

Riverdale City Council Regular Meeting, August 18, 2015

Minutes of the Regular Meeting of the Riverdale City Council held Tuesday, August 18, 2015, at 6:00 PM, at the Civic Center, 4600 S Weber River Dr., Riverdale City, Weber County, Utah.

Present:

City Council:	Norm Searle, Mayor Don Hunt, Councilor Braden Mitchell, Councilor Brent Ellis, Councilor Gary E. Griffiths, Councilor Michael Staten, Councilor		
City Employees:	Steve Brooks, City Attorney Shawn Douglas, Public Works Director Dave Hansen, Police Chief Matthew Hennessy, Interim Fire Chief Jackie Manning, City Recorder		
Excused:	Rodger Worthen, City Administrator		
Visitors:	Charles Kerkvliet David Ermer Tim Henderson	David Kingsley Dean Gallegos Vicki Henderson	Kay James Mike Albie

A. Meeting Called to Order

Mayor Searle called the meeting to order and welcomed all in attendance, including all Council Members. Mayor Searle stated for the record that all Councilors were in attendance. Mayor Searle excused City Administrator Rodger Worthen, who is on vacation.

B. Pledge of Allegiance

Mayor Searle invited Councilor Griffiths to lead the Pledge of Allegiance.

C. Moment of Silence

Mayor Searle called for a moment of silence and asked everyone to remember our police officers, fire fighters, U.S. Military service members, and members of the City Council as they make decisions this evening.

D. Open Communications

Mayor Searle invited any member of the public with questions or concerns to address the Council and asked that they state their name and address for the record; and please keep their comments to approximately three minutes.

Charles Kerkvliet, 859 West 4300 South in Riverdale, Utah provided booklets for the Council Members regarding the progression of the different designs of the American Flag throughout American History. He expressed interest in putting a display of the flags as well as a plaque with their history on the island. The information would include the president connected with the change of the flag. He didn't have a cost estimate for this proposed project at this time. He has been meeting with Ogden Blue who will give them an estimate shortly. Ogden Blue has a new process which should help to prevent weather damage to the photographs and allow for longer preservation. He invited questions. Mayor Searle liked the idea, but questioned the cost of this new proposed project. Mr. Kerkvliet suggested making the photographs black and white to help reduce costs. He discussed the process of assembling the pictures and the materials in which they are made.

Tim Henderson, lives in South Weber City, Utah and is the Pastor for the Church of Integrity Christian Fellowship located on 1150 West Riverdale Road, Riverdale, Utah. Their church was previously located in Ogden and Ogden City moved the church to allow for a new school to be built in its place. He stated the church was once debt free prior to the mandated relocation by Ogden City. Mr. Henderson asked the City Council to consider reducing or eliminating the building permit fees. He stated they have already lost half of their congregation due to not having a church for the last 2 years. He felt the church would benefit the community of Riverdale. He expressed concern regarding the ever growing cost to remodel the building he purchased for the church. He indicated the remodel cost is more than the original purchase of the building.

Councilor Griffith asked about the current attendance for the church. Mr. Henderson replied they have about 20 members currently, but felt they could still do some good. He commented that there are people in the bible who accomplished great things with less people. He felt the church would bring peace to the community and offered extra prayers for the police officers and city staff. The goal of the church is to have a place of worship where everyone is welcome regardless of social or political status. He thanked the City Council for their consideration. The Mayor instructed

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City Staff to follow up with Pastor Henderson regarding this decision.

E. Presentations and Reports

1. Mayors Report:

Mayor Searle stated Grand Opening for Advanced Auto is August 28th with the ribbon cutting at 11 AM. The Mayor and City Staff have met with the district Manager for Advanced Auto and the city was told they were the largest shop in North America.

The Mayor reminded the Council of the special city council meeting on August 25, 2015 to approve the canvass. He noted the results will not be of public record until the meeting, per state statute.

2. City Administration Report:

Mayor Searle recognized the employee anniversaries in the month of August, as seen in the packet. He presented awards to Kay James, Dean Gallegos, and Darin Ryan. He thanked the city staff for their service.

F. Consent Items

Mayor Searle asked for any changes to the City Council Work Session & Regular Meeting Minutes for the August 4, 2015 Regular and Work Session City Council Meeting. There were no changes to the meeting minutes.

MOTION: Councilor Hunt moved to approve the consent items including the City Council Meeting Minutes for the August 4, 2015 Regular and Work Session Meetings. Councilor Mitchell seconded the motion.

Mayor Searle invited discussion regarding the motion. There was no discussion.

CALL THE QUESTION: The motion passed unanimously.

G. Action Items

1. Purchase of John Deere 544k Loader:

Mr. Douglas reviewed the materials as seen in the City Council Packet. He stated this will replace the 1985 model, which has been sold. He discussed the state contract which allowed for purchase back incentives through John Deere. There was a general consensus the purchase appeared to be a good deal.

