

Minutes of the Syracuse City Council Regular Meeting, January 12, 2010.

Minutes of the Regular Meeting of the Syracuse City Council held on January 12, 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:
Fire Chief Craig Cottrell
Information Technologies (IT) Director TJ Peace

Visitors Present:	Bruce Staley	Tracie Darcey	Wayne Kinser
	Skylar Williamson	Max Anderson	Stuart Smith
	Mark Kellmer	Eric Hazen	Trudi Hazen
	Lurlen Knight	Mary Knight	Kris Greer
	Jessica Berger	Angie Bair	Cayden Ceverly
	Chris Dudis	Aaron Thompson	Carson Maughan
	Gavin Bunner	Kaden K.	Julie Roberts
	Taylor Russell	Dillon Cadwell	Jamie Dixon
	Sean Dixon	Shawny Ehlers	Riane Driscoll
	Taylor R.	Joe Fisher	Andrew Olsen
	Jared Watson	Staci Parkinson	Joseph Parkinson
	Kevin Nagle	Brody Mountisne	Carla Fountain
	John Fountain	Sherrie Rhoades	Carly Hawker
	Margie Dalton	Wally Rampton	Alyssa Staley
	Trevor Bingham	Skyler Mueller	Hayden Dearden
	Austin Cheney	Devin Jones	Cort Buehner
	Charlie Cearley	Anne Riding	Kelsey Riding
	Jayce Thomson	Lavell Sackett	Lanny Holbrook
	June Thurgood		

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. An invocation was provided by Councilmember Hammond and at the request of the Mayor, a local Boy Scout, led all present in the Pledge of Allegiance.

COUNCILMEMBER HAMMOND MADE A MOTION TO ADOPT THE AGENDA. COUNCILMEMBER PETERSON SECONDED THE MOTION; ALL VOTED IN FAVOR.

2. Approval of Minutes

The minutes of the Work Session Meeting of December 8, 2009 were reviewed.

COUNCILMEMBER PETERSON MADE A MOTION TO APPROVE THE MINUTES OF THE WORK SESSION MEETING OF DECEMBER 8, 2009 AS PRESENTED. COUNCILMEMBER SHINGLETON SECONDED THE MOTION; ALL VOTED IN FAVOR.

The minutes of the Regular Meeting of December 8, 2009 were reviewed.

COUNCILMEMBER CLARK MADE A MOTION TO APPROVE THE MINUTES OF THE REGULAR MEETING OF DECEMBER 8, 2009 AS PRESENTED. COUNCILMEMBER HAMMOND SECONDED THE MOTION; ALL VOTED IN FAVOR.

3. Public Comments

Cindy Gooch, no address given, stated she had a request for the Council. She explained that her family has been very active at the City's museum and she has always been very interested in the history of the City. She stated that she has always loved the old Walker home located on 1700 South; it is currently being used as the construction office for the Antelope Drive road widening project. She stated that when she worked for the City she coordinated with the Utah Department of Transportation (UDOT) to try to have the home preserved so that it would not be demolished to make way for

future road projects. She stated that when she left her employment with the City that work did not continue and just before the Antelope Drive project commenced she was informed that the house was scheduled to be demolished. She stated that she made some phone calls to see if she could purchase the home and the contractor that owns it would not agree to that. She explained that she feels the home is a landmark in the community; it was built in 1906 and the Walker family owned the first store in the City. She stated that others have found out that the home is scheduled to be demolished and they are not happy about it. She stated she would like to ask the Council to go to the construction company that is working on the project and see if they will allow someone to purchase the home. She explained that she is willing to purchase and there is one other individual that she is aware of that would like to purchase it. She added that she would investigate possible grants to assist in moving the house closer to the museum if necessary. She stated she feels it is important to preserve the heritage of the community and this is one of the last standing homes in the area that is one of the earliest homes to have been built in the community. She stated that she found out that the reason that UDOT did not declare the house a historical structure is because in 1960 aluminum siding was installed on the home. She stated that the materials underneath the siding are all original. She stated she is simply asking for the Council's house in saving the home.

