



**RIVERDALE CITY COUNCIL AGENDA
CIVIC CENTER - 4600 S. WEBER RIVER DR.
TUESDAY –OCTOBER 16, 2012**

Minutes of the **Regular Meeting** of the **Riverdale City Council** held Tuesday, **October 16, 2012** at 6:10 PM at the Riverdale Civic Center, 4600 South Weber River Drive.

Members Present: Bruce Burrows, Mayor
Don Hunt, Councilor
Norm Searle, Councilor
Braden Mitchell, Councilor
Michael Staten, Councilor

Members Excused: Alan Arnold, Councilor

Others Present: Larry Hansen, City Administrator; Steve Brooks, City Attorney; Lynn Fortie, Business Administrator; Dave Hansen, Police Chief; Randy Daily, Community Development Director; James Ebert, Police Lieutenant; Riverdale Fire Fighters Curtis Leishman, Matt Hennessy, David Ermer, Rick Flaig and Jim Robinson; Ember Herrick, City Recorder and 17 members of the public including David Leahy, Chuck Kerkvliet, Makayla Orr, Steve Winn, Wendy Winn, Jared Hawkes, Allen Miller, Jeff Stokes, Jill Stokes, Katie Ellis and Jeffery Trussell

A. Welcome & Roll Call

Mayor Burrows called the meeting to order and welcomed all in attendance including all Council members except Council Arnold who has asked to be excused from tonight's public meeting.

B. Pledge of Allegiance

Councilor Staten led the Pledge of Allegiance and Mayor Burrows read a quote from George Washington's farewell address which encouraged Americans to resist anything that might compromise the union of their new nation.

C. Moment of Silence

Mayor Burrows quote was followed by a moment of silence when he asked everyone to remember those serving in our armed forces.

D. Open Communications

Mayor Burrows invited any member of the public with questions or concerns to address the Council.

Riverdale Resident Katie Ellis said she would like the Council to consider allowing residents to rent a room at the community center for less than the current six hour minimum so that exercise classes can be taught. According to Ms. Ellis, Roy City allows exercise instructors to rent their facility for \$25 an hour if they have a valid business

license with the city and liability insurance. She said popular Zumba classes, karate classes, and a Silver Seniors Boot Camp Class are all taught at Roy's Recreation Center and Riverdale could make additional revenue if they allowed similar classes to be taught at their facility. Ms. Ellis said she has taught group fitness classes in the past and when she walks on the trail in the mornings she has discussed this idea with women in the community and several have expressed interest in participating in group exercise classes in Riverdale. Ms. Ellis requested the Council amend its ordinance to allow her and others to teach group fitness classes by the hour at Riverdale's Recreation Center by 2013 as the New Year is a popular time for people to make fitness resolutions.

Riverdale Resident Stephen Winn said he moved into a new home in Riverdale with his wife Wendy in the Combe Farms subdivision approximately one year ago and has had problems with standing water on his property at 5553 S. 575 W. According to Mr. Winn, the Property Developer Brad Frost and members of Riverdale City's Community Development Department have not helped resolve this problem despite repeated requests, so he is requesting the City Council's help. Mr. Winn provided the Mayor and Council with copies of his email correspondence with Riverdale City and explained actions he has taken to date to address soggy ground on the west side of his yard including working with a landscaper to remove grass and put in rocks where there is standing water. According to Mr. Winn, the Developer has offered to put in a drain which may or may not resolve the problem if the Winns will sign a form releasing the developer from further obligation to resolve the standing water problem. Mr. Winn said the developer is requiring him to pay \$300 dollars to put in a drain along the length of his property although he has already spent \$2,500 to fix his soggy lawn. He said his neighbors have similar water problems and he invited members of the Council to visit his home to see the problem for themselves. Mayor Burrows said the Council and staff will review the email documentation Mr. Winn has provided to them and will notify homeowners if their request can be placed on a future agenda for consideration of action.

Riverdale Resident Alan Miller said he is here to speak in opposition to Resolution 2012-20 a proposed interlocal agreement between Riverdale and Roy cities permitting the two cities to share a fire chief. Mr. Miller said as a former Riverdale fire fighter he doesn't think sharing a department head with another city is wise and it would be in Riverdale's best interest to hire their own fire chief.

