

# City of Washington Terrace

---

Minutes of a Regular City Council meeting  
held on February 5, 2013  
City Hall, 5249 South 400 East, Washington Terrace City,  
County of Weber, State of Utah

## **MAYOR, COUNCIL, AND STAFF MEMBERS PRESENT FOR WORK SESSION**

Mayor Mark C. Allen  
Council Member Mary Johnston  
Council Member Blair Brown  
Council Member Robert Jensen  
Council Member Scott Monsen  
Council Member Val Shupe  
City Manager Tom Hanson  
City Recorder Amy Rodriguez  
Lt. Kevin Burns, Weber County Sheriff Office

## **Others Present**

### **1 CITY COUNCIL WORK SESSION:**

**6:00 P.M.**

#### **• DISCUSSION: LAW ENFORCEMENT SERVICES CONTRACT**

Council Member Shupe stated that he and Council Member Jensen met with the Sheriff's Office recently. He stated that West Haven, Farr West, and Hooper have negotiated their contracts with the Sheriff at a lower price than the baseline. He stated that the only city that contracted with the Sheriff in good faith was Washington Terrace. Council Member Shupe stated that the Terrace has the biggest pool of officers and the only area the Sheriff's Office can draw from to back up any of the cities is Washington Terrace. Hanson stated that the City signed the contract early with the understanding that the Sheriff would keep the commitment based on the mathematical breakdown for each city and now they have changed that commitment. Mayor Allen stated that Weber County did not pay their fair share. Council Member Shupe stated that had the Sheriff held his ground, most likely West Haven would have decided to have their own police department. Council Member Shupe said that in all fairness, the Sheriff's intent was to hold the line and have everyone pay their fair share, but his belief is that commissioners became involved in the process. Council Member Jensen stated that he felt that it was more of a matter of cost analysis. Council Member Jensen stated that the committee had to get to a point that was equal to sheriff's overall budget and was still fair to us. Council Member Jensen stated that the city needs to consider how safe residents will be if we lower man power to negotiate a lower cost. He cautioned to focus on the safety of residents. Mayor Allen questioned if lowering staffing will lower the safety of the deputies and residents.

Council Member Brown stated he has had conversations with Sheriff Thompson as well as Commissioner Bell. He stated that the Sheriff stated to him that everyone is treated the same with the same service. Council Member Brown stated that if the coverage remains the same, the

average cost per person is \$68.68 cents. Council Member Brown stated that he believes our contact should be lower and is having difficulty in understanding why we are being charged \$87.12 per resident when the average cost is \$68.68. He stated that he feels that Council has not negotiated a good deal with the County, while noting that he supports the County but believes we are being overcharged. Council Member Brown stated that he would support officers riding together rather than separately for coverage of the officers. Council Member Shupe stated that two man cars are not a good idea, explaining that it takes away from manpower to be able to back up other officers and is not cost effective. Mayor Allen agreed that safety must come into play but also stated that the city is paying too much. Hanson stated that the city is paying for 9 officers, one of which is a composite of many duties. Council Member Monsen stated that the strike force man should not come out of any city budget.

Council Member Shupe stated that as far as he knows, no one is going to the School District to make them pay the funding for the SRO's in schools. He stated that he does not see anything happening in that direction, noting that the School District has not increased their payments for the SRO's. Council Member Monsen stated that the fact that we have a high school affects our contract, noting that the city has specific demographics that lead to different problems within the city and that is where extra help is needed. Council Member Monsen stated that the Council needs to stop worrying about what other cities have, but rather decide what is needed in the city to keep residents safe and negotiate what it is going to cost.

Mayor Allen suggested going down to 7 officers and save \$180,000. Council Member Jensen stated that Sheriff Thompson did an analysis and gave a unit cost. Council Member Monsen stated that he never disputed price per officer, just how many officers are needed for adequate coverage.

Lt. Burns stated that his understanding is that dollar amounts are directly tied to deputy units with all cities.

Hanson stated that he is frustrated that the city went through all the negotiations and other cities received a better deal. He did note that the city does have a direct line of communication with sheriff response people, and they have a heightened ability to respond to us with a higher level of service.

Hanson stated that currently the city has 2 officers on duty 24/7 and reports show our crime index has gone down, stating that police efforts have been a key component in the change.

Council Member Johnston stated that she is not comfortable going down to less than 2 officers per shift. She suggested coming down 1 officer and maintain at 2 officers on 24/7. She stated that the relationship with other law enforcement agencies is a benefit. Council Member Shupe stated that we are in precinct system which means that the city is sharing the officers and they would have to cover for each other anyway. He agreed with the Mayor to take manpower down to 7 officers. Council Member Jensen stated that he is in favor of going down 1 officer and feels that reducing by 2 is too aggressive. Council Member Shupe stated that the other cities did not receive a letter from the Sheriff stating that the County would not cover them if they did not sign the contract. Lt. Burns stated that if manpower is taken down to 7, there would not be 2 officers around the clock. Council Member Johnston stated that the goal is to be proactive and not reactive. Council Member Shupe stated that the Sheriff is being stretched too thin and he does not see the Sheriff being able to cover things.