Councilmember Peterson inquired as to Ms. Gooch's proposed use for the home. Ms. Gooch stated that there is a local business owner with a fantastic interior design office that would love to move her business into the home. She added that it could also be used as a professional office. She stated it is currently zoned for commercial use and it has been used for commercial purposes in the past.

Mayor Nagle stated that she agrees that it is valuable to preserve the past. She stated that in her travels back east she saw many homes that are hundreds of years old. She stated that it is not necessary to tear down the past in order to move forward into the future.

Councilmember Shingleton asked Ms. Gooch if she has approached the Historical Society of Utah to seek their help. Ms. Gooch explained that the house was never documented as a historical structure by the State; it was only documented as historical in Syracuse. She stated that initially she had conversations with UDOT and they were supposed to mitigate the demolition of the structure after they had already torn down 17 homes and a store that were deemed historical in Syracuse. She stated that after she left the City she did not find out why her work to preserve the house did not continue. She stated she contacted UDOT to find out why the house was going to be demolished and they told her that the City had signed a document agreeing to the demolition of the home. She stated that it seems like the house just fell through the cracks. She stated that she found out that the home would be demolished when she attended an open house about the Antelope Drive project. She added that her family used to have a right of first refusal regarding the home, but they sold the home and no longer had that right.

Councilmember Kimmel asked Ms. Gooch what specifically she would like the City to do. Ms. Gooch reiterated that she would like the City to approach the contractor that currently owns the home and see if they would agree to sell it to allow for its preservation. She stated that the road project goes around the property and it is not really necessary to tear it down. She added that the sidewalk will come very close to the home, but there are other businesses in the City whose front doors are approximately five feet from the sidewalk. She stated the structure is suitable for a commercial business. Councilmember Kimmel asked Ms. Gooch if she felt the City could get more work accomplished than she could, to which Ms. Gooch answered yes and she explained that if it is made known that the community wants to preserve the house and that there are people interested in purchasing it they may not move forward with the demolition.

Councilmember Shingleton stated the Council could direct the City Administrator to draft a letter to the owner of the home about Ms. Gooch's request. Ms. Gooch added that she would like for Councilmember Hammond to be involved as well.

Councilmember Clark stated that when Ms. Gooch called him about another historical structure being taken down he looked into the issue and there was something in the project documents that prohibited the City from requesting additional review of historical sites. He asked if the City would have any latitude in this case. City Administrator Worthen stated that the City can make a recommendation about the home, but the City does not have any real authority to make any changes to the status of the home. He stated he would need to check with UDOT to see if anything else can be done. Ms. Gooch explained the home is not owned by UDOT; rather it is owned by one of the contractors associated with the Antelope Drive project.

Councilmember Hammond stated he was just informed of this issue today. He explained that this home is a part of the history of Syracuse, a history that is disappearing. He stated that the project will be finished this year and there is not a lot of time left; if the City wants to help save the house it is necessary to move forward as expeditiously as possible.

Councilmember Clark asked Ms. Gooch what the contractor plans on doing with the property once the house is demolished. Ms. Gooch stated that she does not know what the contractor's plans are.

Mayor Nagle asked Ms. Gooch to meet with her to discuss the options that she and the City have. She stated that she would also like to see the home preserved and after meeting with Ms. Gooch to get more detailed information she may be

able to bring a recommendation back to the Council. Ms. Gooch stated she would also like for Councilmember Hammond to be involved in that meeting and for him to make contact with the contractor as well. She stated she personally has not been able to find out why the contractors feel they need to tear the home down, but maybe Councilmember Hammond could gain that information. Ms. Nagle agreed that Councilmember Hammond should be involved. She stated the three of them will meet and then bring a recommendation back to the Council. Ms. Gooch thanked the Council for their time.

Wally Rampton, 1839 W. Trailside Drive, stated that he wanted to publicly express his appreciation to former Mayor Panucci for the work he has done, the leadership he provided to the City, and the many accomplishments he has made. He stated he is aware that former Mayor Panucci will be recognized during this meeting, but he wanted to publicly state how much he appreciated all the things that he did. He reiterated he appreciated former Mayor Panucci's support and leadership.