Kaysville Resident Norm Frost said he is a partner in the Combe Farms development and has been working to try and help resolved the Winn family's standing water complaints. He said Mr. Winn's assertion that Riverdale's Community Development Department has not responded to requests to evaluate the problem are inaccurate as he has personally witnessed Riverdale's Building Inspector Jeff Woody inspect the property in question and in his experience Riverdale's Community Development Department has always promptly responded to homeowner requests. Mr. Frost said the Combe Farm building lots were engineered to avoid low spots where standing water could become a problem, but once a home is purchased and the contour of the property is changed to accommodate landscaping modifications, the developer cannot be responsible for problems that may arise. Mr. Frost said some homeowners water their lawns three or four times a day causing the ground to become saturated and water to pool in low lying areas of neighboring lawns. He said the developers have attempted to address the Winn's

complaints on multiple occasions and are now offering to pay to put in a drain that should resolve the problem if the homeowner will sign a release stating that they accept future responsibility for their yard. Mr. Frost said at some point a homeowner must accept accountability for their own property.

Riverdale Resident Jeff Stokes said he lives across the street from the Winn family and contrary to Mr. Frost's claim standing water was a problem on some Combe Farm building lots like his before any landscaping alternations were made. Mr. Stokes said the original contractor who built his home put in a patio which has created a low spot where water collects in his yard also and he asked the city to investigate the standing water problems of the neighborhood.

There were no additional comments.

E. Presentations and Reports

Mayor Burrows said there is a Veterans Day Ceremony planned for Monday, November 12, 2012 at 9 a.m. here at the Civic Center. Councilor Searle said Major General David E. Tanzi will be the guest speaker along with special musical numbers and a color guard ceremony. Mayor Burrows said there will be additional information in the November city newsletter and in the next water bill mailed to residents.

Mayor Burrows said 4400 South has been striped with bike lanes and he said he hopes this will increase safety for cyclists traveling in Riverdale.

City Administrator Larry Hansen said the department reports are included in the packet and he thanked the public for their input during open communications and said staff works hard to try and address issues brought to their attention by the public in these open meetings. Mr. Hansen recognized staff with anniversaries in the month of October and he and Mayor Burrows presented Fire Fighter Rick Flaig with a certificate and award to thank him for his 30 years of service to the city. Mr. Hansen said the city is on track with Riverdale's 2005 plan by currently operating 2.75 full-time equivalents under authorization with 55 full-time and 44 part-time employees.

There were no items on the Recorder's Report.

Mayor Burrows said Community Development Director Randy Daily recently met with representatives from In-N-Out Burger who assured him that they plan to begin construction on a Riverdale restaurant as soon as the weather breaks in the spring of 2013. He asked for any questions on the Community Development Projects Status Report and there were none.

F. Consent Items

Mayor Burrows asked if there were any changes to the meeting minutes and none were noted.

Motion: Councilor Hunt moved to approve the consent items. Councilor Searle seconded the motion.

There was no discussion on the motion.

Call the Question: The motion passed unanimously.

G. Action Items

1. Consideration of Resolution 2012-20 adopting an Interlocal Agreement for Fire Chief Professional Services with Roy City

Mayor Burrows recommended this action item be tabled until the city can resolve new concerns brought to Riverdale's attention during a routine audit last Friday October 12, 2012 by representatives of Utah Retirement Systems (URS).

Motion: Councilor Searle moved to table consideration of Resolution 2012-20 adopting an Interlocal Agreement for Fire Chief Professional Services with Roy City. Councilor Hunt seconded the motion.

There was no discussion on the motion.

Call the Question: The motion passed unanimously.

2. Consideration of Resolution 2012-21 appointing an Acting Fire Chief

Mr. Hansen said Riverdale's Fire Department has been undergoing a transition during the past nine months since Fire Chief Doug Illum retired while searching for new leadership and evaluating options to stabilize the department's budget. Mr. Hansen said the proposed Interlocal Agreement with Roy City is a key step to the city's plan and Riverdale will work with URS to resolve any legal issues to ensure that the retirement benefits of both cities are compliant with state regulations and the agreement is mutually beneficial to Riverdale and Roy. According to Mr. Hansen, last week's URS audit made the city aware that the Council must officially appoint an acting fire chief who is a full-time employee of Riverdale City. He recommended to the Council that Riverdale Fire Captain Matt Hennessey be appointed as Acting Fire Chief to fulfill the URS requirement. Mr. Hansen asked for any questions or comments and there were none.

