

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF PLEASANT VIEW CITY, UTAH**

June 13, 2023

The public meeting was held at City Hall, 520 W Elberta Drive, Pleasant View, Utah, commencing at 6:00 P.M.

MAYOR:

Leonard Call

COUNCILMEMBERS:

Ann Arrington

Steve Gibson

David Marriott

Philip Nelsen (*absent during the last half of the last closed meeting*)

Sara Urry

STAFF:

Amy Mabey

Laurie Hellstrom

Tyson Jackson

Brandon Bell

Ryon Hadley

Cindy Harrison

VISITORS:

Dana Shuler

Jay Cottle

Kelly Eddy

Kristian Perra

John Reynolds

Loni Wilde

Julie Broadbent

Rod Cottle

Mary Beth Cragun

Gil Wangsgard

Caleb Stolec

Chris Henley

Sheila Davis

Naomi Hoehn

David Gossner

LaMar Taylor

Danen & Kimberly Lynn Family

Riker Parker

Gayle Cottle

Wendy Eddy

Jace Montano

Kaitlynn Munns

Tanner Broadbent

Aimee Cottle

Conner Wangsgard

Brenda Medsker

Todd Wangsgard

Lauren Henley

Cooky Cottle

Dennis Davis

Bradley Dowell

Janet Green

Tyson Taylor

Lynda Davis

Leland Davis

Sheril Thompson

Sonny Thompson

Trev Wilde

Steve Broadbent

Tanner Cottle

Jenn Heslop

Trudi Wangsgard

Spencer Barlow

Julie Henley

Eldon Cottle

Court Henderson

John Arrington

Mary Lee Taylor

Sydney Wangsgard

Jeff Bolingbroke

1. Introduction.

a. Pledge of Allegiance and Opening Prayer, Reading or Expression of Thought
(Mayor Leonard Call).

b. Declaration of Conflicts of Interest
None given.

c. Public Comments/Questions for the Mayor & Council (limited to 3 minutes)

None given.

2. Consent Items.

a. Bills of Pleasant View City

b. Minutes of April 11, 2023, April 25, 2023, and May 23, 2023 (two sets).

Motion was made by CM Gibson to approve the consent items (bills of Pleasant View City and minutes of April 11, 2023 and May 23, 2023 (2 sets). 2nd by CM Arrington. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

3. Youth City Council. Award Youth City Council Scholarships.

Hailey Lynn and Court Henderson were awarded the Youth City Council Scholarships.

4. Grand Marshals, Honorary Grand Marshal and Bike Parade Chief. Introduction and presentation for the 2023 Founders Day Grand Marshals and Chief.

Eldon & Cooky Cottle were chosen as the Grand Marshals. John Reynolds was chosen as the Honorary Grand Marshal and Bridger Wangsgard was chosen as the Bike Parade Chief.

5. Fiber Optic Franchise Agreement with Connex LLC. Discussion and consideration of a franchise agreement in partnership with Connex LLC. who intends to begin installation and service of a fiber optic network throughout the city. (Presenter: Amy Mabey)

Amy Mabey: there was a groundbreaking for Connex before this meeting. Connex wants to join and sign the same agreement as All West. Connex plans to install within 18 months.

Motion was made by CM Arrington to adopt a franchise agreement with Connex LLC. 2nd by CM Marriott. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

6. Professional Services Agreement with Beacon Code Consultants. Discussion and consideration of a professional services agreement with Beacon Code Consultants to serve as the city's building official. (Presenter: Amy Mabey)

Amy Mabey: this is a professional agreement with Beacon Code Consultants. We have worked with for one month prior as a trial. We have been impressed with them and their building services. Mayor Call: has this been reviewed by legal? Amy Mabey: not but I can have it reviewed. CM Urry: I have been impressed. CM Gibson: how does what we charge work? Amy Mabey: this is just for building permits. The fees are set on the fee schedule. CM Gibson: I don't agree with an hourly rate. Amy Mabey: the challenge is based on an average. Mayor Call: there is a difference in inspection for example a pool vs a \$2million home. We can look at recoup cost. Amy Mabey: he utilized City Inspect and he breaks out his billing. CM Gibson: I don't want this to get out of hand. Mayor Call: there is a termination clause. CM Gibson: I want it to work. I want a review in 6 months. Mayor Call: we can track that. Amy Mabey: I am going to have annual meetings with all contract holders.

