

Minutes of the Regular Meeting of the Syracuse City Council held on April 13, 2010, at 7:00 p.m., in the Council Chambers, 1979 West 1900 South, Syracuse City, Davis County, Utah.

Present: Councilmembers: Alan Clark
Doug Hammond
D. Matthew Kimmel
Douglas Peterson
Larry D. Shingleton

Mayor Jamie Nagle
City Administrator Rodger Worthen
City Recorder Cassie Z. Brown

City Employees Present:
City Engineer Rick Hansen
GIS Technician Troy Moyes
Police Detective Corey Rowley

Visitors Present:	Robert Denkens	Donald Kingsley	Morgan Thurgood
	Janie Panucci	Samantha Buchanan	AJ Dugger
	Kevin Nagle	Tyler Cottle	Joshua Pulsipher
	Joshua Rollins	Braden Jackson	Mike Pulsipher
	Kevin Hansen	Dan Nash	Taylor Nash
	Tyler George	Brandt T.	Tristen Adams
	Damon B.	Cody Hill	Stacey Hill
	Amanda Huntsman	Garrett Bitton	Alex Vaughn
	Jordan Carbine	Eric Worley	Sheldon Cook
	Tyler Bodrero	Kaitlin Lewis	Kylin Long
	Bob VanVelkinburgh	Duella Williams	Parker Williams
	Bill Silva	Daxon Workman	

1. Meeting Called to Order/Adopt Agenda

Mayor Nagle called the meeting to order at 7:00 p.m. as a regularly scheduled meeting, with notice of time, place, and agenda provided 24 hours in advance to the newspaper and each Councilmember. She asked all visitors present if any wished to provide an invocation; there being no persons volunteering to provide an invocation it was instead provided by Councilmember Clark. At the request of the Mayor, Boy Scout Tristen Adams led all present in the Pledge of Allegiance.

COUNCILMEMBER CLARK MADE A MOTION TO ADOPT THE AGENDA. COUNCILMEMBER KIMMEL SECONDED THE MOTION; ALL VOTED IN FAVOR.

2. Approval of Minutes

The minutes of the Work Session Meeting of February 23, 2010 were reviewed.

Councilmember Kimmel stated that page five, line seven refers to a Davis County bond in the amount of \$27. He stated he believed that amount should actually be \$27 million.

COUNCILMEMBER PETERSON MADE A MOTION TO APPROVE THE MINUTES OF THE WORK SESSION MEETING OF FEBRUARY 23, 2010 AS AMENDED. COUNCILMEMBER SHINGLETON SECONDED THE MOTION; ALL VOTED IN FAVOR.

The minutes of the Special Meeting of March 2, 2010 were reviewed.

Councilmember Hammond stated that page five, line seven refers to the Finance Manager and that title should be changed to Finance Director.

COUNCILMEMBER SHINGLETON MADE A MOTION TO APPROVE THE MINUTES OF THE SPECIAL MEETING OF MARCH 2, 2010 AS AMENDED. COUNCILMEMBER CLARK SECONDED THE MOTION; ALL VOTED IN FAVOR.

The minutes of the Work Session Meeting of March 9, 2010 were reviewed.

Councilmember Clark stated that there is a typographical error on page one, line 37; the word "pate" should be changed to "page".

COUNCILMEMBER CLARK MADE A MOTION TO APPROVE THE MINUTES OF THE WORK SESSION MEETING OF MARCH 9, 2010 AS AMENDED. COUNCILMEMBER PETERSON SECONDED THE MOTION; ALL VOTED IN FAVOR.

The minutes of the Regular Meeting of March 9, 2010 were reviewed.

Councilmember Hammond stated that on the word "care" needs to be added behind the word "take" on page seven, line six of the minutes.

COUNCILMEMBER PETERSON MADE A MOTION TO APPROVE THE MINUTES OF THE REGULAR MEETING OF MARCH 9, 2010 AS AMENDED. COUNCILMEMBER CLARK SECONDED THE MOTION; ALL VOTED IN FAVOR.

The minutes of the Special Meeting of March 12, 2010 were reviewed.

COUNCILMEMBER KIMMEL MADE A MOTION TO APPROVE THE MINUTES OF THE SPECIAL MEETING OF MARCH 12, 2010 AS PRESENTED. COUNCILMEMBER SHINGLETON SECONDED THE MOTION; ALL VOTED IN FAVOR.

The minutes of the Work Session Meeting of March 23, 2010 were reviewed.

COUNCILMEMBER CLARK MADE A MOTION TO APPROVE THE MINUTES OF THE WORK SESSION MEETING OF MARCH 23, 2010 AS PRESENTED. COUNCILMEMBER SHINGLETON SECONDED THE MOTION; ALL VOTED IN FAVOR.

The minutes of the Regular Meeting of March 23, 2010 were reviewed.

COUNCILMEMBER PETERSON MADE A MOTION TO APPROVE THE MINUTES OF THE REGULAR MEETING OF MARCH 23, 2010 AS PRESENTED. COUNCILMEMBER KIMMEL SECONDED THE MOTION; ALL VOTED IN FAVOR.

3. Public Comments

Don Kinglsey, 1813 W. 2250 S., stated that he is present this evening to discuss the City's utility bill. He explained that when he moved to Syracuse City there were three items on the City's utility bill. He stated that approximately 16 years after he moved to the City secondary water fees were added to the utility bill. He stated that today he pays almost twice as much for secondary water as he does for potable water. He stated that he looked up the definition of utility in the dictionary and the definition is 'something useful'. He stated that definition leaves the City open to create a very nice slush fund to avoid following the normal procedures to raise taxes. He stated the Council is aware of the fees that have been added to the utility bill and they are useful fees, but his point is that the City has unlimited funds as a result. He stated he is asking for the Council to create a citizens committee to create a definition of what municipal utility bills are supposed to include so that the City does not have limitless opportunities to continue to charge the citizens more money to avoid the rules the City must follow in order to raise taxes. He stated he appreciated the Council listening to his comments.

Bob VanVelkinburgh, 2081 W. Craig Lane, stated that he is here tonight to give the Council and the audience his input about the proposal to change the City Council's meeting schedule. He stated that regular City Council meetings are a more formal meeting than work sessions; regular meetings are business-type meetings and they follow an agenda that has been set. He stated that sometimes there is a small amount of discussion about regular meeting agenda items, but most of the discussion takes place during City Council work session meetings. He stated that if anyone wants to find out the disposition of a Councilmember or the Mayor on any given issue they should attend a work session meeting during which that issue will be discussed. He stated that he would bet that a lot of people do not know that the Council holds work session meetings and that the public is invited to attend those meetings. He stated that his feeling is that the public needs to make themselves aware of what is happening in those meetings and attend them as frequently as possible. He stated that he believed the former Mayor of Syracuse City did not want public input during work session meetings since that is what the Mayor told him. He stated that Mayor Nagle does not have the same disposition as the previous Mayor and she may be open to contriving a work session meeting format that would allow for some public input after discussion of agenda items. He stated that he is in favor of the Council holding a formal meeting once each month and work session meetings twice each month. He stated that the public will still have the opportunity to participate in both meetings and there will be more time for discussion of important issues during work session meetings. He stated the Council may actually hear the voice of the public more clearly during work session meetings than they do during regular meetings.

