



**RIVERDALE CITY COUNCIL AGENDA  
CIVIC CENTER - 4600 S. WEBER RIVER DR.  
TUESDAY AUGUST 5, 2014**

Minutes of the **Regular Meeting** of the **Riverdale City Council** held Tuesday, **August 5, 2014** at 6:03 PM at the Riverdale Civic Center, 4600 South Weber River Drive.

Members Present: Norm Searle, Mayor  
Don Hunt, Councilor  
Braden Mitchell, Councilor  
Michael Staten, Councilor  
Brent Ellis, Councilor  
Gary Griffiths, Councilor

Others Present: Rodger Worthen, City Administrator; Shawn Douglas, Public Works Director; Michael Eggett, Community Development Director; Scott Brenkman, Police Lieutenant; Ember Herrick, City Recorder and 23 members of the public including Annette Spendlove, Theida Wellman, Weston Saunders, Jared Johnson, Kevin Wille and Hunter Wille.

**A. Welcome & Roll Call**

Mayor Searle called the meeting to order and welcomed all in attendance including all Council members.

Casey Nelson with Boy Scout Troop 266 introduced the other scouts in his troop and their leaders and said they are working on their citizenship in the community merit badge.

**B. Pledge of Allegiance**

Councilor Hunt led the Pledge of Allegiance.

**C. Moment of Silence**

Mayor Searle called for a moment of silence when he asked everyone to remember our police officers, fire fighters, and U.S. military service members.

**D. Open Communications**

Mayor Searle invited any member of the public with questions or concerns to address the Council and Riverdale Resident Kevin Wille said he recently complained about lewd incidents behind his home adjacent to the park and he thanked the Mayor, City Administrator Rodger Worthen, and Police Chief Dave Hansen for addressing the problem.

Mayor Searle read an email from Riverdale resident Greg Waters in support of repairing Riverdale's BMX Bike Park and suggesting a smaller track for children on bikes with training wheels be added to the existing amenity.

There were no additional comments or questions.

### **E. Presentations and Reports**

Mayor Searle read a proclamation declaring Carter & Cutler Warren as outstanding Riverdale residents for reporting a trail fire in June, providing information to the police to locate the offender, and going door to door warning neighbors about the fire danger. He presented them with certificates of recognition.

Mayor Searle shared an anecdote about a recent incident in the community where suspicious activity was observed and police were able to secure a search warrant and stop the sale of illicit drugs and arrest several individuals. He complimented Sergeant Warren and the other three officers involved in the bust and the concerned resident who reported the suspicious activity to the police.

Mr. Worthen recognized retiring Community Services Coordinator Jeannette Hall with 23 years of employment with Riverdale City. He said Mrs. Hall established Riverdale's youth and intramural recreation programs, activities for Riverdale's Senior Center, and has mentored the Youth City Council. Mayor Searle said Mrs. Hall has also been instrumental in the success of Riverdale's annual Old Glory Days celebration. Mayor Searle, Mr. Worthen and Business Administrator Lynn Fortie gave Mrs. Hall a check and certificate of recognition.

Mr. Worthen introduced Rich Taylor the new Community Services Coordinator and his family. Mr. Fortie said Mr. Taylor was selected from 35 applicants and previously worked for Riverdale City, leaving a full-time job to work for Riverdale part-time because he is so passionate about this field. According to Mr. Fortie, Mr. Taylor has since acquired the additional skills and experience necessary to qualify for the position of Community Services Coordinator and he will be a valuable asset to the city. Mr. Taylor introduced his wife Emily and their three children Haley, Tray, and Daxton.

Mayor Searle welcomed North Ogden City Recorder Annette Spendlove and Layton City Recorder Theida Wellman who presented Riverdale City Recorder Ember Herrick with her Certified Municipal Clerk designation.

### **F. Consent Items**

Mayor Searle asked if there were any changes to the July 15, 2014 Council meeting minutes and none were noted.

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

Mayor Searle asked for discussion on the motion and there was none.