MOTION: Councilor Mitchell moved to approve the purchase of the John Deere 544k Loader for the amount not to exceed \$126,561. Councilor Ellis seconded the motion.

Mayor Searle invited discussion regarding the motion. There was no discussion.

CALL THE QUESTION: There was a roll call vote and Councilor Staten, Hunt, Griffiths, Ellis, and Mitchell all voted in favor. The motion passed unanimously.

2. Adoption of Riverdale City Sanitary Sewer System Management Plan:

Mr. Douglas summarized the executive summary which explained:
The Utah Division of Water Quality has required cities to prepare and adopt a Sanitary Sewer Management Plan on or before September 30, 2015. Mr. Douglas prepared the submitted plan to meet the requirements of this rule. The plan outlines how the city will manage and maintain the Sewer System. It also details how we handle any backflow or spills in the future. He felt the City was currently doing a good job, but now they will have it in writing to meet the state requirement. The goal is to have sewers clean every 3 years; however, it should be noted that depending on the area there are some sewers that require more maintenance and are cleaned twice a year.

MOTION: Councilor Hunt moved to approve the resolution 2015-25, a resolution adopting the Riverdale City Sanitary Sewer System Management Plan for all areas within the incorporated boundaries of Riverdale City. Councilor Mitchell seconded the motion.

Mayor Searle invited discussion regarding the motion. There was no discussion.

CALL THE QUESTION: There was a roll call vote and Councilor Hunt, Griffiths, Ellis, Mitchell, and Staten all voted in favor. The motion passed unanimously.

3. Approval of the Inter-Local Agreement between cities in the Weber County Consortium to operate a Law Enforcement Civil Disorder Unit known as the Ogden/Weber CDU:

Dave Hansen, Police Chief, summarized the executive summary that explained:
The consortium cities and agencies within Weber County, (Ogden, Roy, South Ogden, Riverdale, North Ogden, Weber County, Morgan County, Weber State, Harrisville and Pleasant View), have created a civil disorder unit. This unit is

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comprised of officers from each of the above jurisdictions. The Ogden/Weber CDU will support law enforcement agencies with responding to critical incidents within Weber County that deal with civil unrest or violent protests. The officers that are part of the Ogden/Weber CDU will receive specialized training in dealing with these types of situations and will provide a more cost effective way to deal with these types of situations if they should occur.

The goal is to help prevent riots and allow for support and extra equipment for civil disobedience. Mr. Hansen explained the City that requests the assistance will not have to bare all the costs. Equipment may need to be purchased, but he is hoping to utilize leftover grants from the Olympics. He clarified they would not need to go to the Council for additional funds.

Mr. Hansen stated they have begun training on the program with Officer Fuller, who will represent the entire police department. Officer Fuller will then train report back to the department and train his fellow officers. As far as Mr. Hansen knows, this is the first unit in Utah.

MOTION: Councilor Staten moved to approve the Interlocal Agreement between cities in the Weber County Consortium to operate a Law Enforcement Civil Disorder Unit known as the Ogden/Weber CDU as proposed. Councilor Hunt seconded the motion.

Mayor Searle invited discussion regarding the motion. There was no discussion.

CALL THE QUESTION: There was a roll call vote and Councilor Griffiths, Ellis, Mitchell, Staten, and Hunt all voted in favor. The motion passed unanimously.

4. County Hazard Mitigation Plan:

Matthew Hennessy, the Interim Fire Chief, summarized an executive summary that explained: FEMA (Federal Emergency Management Agency) requires public comment to be given for all pre-incident mitigation plans before it will be approved. Once the 30 day public comment period has been met, the plan will be edited with the recommendations that are received. Next, the county plan will be submitted to the State and FEMA. Once this approval process has been completed, the final plan will be brought back for City approval. Once the plan is approved by FEMA, Riverdale City will be eligible to apply for grants related to rebuilding infrastructure and city buildings to current seismic code in the event of a declared disaster.

Mr. Hennessy explained this information is being updated to the new 2015 version. FEMA requires 30 days of comments. There will be a link on the City Website to leave comment regarding this information. There was no motion required for this item as it was for informational purposes only.

5. Approval for City/Central Weber Sewer District to share cost for rectification of damaged Kayak Park Water Feature:

Mayor Searle summarized an executive summary that explained: The City of Riverdale in July 2005 participated with Central Weber Sewer District to construct and provide a recreational feature along the Weber River. At that time the City provided \$46,000 to assist in the construction of the Kayak "wave" feature within the river. Since that time the Weber River through heavy flood water flows in 2011 destroyed the wave feature creating a hazardous area for people such as swimmers. Now the Sewer District and the City desire to reduce risk and potential liability by correcting the dangerous river condition.