Gary Pratt, no address given, stated that he would like to second Mr. VanVelkinburgh's comments. He stated that he is present this evening representing the Planning Commission. He stated that the Planning Commission has given some thought to following what the City Council is proposing in regards to their meeting schedule. He stated that he feels it would be a good idea to hold one monthly regular meeting and two work session meetings each month. He stated that he would encourage the City Council to move in that direction. He stated that the City Council follows the Open and Public Meetings Act of the State of Utah and they are allowed to close a meeting for certain reasons, but the Planning Commission does not have that same luxury and all meetings of the Planning Commission are public meetings. He stated he would encourage the change being considered by the City Council.

4a. Set Public Hearing for April 27, 2010 to consider Proposed Resolution R10-10 adjusting the Syracuse City budget for the Fiscal Year ending June 30, 2010.

The original budget and project scope of the 2700 South Road Replacement included asphalt pulverization and new asphalt. The budgeted dollar amount for this was \$300,000. During design, there were additional items added to the scope, namely road base in trench areas, storm drain repairs and land drain improvements to improve the overall quality and life of

the reconstructed roadway. These items increased the overall project budget by an additional \$152,439 for a total project cost of \$452,439. Staff recommends setting a public hearing for April 27 to open the Impact Fee Budget to amend the 2700 South Roadway Improvements budget amount by \$175,000 including a contingency.

City Administrator Worthen reviewed the staff documentation provided regarding the proposed budget opening.

Councilmember Kimmel asked for some detailed information regarding the project cost. Mr. Worthen stated that information should be reviewed during the public hearing after the public has been notified that discussion regarding this item will be taking place.

Councilmember Hammond stated that his understanding was that the project bid was lower than the estimate and he inquired as to why a budget opening is necessary. Mr. Worthen stated that the total project bid was lower than estimated, but the bid for the road portion of the project was actually higher than the estimate. He stated that is the reason for the proposed budget opening.

COUNCILMEMBER CLARK MADE A MOTION TO SET A PUBLIC HEARING FOR APRIL 27, 2010 TO CONSIDER PROPOSED RESOLUTION R10-10 ADJUSTING THE SYRACUSE CITY BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2010. COUNCILMEMBER SHINGLETON SECONDED THE MOTION; ALL VOTED IN FAVOR.

4b. Set Public Hearing for April 27, 2010 to consider a request for a donation by the Syracuse High School Graduation Party Committee in accordance with Utah Code Annotated, 1953 § 10-8-2(3).

The Syracuse High School Graduation Party Committee submitted a letter to the City requesting a donation for the school's 2010 graduation party. City legal counsel has suggested the Governing Body hold a public hearing to determine whether the donation is appropriate according to Utah Code Annotated, 1953 § 10-8-2(3). The public hearing can be set for April 13, 2010, if the Governing Body so chooses, in order to meet the noticing requirements.

City Recorder Brown stated that she provided the Council with a copy of the section of State Code that governs requests for donations. She stated she also consulted the City Attorney and he told her that since the donation request is so minimal City staff can actually provide an analysis of how the donation will benefit the public. She stated the analysis will be presented during the public hearing.

COUNCILMEMBER PETERSON MADE A MOTION TO SET A PUBLIC HEARING FOR APRIL 27, 2010 TO CONSIDER A REQUEST FOR A DONATION BY THE SYRACUSE HIGH SCHOOL GRADUATION PARTY COMMITTEE IN ACCORDANCE WITH UTAH CODE ANNOTATED, 1953 § 10-8-2(3). COUNCILMEMBER HAMMOND SECONDED THE MOTION; ALL VOTED IN FAVOR.

Councilmember Kimmel inquired as to the dollar amount threshold at which the City is required to seek a professional analysis. Ms. Brown stated that detail is not included in State Code. Councilmember Kimmel inquired as to the amount of money that the school has requested be donated for the graduation party. Ms. Brown stated that the request letter does not include a dollar amount, but in the past the maximum amount that has been requested is \$500. She stated that the school is aware of the difficult monetary situation the City finds itself in, which is likely why they did not include a dollar amount in their request letter. She stated she believed the school would appreciate any contribution the City can make. Councilmember Shingleton stated that he believed last year the City donated \$100 to the graduation party committee.

5. Consideration of Walgreen's application for Class A Beer License.

Corporate Headquarters (Margarita Kellen) for the Walgreens located at 1037 West 1700 South has applied to the City for a Class "A" License to sell beer "on the premises described in the license in original containers for consumption off the premises. . ." (Title 5-2-3(A)(1)). Walgreens has submitted all of the properly completed application paperwork and fees for this license. Ms. Kellen's application has been researched by the Syracuse City Police Department and they have found that Ms. Kellen has no criminal record.

City staff has evaluated the application in order to assess that she has met the criteria for both City and Utah State Code for the sale of alcoholic beverages. Staff has determined that the applicant has met all of the following criteria as outlined in the Syracuse City Code, Title Five, Chapter Two:

- The restaurant is not located within 600 feet of any church, public or private school, public library, public playground, public building or park. The 600 feet was measured from the nearest entrance of the store by following the shortest route of either ordinary pedestrian traffic, or where applicable, vehicular travel along public thoroughfares, whichever is the closer, to the proposed boundary of the public or private school, church, public library, public playground, or park.
- The store is not located within two hundred feet of any public or private school, church, public library, public playground, or park, measured in a straight line from the nearest public entrance of the proposed restaurant to the nearest property boundary of the above named.
- The store will not sell or distribute beer in any container larger than two (2) liters. The store will only advertise the alcoholic beverages adjacent to or in connection with the storage display.

- The applicant has provided a floor plan of the building and the location of where the beer will be sold.

At this time staff recommends that the City Council grant Walgreens application request for a Class "A" Beer License to sell beer at their store located at 1037 West 1700 South subject to meeting all of the requirements of the Syracuse City Alcoholic Beverage Regulations included in Title Five of the Syracuse City Code.

GIS Technician Moyes reviewed the staff documentation provided to each Councilmember.

COUNCILMEMBER PETERSON MADE A MOTION TO GRANT WALGREEN'S APPLICATION FOR CLASS A BEER LICENSE TO SELL BEER AT THEIR STORE LOCATED AT APPROXIMATELY 1037 WEST 1700 SOUTH. COUNCILMEMBER CLARK SECONDED THE MOTION.

