Safe Sidewalk money had been used last year. Mr. Blanchard said it hadn't. It is difficult to get everyone along the street to agree to the sidewalks.

Mr. Blanchard pointed out Snow Removal (10-60-500) had increased because of the increased plowing required this past year; \$7,500 was added to this budget. Funding had also increased in Street Signs (10-60-510) because of the new sign regulation covering stop signs. Item 10-60-530 was not funded for the coming year because the City already has a good inventory of supplies and the Public Works Department can apply the fabric themselves for the school crossings. The amount budgeted for crack seal was increase from \$20,000 to \$50,000. Mr. Blanchard pointed out the projects planned for the Class C Road Funds. He said the City is hoping to be able to set aside \$100,000 a year to add to these funds for road maintenance next year. Council Member Turner asked about the "Making Life Better" Campaign. Mr. Dickie said funding for that is in the Community Development Department's budget.

B- Water – Mr. Blanchard then reviewed the budget for the Water Department. Item (51-40-130) Employee Benefits increased by 42.2% because of the pending retirement of two Public Works employees. Item (51-40-220) was decreased by \$1,100. Travel & Training (51-40-230) was increased to cover the cost of the certifications needed by the employees in this department. Items (51-60-320)

Blue Stake Service, (51-40-410) Preventive Maintenance, (51-40-490) Water Sample Testing are the actual cost for the services used by the department. There has been an increase in these items. Item (51-40-575) Grant Match is the matching funds required by the CDBG grant for the Green Acres Waterline Project. Mr. Blanchard pointed out that under Capital Equipment (51-40-740) there was no funding request for another vehicle. We do need to fit the PW64 with a utility bed, tool box and lift gate on the back. Included in this budget item are funds for an auxiliary generator for the 1050 E. pump station. It is the only station that doesn't have an auxiliary power source. Capital Project (51-40-750) there is an increase of \$370,500 to cover the matching funds required for the grant funding on the 500 E. 2900 N. Waterline Replacement Project (north of the cemetery). This project is especially necessary because the roads in the area are in need of repair but this can't be done until the waterlines are replaced.

Council Member Flamm asked what the long range plans were for the drill site on 450 East? Mr. Blanchard said current plans are to test the site to see what it will produce and then develop it more extensively at a later date. Council Member Flamm asked if rather than putting funds into that site, take some of that money and investigate the area over by Barker Park. He asked if the City could at least begin the paperwork required to drill at another site. Mr. Dickie said that is something that the Council can decide. Council Member Flamm said he thought the location in Barker Park would fulfill many of the advantages offered by the 450 East Well location. It will become more costly and time consuming as time goes on to obtain permits from the State to drill in this area. He would like to see some money in the budget to begin the process. Mr. Dickie said there is money in the budget if the Council would like to reallocate the funds to other sites. He said we should know in about a month what the 450 East #4 Well will produce. Council Member Flamm said he would rather find additional water sources and get the casing in the ground. Later when the City needs the water, these sources can be developed. Mrs. Cardenas said that makes a lot of sense but right now we don't know what the 450 East #4 Well will produce. If it is a good producer then the current funds will be used for its development. Council Member Flamm said he would like this to be addressed. Mr. Dickie said once the City has the needed information on the 450 East well a special meeting could be held.

- C- Sanitary Sewer - Mr. Blanchard pointed out the largest increase in this budget is Item (52-40-370) Central Weber Sewer Services. The fees being charged for this service have increased by 83.5%. He also pointed out that Item (52-40-450) Department Supplies has decreased as the Public Works Department has acquired supplies. Under Capital Projects (52-40-755) sanitary sewer lines up by the cemetery need to be replaced. Mr. Blanchard said it would be nice to complete the work on the water lines, sanitary sewer lines and the road all at the same time instead of piece meal. Council Member Flamm had a question about sewer charges paid to Ogden City. Mrs. Spendlove explained that North Ogden has residents living on 1500 North that are tied to Ogden City's sanitary sewer lines.

North Ogden collects those fees from the residents and then forwards them on to Ogden.

