

Minutes of the Regular Meeting of the Riverdale City Council held Tuesday, April 19, 2016, at 6:00 PM, at the Civic Center, 4600 S Weber River Dr., Riverdale City, Weber County, Utah.

**Present:** City Council: Norm Searle, Mayor  
Brent Ellis, Councilor  
Gary E. Griffiths, Councilor  
Braden Mitchell, Councilor  
Alan Arnold, Councilor  
Cody Hansen, Councilor

City Employees: Rodger Worthen, City Administrator  
Steve Brooks, City Attorney  
Scott Brenkman, Lieutenant  
Jackie Manning, City Recorder

Excused: Jared Sholly, Fire Chief  
Mike Eggett, Community Development

Visitors: Lori Fleming Paul Johnson, URMMA Dave Leahy  
Lloyd High LeAnn PoVey Jeremy Hansen

**A. Welcome and Roll Call**

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

**B. Pledge of Allegiance**

Mayor Searle invited the City Attorney, Steve Brooks, 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 keep their comments to approximately three minutes.

Lloyd High, 5100 S 1050 W Number 111G Riverdale, Utah gave a brief narrative regarding a case in which he was an alleged victim and provided case number 141000488. He read state statute pertaining to elderly abuse and expressed his opinion that he qualifies as both an elder and a disabled person. He stated he was attacked in one of Riverdale City's parks by a man who is unstable. He stated he was struck down in an "aggressive" manner and then pinned down unable to physically defend himself. He stated there were blows and slaps from his attacker on his forehead and he was poked in his chest, where he recently had surgery. He urged the City to use his case as a standard indicating that Riverdale City will not tolerate abuse of children, disabled, or elderly persons. He urged the City to contact the Mobile Home Park, in which he lives, and explain to the Mobile Home's Management that it is their responsibility to notify the state to report abuse of this nature.

He provided each Councilmember a hand-out that summarized various state statutes pertaining to elderly, disabled persons, abuse of elderly persons, as well as an article regarding disabled persons. Mr. High expressed his disappointment for the results of the court rulings of his case and felt that his attacker should have been charged with a Felony rather than Disorderly Conduct, which is a Class B Misdemeanor. He didn't understand why the prosecutor reduced the charges from a felony to misdemeanor. Mr. High expressed his opinion that the owner of the Mobile Home Park in which he lives does not report abuse properly.

Mr. High discussed his neighbor named Frank, who lives in the Mobile Homes at 110G. Mr. High stated Frank's home is about to collapse. He discussed a 30 day notice that was given to Frank which required him to vacate his property. Mr. High stated the Mobile Home took action by changing the locks to Frank's home after 20 days, rather than the 30 days.

Mr. High asked the City Council if they would contact Mobile Home Estates to ensure they were aware of elderly, disabled persons, and abuse laws.

Mayor Searle thanked Mr. High for his comments and stated he will have the City Attorney review the handout. Mr. High stated he also has found grant money pertaining to solar lighting to help develop the new proposed park. Councilor Griffiths stated he would like to see the police report regarding Mr. High's case. Councilor Arnold stated he was

sympathetic to Mr. High, but asked the city attorney if it was in the City Council's jurisdiction to do anything regarding civil matters. Steve Brooks, the City Attorney, stated he didn't feel it necessarily applied to City Council, but he will take a look at the handout provided by Mr. High if the Council desired. Councilor Griffiths felt it was nice that Riverdale City had an open communications portion to their City Council meetings to allow for public comments. He felt it allowed people to express themselves even if it was outside the limits of the City Council's venue.

Mr. High stated there are many dogs not on leashes on the path near the river. He asked if the City would send animal patrol and require that dogs be on leashes.

LeAnn PoVey, from Bonneville Communities that Care Coalition, stated there are two town hall meetings coming up this week. She handed out fliers to the City Council. She informed the Council the Riverdale City Elementary will be performing on April 27, 2016 at Bonneville High singing songs about prevention dimension. She stated through the efforts of the coalition and the Weber School District all the schools were trained through the health department on prevention dimension. She stated Steve James wrote music for prevention dimension and will be attending the event on April 27, 2016. She explained that prevention dimension pertains to drug safety, bullying and other aspects of health.