Councilmember Kimmel asked if the 600 foot measurement is taken as the crow flies. Mr. Moyes stated the measurement is actually taken as the normal pedestrian travels.

Councilmember Clark asked if the required beer license background check is performed on the person that fills out the license application, to which Mr. Moyes answered yes. He explained the City's ordinance dictates that a background check must be performed before the license can be granted. Councilmember Clark stated he felt it would make better sense to perform a background check for the actual store manager rather than the applicant. He stated that in this case the applicant is someone that works for Walgreen's headquarters. Mr. Moyes stated that the Council may want to consider amending the beer licensing regulations to dictate that the background check will be conducted for the manager of the store.

Bob Dakers approached the Council and explained that he manages the Walgreen's store in Bountiful and he is the community leader for the Syracuse store. He stated that when Bountiful conducted a background check for him as the store manager, but he is the person that filled out the application in Bountiful.

Councilmember Kimmel stated that the ordinance creates some inequities because most 'mom and pop' stores do not have a corporate umbrella to hide under when filling out various applications while a business like Walgreen's does. Councilmember Peterson stated that he would prefer that the background check be conducted for the store manager. Councilmember Clark stated that can not be dictated for this application since the applicant has simply followed the process the City currently has in place.

Councilmember Peterson asked why Walgreen's has not applied for their beer license before now. Mr. Dakers stated that none of the Utah Walgreen's stores have sold beer until recently. He stated there has been a demand to do so from the public and Walgreen's is responding. He added that the company has a policy that anyone trying to purchase alcohol and appears to be younger than 40-years old will be asked for identification.

Councilmember Kimmel asked if Walgreen's has met all the requirements included in the City's beer licensing regulations. Mr. Worthen stated that they have met all requirements and their application should be approved. He added that this could possibly be an application that could be approved by administrative review staff in the future if the Council chooses to allow that to happen. Councilmember Kimmel asked if beer license applications must currently be presented to the Council, to which Mr. Worthen answered yes. Councilmember Kimmel stated that if Walgreen's has met all the requirements of the City's licensing regulations it is not really necessary for the Council to take a vote to grant the license. Mayor Nagle stated that according to the beer licensing regulations the Council must take a vote. She stated that what Mr. Worthen is saying is that when the Council recodifies various sections of City Code they can dictate that this type of application can be handled administratively because if the applicant meets all the requirements of the licensing regulations the license should not be denied. Councilmember Kimmel asked if he can abstain from voting. Councilmember Clark stated that if Councilmember Kimmel was planning to abstain from voting he should have abstained from becoming involved in the discussion about the license application. Mr. Worthen added that Councilmembers typically don't abstain from voting unless they have something to gain personally from voting in favor of an issue. Mayor Nagle stated that another reason for abstention is if a conflict of interest is present.

Councilmember Hammond asked if there is any limitation on the number of beer licenses that can be issued in the City. Mayor Nagle stated there is no limitation on the number of beer licenses, but there may be some limitations on the number of liquor licenses that can be issued in the City.

There being no further discussion, Mayor Nagle stated there has been a motion and a second regarding the license application; she called for a vote. Councilmember Kimmel asked for clarification regarding the rules for abstaining from voting on a motion. Mayor Nagle reiterated the reasons that a Councilmember may abstain from voting. She then reminded Councilmember Kimmel of a question that he recently asked Representative Paul Ray about why elected officials choose not to vote on certain issues and she asked Councilmember Kimmel if he was participating in that type of behavior. Councilmember Kimmel stated that a vote of nay against the license application has no bearing so there is no reason for him to vote in opposition. Councilmember Peterson stated that if Councilmember Kimmel feels that he should vote in opposition to the license application he should do so even if that vote has no bearing on the outcome. Councilmember Clark added that it does not make sense to vote in opposition to the license application since the applicant has met all the requirements to receive the application.

Mayor Nagle again called for a vote regarding the motion. COUNCILMEMBERS CLARK, HAMMOND, PETERSON, AND SHINGLETON VOTED IN FAVOR. COUNCILMEMBER KIMMEL VOTED IN OPPOSITION.

6. Proposed Proclamation declaring April 30, 2010 as Arbor Day in Syracuse City.

Syracuse City has been certified as a Tree City USA by the Utah Division of Forestry, Fire, and State Lands. In order to be recertified as a Tree City USA City each year the Council is asked to adopt a Proclamation designating a specific day as Arbor Day in Syracuse City.

Mr. Worthen summarized the staff memo that was provided to each Councilmember. He stated that this year the City will be planting a tree at Bluff Ridge Park on Arbor Day.

Councilmember Clark stated that at one point the Council discussed reassigning the title of City Forester to an employee in the Parks Division rather than to the Building Official. He asked if that has been done, to which Mr. Worthen answered no. Mayor Nagle stated that is an issue that can be addressed during the future rewrite of the City Code.

COUNCILMEMBER SHINGLETON MADE A MOTION TO ADOPT PROPOSED PROCLAMATION DECLARING APRIL 30, 2010 AS ARBOR DAY IN SYRACUSE CITY. COUNCILMEMBER HAMMOND SECONDED THE MOTION; ALL VOTED IN FAVOR.

7. Proposed Resolution R10-09 amending the Syracuse City Personnel Policies and Procedures Manual.

The position of Finance Manager was created by the City Council on March 2, 2010. The position was declared as "exempt", which is defined as an employee who is not covered by or subject to the overtime requirements and regulations of the Fair Labor Standards Act (FLSA). Exempt positions are generally those of a managerial, administrative, or professional nature, as defined and prescribed by the FLSA. Employees are classified as exempt based upon the nature of the work, conditions of employment, and criteria set forth in the FLSA and related Federal rules and regulations.

Section 4.030(c) of the Syracuse City Personnel Policies and Procedures Manual provides a list of those employees in Syracuse City that are classified as exempt. It is necessary to amend this section of the Manual to add the position of Finance Manager to the list.

Mr. Worthen reviewed the staff memo provided regarding the proposed amendment to the Syracuse City Personnel Policies and Procedures Manual.

COUNCILMEMBER CLARK MADE A MOTION TO ADOPT PROPOSED RESOLUTION R10-09 AMENDING THE SYRACUSE CITY PERSONNEL POLICIES AND PROCEDURES MANUAL. COUNCILMEMBER PETERSON SECONDED THE MOTION; ALL VOTED IN FAVOR.

8. Authorize Administration to execute change order to 2700 South road reconstruction and culinary waterline replacement project agreement.