Motion: Councilor Mitchell moved to approve consideration of Resolution 2012-21 appointing Riverdale Fire Captain Matt Hennessey as Riverdale City's Acting Fire Chief. Councilor Hunt seconded the motion.

There was no discussion on the motion.

Roll Call Vote: Councilor Mitchell, aye; Councilor Staten, aye; Councilor Hunt, aye; and Councilor Searle, aye. The motion passed unanimously.

3. Consideration of Ordinance 820 proposed amendments to the General Plan – Housing Policies – to add a Moderate Income Housing Element

Mr. Daily said the Planning Commission held a public hearing on September 11, 2012 to receive public comment on proposed changes to Riverdale's General Plan Housing Policies section to add a Moderate Income Housing Element. Mr. Daily said following that Public Hearing, the Planning Commission recommended approval of the amended document which if adopted by the Council will become a part of the General Plan and help Riverdale become compliant with a state statute requiring each Utah city to complete a biennial housing report and update their moderate income housing plan every two years. Mr. Daily asked for any questions or comments and there were none.

Motion: Councilor Hunt moved to approve Ordinance 820 proposed amendments to the General Plan – Housing Policies – to add a Moderate Income Housing Element. Councilor Searle seconded the motion.

There was no discussion on the motion.

Roll Call Vote: Councilor Staten, aye; Councilor Hunt, aye; Councilor Searle, aye; and Councilor Mitchell, aye. The motion passed unanimously.

4. Consideration of change orders for Police Department Basement Project to United Contractors for \$11,805.88

Police Lieutenant James Ebert said the Police Department Basement Project is nearly complete with the lockers scheduled to be installed on October 19, 2012. He said an explanation of the 11 change orders had been included in the executive summary in the packet and he asked if any items needed additional clarification. Councilor Searle asked if the project with the change orders will still come in under budget and Mr. Ebert confirmed that it would. There were no additional comments or questions.

Motion: Councilor Searle moved to approve the change orders for Police Department Basement Project to United Contractors in the amount of \$11,805.88. Councilor Hunt seconded the motion.

There was no discussion on the motion.

Roll Call Vote: Councilor Hunt, aye; Councilor Searle, aye; Councilor Mitchell, aye; and Councilor Staten, aye. The motion passed unanimously.

5. Consideration of authorization to purchase hardware and software for virtual desktops for \$70,000

Business Administrator Lynn Fortie said he is requesting Council authorization to purchase hardware and software for virtual desktops for \$70,000. According to Mr. Fortie, a virtualization system will allow the software applications city employees use to run off of a server instead of individual desktop computers. He said the benefits will include having all city computers using the same version of software like Word, saving the city money over time as only monitors and keyboards will need to be replaced, and in