- D- Storm Water - Mr. Blanchard pointed out the big item in this budget is item (53-40-410) Chemicals. In storm water this department is responsible for all the detention basins in the City. It is also responsible for City-owned property that currently is not being used but must be maintained. The chemicals are used for weed control. Council Member Turner asked if there is someone in the City that oversees storm water control. Mr. Blanchard said Gary Kerr, City Building Official, oversees the storm water mitigation. The City staff with input from the City Engineer has developed a Best Practice Management that must be followed by all developers and construction crews that work in the City. Council Member Flamm asked if the City used sand when plowing the roads. Mr. Blanchard said we don't. The City uses salt for the roads and sand for sand bags. This really cuts down on clean up in the spring.

- E- Solid Waste – Mr. Blanchard directed the Council to Item (58-40-395) Mulching. North Ogden is the only city along the Wasatch Front that doesn't charge for its mulch. He told the Council he would like to propose a charge of \$25 for a pass. It will be punched when you take your load in and if you bring mulch out that will be another punch.

- F- Motor Pool – Mr. Blanchard reviewed the items for the Council. Capital Equipment (61-40-740) has decreased. There aren't any large acquisitions planned for the coming year just upgrades on some of the existing equipment. Travel and Training (61-40-230) has increased because of some added requirements for the mechanics' training. Vehicle Maintenance (61-40-250) was also increased to include ventilation repairs, tires for the grader, and tires for two of the department's large trucks.

Buildings and Grounds

Gary Kerr, City Building Official, oversees this department. The funding requested for the coming year for building maintenance, utilities, and supplies are based on actual costs. The Senior Center Personnel costs have gone up due to an increase in the fee charged by the Weber Human Services Agency.

Building Inspections

Mr. Kerr reviewed this budget with the Council. Employee Salaries and Wages (10-56-110) and Employee Benefits (10-56-130) have both increased due to changes in personnel. Travel and Training (10-56-230) has decreased as has Professional and Technical Services (10-56-310). Professional Services went down because the mitigation monitoring ended.

Community Services

Dave Nordquist, Community Services Director, thanked the Council for the wonderful new building. He reviewed the Parks Division first.

A- Park Projects - Mr. Nordquist said he agreed with the Council that work needs to be done to complete Barker Park but this will take a significant financial commitment from the City. Mr. Dickie said he had requested 1.5 million in funding for Barker Park in his stimulus package request. Mr. Nordquist told the Council restrooms will be built at **North Ogden Park** this summer. The old grade school will be demolished in October. He said the Weber School District has been great to work with. Council Member Flamm suggested applying for additional grant money so additional work could be done in the North Ogden Park once the old grade school is gone. The Baseball Diamond in the park will be updated with funds from the RAMP grant. **Bicentennial Park** will be on the list for improvements. The banks of the stream are eroding quite badly. Some feeding platforms will be built so people can feed the ducks. Council Member Flamm said it is amazing how many people come out to North Ogden just for the water flowing out of the artesian well in the park. It is a very popular park. Mr. Nordquist then quickly reviewed some of the other projects in North Ogden City's parks. Baseball diamonds will be refurbished. Lights will go up in Wadman Park and the tables and bowerys will be cleaned City-wide this summer. The Council was given a list of RAMP Grants the department has received for next year. He told the Council the employees are a great asset and they are working hard to ensure the parks in the City look great this summer.

Mr. Nordquist gave the Council an update on the City's trails system. Cherry Way Phases I & II are completed with Phase III finished this year. Phase IV is open and we are hoping to have the entire trail system open for use next year.

B- Community Service's Administration – Mr. Nordquist pointed out some areas of change in this division's budget. Salaries and Wages (10-62-110) have increased because of some salary adjustments and because half of Mr. Nordquist's salary comes out of this division. Printing & Publications (10-62-220) has gone up to reflect the actual costs in this item. The Motor Pool (10-62-250) also increased reflecting the acquisition of the new vehicle for the department. Building Maintenance (10-62-260) was increased due to the move into the new building. Utilities (10-62-285) is an estimate since this is the first year in the new location. The costs for housing the Administration Division for this fiscal year was partially absorbed by the Aquatic Center since our offices were located at the pool for a time. The only other significant change is the Queen Pageant (10-62-610) was moved out of Community Services and into City's Administration's budget.