Syracuse City staff requests a change order to add a secondary water pipe to the 2700 South Road Reconstruction and Culinary Waterline Project. Plans were generated after the project was bid for the secondary waterline. Granite submitted a cost proposal to install the waterline for a cost of \$283,029. This would allow the City and the Contractor to utilize existing traffic control, similarly bid items from the culinary waterline, and to reduce the overall amount of construction time needed to complete the project. This results in considerable cost savings and reduces travel delay costs to the residents of the City. Epic Engineering reviewed the costs and verified that they are comparable to similarly bid prices. Costs submitted by the Contractor were lower than the engineers estimate.

Design of the 2700 South Road Reconstruction and Culinary Waterline Replacement began in 2008. These construction drawings contained plans for the roadway and the culinary waterline. At the time that the project was designed, the secondary waterline had a couple of localized repairs but the overall pipe did not pose a significant maintenance problem and did not justify the high costs to replace the pipe.

At the end of 2009, the plan set was modified and sent to bid. Granite Construction was awarded the project. Staff prepared to hold a pre-construction meeting to begin work on the project. The contractor asked about the secondary water pipe material and raised a concern that it was older pipe and that it could possibly break during road construction. Staff took the contractor's concerns and the past pipe repairs into consideration and realized that with the very low pipe prices, the secondary waterline could be replaced at a very good price which would avoid potential problems during construction and maintenance problems in the future. Staff recommended a price submittal be prepared and submitted to the City to include as a possible change order. Epic Engineering reviewed the submitted prices and found that the prices were lower than the estimate and lower than similarly bid projects.

At this time staff recommends the Council approve staff's request for a change order to the 2700 South Road Reconstruction and Culinary Waterline Replacement Project and to use the funds budgeted for secondary water projects. The secondary water enterprise fund has budgeted \$450,000 to complete secondary water projects.

City Engineer Hansen reviewed the staff memo regarding this item that was provided to each Councilmember. He explained that after extensive review staff has decided it would be in the City's best interest to change the scope of the project by including an upgrade of secondary water lines in the area. He stated that rather than soliciting new bids to have the

additional work completed staff is requesting Council approval of a change order to add the secondary water line work to the scope of the project. He stated this will help to maintain the schedule for the project and ultimately reduce costs and traffic congestion in the area since only one contractor will be on site.

COUNCILMEMBER HAMMOND MADE A MOTION TO AUTHORIZE ADMINISTRATION TO EXECUTE A CHANGE ORDER TO 2700 SOUTH ROAD RECONSTRUCTION AND CULINARY WATERLINE REPLACEMENT PROJECT AGREEMENT. COUNCILMEMBER PETERSON SECONDED THE MOTION.

Councilmember Clark asked if any money in the secondary water fund has been spent this year, to which Mr. Worthen answered no. Councilmember Clark inquired as to what the balance of that fund will be once this project is completed. Mr. Worthen stated there is currently nearly \$1 million in the fund and the secondary water portion of this project will cost approximately \$280,000. He stated there will be a healthy balance in the budget. Councilmember Clark asked if there are any other secondary water projects that are of high priority that will be delayed in order to dedicate funding to this project. Mr. Worthen stated there is one project – the upgrade of the secondary water line along Bluff Road – that is of higher priority, but it is eligible for completion with impact fee funding. He stated that other than that project, this is likely the highest priority project at this time.

Councilmember Peterson stated there are state statutes in place that govern when the City must solicit bids for a project and when change orders are allowed and he asked how those statutes apply to this type of situation. Mr. Hansen explained that state statute does not specify a maximum dollar amount for change orders. He stated that procurement guidelines have been created to keep cities from starting with a very small project and continuing to add change orders to that project to prevent the need to solicit bids. He stated that those procurement guidelines are in place to ensure a city is receiving fair bids. He stated he consulted with the City Attorney and they both feel that the City is following procedure and state statute correctly in this case and there is no intent to add a change order to the project simply to avoid the ‘red tape’ associated with soliciting new bids.

Councilmember Clark asked how the addition of secondary waterline work will impact the schedule for this project. Mr. Hansen explained that the project completion date will be pushed back by approximately 30-days. He stated that there are very tight contingencies included in the contract that dictate that the contractor must keep R.C. Willey informed of the project status at all times and they must always provide pedestrian and vehicular access to the store. He stated that the project will be split into two phases to allow for constant access to the store.

Councilmember Kimmel stated that he recently attended the Utah League of Cities and Towns (ULCT) Conference and he attended a work shop regarding roads and maintenance. He stated the instructor provided information indicating that cutting a new roadway after it is completed can cut the roadways life in half. He stated, however, that he understands that the City is facing budget constraints and it is not possible to replace everything that needs replacing right now. He stated that he feels that it is smart for staff to recommend that all utilities that need replacing should be replaced while the road is open to prevent the need to cut the road in the future. He asked if the other entities that have utilities in the roadway have been invited to inspect their infrastructure to see if it should be replaced during the road construction project. Mr. Hansen stated the City did notify all other entities that have infrastructure in the road that the project will be occurring. He stated that Questar Gas originally indicated they would replace their line, but after inspection they found that their line is in good condition and they will not replace it. Councilmember Kimmel asked if the City can adopt an ordinance dictating that utility companies can not cut a newly laid road to repair or replace their infrastructure. Mr. Hansen explained that UDOT has regulation that prohibits anyone from cutting a new road for three to five years after its completion. He stated it would be difficult to adopt a similar ordinance in a city that is developing because it is necessary for developers to install utilities to serve their new developments. He stated that the City can make it cost prohibitive to do so by dictating that the contractor must pay the cost to repair the road after they have cut it.

Councilmember Hammond asked when the project will commence. Mr. Hansen explained that the contractor has already placed message signs on the roadway and they will begin the waterline work next Monday. Councilmember Hammond stated that complaints regarding the Antelope Drive construction project have been fairly minimal and the residents of the City have been patient, but 2700 South is another east/west artery and this project will further impact the residents’ ability to get in and out of the City. He stated that he would ask the contractor to take that into consideration at all times. Mr. Hansen explained that staff is very cognizant of that and he would encourage anyone that receives a complaint about the project to pass it on to the staff working on the project. Councilmember Hammond asked if there will be an informational website created for this project. Mr. Hansen stated there will not be an informational website, but information can be included in the newsletter and residents can contact the City with any questions or concerns about the project.

There being no further discussion, Mayor Nagle stated there has been a motion and a second regarding the change order; she called for a vote. ALL COUNCILMEMBERS VOTED IN FAVOR OF THE MOTION.

9. Proposed Resolution R10-11 adopting the Syracuse City Employee Organization Chart.

Mayor Nagle has worked with the City staff to make revisions to the Syracuse City Employee Organization Chart. She presented the proposed updated version of the Chart to the Governing Body during the recent City

Council/Administration Retreat. Mayor Nagle directed staff to draft a Proposed Resolution to allow the Council to adopt the updated version of the Syracuse City Employee Organization Chart.

