
Minutes of the **Regular Meeting** of the **Riverdale City Council** held Tuesday, **November 17, 2009** at 6:03 p.m. at the Riverdale Civic Center, 4600 South Weber River Drive.

Members Present: Bruce Burrows, Mayor
David Gibby, Councilor
Doug Peterson, Councilor
Gary Griffiths, Councilor
Shelly Jenkins, Councilor

Excused: Don Hunt, Councilor

Others Present: Larry Hansen, City Administrator; Steve Brooks, City Attorney; Lynn Moulding, Public Works Director; Lynn Fortie, Business Administrator; Dave Hansen, Police Chief; James Ebert, Police Lieutenant; Doug Illum, Fire Chief; Marilyn Banasky, City Recorder; Councilor-elect Norm Searle; Councilor-elect Alan Arnold; and 14 citizens.

A. Welcome & Roll Call

Mayor Burrows called the meeting to order and welcomed all those present. He noted that all Councilmembers were present except Councilor Hunt who is excused.

B. Pledge of Allegiance

Councilor Peterson offered the Pledge of Allegiance. Mayor Burrows read a quote from Alexander Hamilton.

C. Moment of Silence

Mayor Burrow's quote was followed by a Moment of Silence.

D. Open Communications

Colby and Judy Herrera reported that they live on 500 West and came to complain that their house was flooded by the construction company who is doing the Riverdale Road widening project. They stated that the construction company originally said they would pay for damages and are now saying they won't pay for their lost furniture and damages. He explained that their insurance agent suggested that they complain to the City. Mr. Herrera reported that they are renting the home and didn't have renters insurance. He stated that the pipe blew up because the water was turned on and off. Mrs. Herrera reported that they circulated a petition. Mayor Burrows stated that the City will meet with someone on site to ensure that their concerns are addressed fairly.

E. Presentations and Reports

1. Mayor's Report

Mayor Burrows asked the Councilmembers to submit their comments or ideas from campaigning or from Utah League of Cities and Towns conference that they feel are valuable to making the City's processes better for the residents, the community, or to make City services better or save money, to Ms. Banasky.

2. Administrator's Report

a. Department Information

Larry Hansen discussed the department information.

b. Employee Recognition

The following are employees whose anniversary date falls in the month of November.

Employee	Length of Service	Department
Dave Hansen	24 years	Police
Jeannette Hall	19 years	Community Services
Lynn Fortie	18 years	Business Administration
Kirk Favero	12 years	Public Works
Matt Sorensen	10 years	Public Works
Earlene Lee	10 years	Court
Steve Brooks	5 years	City Attorney
Joan Dailey	4 years	Court
Zade Child	2 years	Community Services
Heather Harris	1 year	Police
Wes Kay	1 year	Public Works

c. Staffing Authorization Plan

Larry Hansen discussed the report.

F. Consent Items

1. Approval of meeting minutes from:

November 4, 2009 Work Session

November 4, 2009 Regular City Council

2. Report on Condition of the Treasury for the month ending September 30, 2009.

Lynn Fortie gave an overview of the revenues and expenses for the month ending September 30, 2009.

Motion: Councilor Peterson moved to approve the consent items. Councilor Jenkins seconded the motion.

Call the Question:

The motion passed unanimously.

G. Action Items

1. Consideration of Ordinance #749 amending the Wild River Estates Subdivision, Lots 42 and 43, located at 1087 W. 4175 S. to convey approximately 6' of property from lot 42 to lot 43.

This item was withdrawn by the petitioner.

2. Consideration of awarding the bid for the Splash pad.

Lynn Moulding reported that the selection committee has met twice and recommends allowing the City to negotiate a contract with CEM Aquatics. Councilor Gibby inquired how much their proposal would cost. Mr. Moulding replied that they submitted four options in their proposal and that is why he is asking permission to negotiate with them, but the option the committee selected is \$271,284.71.