C- Parks – Salaries and Wages (10-64-110) are down because the Assistant Park Superintendent's position hasn't been filled. Chemicals (10-64-430) has been increased. Mr. Nordquist told the Council Park employees will be working in

teams when they mow, trim, and edge to enable them to improve the appearance of the parks this year. He said there was some concern about the grass in Wadman Park once soccer begins. He asked Council Members to let him know if there were any problems.

Graffiti Removal (10-64-475) has been reduced by \$2,000. Council Member Flamm asked about graffiti in the parks. Mr. Nordquist said it is much less of a problem since the City has its own equipment to take care of it. He also informed the Council that the tall trees in Bicentennial Park will not be decorated this coming year because of liability issues.

Council Rich Harris asked about the trail by 425 East. He is concerned about how it will look once spring arrives. He doesn't want to see weeds and garbage along the trail. Neighbors could start complaining.

D- Recreation – Mr. Nordquist told the Council Rebecca Godfrey oversees this division and does a tremendous job. He said there have been a few changes from last year. Salaries and Wages (10-68-110) have a small increase due to changes in positions. Travel and Training (10-68-230) has been cut by 66.7% as has Printing and Publications (10-86-220).

E- Aquatic Center – Salaries and Wages (10-69-110) have increased to reflect changes in positions and minimum wage requirements. Travel and Training (10-69-230) has decreased. Most of the training will be done on site. The only substantial increase was in Computer Services (10-69-255) where fees are being paid for the use of Xpress Bill Pay. This has increased the efficiency of staff as they accept payments for swimming lessons, pool passes and entrance fees. Chemicals (10-69-430) reflect the increase in the cost for these supplies. Council Member Musgrave asked if the City was setting aside \$10,000 to \$20,000 a year while the Aquatic Center is new to help sustain its operations when attendance goes down as the facility ages. Mrs. Cardenas said a dedicated account could be set up and money could be allocated in the budget each year for this account.

F- Parks and Trails 5-Year Plan – Mr. Nordquist gave a quick review of the 5-Year Plan. In Barker Park the City will work on parking lot access, restrooms and dressing rooms. North Ogden Park restrooms will be built. North Ogden Park will be reconstructed after the old elementary school is demolished. McGriff Trail will be expanded and Wadman Park will have lighting.

Council

Annette Spendlove, City Recorder, presented the budget for FY 2009-2010. The only major change is an increase in Public Notices (10-41-220) which reflects the costs from

the current year which have increased. There was a question on Employee Benefits (10-41-130) it is showing a decrease. Mrs. Cardenas said she would check. Office Supplies (10-41-240) have been decreased by \$200 based on what was spent during the current fiscal year. Council Member Flamm asked about funding for Computer Services (10-41-255). Mrs. Spendlove said there was funding for it in the Administration's budget.

Administration

Mrs. Spendlove reviewed the items in this department. There have been decreases in Salaries and Wages (10-47-110) and Employee Benefits (10-47-130) because the department lost one full-time employee and the Finance Department now has its own budget. Funds from each budget item have been divided between the two departments. The exceptions to this are Public Notices (10-47-220), Telephone (10-47-280), Engineering (10-47-330), Liability Deductible (10-47-520), Newsletter (10-47-620), Services Not Classified (10-47-690), and Personnel Costs (10-47-695). There is one potential annexation but the applicant hasn't turned in the paperwork. It is the resident who wants to connect to the City's water system. Computer Services (10-47-255) decreased because those costs were divided among all the departments in the City. Professional and Technical Services (10-47-310) increased as a reflection of the costs paid during this current fiscal year. Engineering (10-47-330) increased because of the anticipated annexation but the \$900 is also reflected in potential revenue. Newsletter (10-47-620) decreased by \$500 because there will be no increase in fees from the printer or mailings. The costs of the newsletter for the current fiscal year were \$5,000. Mrs. Spendlove said the FY 2009-2010 budget for the Administration Department is 42.6% lower than the budget for FY 2008-2009.