Recently, the Sewer District issued a construction contract to "fill-in" the area of the kayak feature that is a hazard. The District is ultimately responsible to complete the project, and did award a contractor the work for a cost of \$85,000, well under the engineers cost estimate of \$160k. Recently, the manager of the Sewer District and the Chair of the Board approached Mayor Searle and the City Administrator to request participation from the City in the cost of construction. The Sewer District initially requested half of the cost, ultimately a proposed City participation amount of 40% was agreed upon; this joint participation would cost the City \$34,000. Candidly, the initial accommodation and construction of the Kayak feature by the City and Kayak enthusiasts placed the City into this present-day predicament. This support by the City needs to be discussed by the council and the City staff. Accordingly the staff will execute the direction as provided.

The District will complete the work at their direction. However, due to time constraints the City did not have adequate time to budget for support of this project that necessitates an expenditure from the City's capital fund in order to participate in resolving this liability concern.

City staff is requesting consideration and approval of the Sewer District proposal at the discretion of the City Council:

Below are some of the pros & cons of participating financially within this project.

Cons:

- Unbudgeted expenditure
- May slightly impact or delay other City projects

Pros:

- Reduces potential hazard liability for City
- Reduces negative land uses in the area of the river/trail-way
- Conveys positive relations to member Cities of the Sewer District
- Work is "part-of" or in concurrence with historical participation by Riverdale

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- Construction cost was well under estimated expenditure

The work for this project may close portions of the trail-way temporarily and impact the parking lot. Work is scheduled to begin as soon as possible.

Mayor Searle explained the work on the repair began today, August 18, 2015 and should be completed within 30 days. It was noted that the same engineer that installed the Kayak Feature would be the same engineer repairing the damages. The engineer for the Weber Sewer District felt the City should participate in the repair cost because they provided funds for the original build out. There was speculation that had the City not allowed the Kayak feature to be built there may have not been damage to that area. Mayor Searle invited discussion.

There was discussion regarding the engineer's comments with an emphasis on whether or not the original installation of the feature may have been to blame for the damage. Councilor Mitchell inquired as to the balance of the capitol funds to which Mr. Douglas replied he did not know the exact amount. Mr. Douglas felt hopeful that other projects would bid at a lower amount allowing available funds to help this project. He stated it was possible they may not need the additional funds at all, otherwise they would have to do a year end adjustment.

There was a discussion regarding the possible liability the City may incur if the project did not move forward and the repairs not made. Mr. Brooks recommended the repair take place, and noted the liability may be large if it didn't take place. There was a discussion regarding the Weber Sewer District's history in raising fees and it was noted by Mr. Douglas the fees have been previously raised to meet the requirements of the state of Utah. The near future fees are anticipated to be minimal.

There was a discussion regarding the new design and it was noted the repair would eliminate the kayak appeal feature that created small waves. The new design would discourage kayaking and swimming. Mr. Brooks preference would be to remove the feature entirely. The Sewer District preferred to keep some of the feature as a means to protect the sewer line.

There was discussion on the PR issues that may arise if Riverdale City does not participate in the funding. There was a general consensus to have the item move forward as an official action item for a City Council Meeting in September. Councilor Hunt expressed concern regarding participation in the repair funds as it may set future precedents in future maintenance costs from the Sewer District.

H. Discretionary Items.

Councilor Ellis complimented the Public Works Department on the decision to use the different chip seal material on the road. Councilor Ellis reported on the West Nile Virus and noted there have been 22 positives confirmed cases of the West Nile Virus in the State of Utah. Councilor Ellis discussed the mosquito abatement protocol.

Councilor Staten stated the state approved the mobile access tour regarding the active transportation. The anticipated date is October 7th and he has been asked to put together the itinerary. The mobile tour will include a stop at the City Offices and he invited the Mayor to speak at the event. There bike ride will take place along the trail and in the bike lanes located in the streets. The ride will begin at the Front Runner and come into Riverdale City. He would like to end the tour at Johnny Dairy. He invited ideas from the members of the Council.

Mayor Searle discussed the booklet he received from Hill Air Force Base regarding the revised plan for the chemicals dumped on Craig Dale Subdivision. They had a meeting on August 12, 2015 at the Community Center in Riverdale. He didn't feel there was adequate time for the public or City Staff to attend this meeting, so he voiced his concern to Hill Air Force Base regarding the lack of notice. They agreed to make a presentation at the first City Council Meeting in September. He invited the Councilors to review the booklet. Councilor Griffiths discussed the new technology used to break down the chemicals. He expressed concerns with property owners allowing their homes open for testing.

I. Adjournment.

MOTION: Councilor Mitchell made a motion to adjourn. Councilor Ellis seconded the motion. All voted in favor. The meeting was adjourned at 7:14 PM.

Norm Searle, Mayor

Jackie Manning, Admin Professional

Date Approved: _____