

KAYSVILLE CITY COUNCIL
May 19, 2022

Minutes of a regular Kaysville City Council meeting held on May 19, 2022 at 7:00 p.m. in the Council Chambers in Kaysville City Hall at 23 East Center Street, Kaysville, UT.

Council Members present: Mayor Tamara Tran, Council Member John Swan Adams, Council Member Mike Blackham, Council Member Abbigayle Hunt, Council Member Nate Jackson and Council Member Perry Oaks

Others Present: City Manager Shayne Scott, Finance Director Dean Storey, City Attorney Nic Mills, City Recorder Annemarie Plaizier, Assistant Finance Director Levi Ball, Community Development Director Melinda Greenwood, Information Technology Assistant Jordan Hansen, Administrative Assistant Mindi Edstrom, Power Superintendent Brian Johnson, Utility Locator Marty Willey, Sydney Larrabee, Ashleigh Young, Paul Kingston, Heather Brown

OPENING

Council Member Oaks opened the meeting and read a thought about Col. Gail Halvorsen and an upcoming ceremony being held in honor of his life. Council Member Oaks gave a prayer and led the audience in the pledge of allegiance.

CALL TO THE PUBLIC

Nothing was brought under this item.

PRESENTATIONS AND AWARDS

9-11 MEMORIAL PROJECT EVENT PRESENTATION – MAJOR BRENT TAYLOR FOUNDATION

This item was removed from the agenda.

ANIMAL CONTROL EVENT IN KAYSVILLE

Ashleigh Young, Director of Davis County Animal Care, introduced herself and the new Deputy Director of Animal Care to the council. Ms. Young said that they would be holding a Pet Vaccine Clinic at the Central Davis Senior Center in Kaysville. The event will be held on June 4, 2022 from 11:00 a.m. to 3:00 p.m. and is free to the public. This event is for Davis County residents only, and those interested would need to sign up for an appointment beforehand.

PRESENTATION OF THE EMPLOYEE OF THE QUARTER

Power Department Director Brian Johnson said that the city has a program that gives our city employees the opportunity to nominate one of their peers for Employee of the Quarter. Mr. Johnson explained that Marty Willey had been named Employee of the Quarter. Marty is someone who is willing to help in any circumstance, constantly goes above and beyond, and is excellent

working with the public. He has been working for the city for over thirty years and is a leader to his peers. He has a great knowledge of the city's infrastructure and resources, and he has been constantly leaned on by many because of his knowledge.

Council Member Blackham added that Mr. Willey would be retiring next month and will be greatly missed by the city.

DECLARATION OF ANY CONFLICTS OF INTEREST

No conflicts were disclosed.

CONSENT ITEMS

Council Member Blackham made a motion to approve the following consent items:

- a. Approval of Minutes of April 14, 2022.
- b. Approval of Minutes of April 15, 2022.
- c. Interlocal Agreement for the Billing and Collection of Fees for Advanced Life Support Services.

The motion was seconded by Council Member Oaks.

The vote on the motion was as follows:

Council Member Oaks, yea
Council Member Blackham, yea
Council Member Adams, yea
Council Member Hunt, yea
Council Member Jackson, yea

The motion passed unanimously.

ACTION ITEMS

Council Member Blackham made a motion to move item 6B before item 6A on the agenda, and the motion was seconded by Council Member Jackson.

The vote on the motion was as follows:

Council Member Blackham, yea
Council Member Adams, yea
Council Member Hunt, yea
Council Member Jackson, yea
Council Member Oaks, yea

The motion passed unanimously.