**Call the Question:** The motion passed unanimously.

### **G. Action Items**

- 1. Public hearing to receive and consider public comment on Ordinance 858 amending RCC 1-7F-6 Justice Court Judge**

City Attorney Steve Brooks said Riverdale City Code 1-7F-6 outlining the Justice Court Judge's compensation is proposed for amendment so that Riverdale Judge Reuben Renstrom's salary is not paid into his 401(k), as previously established. According to Mr. Brooks Judge Renstrom is requesting this change and it will not modify the salary amount the city pays him annually. He asked for any questions and there were none.

Mayor Searle opened the public hearing where no public comment was received.

**Motion:** Councilor Staten moved to close the public hearing. Councilor Ellis seconded the motion.

Mayor Searle asked for discussion on the motion and there was none.

**Call the Question:** The motion passed unanimously.

**Motion:** Councilor Mitchell moved to approve Ordinance 858 amending RCC 1-7F-6 Justice Court Judge. Councilor Hunt seconded the motion.

Mayor Searle asked for discussion on the motion and there was none.

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

**2. Public hearing to receive and consider public comment on Resolution 2014-23 declaring public works dump truck as surplus property**

Public Works Director Shawn Douglas said he is proposing a 1988 Chevy dump truck be surplused because the cost of maintaining it is no longer cost effective for his department and the vehicle has already been replaced with a newer model. Councilor Mitchell asked what the vehicle is worth and Mr. Douglas said he hasn't looked up the blue book value but staff will try and get fair market value by selling the vehicle on KSL.com or through the state's vehicle auction. Mr. Douglas said Mr. Fortie will apply the revenue to Riverdale's motor pool fund to help offset the cost of his department's next vehicle purchase. Councilor Ellis confirmed a replacement dump truck has already been purchased. Councilor Griffith asked what features the truck being surplused is equipped with and Mr. Douglas said it has a plow on the front of it and an ineffective sander. He asked for any additional questions and there were none.

Mayor Searle opened the public hearing where no public comment was received.

**Motion:** Councilor Ellis moved to close the public hearing. Councilor Hunt seconded the motion.

Mayor Searle asked for discussion on the motion and there was none.

**Call the Question:** The motion passed unanimously.

**Motion:** Councilor Staten moved to approve Resolution 2014-23 declaring public works dump truck as surplus property. Councilor Hunt seconded the motion.

Mayor Searle asked for discussion on the motion and there was none.

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

**3. Consideration of recommendation to City Council for Conditional Use Permit application for modification of an existing Saunders Outdoor Advertising sign located at approximately 1756 West 4800 South**

Saunders Outdoor Advertising Representative Westen Saunders requested a billboard located at approximately 1756 West 4800 South be modified through a conditional use permit application so that 40% of it will be a digital display. According to Mr. Saunders his sign company has a long term lease with Mountainstar Health Group and this digital feature will be used to advertise the services provided by an area hospital. Mr. Saunders said on premise digital signs are allowed to have motion but off premise billboards like the one being proposed for Mountainstar are prohibited from being distracting to drivers. He said digital signs are regulated by state and federal laws and the safety restrictions include a minimum hold time of eight seconds for each digital image and immediate transitions from one ad to another. Mr. Saunders asked for any questions and Councilor Mitchell said the Council has dealt with complaints from residents for years about a digital sign for Riverside Storage with a faulty dimmer and he asked for assurance that this digital sign will be properly maintained and not negatively impact the adjacent neighbors. Councilors Hunt and Griffiths said they have also been contacted by Riverdale residents upset over the broken dimmer of the Riverside Storage sign. Councilor Griffiths said he believes this sign will have minimal impact on the area's residents because it is located in a commercial zone. Councilor Mitchell said he drove around to see how the proposed billboard change will affect the area and although it appears it won't directly impact Riverdale residents, some Roy homeowners could complain the sign is a nuisance if the dimmer were to malfunction. Mayor Searle said he contacted Roy Mayor Willard Cragun because this billboard will be visible to some Roy residents and Mayor Cragun said he does not have any concerns about this billboard being modified on behalf of his city's residents. Councilor Mitchell asked for assurance that this sign will be properly maintained and Mr. Saunders said as an owner/operator he accepts responsibility for the maintenance of this billboard and he explained the redundancies in place to address any malfunctions. Jared Johnson with Yesco said all Saunders digital signs are monitored 24/7 through the internet by Yesco employees in Logan. According to Mr. Johnson, his company guarantees a four hour response time to fix malfunctioning electronic signs covered by ongoing maintenance agreements. He said the problem with the Riverside Storage sign is that it is privately owned and Yesco can only repair it when the owner calls and reports there is a dimmer problem. Councilor Hunt asked City Attorney Steve Brooks if there are any grounds the Council could use to deny this petition and Mr. Brooks said no.