TJ Jensen, 3242 S. 1000 W., stated he also wanted to thank former Mayor Panucci and former Councilmember Knight for the work they both have done in the community and specifically the work they did to create the Jensen Nature Park. He stated that the amount of money that his family received for their ground has since been given to the Internal Revenue Service (IRS), but it has, in turn, come back to the City in the form of grant monies that the former Mayor was successful in winning. He stated he would encourage the new Council to continue to fight for whatever money the City can get.

Julie Robertson and Sydney Hawkes approached the Council and stated they are advisors for the Youth City Council and they have held those positions for a very long time. Ms. Robertson stated that they are currently working with a group of 24 high school students, five of which are in attendance today. She stated they have appreciated everything the City has done to support the Youth council for several years, but they got overwhelming support from former Mayor Panucci and former Councilmember Knight and they wanted to thank them for that support with a token of the Youth Council's appreciation. She stated she hoped the City would continue to support the Youth Council.

4. Councilmember Reports

Councilmember Kimmel stated that today is his first day on the job and he is a little nervous, but he thinks everything will go good. He stated that one week ago he took an oath of office for his position as Councilmember and he wanted to read that oath for the benefit of those present tonight. He stated he was especially glad that there are so many Boy Scouts present tonight to hear the oath taken by elected officials of the City as follows:

"I do solemnly swear to support, obey, and defend the Constitution of the United States and the Constitution of Utah and that I will discharge the duties of the office of Councilmember with fidelity."

He stated the oath is very short and concise, but it is very powerful. He stated it is his goal to defend the constitution and the rights of the residents of the City. He stated that he will speak for the residents by doing just that. He stated that that his term on the Council is four years and he believes his service is a privilege. He stated he is grateful for the support that he received during his campaign and on Election Day. He stated he feels the weight and seriousness of the oath that he took and he looks forward to discharging his duties with fidelity.

Councilmember Peterson stated he had nothing to report, but he wanted to welcome Mayor Nagle and Councilmember Kimmel to the Governing Body. He stated he is looking forward to working with them.

Councilmember Clark reported that in two weeks the Council will be receiving a presentation from the Wasatch Integrated Waste Management District (WIWMD) about some green waste recycling program possibilities for the City. He then stated that it seems like there have been a lot of students from Syracuse High School in attendance at the last few meetings and tonight there are a lot of students from Clearfield High School. He explained the school is in the process of fundraising to upgrade their football field by installing artificial turf. He stated they also want to expand their track to a full size track. He stated he wanted the residents of the City to be aware that fundraising has now commenced and he hoped people would be supportive of the school's efforts.

Councilmember Hammond reported that the Syracuse High School Community Council met last week and they are also organizing some fundraising programs to raise money to install artificial turf at the school's football field. He stated they hope that the community will get involved in raising the funds. He added that the West Point Elementary Community Council is also doing some less aggressive fundraising to buy teaching tools called 'write boards' for their classrooms. He stated 'write boards' will provide advanced technology for the teachers at the school. He stated the final issue he wanted to talk about is the issue raised by Ms. Gooch. He stated he feels very strongly about the issue and he wished he would have known about it earlier. He stated it is very important to keep the history of Syracuse alive and he hoped that everyone in the community would make their feelings about the issue known.

Councilmember Shingleton stated that he had no meetings to report about, but he did report that the City's Junior Jazz program is well underway. He explained that Syracuse has one of the highest participation levels in the State at third overall. He stated that sports are important in this City; it builds strong bodies and minds. He then stated that he wanted to thank those that had supported him in his campaign for election to a position on the City Council. He pledged that he will

work hard for everyone because Syracuse belongs to everyone. He stated he would pledge to do his very best to support the citizens.

5. Mayor Report

Mayor Nagle stated she would also like to thank everyone that has supported her in her campaign. She stated that she is excited, but she also knows that there will be many challenges to face. She stated that tonight the Council is going to formally thank former Mayor Panucci and former Councilmember Knight, but she wanted to add that she has a whole new recognition of the importance of what they both did and what the complexities were that they both dealt with during their eight year tenures. She stated that she wanted to make sure that everyone knows that her intent is to try to help the City move forward recognizing that the City can not move forward until it embraces its past and brings everyone forward together. She stated that there have been some divisive issues in the past and she is hopeful that some of those wounds can be healed. She stated she is happy to see so many people present at tonight's meeting and she hoped that they will all continue to stay active in their community.