Motion was made by CM Urry to approve the Professional Services Agreement with Beacon Code Consultants with a note to have legal review the agreement. 2nd by CM Arrington. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

7. Disposition of Abandoned Water Line Section at 2550 North. Discussion and consideration of disposition of property to Wildcat Storage LLC. for the portion of an unused waterline within the footprint of property boundaries. (Presenter: Amy Mabey)

Amy Mabey: this is a waterline on Wildcat Storage that is for fire suppression only. Legal has not looked at this yet. It deems that they will keep that portion in good repair. This is a clean up item. CM Gibson: is it hooked up to our water? Tyson Jackson: the line stays there. Pepsi also has a similar line for fire line regulations. It is just a fire service line. CM Gibson: no negatives? Tyson Jackson: we are still in control of valve. If there is an illicit use of water we

can turn it off. CM Marriott: why? Brandon Bell: there is only one property owner now when there were several.

Motion was made by CM Gibson to approve the disposition of abandoned water line section at 2550 North to Wildcat Storage LLC as stated. 2nd by CM Marriott. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

8. Municipal Code Amendment - MP-1. Discussion and possible action to consider amending the MP-1 (manufacturing) Ordinance to remove 'Single-Family Dwelling' from the list of uses. Public Hearing held May 23, 2023. Ordinance 2023-11. (Presenter: Brandon Bell)

Brandon Bell: the planning commission and the city council held public hearings. The planning commission is in support of the amendment. Staff view this as an incompatible use in that zone and a conflict. Mayor Call: it doesn't make sense in the MP-1 zone. Amy Mabey: if there are any single family uses currently they will be grandfathered in.

Motion was made by CM Urry to amend the MP-1 (manufacturing) Ordinance to remove 'Single-Family Dwelling' from the list of uses, Ordinance 2023-11. 2nd by CM Nelson. Roll call vote. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

9. General Plan. Discussion and possible action to consider amending the General Plan Master Street Map. Ordinance 2023-14. (Presenter: Amy Mabey)

Brandon Bell: the planning commission made one suggested change with the addition of an east-west road to the map. Dana Shuler showed the old and new map and the legend. There were three railroad crossings but now one crossing. Dana Shuler show the Farr West Joint area. Mayor Call: did we submit an 80' road to WACOG? Dana Shuler: yes. Amy Mabey: we will work with the mobile home park to move them. Mayor Call: they have revamped the pads with new homes. Amy Mabey: there is 2025 funding from WACOG. Council: should we table the area between 2700 N/2550 N by the storage units. Amy Mabey: this is important dialog to go back to the planning commission. The council continued to review the section of the entire map. There were a few areas that need to be rechecked by Dana Shuler.

Motion was made by CM Gibson to approve the General Plan Map with a few checks from Dana Shuler and forward the as planned. 2nd by CM Marriott. Roll call vote. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

10. Insurance Coverage. Discussion and possible action to approve Insurance Coverage for the fiscal year 2023-2024 with Utah Local Governments Trust. (Presenter: Amy Mabey)

Amy Mabey: there was some navigating with insurances. The Trust was using the Fraud Risk Assessment. That was resolved because Heather Gale's certification qualified for more points. Many of the other cities expressed concerns over the use of the Fraud Assessment and having to be in the very low category. There was a slight increase in the rates. The liability is \$64,246, property \$15,799.19, auto \$23,450.61.

Motion was made by CM Urry to approve the Insurance Coverage for the fiscal year 2023-2024 with Utah Local Governments Trust as stated. 2nd by CM Arrington. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

11. Solid Waste Collection & Disposal. Discussion and possible approval of a Residential Solid Waste Collection & Disposal Contract with Republic Services. (Presenter: Amy Mabey)

Amy Mabey: the agreement is with Republic Services for recycling and garbage. There was not a high response for the RFP. They will use the existing pickup schedule. The prices have increased which was anticipated. The maintaining of equipment is in the contract. We worked out the 17 day gap between the ending day of Econo Waste and the beginning day for Republic

with an \$8k upfront cost. Tyson Jackson: the recycling cans are ours and we will be purchasing the blue cans. The extra cans travel around as needed. We need a stockpile of cans. It was suggested to look at a limit of 4 can per residents.

Motion was made by CM Gibson to accept the Residential Solid Waste Collection & Disposal Contract with Republic Services as stated. 2nd by CM Nelson. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

12. Fraud Risk Assessment & Audit Committee. Review of the Fraud Risk Assessment and Audit Committee. (Presenter: Laurie Hellstrom)

The Fraud Risk Assessment was reviewed with the council. No action needed.