increased efficiency if he can troubleshoot computer problems from his desk. Mr. Fortie said as part of the 2005 Action Plan, Riverdale City adopted a policy of only replacing city computers as they break to save the city money. He said he had looked at the 17 desktop computers used by staff in this building and several are seven, eight and nine years old and run slowly which has an impact on employee productivity. Mr. Fortie said mobile computing is the wave of the future and 44 of the city's computers are good candidates for virtualization but a few that run specialized programs like Public Works CAD system will need to remain independent. He said the budgeted amount of \$70,000 is high and he assured the Council that he will be conservative in only replacing the monitors and keyboards that need to be upgraded. Mr. Fortie said when the virtualization upgrade was budgeted for last May the Council asked him to compare the cost of this new system to replacing the city's outdated PCs. He said virtualization will initially be more expensive, but the cost savings over time and potential increased productivity will save the city money in the long run. Mr. Fortie recommended the Council approve his virtualization proposal budgeted at \$70,000 and asked for any questions or comments. Mayor Burrows clarified the proposed expense is a not-to-exceed amount of \$70,000. Councilor Searle asked what amount was budgeted for virtualization at the Strategic Planning Meeting last May and Mr. Fortie said the Information Technology (IT) budget was for \$120,000 but that was also factoring in the cost of upgrading the city's email and phone systems. Councilor Mitchell asked if Mr. Fortie will be able to stay under budget and replace the city's aging phone system with this \$70,000 virtualization expense and Mr. Fortie assured the Council that he could. Councilor Mitchell said replacing 44 new computers even with licensing fees should be considerably less expensive than the \$70,000 cost of virtualization and Mr. Fortie confirmed moving to a virtualized system the city will have a high initial cost of purchasing the server. Councilor Staten asked if virtualization could be done for less than \$70,000 and Mr. Fortie said he was budgeting \$1,300 per station for 50 computers but the cost will likely be less than that. Mr. Hansen said technology is changing fast and standardization and virtual cloud computing is where the city needs to be for the future. He said that he supports the \$70,000 budget request because Mr. Fortie is conservative in his expenditures and he is confident that he will come in under budget but wants him to have the ability to get the best system for the city without cutting corners. Mr. Hansen recommended the Council approve the \$70,000 expenditure and said Mr. Fortie will keep the Council apprised of the costs of virtualization and a new phone system along the way. Councilor Staten asked about the cost savings over time with only keyboards and monitor needing replacement and Mr. Fortie said the server will also need to be replaced periodically, but he added that he believes virtualization will save the city money over time.

Motion: Councilor Hunt moved to authorize the purchase of hardware and software for virtual desktops for an amount not to exceed \$70,000. Councilor Staten seconded the motion.

There was no discussion on the motion.

Roll Call Vote: Councilor Searle, aye; Councilor Mitchell, aye; and Councilor Staten, aye; Councilor Hunt, aye. The motion passed unanimously.

H. Discretionary Items

Mayor Burrows asked if there were any discretionary items and Councilor Searle said he supports Ms. Ellis' request to allow exercise classes at the Riverdale Recreation Center and would like to see this as an action item on the next Council agenda for consideration. Mr. Hansen said it will be on November 7, 2012 agenda.

Councilor Searle complimented the city on the bike lane striping on 4400 South and said he still has concerns about the safety of crosswalks on that street, specifically across from Riverdale Elementary. According to Councilor Searle, downtown Salt Lake City and Ogden City have painted triangles leading up to their crosswalks or have painted the crosswalk stripes on a 45 degree angle to make them more noticeable to drivers. He asked Councilor Staten to communicate this information to the Riverdale Bike/Pedestrian Ad Hoc Committee so that they can consider what other cities are doing at pedestrian crossings when they make their recommendations for safer complete streets to the City Council.

Councilor Searle said three people have complained to him about raccoon sightings in the city and he asked animal control and public works to be made aware of this increase in wildlife sightings in the city.

Councilor Mitchell said a resident approached him about the speed limit on Freeway Park Drive which they say is posted at 35 mph in one direction and 40 mph going the opposite way. He asked if the speed limit could be standardized for this road and Mr. Hansen said he would pass the request on to the Public Works Department for follow up.

Councilor Mitchell said Mr. Winn who spoke during open communications had recently approached him at work with his complaint and when he visited his home he saw the swampy area in the yard Mr. Winn is complaining about. He asked if this issue could also be put on an upcoming City Council agenda for consideration of action before Mr. Winn has been in his home one year and must decide if the issue can be resolved with the developer or if he needs to pursue legal action. Mr. Hansen said Mr. Daily and the Community Development Department has been working for some time to help mediate Mr. Winn's complaint with the Combe Farms developer to find a resolution that will satisfy both parties. Mr. Hansen said the city is limited in the action it can take when a dispute is between two private parties but he said the complaint will be investigated further by the city and the Council will get a timeline of the city's involvement and report on the latest mediation at their November 7, 2012 Council meeting. There were no additional discretionary items.

I. Adjournment:

With no further business to come before the Council at this time, Councilor Hunt moved to adjourn the meeting. Councilor Mitchell seconded the motion. The motion passed unanimously. The meeting adjourned at approximately 7:05 p.m.

Approved: November 7, 2012

Attest:

Bruce Burrows, Mayor

Ember Herrick, City Recorder