6. City Administrator Report

Mr. Worthen reported that the 2700 South waterline project documents are nearly completed and the City will be ready to solicit bids for the project very soon. He stated he is also working to finalize the agreement for the City to take ownership of an old sewer line that the North Davis Sewer District (NDSD) has abandoned. He then reported that Senator Kilpack and Representative Ray are hosting an open house at the Syracuse City Hall on January 28 at 7:00 p.m. He stated they plan to discuss the issues to be considered in the upcoming legislative session. He stated that lastly he wanted to recognize a local Boy Scout leader, Clint Sherman. He stated that his troop worked for a couple of weekends gathering discarded Christmas trees throughout the community. He stated it was a great project that provided a great service and he wanted to formally recognize Mr. Sherman and his Scouts for their hard work.

7. Recognition of former Mayor Fred Panucci and former Councilmember Lurlen Knight.

City Administration has prepared a gift for each of the former members of the Governing Body.

Mayor Nagle stated that before she started attending Council meetings she would not have known who the Mayor or any of the Councilmembers were if she saw them in public. She stated that for that reason she would like for each of the Councilmembers to say something acknowledging the service they have given. She stated she would also like both Mr. Panucci and Mr. Knight to stand and be recognized so that those in attendance can put a face with their name. She stated that both men have given a lot of service to the community, more than anyone likely realized. Both men stood and received a round of applause. Councilmember Clark stated their spouses should be recognized as well. Mayor Nagle agreed. She then stated that everyone knows that politics can be heated and disagreements can escalate to screaming matches, but ultimately the elected leaders must work together and put their differences aside to do so. She stated that sometimes that can be very difficult to do. She stated that Syracuse City has experienced explosive growth over the last eight years and it would be hard to maneuver through that growth without a hiccup and the way that Syracuse City was able to maneuver through that growth really speaks to the experience of the Mayor and the Council and the dedication they gave to the City. She stated that she, as a citizen, is thankful for their hard work and she would like to acknowledge the commitment that they gave.

Councilmember Kimmel stated that now that he is sitting on the other side as a Councilmember he has a whole new perspective on the responsibilities of the position. He thanked former Councilmember Knight for his service for the City and for all that he continues to do. He stated Mr. Knight is a well respected man and that is for good reason. He then thanked former Mayor Panucci for his service as well. He stated that Mr. Panucci displayed great leadership in the City as it grew immensely over the last eight years. He stated the things Mr. Panucci was able to achieve and the way the City was run, as far as he can tell, is commendable. He stated that he sees it is a great accomplishment for Mr. Panucci to be in the company of so many other past Mayors that helped run the City over the last several years.

Councilmember Peterson stated that there are a couple of things about each of these former elected officials that he has great respect for. He stated that Mr. Knight is the hardest worker out of all those that were part of the Governing Body; he put more into his job than any of the others. He stated that shows that Mr. Knight cares for his community. He stated he has come to respect that quality greatly. He stated that he has come to know former Mayor Panucci as a man of vision. He stated even during his last meeting as Mayor he was looking to the future and discussing improvements that could be made. He stated the City went through a great time of growth and Mr. Panucci was the horse in front of the team pulling everyone along. He stated that he appreciated the hard work of both of the men and all the things he had been able to learn from them.

Councilmember Clark stated he feels like he is going to be missing two good friends. He stated that everyone should know that when they attend the Council meetings that they are only seeing the tip of the iceberg in the sense that the

majority of the work done by the City Council takes place outside of regular meetings. He stated that Mr. Knight and Mr. Panucci are two great leaders and the City was fortunate to benefit from their service for the last eight years. He stated he is going to miss seeing both of them a couple of times each month; people move on and things progress and sometimes it is difficult to maintain relationships, but he hoped to be able to do that with these two men. He again thanked them for their service.