Council Members Monsen, Jensen, and Johnston stated that they would like to see the contract cut to 8 officers. Council Members Brown and Shupe stated that they would like it cut down to 7 officers. Hanson stated that the city will need to come up with a proposal and have a discussion

with the Sheriff to find an appropriate way to package and maintain coverage.

**MAYOR, COUNCIL, AND STAFF MEMBERS PRESENT**

Mayor Mark C. Allen  
Council Member Mary Johnston  
Council Member Blair Brown  
Council Member Robert Jensen  
Council Member Scott Monsen  
Council Member Val Shupe  
Public Works Director Steve Harris  
City Manager Tom Hanson  
City Recorder Amy Rodriguez

**Others Present**

Charles and Reba Allen, R. Weston, Ulis Gardiner

**2. ROLL CALL 7:00 P.M**

**3. PLEDGE OF ALLEGIANCE**

**4. WELCOME**

**5. CONSENT ITEMS**

**5.1 APPROVAL OF AGENDA**

**5.2 APPROVAL OF JANUARY 15, 2013 MEETING MINUTES**

Items 5.1 and 5.2 approved by general consent.

**6. SPECIAL ORDER**

**6.1 PUBLIC HEARING: TO HEAR COMMENT ON THE 450 WEST UTILITY  
AND ROAD RECONSTRUCTION PROJECT**

Harris stated that the Project includes one block of roadway between 450 West, 5300 South, 500 West and 5200 South. Harris stated that the Project entails relocating water and sewer lines. He stated that the Project is possible due to the left over monies from the STAG grant for 4800 South project, along with state revolving fund loans from the Division of Water Quality. He stated that the total project will cost around \$836,000 and will resolve many problems. Harris stated that the city has been cleaning out the sewage lines to alleviate problems, but stated that the work still needs to be done. Harris stated that the public hearing is needed because federal funds are involved. He stated that the city will also be holding some open houses in the near future.

**Mayor Allen opened the public hearing at 7:12 p.m.**

There were no citizen comments.

**Mayor Allen closed the public hearing at 7:13 p.m.**

Council Member Monson inquired as to why this was not completed under the 4800 South Project. Harris stated that it became clear to staff that the projects needed to be separated because it was a different area and the EPA needed to do studies on the new area. Harris stated that there have been other projects completed in the interim. He stated that the city received an extension in the STAG grant to finish this project. Harris stated it is estimated to be a two month project.

**7. CITIZEN COMMENTS**

There were no citizen comments.

**8. COUNCIL/STAFF RESPONSE AND CONSIDERATION TO CITIZEN COMMENTS**

Due to lack of citizen comments in item 7, item 8 is unnecessary.

**9. NEW BUSINESS**

**9.1 MOTION: APPOINTMENT OF COUNCIL MEMBER ROBERT JENSEN TO REPRESENT WASHINGTON TERRACE CITY AS BOARD MEMBER ON THE WEBER MOSQUITO ABATEMENT DISTRICT BOARD OF TRUSTEES**

Mayor Allen nominated Council Member Jensen to serve on the Weber Mosquito Abatement District Board of Trustees.

**Motion by Council Member Johnston  
Seconded by Council Member Shupe  
To appoint Council Member Robert Jensen  
To represent Washington Terrace City as Board Member  
On the Weber Mosquito Abatement District  
Board of Trustees  
Approve unanimously (5-0)**

**9.2 MOTION: WASTE COLLECTION CONTRACT EXTENSION APPROVAL**

Hanson stated that the city has negotiated a reduction in our overall rate of 14 percent, which he noted will be assigned to the rate for the first can. He stated that the Council can anticipate a reduction in the refuse charge to residents to offset other rate increases that may occur as the budget process moves forward. Hanson stated that the city now owns the garbage cans. Hanson stated that it has been negotiated that the base trigger point for fuel surcharge will begin at \$4.00 per gallon of gas. Hanson stated that services will remain the same. He noted that we are still waiting on approval from the corporate offices of Republic to clarify the maintenance of the cans throughout each year. Hanson stated that much of the expense of the city can be contributed to replacement of missing cans.

Council Member Brown inquired if they would be able to provide any additional deals if the contract was longer than five years. Hanson stated that five years is the most we can extend by statute and the city must go out for bid once this extension is completed.

Council Member Monsen stated that he is very pleased with the service that has been provided, noting that Allied Waste has done a great job not only with garbage pickup, but also with their responsiveness to city and customer requests.

**Motion by Council Member Mosen  
Seconded by Council Member Jensen  
To approve the Waste Collection contract extension  
with Allied Waste for five years  
Approved unanimously (5-0)**

**9.3 MOTION/ORDINANCE 13-02: AMENDMENTS TO SECTION 13.04.03  
OF THE WASHINGTON TERRACE MUNICIPAL CODE REGARDING  
MAINTENANCE OF PRIVATE UTILITY INFRASTRUCTURE**

Hanson stated that ordinances in the past have allowed public works to help PRUD's with their infrastructure and some select maintenance. He stated that the amendments tighten the ordinance to reflect that work can be done during an emergency or critical need with the caveat that the PRUD's explore and try to come up with their own best remedy for maintenance and repairs with contractors who do this type of work within the open market. Hanson stated that the city does not want to be in completion with private contractors.