Ms. PoVey, discussed the prescription drug take back day. The last time they did a take back day they had 80 pounds of drugs disposed. This will be April 30, 2016 in the Macey's parking lot in Ogden. She stated Utah is number 5 in the nation for overdose deaths. She dispersed fliers pertaining to her events.

Jeremy Hansen, 3882 South 800 West Riverdale, Utah spoke on behalf of the Sheet Metal Air and Transportations (SMART) Union. He requested to be on the City Council agenda to receive support regarding the FRA (U.S. Department of Transportation's Federal Railroad Administration) rule which proposes a requirement of a two-person train crew on crude oil trains as well as most main line freight and passenger rail operations.

Mr. Hansen discussed the dangerous chemicals carried on trains that pass by the Riverdale City offices. He discussed the roles and operations of the two-person crew. He provided a hand-out to the City Council that offered legislations regarding this rule. He felt this was a public safety issue and hoped to be on the next City Council meeting in hopes that the City Council will adopt a resolution showing support of two-person railroad crews.

Councilor Ellis inquired if this had gone before the legislature. Mr. Hansen explained the SMART Union is attempting to get as many states/local municipalities in support of the FRA rule because they recognize it is a public safety issue. Mr. Hansen stated the SMART Union has done polls, which show 80 percent support for this rule.

Mr. Hansen explained the dangers that can occur when a train is stuck at a crossing and the difference it can make in maintaining incidents by having a second person on the train. Mr. Hansen stated HR1763 is the bill on a national level, but has been placed on hold. He stated the Union would not be asking anything the railroad isn't currently doing. Mayor Searle mentioned this was on the legislature agenda in 2014 and it did not pass through the house committee. Mr. Hansen stated his request pertains to the federal government. He encouraged the Councilmen to review the hand-out and visit the website he provided. Mr. Hansen stated the FRA rule is in the comment period until May 16, 2016.

## **E. Presentations and Reports**

### **1. Mayors Report**

Mayor Searle stated last Veterans Day a local resident, Dave Leahy, was presented a flag and a certificate honoring veterans. Mr. Leahy had the flag framed and it is now displayed at the Senior Center near the front door.

Mayor Searle stated the youth city council, approximately 18 youth, did the Easter Egg hunt for Riverdale City. Mayor Searle discussed the breakfast that was held for the Easter Egg participants. He noted it was a great turn out.

Mayor Searle commented regarding the Utah League of Cities and Towns conference that took place in St. George in the first week of April that the City Council attended. He noted the league had great work shops and information for the City Council.

Mayor Searle commented on the spring clean up and take pride in Riverdale that happened the prior day. Councilor Mitchell stated he drove through the neighborhoods and it appeared many residents took advantage of the clean-up offered by Robinson Waste Management. Mayor Searle stated he received an email from Blair Jones, a resident of Riverdale City, who expressed appreciation for the curbside pickup.

Mayor Searle commented on Live Fit in Riverdale. He stated there was a good turnout with approximately 200 people for the triathlon challenge. Mayor Searle discussed the Live Fit Challenge and felt it was not only attainable, but promoted a healthier life style.

Mayor Searle stated the final lunch with the mayor for elementary children will be this week for the end of this school year. During the luncheons the students get to ride in police cars and fire trucks and eat with the Police Chief, Fire Chief, Mayor, and City Administrator. The elementary students have a lot of fun.

## 2. City Administration Report

Mr. Worthen discussed the city administration report as seen in the packet. Mr. Worthen expressed appreciation to Stacey Comeau in taking care of the city employees and for being knowledgeable in the various laws that pertain to Human Resources. Mr. Worthen referred to the community development report, which shows all the upcoming new businesses and construction in Riverdale City. He invited questions regarding any of the financial reports.