13. Asset Capitalization Threshold Policy. Discussion and possible action to amend the Asset Capitalization Threshold Policy. Policy 2023-1. (Presenter: Laurie Hellstrom)

Motion was made by CM Arrington to approve the Asset Capitalization Threshold Policy. 2nd by CM Gibson. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

14. ARPA Employee retention agreement. Discussion and possible action to approve an employee retention agreement in accordance with American Rescue Plan Act (ARPA) funding received for the fiscal year 2022-2023. (Presenter: Amy Mabey)

Amy Mabey: we are requesting the use of ARPA funding for retention bonus for employees to secure a commitment for a year. If not they will need to make a refund to the city. This use qualifies for federal funding. CM Arrington: is this the same as last year? Amy Mabey: yes. Parttime help receives half the bonus and it is not for seasonal employees. This bonus is optional. CM Gibson: do you think it helped keep employees here? Tyson Jackson: we have been down three people and it did get us through a rough spot. For us it meant a lot. Mayor Call: after this there will be no more ARPA funding.

Motion was made by CM Gibson to approve the employee retention agreement in accordance with American Rescue Plan Act (ARPA) funding received for the fiscal year 2022-2023. 2nd by CM Marriott. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

15. Budget Workshop.

Laurie Hellstrom review budget changes and requests from the prior budget workshop as noted in the presented budget.

16. Public Hearings – Budget.

a. Amend. Discussion and possible action to amend the 2022-2023 fiscal year budget, Resolution 2023-G.

Motion was made by CM Marriott to go into a public hearing to consider amending the 2022-2023 fiscal year budget. 2nd by CM Gibson. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

Mayor Call: any comments from the public? David Gossner: in next year's budget can we look at a cemetery that is local, tag a trail to the Bonneville Shoreline and a community fish pond? Can there be fishing at Barker Pond? Can there be recycling cans at Founder's Day? Amy Mabey: maybe there could be fishing at the Horseshoe pond. You would need to reach out to Weber County.

Motion was made by CM Nelson to end the public hearing. 2nd by CM Arrington. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

Motion was made by CM Gibson to amend the 2022-2023 fiscal year budget as stated, Resolution 2023-G. 2nd by CM Marriott. Roll call vote. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

b. Adopt. Discussion and possible action to adopt the 2023-2024 fiscal year budget, Resolution 2023-H.

Motion was made by CM Nelson to go into a public hearing to consider amending the 2023-2024 fiscal year budget. 2nd by CM Arrington. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

Mayor Call: any comments from the public? None given.

Motion was made by CM Gibson to end the public hearing. 2nd by CM Nelson. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

Motion was made by CM Arrington to amend the 2023-2024 fiscal year budget as corrected and stated, Resolution 2023-H. 2nd by CM Nelson. Roll call vote. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

17. Consolidated Fee Schedule. Discussion and possible action to amend the Consolidated Fee Schedule by amending the Sewer and Garbage/Recycling Fee. Resolution 2023-I. (Presenter: Laurie Hellstrom)

Motion was made by CM Arrington to amend the Consolidated Fee Schedule by amending the Sewer and Garbage/Recycling Fee, Resolution 2023-I. 2nd by CM Nelson. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

18. Founders Days 2023 - Coordination discussion for Founders Day 2023.

CM Gibson: I have received a lot of calls asking how do you do it. Thank you for your time. CM Nelson: need sponsors for the 5K. There are 98 people in the run. We need volunteers to pickup food. CM Arrington: we need a couple more volunteers for the parade. The Pickleball tournament is full so don't advertise. CM Urry: I am ok. CM Marriott: there are 50+ parade entries.

19. Closed Meeting. Consideration for a closed meeting pursuant to one or more of the provisions of the Utah Open and Public Meetings Law, Utah Code § 52-4-205(1).

Motion was made by CM Urry to go into a closed meeting to discuss property acquisition. 2nd by CM Nelson. Roll call vote. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

Minutes of the closed meeting are protected records and are filed separately.

Motion was made by CM Marriott to end the closed meeting. 2nd by CM Urry. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

Motion was made by CM Arrington to go into a closed meeting to discuss litigation. 2nd by CM Nelson. Roll call vote. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

Minutes of the closed meeting are protected records and are filed separately.

Motion was made by CM Arrington to end the closed meeting. 2nd by CM Nelson. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

Motion was made by CM Arrington to go into a closed meeting to discuss the character of an individual. 2nd by CM Nelson. Roll call vote. Voting Aye: CM Arrington, CM Gibson, CM Marriott, CM Nelsen and CM Urry. 5-0

Mayor Call signed a sworn statement affirming the reason for the closed meeting.

Motion was made by CM Marriott to end the closed meeting. 2nd by CM Arrington. Voting Aye: CM Arrington, CM Gibson, CM Marriott and CM Urry. 4-0

20. Other Business.

None.

21. Adjournment 10:54 P.M.