**Motion:** Councilor Ellis moved to approve the Conditional Use Permit application for modification of an existing Saunders Outdoor Advertising sign located at approximately 1756 West 4800 South. Councilor Griffiths seconded the motion.

Mayor Searle asked for discussion on the motion and there was none.

**Call the Question:** The motion passed unanimously.

#### **4. Consideration of Riverdale Bike Park Reconstruction Concept Map**

Councilor Staten said this action item is a follow up to Alpine Trails' presentation two weeks ago and the Council's appropriation of \$6,000 in the current fiscal year budget to repair Riverdale's BMX Bike Park. He said Alpine Trails has created a two part proposal to modify the current park into a beginner pump track suitable for all ages on the west side and to the east an intermediate pump track. Councilor Staten said Alpine Trails would be responsible for construction of the park and overseeing a community volunteer dig day. According to Councilor Staten, the area south of the Civic Center adjacent to the city's trail is ideally situated and this feature will be a draw to cycling enthusiasts in the area. He said the cost of each pump track is \$6,000 and he suggested a community fundraiser to secure donations to pay for the second track.

Councilor Hunt asked about an Ogden City bike park and the associated cost and Councilor Staten said the amenity built by Alpine Trails is a downhill mountain biking park on 9<sup>th</sup> street in Ogden that cost taxpayers approximately \$8,000 to \$12,000, with community matching funds. Councilor Griffiths said even if Riverdale's park is repaired, cyclists will continue to bring shovels and modify the feature making it unsafe and creating ongoing maintenance work for Riverdale public works employees who will be tasked with upkeep of the feature. He said liability and maintenance must both be carefully considered as the Council makes a determination about the future of Riverdale's BMX Bike Park. Councilor Staten said the proposed pump tracks will be easier to maintain than the city's current more advanced feature and will likely involve one or two hours a month of sweeping, weed control, and minor sculpting. He said clear signage is important to prevent cyclists with shovels from modifying the park and Mr. Douglas said the hiring freeze means another city park or trail will lose the hours that the bike park will require for ongoing maintenance. According to Mr. Douglas, the original park was built with the understanding the cycling enthusiasts that petitioned Riverdale City to build it would maintain it and he said the reality is that people grow up and lose interest, they get busy, or move away and the community cannot be relied on to maintain this feature. He said he supports the repair of this amenity because it inspires kids to get off the couch and exercise but he said there will be ongoing maintenance costs and licensed contractors may need to be called in to repair the feature for time to time.

Councilor Mitchell said he likes Councilor Staten's fundraising idea as a way to gauge public sentiment for repairing Riverdale's bike park since no one is attending tonight's public meeting to speak in favor or opposition to the proposal. Councilor Hunt said he would also like to see how much interest there is before dedicating taxpayer dollars to a recreational facility that will only be used by a small demographic. He said he is not

ready to make a decision on the future of the bike park tonight but recognizes the city's responsibility to either repair or raze the park from a liability perspective.

Councilor Ellis asked about previous city fundraisers and Mayor Searle said the former Riverdale Veterans Committee raised money to help fund the memorial construction and foster a sense of community. Mayor Searle recommended an ad hoc committee be created with the express purpose of raising funds to repair Riverdale's BMX Bike Park and Councilor Staten asked what will happen to donations collected if the park is razed. Mayor Searle said the city will keep track of all donations and return them to the donors if the Council determines there isn't sufficient public support to justify the reconstruction and maintenance of this amenity. Councilor Staten said he would like to build the beginner and intermediate tracks at the same time if the committee can raise an additional \$6,000 to match the \$6,000 appropriated by the Council. Mr. Worthen said the ad hoc committee must have a very clear scope, specific guidelines, and timeframe so that after their work is done they are disbanded. Councilor Mitchell said he would also like to set a cap on the amount of funding the Council is willing to match to build this bike amenity.