Mr. Worthen reviewed the staff memo regarding this item that was provided to each Councilmember. He stated that the goal of the updated organization chart is to help to streamline the processes in the City and improve the environment for strategic planning. He briefly reviewed the chart and stated that he was hopeful Council will approve the chart as it will be very beneficial to the City. He added that during the work session Mayor Nagle indicated that there is not a lot of redundancy in the City; several Department Heads do not have a staff to step into their role in the event that they are unable to fulfill their duties for an extended period of time.

COUNCILMEMBER CLARK MADE A MOTION TO ADOPT PROPOSED RESOLUTION R10-11 ADOPTING THE SYRACUSE CITY EMPLOYEE ORGANIZATION CHART. COUNCILMEMBER SHINGLETON SECONDED THE MOTION.

Councilmember Peterson stated that the Community Development Director was previously responsible for overseeing the operations of the Contract Postal Unit (CPU) and the updated organization chart indicates that function will now be assigned to the Finance Department. He asked if that is due to the fact that the Community Development Director position has been vacated. Mr. Worthen stated that oversight of the CPU was actually assigned to the Finance Department because it seems like a better natural fit.

Councilmember Hammond stated that Mr. Worthen has indicated recently that some of the employees in the CPU will be assigned some additional duties and he asked if that will result in a change in their pay grade, to which Mr. Worthen answered no.

Councilmember Hammond inquired as to which positions on the organization chart are actually new positions. Mayor Nagle stated that the positions of Assistant City Administrator and Deputy City Recorder are new positions. Councilmember Kimmel added that there is a new position of Finance Assistant included on the chart. Mayor Nagle stated that is not a new position; rather it is the realignment of an existing position.

Councilmember Hammond asked if the position of finance position that is titled 'open' is the Finance Manager position, to which Mayor Nagle answered yes. Councilmember Hammond asked if the position of Finance Manager is a director level position, to which Mayor Nagle answered no.

Councilmember Kimmel stated that he sees the positions of Finance/Accounts Payable Clerk, Administrative Assistant, Constituent Services, Human Resources, Deputy Recorder, and Intern as open/unfilled positions and he asked if that is correct. Mr. Worthen stated that is correct. Mayor Nagle stated she needed to offer some clarification regarding constituent services. She stated that is not a position; it is simply a responsibility of the Administrative Assistant. She explained the employee in that position would be the front-line person that takes calls from the citizens and directs them to the appropriate Department. She stated they will essentially deal with day-to-day issues and filter issues to the area they need to be filtered to. She stated that the box including the words 'constituent services' can be removed from the chart as it is simply a duty to be performed by the Administrative Assistant. Councilmember Clark added that it is important to note that simply because a position is titled as 'open' does not mean it will necessarily be filled at this time. Councilmember Kimmel asked if adoption of this organization chart gives staff the authority to begin filling the positions listed as open, to which Councilmember Clark answered no. Mr. Worthen added that the chart is simply a road map for the City and staff is not requesting any budget adjustments at this time to fill any of these open positions. Councilmember Kimmel asked if it would take adoption of a separate resolution to fill any of these open positions. Mayor Nagle stated the only input the Council has regarding hiring or firing of employees is for Department Head level positions. She stated that it is up to the Department Heads and the City Administrator, upon the Council adopting the personnel budget, the fill all other employment positions. Councilmember Clark clarified that all personnel positions must be funded by the personnel budget; the adoption of an organization chart with boxes indicating a position in open does not give the staff the authority to fill those positions. Councilmember Shingleton added that there is currently a hiring freeze in place.

Councilmember Hammond stated that he believes this is a great start in the right direction for the City, but he would like to see employee names added to the chart. He stated he would like to compare the proposed chart with the current chart and review the wage scale for the City. He reiterated that he thinks this a good start, but he does not want for it to 'balloon' and get away from the Council's control. He stated the Council is responsible for the overall budget of the City and overseeing the hiring practices of the City and he thinks that the Council needs to be more specific with this organization chart. Mayor Nagle stated that the problem with adding names to the organization chart is that employees come and go and it does not make sense to amend the organization chart every time an employee leaves their employment with the City. She added that staff does not have the authority to fill any position unless funding from the personnel budget is in place. She explained that the City Administrator and Department Heads should be allowed to determine how the City should be staffed, which is the reason for the updated organization chart, and the Council will still have a check over that process by approving a personnel budget each year. She reiterated that she would hesitate to add names to the chart. She stated that there are currently people assigned to positions in the City and they are not meeting all the qualifications of that position. She stated that she would prefer that the organization chart fit the needs of the City rather than making the people fit the organization chart. She stated an updated organization chart is what the City needs. Councilmember Hammond stated he understands

what she is saying, but there are some discussions the Council has had in the past that are not reflected in this organization chart. He explained that the City has discussed converting the Human Resources Director position to a part-time or outsourced position and that is not reflected on the organization chart. Mayor Nagle stated that position would not be filled by staff because the Council must make the decision whether to fill a Department Head position. She stated the Council will have the opportunity to make changes to that position in the future. Councilmember Hammond stated he would like to see more details on the chart. Councilmember Clark asked Councilmember Hammond what details he would like to see. Councilmember Hammond stated he would like to review the justification for the creation of some of the new positions and he would like to see the names of current employees added to the chart. He stated some positions have the name of the person currently in that position and others do not. Councilmember Clark stated that is correct and he felt that all employee names should be removed from the chart. He stated the chart should simply highlight the structure of the City.

Mr. Worthen then stated that he has a lot of confidence in the recommended organization chart. He stated that the Department Heads had much input as did he and the Mayor.

Councilmember Kimmel asked how much discussion has really been had about this chart. Councilmember Clark stated the Council reviewed and discussed the chart during the recent retreat. Councilmember Kimmel stated there was not enough discussion about the chart during the retreat. Councilmember Peterson asked how much discussion is necessary. Councilmember Kimmel stated that if new positions are being created there should be extensive discussion. Mr. Worthen stated that there was extensive discussion among the Department Heads and the people that are actually doing the work. Mayor Nagle agreed and stated that it is important for the Council to trust the Department Heads of the City to run their Departments and inform the Council of what they need to do that. She stated that the Council has the authority over the budget, but the Department Heads and their staff are doing the jobs in the City every day and they should be trusted to know what is needed. Councilmember Kimmel stated he still feels that more discussion is needed. Councilmember Hammond agreed. Councilmember Peterson again asked what discussion is needed. He stated that the Department Heads have been working on this for months and he does not see any glaring problems in the chart. He stated that he feels the Council should approve the updated organization chart. Councilmember Shingleton stated that he has some problems with the Human Resources position. He stated there has been some discussion about outsourcing that function of the City, but no resolution was ever reached. He stated he has a problem with the fact that it is being left on the organization chart as a director position. Mayor Nagle stated that position can not be filled without Council approval. She stated that the position is already created and the Council has already approved it and when it becomes necessary to fill the position the Council can have the discussion about whether that position should be part-time or outsourced. She stated that will still be completely up to the Council. She stated that she is not advocating filling that position by recommending approval of this chart. She stated that it is not budgetarily possible to fill the position at this time. She stated that she is working to navigate the City out of some treacherous waters with her experience in human resources. She reiterated she is not asking the Council for approval to fill that position or any of the other open positions at this time.