Non-departmental

The Compensated Absences (10-49-135) has increased by \$25,000. There are two employees who may retire in FY 2009-2010 and the increase would pay for their vacation hours cash-out if they leave. Currently no one has indicated they will be leaving but this has to be in the budget. In the next three years there are six employees that could retire. Unemployment (10-49-250) was increased based on the current costs for this year. The City doesn't have to pay a monthly fee but if an employee files for unemployment then the City could be charged with unemployment payments. There was an instance where an employee was let go because he violated a City policy. North Ogden didn't have to pay unemployment benefits in that case but the City is currently paying on four other former employees. Mrs. Cardenas said because the City doesn't pay into the Unemployment Fund then when an employee is let go the City has to pay benefits within the 18 month period following the termination even if the ex-employee had another job and then lost it. This was an unanticipated expense in this year's budget. The Financial Audit (10-49-310) was moved to the Finance Department budget. Cobra Administration (10-49-520) decreased by \$500 based on expenditures from the current year. The Miss North Ogden Pageant (10-49-610) was moved to this budget from Cherry Days. Weber/Ogden Chamber of Commerce (10-49-645) the funding for this item was cut and

the additional \$1,000 that was in this year's budget was moved to Public Relations (10-55-645). Credit Card Fees (10-49-695) was moved to the Finance Department.

Elections

Mrs. Spendlove told the Council that because of budget constraints voting will be done this year with paper ballots. The cost to use the electronic voting machines was very expensive.

Finance

Debbie Cardenas, Finance Director, reviewed the budget for the Finance Department. This is the first year for this department to have its own budget. Most items were divided and moved over from the Administration budget. There was a 28.7% increase in Travel and Training (10-45-230). Finance has the Motor Pool Lease (10-45-250) which was increased by 24.1%. Professional and Technical Services (10-45-310) were also increased by 7.7% to pay the Trustee Fees for the coming year. Credit Card Fees were moved over from Administration and increased to cover the increased use of debit/credit cards for payments to the City.

RDA

Mrs. Cardenas told the Council the anticipated Property Tax Increment for FY 2009-2010 is \$375,000, a 4% increase over FY 2008-2009. Expenses for the RDA are expected to increase in the form of the Tax Increment Offset which will increase from \$47,500 to \$62,050. All other expenditures will remain the same.

Staff Recommendations for Surplus

Ed Dickie, City Administrator, told the Council there is a \$121,500 in the surplus from the General Fund. The State requires that this money be used before the beginning of FY 2009-2010, July 1, 2009. The recommendations were listed in order of priority on the list handed out to the Council. Mr. Dickie reviewed the list: Community Services FFEs (\$65,000), Police Vehicle (1) (\$24,500), Laptops for Planning Commission (7) (\$7,000), tables at the Pool (\$8,000), Cherry Way Trail Fence (\$15,000), new Furnace in the Administration Building (\$7,500), updated Council Chambers audio/video equipment (\$10,000), Parks Snow Blower/Lawn Mower (\$3,500), ATV plus blade (\$6,000), computer upgrades (\$8,500) and web site update (\$1,500). The last two items are changes from the original list. The items total \$159,500. Because the construction on the new Community Services building came in under budget thirty-eight thousand of the money is available to the Community Services Building.

Council Member Rich Harris said he would like staff to check out the design of the duct work in the Administration building before purchasing a new furnace to be sure the problem is corrected. Council Member Flamm suggested purchasing an Arctic Cat ATV with a blade. He has had good success with the one he purchased. He offered to let staff

try his out during the next storm. He also offered four ATV's to the Police Department to be used during Cherry Days. Council Member Musgrave had a recommendation on who to use for the web site update and Mr. Dickie said he would contact him when the City was ready to move on that. Council Member Flamm said he would like the web site to be easier to use for both the residents and City staff.