Mayor Searle asked about liability associated with the current park and Police Lieutenant Scott Brenkman said to date injuries have been minor with only a few individuals coming to the police department requesting a Band-Aid.

**Councilor Staten asked for consensus to create an ad hoc committee tasked with raising donations to remodel Riverdale's BMX Park to be matched by city funds for an amount not to exceed the budgeted \$6,000. He said if \$3,000 can be raised Riverdale City will match that amount to complete phase one of the Bike Pump Track at a total cost of \$6,000. Councilor Staten said if \$6,000 can be raised Riverdale City will match that amount to complete phases one and two of the Bike Pump Track at a total cost of \$12,000. He said if the minimum \$3,000 in donations for this amenity cannot be secured through the ad hoc committee's fundraising efforts, the current BMX park will be razed to alleviate any potential safety hazard. Consensus was unanimous.**

#### **H. Discretionary Items**

Mayor Searle asked if there were any discretionary items and Councilor Mitchell asked for an update on the trail bridge replacement caused by a fire in June. Mr. Douglas said the treated lumber is scheduled to be delivered on August 6, 2014 and then repair work is expected to begin within days. Mayor Searle asked if additional sealing and treatment of the wood will be necessary and Mr. Douglas said once the lumber has been distributed and he knows the name of the manufacturer he can follow up on this question. Mr. Douglas said he can use community volunteers and boy scouts to plant the replacement roses and replace the sprinkler lines damaged in the fire. There was a brief discussion about an Eagle Scout project involving storm water drains. Councilor Griffiths recommended Riverdale's Fire Department staff have emergency access to Riverdale's trail through the Sanders Brine Shrimp Co. in the event of another trail fire and Mr. Douglas said the fire department already has a key to unlock the gate.

Mr. Douglas said a severe thunderstorm earlier in the day affected some Riverdale homes in the Terrace and flooded one garage but did not get water in any homes that he is aware

of. He said the area behind RC Willey also had flooding that damaged some of the parking lot asphalt, caused cars to stall, and debris to collect in the streets. According to Mr. Douglas his public works staff has been working with the police and fire departments to clear the area. Mayor Searle asked about the stability of the hillside near Combe Farms and Mr. Douglas said he is not aware of any issues in that area.

Councilor Mitchell said he would like to see a report of businesses the close in Riverdale in addition to the current Community Development Report of new developments so that he isn't surprised to learn a business like TGI Fridays has closed. Mr. Eggett said he can create a closed business report for the Council but he said he often doesn't know a business has closed until it is public knowledge.

Mr. Brooks said local business Smart Shop has appealed staff's decision to close the business for operating outside the scope of their license by offering a sweepstakes where customers can win money. He said the Council will hear the business's appeal at a hearing on August 19, 2014 after the Council and RDA meetings and before a joint Strategic Planning meeting with the Planning Commission.

Councilor Staten thanked city staff for investigating lewd acts in an area of Riverdale Park when a neighbor complained. Mr. Worthen said he has discussed possible solutions with Mr. Douglas, Mayor Searle and Chief Hansen which include grading the slope and putting down a weed barrier and crushed rock to discourage people from loitering in this area or building a retaining wall or rock structure.

Councilor Staten asked about the possibility of moving the fence and Mr. Worthen said this would require conveying the area to Mr. Wille through a quick claim deed, which he would then be required to maintain

Councilor Griffiths said in Salt Lake City under viaducts jagged rock is used to discourage trespassers and Mayor Searle said the rocks need to be large enough that they can't be thrown over the fence into the yards adjacent to the park. Mr. Worthen said Mr. Douglas is investigating options with a landscaping company and will get bids and a proposal together for Council consideration at a future meeting. There were no additional discretionary items.

### **I. Adjournment:**

With no further business to come before the Council at this time, Councilor Mitchell moved to adjourn the meeting. Councilor Ellis seconded the motion. The motion passed unanimously. The meeting adjourned at approximately 7:47 p.m.

Approved: August 19, 2014

Attest:

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Norm Searle, Mayor

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Ember Herrick, City Recorder