Councilmember Kimmel asked what damage would be done by tabling consideration of this organization chart for two weeks. Mr. Worthen stated he would want to know what the Council wants staff to provide the Council with over the next two weeks. Mayor Nagle stated that the proposed organization chart was provided to the Council over a month ago during the retreat and she asked them to review it and forward any questions that they had on to her or the Department Heads. She stated that she understands Councilmember Kimmel's questions, but her frustration is stemming from the fact that the Council has said that this body needs to start working and executing things. She stated that she has given them the opportunity to begin reviewing the organization chart a month ago at the retreat and if the Council has chose not to have any further discussion about the organization chart she feels that is the fault of the Council, not the staff. Councilmember Clark added that the Council needs to understand that they are not an administrative body; rather they are a legislative body and this is an administrative tool that is being recommended for approval by the City Administrator and staff. He stated he did not feel that there is anything the Council can do to affect the chart. He stated that he does not know why the Council needs to approve the chart. Mayor Nagle stated that the City's Code dictates that the Council must approve the organization chart. Councilmember Kimmel stated that if you approve the chart and the new positions are filled if the money is available to do so and then there is no money next year to fund those positions, what recourse is available to the City. He stated by arbitrarily promoting and adopting the organization chart several positions could be opened and filling those positions is essentially approved. Councilmember Peterson stated that if Councilmember Kimmel has an issue or problem with a specific position included in the chart he should call out that position rather than saying that the chart as a whole needs more review. He reiterated that the Council may be approving an organization chart tonight, but no funding for any new position is being allocated. Councilmember Clark added that the Council is looking at a proposal from the City Administrator; he has come to the Council and explained that based on extensive analysis and understanding of the functions of the City this organization chart is needed in order to help the City move forward and be effective. He stated the City Administrator is asking the Council to accept the proposed organization. He stated if the Council does not accept the proposal they should provide a recommendation for changing the organization. He stated that the Council can not look at the organization purely from a fiscal perspective. He stated that 'piece of the puzzle' will come into play, but the organization chart should be considered independently. He stated that if the Council is trying to say that after an hour of discussion they have a better

recommendation than what the City Administrator and Department Heads came up with after hours of review and discussion then the Council is saying, to an extent, that they do not trust the City Administrator and staff. He cautioned the Council to be careful. He stated that staff is saying this is what they feel like the road-map for managing the City needs to look like. He stated the chart provides the ability to strengthen the existing staff. He stated that staff is not asking for funding for everything that is included in the chart, but they are asking for approval of the direction that they would like for the City to move in. She stated that other than review of the Director positions within the City, the Council does not have authority over hiring and firing. He explained that is the responsibility of the City Administrator.

Councilmember Shingleton pointed out that the Council has the authority to amend the organization chart at any time. He explained that the chart, if adopted by the Council this evening, will not be set in stone. City Recorder Brown added that every position included on the organization chart, with the exception of the Assistant City Administrator and Deputy City Recorder positions, have already been approved by the Council. She explained the chart is being updated by realigning current positions in the City. She stated that the Council may not want to adopt the proposed organization chart for fear that a Department Head will fill an open position that is included in the chart, but that could happen tomorrow regardless of the action taken by the Council tonight because nearly all of the positions on the proposed organization chart have already been created, approved, and funded. She stated she does not believe that will happen, but she wanted the Council to understand that the staff is not making changes by recommending the creation of several new positions. Mayor Nagle agreed and stated that staff is simply saying that this proposed organization chart is the most efficient way to operate the City. She added that many employees do not truly know what their jobs are anymore because there has been so much shifting of duties due to budget constraints and departure of various employees. She stated that she feels like the citizens of the City are not being properly served because of that shift in duties; four employees may be assigned the same duty, but that duty does not get completed because each of those four employees thinks that someone else is doing it. She stated that the Council owes it to the staff and the citizens to inform them of who is doing what jobs in the City. Councilmember Hammond stated that he agrees with what Mayor Nagle just said, but he feels that for that very reason the job descriptions of the employees of the City need to be attached to the organization chart. He stated that citizens may look at this proposed organization chart and think that the Council is expanding the employee base in the City in a tough economical time. Mayor Nagle stated challenged Councilmember Hammond to find another entities organization chart that has job descriptions attached to it. Councilmember Clark stated that it is necessary to adopt an organization chart before job descriptions can be created. Councilmember Hammond stated that if employees are currently working in positions that have already been created they should already have a job description and that job description can be attached to the proposed organization chart.

Mayor Nagle stated that in the City's current organization chart Troy Moyes is referred to as the GIS Technician. She stated that following the departure of the Community Development Director Mr. Moyes has taken on many of the duties of that position and he is currently doing much more than GIS work. Councilmember Hammond agreed. Mayor Nagle stated that Mr. Moyes has never been given the official title of manager, supervisor, or director, but he is in charge of oversight of several employees and functions of the City. She stated, however, that he is not able to counsel them or review their job performance because according to the current organization chart he is only responsible for GIS. Councilmember Hammond stated that is correct and added that according to the job description for the job that Mr. Moyes is functioning in he is technically not qualified to hold that position because he does not have a college degree. Mayor Nagle stated that a degree is not qualified for the planning position. Councilmember Hammond stated that a degree is required for the Community Development Director position. Mayor Nagle stated that is not the position that Mr. Moyes is being moved into. Councilmember Hammond stated that he simply wants to clarify every aspect of the organization chart so that it is more understandable. Councilmember Clark reiterated that you must define the organization chart first and then define the details to support the chart. Councilmember Kimmel stated that Councilmember Hammond is saying that the job descriptions for the existing jobs should be attached to the organization chart; it is not necessary to rewrite all job descriptions of the City.

Mr. Worthen reiterated that the proposed organization chart is a streamlining effort. He stated there are multiple employees assigned to complete the same responsibilities and that is a result of the City trying to maintain the services being provided to the citizenry with a reduced staff level.

Councilmember Kimmel asked if the only recourse the Council has to eliminate a position other than a Department Head position is limiting the budget. Mayor Nagle stated that the Council could express their concerns to Mr. Worthen as well since he is ultimately responsible for those positions. She stated that Mr. Worthen answers to the Council and the Mayor and if the Council is unhappy with his performance in the management of City staff they have recourse in that way. Councilmember Clark added that the Council could approve a lump sum for the overall budget of the City and tell the City Administrator to allocate that money as he saw fit. He stated that is not currently how the Council functions, but it is a possibility.