Mailboxes

Mr. Dickie told the Council the City Attorney, Bruce Evans had said he felt the City should terminate the practice of replacing residents' mailboxes they think were damaged during snow removal. It cost the City about \$12,000 this past winter to do this. Mr. Dickie said he would like Council's thoughts on this proposal. The money is taken out of the snow removal budget. Mr. Evans had several suggestions. One, the City passes an ordinance stating the City will not replace mailboxes unless the plow actually hits the box. Instances where the snow is being pushed and it moves the mailbox out of position or knocks it over would not be covered. Two, the City will replace damaged mailboxes but the replacements will be the standard ones used by the Post Office with the metal poles. Three, the City can continue with the current policy. He recommends that if the City continues with its replacement policy it use a box design that will better withstand having snow pushed against it so it doesn't have to be replace multiple times. Mr. Dickie asked for the Council's input.

Council Member Turner asked about the City's insurance coverage. Mrs. Spendlove explained that the City's deductible is \$1,500 a claim. Council Member Musgrave said it wouldn't be in the City's best interest to use its insurance that way. The cost would be exorbitant. Mr. Dickie said sometimes as soon as the plow goes by the resident will call with damage and Mr. Blanchard, Public Works Director, would go out and inspect the mail box. If the damage is obvious then the City will replace what is broken. There are situations where residents call and Mr. Blanchard is questioning whether it is snow plow damage or just a hard winter that has caused the damage. Council Member Flamm asked if the City had mail box standards. Mr. Dickie said the post office does have standards for the newer subdivisions but the City doesn't. Council Member Flamm suggested having a standard for mail boxes with the stipulation if the homeowner does something more than that and it is damaged the City will replace it with a standard mailbox. He suggested that the following language or something similar be included in the ordinance, "due to the fact that mailboxes are placed next to the curb and due to the fact snow plows push snow to the edge of the curb, the mail box needs to be designed so it can withstand the pressure of the snow pushed against it. If it is damaged as the snow is pushed to the curb then residents will be responsible for its repair." Council Member Musgrave said the resident's homeowner's insurance will cover it if they want to make a claim. Council Member Musgrave said he felt if the plow hits the mail box the City will replace it otherwise it is the homeowner's responsibility. Council Member Turner said he liked the idea that if the City does replace a mailbox it will be with a standard one with a metal base. Mr. Dickie thanked the Council for its direction. Mr. Evans will prepare something and it will be brought to Council.

Deer Meadows

Mr. Dickie asked for some direction on maintaining Mr. Barker's parking strip on 2600 North. It is his understanding that because of the Barker's donation of land for the park, the City would maintain this parking strip. Mr. Dickie said it takes a great deal of staff time to keep this up and would like to deed it back to Mr. Barker or take the bushes out and mow it. Council Member Musgrave said the City agreed to maintain it. Council Member Rich Harris asked to have this researched to make sure we know what the City promised to do. Mr. Dickie said he would have staff do the research and then if the Council agreed, he and Dave Nordquist, Community Services Director, would go and talk to the owner about taking it back. Council Member Rich Harris said there were extensive negotiations with Mr. Barker and staff needs to be sure before they take any action. Mr. Dickie said the minutes would be brought to Council meeting before a decision is made.

Deer Meadows Drainage Problems

Mr. Dickie reviewed the proposal prepared by the City Engineer, Kent Jones. Mr. Evans said he felt the City should do something to mitigate the problem. The City could be held liable if this went to court. This proposal would put in a land drain to prevent further flooding of the affected homes in this subdivision. Lyman Barker said he would grant the City an easement on his property for the line to extend down to the retention basin. Mr. Jones suggests having a general contractor do the entire project rather than having some of the work done by the City's Public Works Department. Mr. Blanchard reviewed the flooding problem with the Council.

Council Member Flamm said when he builds a home in North Ogden where he knows there is a high water table he would put drains around the foundation. These people didn't so he feels it is their responsibility. Mr. Blanchard said part of the problem is when the area was beginning development there was a geo-tech report done that said there wasn't any potential for water problems. One of the residents with problems said she had talked to her contractor about putting drains in and he said don't waste your money there is no water problem. Gary Kerr, City Building Official, told the Council the current problem isn't caused by ground water it is surface water. Council Member Flamm asked if there was a temporary solution. Council Member Musgrave said there's the possibility that the City could put in this land drainage system and there could still be water in their basements. The City could then still be liable and have to come up with a solution to the problem. Mr. Dickie said staff hasn't promised the homeowners anything. Council Member Musgrave said because the City developed the subdivision and sold the lots it is a difficult situation where the City wears two hats. He said if the homeowners' sued they would probably win.