He stated that this option has a concrete surface rather than a soft splash surface, as the committee didn't feel like it was worth the extra money. He explained that the committee also wanted to tweak some of the features they are offering and come up with some better ones and stay within the budget. Councilor Peterson stated that everyone he showed the pictures to liked option 3 the best, which is CEM. He inquired if the surface would be a painted concrete. Mr. Moulding replied that it would be a broom finished surface like South Ogden's. Councilor Peterson inquired as to what is known about CEM and if there is a warranty. Mr. Moulding replied that they have a good warranty and have done more splash pads in this area than anyone else. He reported that they supplied the equipment for South Ogden. Mayor Burrows asked if Mr. Moulding was looking for a "not to exceed" number for negotiations. Mr. Moulding replied that he is not asking the Council to authorize an expenditure but just to begin negotiations with CEM and bring it back for final approval. Councilor Jenkins inquired as to what the operational costs might be. Mr. Moulding replied that they have not given him a dollar figure. Councilor Jenkins suggested checking with South Ogden to see what it costs them to run their splash pad. Mr. Moulding reported that he talked to them and no one knew what their costs were as they weren't broken out. Councilor Jenkins inquired if there was any liability to the City. Mr. Moulding replied that he has talked to URMMA and they said they didn't think it was a big deal but said they didn't have much experience with splash pads. Councilor Jenkins suggested asking South Ogden regarding their incidents. She inquired if parking would be a problem. Mr. Moulding replied that they looked at expanding the current parking lot and adding 30 parking stalls. He stated that this splash pad is designed for about 75 people to use at a time, so if there were 3 people in a car using it, that would be an additional 25 cars. He reported that he thinks there are enough parking stalls unless a large family reunion is going on at the same time, but that next year's budget will include the 30 additional parking stalls, if necessary. Councilor Jenkins inquired as to the estimated cost to expand the parking lot. Mr. Moulding replied that it would probably \$50,000 or less. Councilor Jenkins reported that she did have someone in the neighborhood that expressed concern with people parking on the street and using the alley to cut through to the splash pad. Mr. Moulding stated that he recommends a "wait and see" approach and if parking becomes an issue they can deal with it. Councilor Gibby reported that the only time parking is problem near the park is on the 4th of July. Councilor Jenkins wondered if it became a daily event, would the City be prepared to deal with it quickly. Mr. Moulding replied that they could put up No Parking signs until the parking lot is built.

Motion: Councilor Peterson moved to allow staff to negotiate a contract with CEM Aquatics for construction of a splash pad and bring it back to staff. Councilor Gibby seconded the motion.

Call the Question:

The motion passed unanimously.

3. Consideration of purchasing one truck and three cars as replacements in the scheduled rotation of the existing Police Fleet.

Police Lieutenant, James Ebert, reported that in 2007 they came and requested a change to go to a two year rotation for police administration vehicles in order to reduce operating expenses. He stated that he is here to request that at a future date they surplus the 2007/2008 vehicles and authorize the purchase of four new administration vehicles. He reported that he has included information about the vehicles and feels that the City's final operating cost for the 2007/2008 vehicles will be between \$600 to zero dollars per year, depending on the vehicle and feels the new vehicles will meet the same forecast. Councilor Peterson inquired as to where they are buying the Camaro. Lt. Ebert

replied that they are looking to purchase it at John Watson Chevrolet in Ogden. He explained that the Camaro is not on the state bid and that they would go with the lowest bid, which is Watson Chevrolet. Councilor Peterson stated that he liked the idea of purchasing the vehicle locally. Lt. Ebert stated that he would like to look at other brands for the truck and requested that they be allowed to look at a Toyota truck in Riverdale.

Motion: Councilor Peterson moved to approve the request to purchase the two year rotation four new vehicles: 1 truck not to exceed \$31,500; 1 Ford Mustang not to exceed \$27,000; and 2 Chevrolet Camaros not to exceed \$26,500. Councilor Gibby seconded the motion.

Call the Question:

Roll Call Vote: Councilor Gibby; Aye, Councilor Jenkins, Aye; Councilor Peterson, Aye; and Councilor Griffiths, Aye. The motion passed unanimously.

4. Consideration of Resolution #2009-36 adopting the Natural Hazards Pre-Occurrence Mitigation Plan.

Fire Chief, Doug Illum, requested approval of the Natural Hazards Pre-Occurrence Mitigation Plan and reported that approval of this Plan will ensure that Riverdale is eligible to receive FEMA funds in the case of a disaster and allow the City to apply for certain grants. He reported that this was presented to WACOG and they approved it to come to each individual City Council and Weber County Commission to be adopted by resolution.

Motion: Councilor Peterson moved to approve Resolution #2009-36 adopting the Natural Hazard Pre-Disaster Mitigation Plan as required by the Federal Disaster Mitigation and Cost Reduction Act of 2000 by the City of Riverdale, Weber County, State of Utah. Councilor Gibby seconded the motion.

Call the Question:

Roll Call Vote: Councilor Jenkins; Aye, Councilor Peterson, Aye; Councilor Griffiths, Aye; and Councilor Gibby, Aye. The motion passed unanimously.

5. a. Public Hearing for Community Development Block Grant.

Lynn Moulding gave an overview of the possible Community Development Block Grant (CDBG) projects for 2010. The are as follows:

1. Curb, gutter and sidewalk on the east side of 1000 West from about 4275 South to about 4300 South.
2. Curb, gutter and sidewalk on the east side of Parker Drive from about 3650 South to Rivervalley Drive.
3. Curb, gutter and sidewalk on the south side of 4400 South from 700 West to the Weber River.
4. Replacing the water main on 500 West from 4250 South to 4800 South.

Mayor Burrows opened the public hearing at 7:10 p.m.

No public comments were given.

Motion: Councilor Gibby moved to close the public hearing. Councilor Peterson seconded the motion.

Call the Question:

The motion passed unanimously.

The public hearing was closed at 7:11 p.m.

b. Consideration of Community Development Block Grant project.

Motion: Councilor Gibby moved to apply for the Community Development Block Grant projects as discussed. Councilor Peterson seconded the motion.