Mayor Nagle stated she would challenge every member of the Council to research the definition of a six-member Council in the State of Utah. She stated that is the form of government that Syracuse City operates within. She stated that the Council has given the authority of the day-to-day operations of the City to the City Administrator. She stated the Council needs to have very clear expectations for that person and then hold him accountable. She stated that the Council also needs to give the City Administrator clear autonomy and authority to execute the Council's desires; otherwise the Council can not

hold him accountable. She stated the Council has never really clearly defined the form of government of the City; half of the citizens believe that the City operates within a strong-Mayor form of government and the other half believes that the City operates within a six-member Council for of government. She stated it is up to the Council to start acting like a six-member Council and hold the City Administrator responsible if they do not like how the City is being managed. She stated that is not possible, however, if the Council is micro-managing everything the City Administrator does because that provides him the defense that he was simply doing what the Council directed him to do. She stated that she is a big fan of personal and professional accountability, but she is also a big fan of empowering people to do their job. She stated the City Administrator is paid a lot of money to do his job and the Council should make sure they are getting their money's worth.

There being no further discussion, Mayor Nagle stated there has been a motion and a second regarding the proposed organization chart; she called for a vote. COUNCILMEMBERS CLARK, PETERSON, AND SHINGLETON VOTED IN FAVOR OF THE MOTION. COUNCILMEMBERS HAMMOND AND KIMMEL VOTED IN OPPOSITION.

Councilmember Hammond stated that he would like to provide an explanation for his vote. He stated that he does feel this is a step in the right direction, but he feels that more clarification is needed.

10. Proposed Resolution R10-12 amending the Fiscal Year 2009-2010 Wage Scale for seasonal employment positions.

Mayor Nagle stated that Public Works Director Waite could not be present during this meeting; therefore the Council had some discussion about this issue during tonight's work session. She stated that as she has worked with the City employees and challenged them to create efficiencies and streamline processes. She stated that Mr. Waite has taken that challenge seriously and has presented a number of ideas that will greatly benefit the City. She stated this is another step in Mr. Waite's commitment to the City. She stated that it proves that when the Council empowers the Department Heads and let them lead, they often answer that call and do great things. She stated that she thinks that this is a great proposal by Mr. Waite and she is very proud. Councilmember Hammond stated that he agrees that Mr. Waite has done a great job as well. Councilmember Kimmel stated that he is impressed with Mr. Waite as well and it is great that he was proactive in recommending this change to the wage scale.

COUNCILMEMBER PETERSON MADE A MOTION TO ADOPT PROPOSED RESOLUTION R10-12 AMENDING THE FISCAL YEAR 2009-2010 WAGE SCALE FOR SEASONAL EMPLOYMENT POSITIONS. COUNCILMEMBER SHINGLETON SECONDED THE MOTION; ALL VOTED IN FAVOR.

11. Department Report – Community Development/Planning.

Mayor Nagle stated she has asked that an item be added to each future regular Council meeting agenda to provide Department Heads with an opportunity to give a quick report to the Council regarding the happenings of their Departments. She stated this will give the Council to ask any questions they might have about any given Department in the City.

Mr. Moyes reviewed a Power Point presentation highlighting the various functions his Department is responsible for. He stated that Community Development exists to preserve and promote the health, safety, convenience, order, and the general welfare of the City of Syracuse, Utah, its present and future inhabitants, and the public generally. He explained that the Community Development Department oversees code enforcement and there are currently a lot of issues with overgrown weeds on lots throughout the City. He explained that due to the downturn in the economy there are several bank-owned properties in Syracuse City and it is has been a challenge to work with the banks to ensure that the properties they now own are being maintained according to the City's Code. He then explained that the Community Development Department is also home to the Planning Division of the City. He stated he works closely with the Planning Commission and they are working on making some changes to the City's Land Use Code, Title 10, to simplify some of the development processes in the City. He added that he is also working with the Architectural Review Committee on updating design standards in the City. He stated that he is currently heavily involved in the economic development of the City and he has worked to create the SBOSS group. He explained that the foundation of economic development is working with the businesses that are already located in Syracuse City. He stated those businesses need to be happy in order for the City to encourage other businesses to locate here. He stated there are 15 businesses participating in the SBOSS organization committee and they are currently working to write bylaws and create a website for the group. He stated there are currently 134 commercial businesses and 430 home-based businesses in the City. He stated that the City typically receives up to five new business applications each month.

Councilmember Clark asked if business in the CPU has increased since last year. Mr. Moyes stated that business has remained about the same as it was last year.

Mayor Nagle asked what customers can get by using the SBOSS discount card. Mr. Moyes stated that businesses in the City can choose to offer a discount to members of the community that obtain a SBOSS shopping card. He stated the card can be found at www.ishopsyracuse.org. He stated participating businesses will be asked to place a sign in their window advertising to customers their participation in SBOSS. He then briefly reviewed the www.ishopsyracuse.org website for the Governing Body.

Councilmember Peterson stated that he recently found a website called www.godealgo.com and they have a link to what they call the deal of the day. He encouraged Mr. Moyes to review that website to see if a similar link could be included

on the SBOSS website. Mr. Moyes stated that the SBOSS website will highlight a 'business of the month' each month and it will also include a calendar of business and community events.

Mayor Nagle asked Mr. Moyes if he created the website, to which Mr. Moyes answered yes. Mayor Nagle stated it appears to be very well done and she congratulated him on his efforts. Mr. Moyes stated that it is a work in progress and he is open to any suggestions for possible improvements to the website.

Councilmember Peterson asked Mr. Moyes how much time he currently spends working on GIS. He asked if all City GIS data has been entered so that it is only necessary to enter new data and maintain existing data. Mr. Moyes stated that some data is still being created. He added that the Public Works Department has assumed responsibility for a large portion of the GIS work being done in the City. He stated he still spends approximately seven hours each week performing GIS duties.

12. Councilmember Reports

Councilmember Kimmel stated that he wanted to report some feedback he has received from four residents in his neighborhood regarding the proposal to alter the City Council meeting schedule. He stated that all four of the residents commented that they would still like for the Council to hold two regular meetings each month. He stated one of the people he spoke to commented that they like that the Council holds two meetings because it gives them more opportunities to attend. He explained the other three people that he spoke to explicitly stated that they would like to be able to appear before the Council to speak to their elected leaders. He stated holding one regular meeting per month limits that opportunity. He stated that he explained to his neighbors that there may be opportunity for public input during work sessions and if special meetings are necessary the public will be given the opportunity to give their input in that setting as well. He stated that most of the citizens of the City have become accustomed to the Council meeting on the second and fourth Tuesday of each month at 7:00 p.m. Ms. Brown asked Councilmember Kimmel to forward any feedback regarding the potential meeting schedule change to her so that she can compile all citizen comments into one document for Council review.