Mayor Harrop said when the property was developed the City had the studies done which indicated there wasn't a water problem. Since that time a lot of asphalt and concrete has been laid down in the area. This has altered the route of the run-off water. He said there is a lot of surface water but there is also a lot of subsurface water too. This might be a

blessing in disguise. It might be a great location for another well. The Mayor said he had been approached by the cousin of Lyman Barker about not sinking a well in this location. He is worried about his fish farm. Mayor Harrop said he felt this is something the City should address. Council Member Musgrave said as an advocate for the homeowners they have no other solution. Mr. Dickie said each owner could do land drains for their homes.

Council Member Flamm asked if the City should have someone come in to do a study to determine the source of the water. Mr. Dickie said the City could do that. Council Member Rich Harris asked if the City Engineer had come out and inspected the problem. He wasn't sure the proposal is the right solution. Mr. Dickie said there are time constraints on taking action. Mr. Barker wants a decision made before he begins his spring planting. Right now he is willing to allow the City on his land. Once his planting is completed the project would have to wait until fall. Mr. Blanchard said he thought within the next week or two when the area dries out, he would look and see how much water is still flowing along the surface. Council Member Musgrave said he would like Mr. Evans to prepare some kind of reservation of rights for the homeowners to sign stating the City isn't accepting liability for this problem by moving to mitigate its effects. Without that the City is waiving its right to deny liability.

Mr. Dickie said his inclination would be to wait until the run-off is complete and the area dries out and see how much ground water there is. This should give us an idea about whether there is an underground aquifer or just a run-off problem. Council Member Flamm said North Ogden has many areas where water can be a problem and as the ground shifts because of small earthquakes and such the sites can change. It is a sometimes a difficult area for development.

Council Member Musgrave asked if the City was going to do anything about this. Council Member Turner said he wasn't opposed to doing the land drain project but he is concerned about the manholes that would be there. The area isn't easily accessed except on foot and its maintenance would be difficult. He asked how Mr. Blanchard felt about doing this. Mr. Blanchard said he thought it would work but the problem is the area dries up in July and August. Mr. Dickie said it may be a seasonal problem and he said until Mr. Evans came and discussed the problem with him, his feeling was there was nothing the City could or should do. However, after discussing the problem Mr. Evans said it was his advice that the City had some responsibility in the matter.

Mr. Jones said he felt pretty confident that the proposed land drainage system would take care of the problem. Mr. Dickie asked the Council for input on the direction they would like to take. Mayor Harrop said he relies upon the information provided by the City Engineer and City Attorney. They are retained by the City to handle situations such as this. Council Member Musgrave said he felt the City should attempt to fix the problem. The City is the developer. Mrs. Cardenas said the funding could come from the reserve in the Storm Water Enterprise Fund.

Mr. Dickie said he would inform Mr. Jones about the Council's concerns about the project. He would also have Mr. Evans draft something that protects the City from

further liability (a reservation of rights). Mr. Blanchard said he could dig several holes in the area where the water source might be to see what is there. Council Member Flamm said that would be a good test to check but then fill the holes back in. Council Member Rich Harris said he would support that unless Mr. Jones didn't think the test holes were necessary. Mayor Harrop said he would like to proceed with caution but dig the holes to see what is going on. Chief Afuvai cautioned that this would be done on private property but Mr. Dickie said Lyman Barker has granted the City an easement on his property to be used as soon as possible. Mayor Harrop asked for an update at the next Council meeting.

5-Year Capital Improvement Plans

Mr. Dickie reviewed the list of plans for each department. He pointed out the items included in next year's 2009-2010 Budget. Mr. Dickie said staff would really like to get the program study for the Public Works building done as soon as possible. The Council said they liked its current location and the Mayor suggested that its construction could be done in phases. He said he was concerned about the millions of dollars worth of equipment sitting out in the weather. He has been told that now is a good time to think about bonding to get the money for the Public Works Building. Interest rates are very low right now. Mr. Dickie said in order for the City to receive a revenue bond it would have to have its utility rates in place.