Councilmember Hammond stated he would like to echo what everyone else has said. He stated it goes without saying that each of these men put so much time and effort into their jobs, but their wives have also dedicated eight years of their life to the City without having been elected. He stated that the spouses of elected officials know what is going on in the City whether they want to or not. He stated that there is currently a display in the front lobby of City Hall, which includes photographs of all the past Mayors of the City. He stated these gentlemen have guided the future of the City. He stated behind each Mayor is a City Council, but there have been many Councilmen throughout the years and those people are not always remembered. He stated they are definitely not remembered as much as the past Mayors of the City. He stated that it is good that Mr. Knight has given service to the City and he added that he greatly appreciated Mr. Panucci's dedication and vision for the City.

Councilmember Shingleton stated he agreed with everything that has been said. He stated that the Governing Body has not always agreed on everything, but they were always able to move forward and do what they thought was best for the City. He stated he would hope that Mr. Knight and Mr. Panucci will continue to serve the City in some capacity because both of them have great leadership and vision. He stated they are both very good people and he hoped that in the future he can continue to call them friends in addition to ex-elected officials. He stated he would like to compliment them both on the wonderful job they did for the City in their respective capacities and he would also like to compliment their wives for putting up with them during that time. He stated that until one is elected to a position within the Governing Body they do not understand what the spouses of those leaders deal with and they should be complimented for their service as well. He stated he would like to thank both men from the bottom of his heart for the job that they did for the City.

Mayor Nagle stated that the City has prepared a token of appreciation for the two past leaders and it is not nearly enough for all of the work they have done. She asked everyone present to take a few moments before leaving this evening to thank Mr. Knight and Mr. Panucci for what they have done for the City.

8. Approve utility billing write-offs.

Periodically it is necessary to write off utility billings for those that have filed bankruptcy, have left town with no forwarding address, or are otherwise unreachable. The amounts of their outstanding utility bills are too small to send to collections. The following individuals have filed bankruptcy:

• Veon Hatch		\$130.35
• Josh Hamblin	08-01-09	\$108.76
• Shaun Stevenson	10-01-09	\$112.53
• Cori Behrends	10-01-09	\$81.82
• Amber Lamb	10-13-09	\$12.59
• Wendy Keblis		\$102.79
• Wendy Keblis		\$139.52
• Jeri Dee Burnett	12-29-09	\$212.59
• Breyer A. Stoddard	11-18-09	\$126.82
• Mitzi Belverstone	<u>11-30-09</u>	<u>\$99.07</u>
	TOTAL	\$1,126.84

The following individuals can not be collected from because the statute of limitations has expired:

• Christopher Jones	\$79.53
• Rudy Kretschmer	\$225.32
• Tim Serly	\$130.19
• James Chambers	\$277.99
• Creg Kristiansen	\$244.12
• Maria Reyes Able	\$129.89
• Ann Everley	\$94.83
• Shawn Lodge	\$68.12
• Daniel Willis	\$114.85
• Donald Blackburn	<u>\$95.96</u>

stated if the amendment is approved, the only work to be completed is a simple concrete cut and the re-pouring of the parking lot approach. He stated that the work should not take any longer than a week to complete.

Councilmember Clark asked if there is a point of egress on the opposite side of 2000 West that this new approach will conflict with, to which Mr. Moyes answered no and explained that the nearest point of egress is over 40 feet away from the recommended approach.

COUNCILMEMBER CLARK MADE A MOTION TO AUTHORIZE SITE PLAN AMENDMENT FOR CARE-A-LOT SUBDIVISION LOT TWO, LOCATED AT APPROXIMATELY 1842 SOUTH 2000 WEST. COUNCILMEMBER SHINGLETON SECONDED THE MOTION; ALL VOTED IN FAVOR, WITH THE EXCEPTION OF COUNCILMEMBER HAMMOND, WHO REFRAINED FROM VOTING DUE TO HIS RELATIONSHIP WITH THE OWNER OF THE CAR WASH THAT IS BEING BUILT NEAR THE CARE-A-LOT SUBDIVISION.

At 8:03 p.m. COUNCILMEMBER CLARK MADE A MOTION TO ADJOURN. COUNCILMEMBER PETERSON SECONDED THE MOTION; ALL VOTED IN FAVOR.

Jamie Nagle
Mayor

Cassie Z. Brown, CMC
City Recorder

Date approved: January 26, 2010