## 3. Presentation regarding insurance risk policies (URMMA Utah Risk Management Mutual Association)

Paul Johnson, Chief Executive Officer for URMMA, provided a brief overview of URMMA. He explained URMMA is not an insurance company, but rather a risk management pool and provide the city liability insurance. URMMA is involved when the City gets into a lawsuit. Mr. Johnson further explained that the City dictates the direction URMMA takes when involved in a lawsuit.

Mr. Johnson explained the billing process, where URMMA pays the up-front cost and Riverdale City then reimburses URMMA. Mr. Johnson discussed the history of commercial insurance companies providing insurance. He discussed the cost to cover a city. Mr. Johnson explained URMMA is a governmental entity. They are self-insured and work as safety net.

Mr. Johnson discussed the importance of reducing liability issues by training employees to reduce risks. URMMA does regular inspections to assist in exposing potential liabilities within the City. URMMA helps the employees adopt a risk management culture, thus making the city a safer place for the citizens.

Mr. Johnson discussed past lawsuits and the difference between URMMA and other liability insurance companies. He provided a pamphlet to the City Council. Councilor Hansen inquired who was on the board of directors for URMMA. Mr. Johnson explained it is comprised of people who work for various municipalities. Rodger Worthen, Riverdale City Administrator, serves on the URMMA Executive Committee.

## F. Consent Items

### 1. Review of Meeting Minutes for City Council Meetings held on: March 15, 2016 Regular and Work Session and Strategic Planning Meeting February 20, 2016.

Mayor Searle asked for any changes to City Council Meeting minutes. There were no proposed changes to the meeting minutes.

### 2. Consideration to set a public hearing for May 3, 2016 to receive comment and to adopt the tentative budget for fiscal year 2016-2017.

There was no comment regarding this item.

### 3. Consideration to set a public hearing for June 7, 2016 to receive comment concerning the final budget for fiscal year 2016-2017.

There was no comment regarding this item.

### 4. Consideration to set a public hearing for May 17, 2016 to receive comment concerning the possibility of declaring certain personal property as surplus to the needs of Riverdale City.

There was no comment regarding this item.

**MOTION:** Councilor Arnold moved to approve the consent items as proposed. Councilor Mitchell seconded the motion. There was not any discussion regarding this motion. The motion passed unanimously.

## G. Action Items

### 1. Consideration of Resolution 2016-06, Adopting the Weber County Pre-Disaster Mitigation Plan.

Mayor Searle explained Chief Sholly was not representing this item due to an illness. Mr. Worthen summarized an executive summary as seen in the packet that explained:

Weber County has created and adopted a Mitigation plan. If Riverdale City adopts the same plan, they will be eligible to receive grant money. This plan also complies with mandates set by FEMA (Federal Emergency Management Act). There are no up-front costs to the City for this proposal.

Mr. Worthen stated if the resolution were approved tonight, this resolution would be submitted to the State of Utah, which allows the City to then apply for grants through FEMA, should they so desire.

There was a discussion regarding the resolution and the disaster mitigation plan not being included in the packet. There was a consensus from the Council to table the action item to the next City Council meeting to allow time to review the plan being proposed.

**MOTION:** Councilor Arnold moved to table Resolution 2016-06, adopting the Weber County Pre-Disaster Mitigation Plan, to the next City Council Meeting scheduled on May 3, 2016. Councilor Hansen seconded the motion.

Mayor Searle invited discussion regarding the motion. There was not a discussion.

**CALL THE QUESTION:** The motion passed unanimously.

**H. Discretionary Items**

There was not any discretionary items.

**I. Adjournment.**

**MOTION:** Having no further business to discuss, Councilor Mitchell made a motion to adjourn into the RDA Meeting. The motion was seconded by Councilor Ellis; all voted in favor. The meeting was adjourned at 6:59 PM.

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Norm Searle, Mayor

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Jackie Manning, City Recorder

Date Approved: **May 3, 2016**