Capital Facilities Finance Plan

Mr. Dickie reviewed Centerville City's Capital Facilities Finance Plan for Culinary Water, Storm Drain and Sub-Drain System prepared for them by Lewis Young Robertson and Burningham, Inc. Mr. Jones gave this to the Council as an example of what North Ogden could do to ensure the City is following a well researched plan for future development. An RFP would have to be sent out for the study. Jones and Associates could be involved with this as the civil engineer but Mr. Jones would require the assistance of another consultant to complete the overall analysis.

Council Member Rich Harris had a question on why the City needs to have this done. Mrs. Cardenas explained that the City needed to have justification for the fees it is charging especially if they have to be raised. The study would look at all the fees currently charged for utility services. The City should do some long range planning not just react as circumstances change. This is a preventative measure to ensure the City remains financially healthy. Mr. Dickie said there would be a planning meeting held with the City Engineer, City Administrator, a Council Member and the company doing the research. The scope of the project could then be determined. The City would determine the framework of the study and then an RFP would be sent out requiring the use of the City Engineer as a member of the study team. Council Member Rich Harris asked if the Traffic Study Results could also be incorporated in this study. Mr. Dickie indicated he thought it could be. Council Member Flamm asked to have the City Engineer and City Attorney present at the next Council meeting to give the Council some input on what should be done once the test holes are dug to better determine the possible cause of the water problems in Deer Meadows. Mr. Dickie said that would be set up as soon as

possible. Council Member Turner said he would like to look at the original geo-technical report for the development.

Additional Items

Mr. Dickie told the Council the City will begin work on 1050 East to remove the tree and widen the road. The house on the corner of 550 East and 2650 North will be tested for asbestos this coming week. The contractor will then present a report detailing the cost for its removal. The City can then demolish the building and haul it away. Mayor Harrop said once the building is gone the City is hoping to talk the School District into donating a modular that could be used for a CERT building in place of the demolished home.

Mr. Dickie told the Council each Department Head has completed a strategic plan. These will be emailed to the Council. He will be updating a City-wide plan that will incorporate those of the department heads. Legacy North will be coming into the next Council meeting with a request to have the City assume ownership of their roads. A realtor may also be coming to Council meeting. He has been having some problems with the City's Sign Ordinance. Mrs. Spendlove had informed Mr. Dickie that four out of the five applicants for Planning Commission were realtors.

4. Council/Public comments.

There were no public comments. Council Member Turner said he has had residents ask him how the City was doing financially. He told them the City was in pretty good shape. It is a real comfort for all of us. He also told the Council he has had a number of people come to him asking about having a North Ogden Recreation Center. He would like to see the City address this in the next five or six years.

Mrs. Spendlove read to the Council what Clearfield City had said about their budget. "Clearfield City is holding on by our finger nails. Currently we are not planning anything too drastic." Mr. Dickie said he knew Clearfield City's travel and training funds are gone.

Mayor Harrop commented on Council Member Turner's inquiry about the subject of a Rec Center. When a City-wide survey was done about 10 years ago the most preferred City amenity was a Recreation Center. It has been discussed and talked about with the Mayors of Pleasant View and Harrisville. We thought that something like that might be possible in the future if the three cities supported the idea. There was interest expressed by both those communities. Mayor Harrop said he felt strongly that over the next few years a foundation of support can be built for such a facility. He has been really impressed with City staff and all the hours of work they put in to building this budget for the next fiscal year. The City is doing as well as it is because of a great staff and wonderful Council Members.

Mayor Harrop announced that Governor Huntsman will be coming to North Ogden on April 29, 2009 to honor the community's volunteers. The Mayor asked the Council for

some suggestions on who should be selected as the Grand Marshall for the Cherry Days Celebration this year.

5. Adjournment.

Council Member Musgrave moved to adjourn the meeting. Council Member Flamm seconded the motion.

Voting on the motion:

All Council Members voted aye

Motion passed.

The meeting adjourned at 4:55 pm.

Gary A. Harrop, Mayor

S. Annette Spendlove, CMC
City Recorder

Date minutes approved. _____