Hanson stated that the city recommends a critical need option that limits city liability because the city will not be doing maintenance on a regular basis. Hanson defined critical need as maintaining health and safety of the residents who live on the private property. Hanson stated that the city cannot go do maintenance on private property unless there is a risk to the residents that we serve, stating that an example would be in the case of a non-working hydrant. Hanson stated that the PRUD has the responsibility to manage their infrastructure, but he stressed that the city will go onto the property to repair if there is a risk to residents.

Harris stated there are a few hydrants that are on park strips that are fed from interior water mains so it is the responsibility of the PRUD to maintain. Harris stated that a previous ordinance stated that the PRUD's must maintain and submit records to the city of inspections. He stated that if the city does not receive the records, the fire department will go onto the property and inspect. If it is found to have problems, the city will fix the infrastructure.

Council Member Shupe stated that city should be able to go in and take care of hydrants or it may be problematic. He stated that he does not like that the private properties are responsible for their own hydrants and feels that all hydrants should be city property to make sure things get fixed properly. Council Member Johnston explained that the fire department does inspect hydrants and makes sure that they are in working order. She stated that if they are not found in working order, the PRUD's are told to have them fixed and they will be re-inspected by the fire department. She stated that the fire department is watching and working very closely with the PRUD's to make sure the hydrants are functioning. Hanson stated that inspections are done yearly.

Council Member Mosen expressed concerned that there could be legal issues because the common area is owned by the owners, stating that there should be an agreement with the PRUD.

**Motion by Council Member Johnston  
Seconded by Council Member Jensen  
To approve Ordinance 13-02  
Amendments to section 13.04.03 of the**

**Washington Terrace Municipal Code Regarding  
Maintenance of Private Utility Infrastructure  
Approved unanimously (5-0)  
Roll Call Vote**

**9.4 MOTION: APPROVAL OF FIRE HYDRANT FACILITY EMERGENCY  
MAINTENANCE AGREEMENT**

Hanson stated that the city intends to take the contract to all the PRUD and apartments with private infrastructure. He explained that the contract allows the city to come onto the property and work on the infrastructure if there is an emergency or critical need with an indemnification clause. Hanson stated that the agreement is to be signed before any work is done on private property. Hanson stated that the city is respectful not to infringe on the rights of private businesses and also the rights of the private properties. Council Member Johnston stated that this is a really good move for the city to make. She stated that is it smart to have PRUD's maintain their own property and wise to have this agreement because if the city takes ownership of hydrants or any part of the property, the PRUD's may push for the city to take over their streets or other areas of their property. She stated that she feels this is a financially sound and proactive step to make.

**Motion by Council Member Shupe  
Seconded by Council Member Monsen  
To approve the Fire Hydrant Facility Emergency  
Maintenance Agreement  
Approved unanimously (5-0)**

**10. ADJOURN INTO RDA MEETING**

**Motion by Council Member Jensen  
Seconded by Council Member Johnston  
To adjourn into RDA Meeting  
Approved unanimously (5-0)  
Time: 7:46 p.m.**

**11. COUNCIL COMMUNICATION WITH STAFF**

\* Council Member Brown complimented Harris and the Public Works Department on the great job on snow removal, stating that he has received many positive comments.

\* Council Member Jensen stated that he too has received many positive comments on the city snow removal efforts.

\* Council Member Monsen stated that he agreed that Public Works has done a great job of snow removal this year.

\* Mayor Allen stated that there was a letter to the editor in the Standard from a resident who

thanked the Public Works department for fixing his mailbox that was damaged during snow removal. Mayor Allen asked Harris to pass along his appreciation to the crew for the great job that they do.

**12. ADMINISTRATION REPORTS**

Hanson stated that the bids have been compiled for the remodeling of the front office to facilitate better customer service.

Hanson stated that he is working with a representative that works with municipalities for a call-out system. The phone list can be mass or detailed to a specific group (such as water shut offs, or an area that has a broken pipeline). He stated that this system would save on manpower; and if Council is interested he could have a presentation put together for consideration during the budget process.

Hanson stated that he has met with the RAMP Representatives on the application for the parking improvements at Rohmer Park. He stated that the Board will be meeting on Monday to discuss if they would like to help fund the project. Hanson stated that he will come back for a formal vote, but stated that staff will be looking for approval to commit funds that would have gone to fund balance to use towards our match if we receive the grant.

**13. UPCOMING EVENTS**

**February 18<sup>th</sup>: City offices closed in observance of President's Day**

**February 19<sup>th</sup>: City Council Meeting 7:00 p.m.**

**February 28<sup>th</sup>: Planning Commission 7:00 p.m.**

Council Member Brown suggested that Hanson speak with Wally Reynolds of the Planning Commission concerning future meetings and the role of the Commission.

**14. ADJOURN THE MEETING: MAYOR ALLEN**

**Mayor Allen adjourned the meeting at 8:36 p.m.**

---

**Date approved**

---

**City Recorder**