Councilmember Peterson stated that he had nothing to report.

Councilmember Clark stated that he has received feedback from one resident and in his discussion with that resident he found that they were not aware of the purpose of Council work sessions. He explained that the resident told him that if the Council changed their meeting schedule so that they were only meeting in one regular meeting each month they would not get any work done. He stated he explained to the resident that most of the work and discussion takes place during work session meetings. He agreed that it may be necessary to allow for public comments during work sessions. He stated that doing so may alleviate the concerns that some residents have.

Councilmember Hammond stated that the only comments he has received regarding the meeting schedule change deal with transparency. He stated that the meeting is currently held in the conference room at the back of City Hall and that room can be somewhat hard for people to find. He stated that if the Council is seriously considering altering the meeting schedule, every effort needs to be made to ensure that the work session meetings are as open to the public as possible. Councilmember Clark agreed and stated that he has noticed that there is just one sign advertising that the work session meetings is held in the conference room. He suggested adding more directional signs to actually get people to the conference room. Councilmember Peterson added that the transparency issue could be addressed in the newsletter. Councilmember Hammond then reported that he attended the museum foundation meeting and Heather Steed, President of the Arts Council, was in attendance as well. He stated that the Arts Council would like to oversee a haunted house in conjunction with the pumpkin walk and they want to utilize part of the Community Center for that purpose. He stated that Ms. Steed will be approaching the City about that possibility. He then stated that a few members of the City Council and the museum board met recently to discuss the relationship between the City and the board. He stated there was a discussion about drafting bylaws for the board as well as some type of agreement defining the relationship and he asked the status of those drafts. Ms. Brown stated that the City Attorney is still working on those documents. Councilmember Hammond then inquired as to the status of the old Walker home. Mayor Nagle reported that the Utah Department of Transportation (UDOT) will advertise the home for sale and work directly with potential buyers. She stated that the City will not need to be involved in the disposition of the home whatsoever.

Councilmember Shingleton stated that he wanted to briefly mention the Syracuse Business Organization Strategic Support (SBOSS) group. He stated that Mr. Moyes has given him a lot of credit for his involvement in the creation of that group, but Mr. Moyes has done the bulk of the work and he has done a wonderful job. He stated that the creation of this type of group has been a dream of his and Mr. Moyes has taken that dream and helped to make it reality. He stated the response from local businesses has been outstanding. He stated he is proud of the businesses that have stepped up and the staff that has been involved. He stated he has visited with a couple of local businesses and their attitude about the City is already changing.

13. Mayor Report

Mayor Nagle reported that she and her husband were eating at a local restaurant lately and they were discussing the fact that there seems to be a different feel in the City and businesses are finally starting to feel like this is a friendly place for

them to do business. She stated that businesses are happier and invested in making their business work in Syracuse City. She stated that she also wanted to mention some of the great things that various staff members have done over the past couple of weeks. She stated that the Police Department and Fire Department have both been called upon to deal with some pretty big tasks; the Fire Department responded to the recent brush fire in the County and she received an email from a local newspaper reporter that wanted to commend the City on the Fire Chief's professionalism during that emergency. She stated that the reporter told her that Chief Cottrell was polite and took time to respond to his questions about what was happening with the fire. She stated that she was impressed to hear that Chief Cottrell was so calm during such a big emergency. She stated that he is a great Chief; he may not hear that enough because he has been so battered and bruised over the new Fire Station in the City. Councilmember Peterson noted that he visited the Fire Station on the Thursday prior to the brush fire and found the Fire Fighters receiving training on how to deal with brush fires. Mayor Nagle then stated that the issue that the Police Department dealt with was the gang shooting in a neighborhood near City Hall. She explained that Police Chief Wallace contacted her to update her on the situation and to let her know that they had everything under control. She stated that she was impressed with how Chief Wallace handled the situation. She stated that she recently read an article written by Ben Stein wherein he said that bureaucrats are often considered to be leeches on society and a drain of public resources. She stated she felt that was a very timely article considering some of the things that had happened in the City over the past week. She stated that sometimes residents do not know what their tax dollars are being used for and she wanted the City employees to know that she has been pleased to work with them and she believes that they really do have the City's best interest at heart and they want to do what is best. She stated several employees have proven that; Mr. Moyes has worked hard to create SBOSS, Mr. Waite has saved money in various ways in the Public Works Department, and Ms. Brown saved \$20,000 of the budgeted amount for the 2009 election. She stated that the list goes on and on and once people start to trust them and let them lead, it is going to be necessary to get out of their way as they blaze new trails. Councilmember Clark stated that on that note he wanted to compliment Recreation Director Kresta Robinson and her staff on the organization of another successful Easter egg hunt. Mayor Nagle stated that she meant to compliment Ms. Robinson as well. She stated the event was spectacular and she was amazed at how well executed it was and how many kids were there. She stated there were 17,500 Easter eggs and they were gone in a matter of minutes. Councilmember Shingleton stated that it went very well and he has heard nothing but good things about the event this year.

14. City Administrator Report

Mr. Worthen reported that secondary water is being turned on this week. He stated it will take a short time to pressurize the lines and if any residents have any problems they can contact the Public Works Department. He then reported that garden plots at the community garden are now being sold. He stated he has been surprised that so few plots have been sold to date. He then reported that the survey regarding implementing a green waste program in the City has been sent to all those residents that have signed up to receive the electronic newsletter. He stated that approximately 500 responses have been submitted and the survey will remain open until the end of the month. He then reported that he is working to prepare the general fund budget. He stated that the revenues in that fund are short by approximately \$100,000. He stated that he is meeting with Department Heads this week to review the line items in their budget and discuss what reductions can be made. He then reported that he recently attended the Utah City Managers Association (UCMA) conference and they received specific information relative to benchmarking studies. He stated that he will try to copy the benchmarking document and provide it to the Council; it is a very important document and it compares cities of similar size. He added that he and Mayor Nagle are still working to get the State Road 193 construction project funded. He stated that Mayor Nagle has put a lot of time and effort into that cause.

Visitor Gary Pratt asked why the signs located in the roundabout at 1000 West and 2700 South have been pulled down. Mr. Worthen stated that some of the signs were damaged, but there was also some damage with the asphalt in that area and the contractor has been asked to revisit the site and perform the necessary work to fix the damage.

At 8:59 p.m. COUNCILMEMBER CLARK MADE A MOTION TO ADJOURN. COUNCILMEMBER SHINGLETON SECONDED THE MOTION; ALL VOTED IN FAVOR.

Jamie Nagle
Mayor

Cassie Z. Brown, CMC
City Recorder

Date approved: April 27, 2010