Call the Question:

The motion passed unanimously.

6. Consideration of Resolution #2009-37 amending the Consolidated Fee Schedule, Title 1, Chapter 12, Section 6, E - Public Works Sewer Usage Fees.

Lynn Moulding reported that he has spent time working through this and trying to figure out how much to raise sewer rates in order to cover the anticipated rate increase from Central Weber Sewer and paying back the loan from the State Revolving Loan Fund. He is proposing raising the Residential sewer rate from \$11.02 to \$15.55; Mobile home sewer rate from \$8.95 to \$12.65; and Multifamily from \$13.42 to \$18.95. He reported that the current Commercial rate is \$13.42 and is proposing to change it to a consumption based rate that would be based on the meter size and also on their winter time consumption. He explained that they would be given up to 25,000 gallons as base fee and anything over that would be charged at \$0.31 per gallon. He stated that the anticipated revenue will barely meet Riverdale's needs for the anticipated costs for FY2011. Councilor Gibby inquired if people on a septic system pay sewer rates. Mr. Moulding replied that they do not. Councilor Jenkins inquired as to the definition of multifamily. Mr. Moulding replied that it is anything larger than a fourplex and that a fourplex or smaller would be charged at the residential rate.

Motion: Councilor Gibby moved to approve Resolution #2009-37 amending the Consolidated Fee Schedule in the Riverdale Municipal Ordinance Code Title 1, Chapter 12, Section 6 Public Works Fees. Councilor Peterson seconded the motion.

Call the Question:

Roll Call Vote: Councilor Peterson; Aye, Councilor Griffiths, Aye; Councilor Gibby, Aye; and Councilor Jenkins, Aye. The motion passed unanimously.

7. Consideration of Ordinance #748 amending Title 7, Chapter 1, Section 1(A) Obstructions.

Lynn Moulding reported that this change is to clear up the language in the ordinance as it was subject to interpretation exactly where the adjacent property owners responsibility lies in relation to their curb line. Councilor Jenkins stated that there is still the issue of sidewalks and the homeowners knowing their responsibility on 300 West. She explained that her concern on 300 West is that a bank now owns the largest stretch of the property and the homeowners on Cherry Drive are mad that the City does snow removal on the other side of the sidewalk by the Ogden Golf and Country Club. Mr. Moulding replied that the City has been taking care of the snow removal on 300 West.

Councilor Jenkins inquired if there is a defined expectation for the people on Parker Drive with fences to the sidewalk and the growth that obstructs the sidewalk. Mr. Moulding replied that it was his understanding that they were notified by Mr. Daily's department of their responsibility.

Motion: Councilor Peterson moved to approve Ordinance #748 amending Title 7, Public Ways and Property, Chapter 1, Obstructions to amend portions of said ordinance to clarify obligations and responsibilities as well as add additional definitive language; providing for severability; repealing all ordinances in conflict herewith; and providing an effective date upon publication as required by law. Councilor Gibby seconded the motion.

Call the Question:

Roll Call Vote: Councilor Griffiths; Aye, Councilor Gibby, Aye; Councilor Jenkins, Aye; and Councilor Peterson, Aye. The motion passed unanimously.

Mayor Burrows recommended adjourning from the City Council Meeting into the RDA meeting.

Motion: Councilor Peterson moved to adjourn into the RDA meeting. Councilor Gibby seconded the motion.

Call the Question:

The motion passed unanimously.

The meeting adjourned into the RDA meeting at 7:26 p.m.

The meeting reconvened at 8:04 p.m.

8. Consideration of adjournment into Closed Executive Session for the purpose of strategy sessions to discuss the purchase, exchange, or lease of real property Code 52-4-205(1)(d).

Mayor Burrows inquired if the Councilmembers wanted the Council-elect members to remain for the Closed Executive Session.

Motion: Councilor Gibby moved to allow the Council-Elect members to remain during the Closed Executive Session. Councilor Peterson seconded the motion.

Call the Question:

The motion passed unanimously.

Motion: Councilor Peterson moved to adjourn into a Closed Executive Session. Councilor Griffiths seconded the motion.

Call the Question:

Roll Call Vote: Councilor Gibby; Aye, Councilor Jenkins, Aye; Councilor Peterson, Aye; and Councilor Griffiths, Aye. The motion passed unanimously.

The meeting adjourned into a Closed Executive Session at 8:07 p.m.

The meeting reconvened at 8:34 p.m.

H. Discretionary Items

Councilor Jenkins inquired if anything had been done about Lael Gibby's sewer problem. Larry Hansen reported that Mr. Moulding has indicated that the home owners could get someone to make the repairs for less than \$1,000. He suggested to allow them to handle the problem administratively and get it taken care of.

I. Adjournment

With no further business to come before the Council at this time, Councilor Gibby moved to adjourn the meeting. Councilor Peterson seconded the motion. The motion passed unanimously. The meeting adjourned at approximately 8:38 p.m.

Approved: December 15, 2009

Attest:

Bruce Burrows, Mayor

Marilyn Banasky, City Recorder