6B. CERTIFICATION OF ANNEXATION PETITION FROM LPM CORPORATION FOR PARCEL NUMBER 11-041-0026 LOCATED AT APPROXIMATELY 775 EAST OXFORD DRIVE

Community Development Director Melinda Greenwood explained that on March 23, 2022 the City received an annexation application from John Gufaston to annex 1.14 acre of parcel ID #11-041-0026. This is only a portion of the 25.375 acres parcel. The proposed annexation property is located at the end of Oxford Drive just west of Thornfield Road with an approximate address of 775 East Oxford Drive. On April 14, 2022, the City Council adopted Resolution #22-04-02, accepting the petition for annexation so the process could proceed. Davis County has mailed all notices as required by Utah State Code 10-2-403 regarding the intent to annex. City Staff has reviewed the petition and verified that it meets the minimum requirements of the law. After the petition is certified, public notices will be posted and a public hearing will need to be held. Staff is proposing that the public hearing be scheduled for the June 16, 2022 City Council meeting, where the Council will either approve or deny the annexation request.

Council Member Jackson asked when the zone would be assigned to the property.

Melinda Greenwood explained the zone would be assigned with the approval of annexation. The applicant has indicated that they are seeking the R-1-8 zone, which is the same as the neighboring properties.

Council Member Adams made a motion to approve the certification of the Annexation Petition from LPM Corporation for Parcel Number 11-041-0026 located at approximately 775 East Oxford Drive, seconded by Council Member Hunt.

The vote on the motion was as follows:

- Council Member Adams, yea
- Council Member Hunt, yea
- Council Member Jackson, yea
- Council Member Oaks, yea
- Council Member Blackham, yea

The motion passed unanimously.

6A. A RESOLUTION ADOPTING THE KAYSVILLE CITY TENTATIVE BUDGETS FOR FISCAL YEAR 2023

Finance Director Dean Storey explained that the City Council and Staff have been reviewing the Fiscal Year 2023 budget over several weeks and the tentative budget is now ready to be adopted. By adopting the tentative budget, it allows the public the ability and opportunity to review the budget before it receives final approval. The City Council and Staff will continue to work through the budget and address specific items of concern prior to final approval.

Council Member Adams said that he still is unsure the best way to address the budget deficiency, but would like the option to hold a Truth in Taxation if that is what the Council feels is best. The budget currently shows that we will be making up the deficit by raising taxes, and Council Member

Adams asked if the budget could rather state that it would be made up by use of fund balance or through the Truth in Taxation process.

Dean Storey responded that Staff had included this line item in the tentative budget based off previous discussion from the Council regarding holding a Truth in Taxation. With the Truth in Taxation process, the maximum rate amount that the council would consider would be advertised, but it does not mean that the council is obligated to approve that rate.

Council Member Blackham commented that he would not approve the tentative budget with the line item for Truth in Taxation being included.

Dean Storey said that if it is not included then it precludes any possibility of holding a Truth and Taxation as part of the budget process.

Mayor Tran said that including the line item does not mean that the council has to hold a Truth and Taxation hearing; it just allows it as an option as the budget is further considered.

Council Member Jackson commented that he is concerned about projected costs for next year.

Dean Storey said that the budget is a working document and in looking at our anticipated expenses and revenues, there is a shortfall between matching expenditures and revenues. One of the ways to address that shortfall is through raising taxes to generate revenue needed. As part of the Truth in Taxation process, notices would be mailed to the public identifying the maximum amount of revenue the city would be requesting with a tax increase. The council could also hold a Truth in Taxation hearing and choose not to raise taxes at all as well.

Council Member Oaks commented the longer we wait to approve the budget, the more data we will be able to collect regarding about actual revenue coming in from sales tax. As we get closer to holding a Truth in Taxation, is it anticipated that the deficit would be a few thousand less than what is currently being shown?

Dean Storey said that Staff hopes to see an increase from sales tax revenue, thereby lessening our deficiency in the budget. However, we also do not know exactly if inflation will affect the projected expenses within the budget.

Council Member Adams made a motion to adopt a Resolution adoption the Kaysville City Tentative Budgets for Fiscal Year 2023, with the alteration that the budget reflect that the deficit be made up through a Truth in Taxation increase and/or the use of fund balance. The motion was seconded by Council Member Oaks.

The vote on the motion was as follows:

Council Member Hunt, yea
Council Member Jackson, yea
Council Member Oaks, yea
Council Member Blackham, nay
Council Member Adams, yea

The motion passed four to one.

WORK ITEMS

AN ORDINANCE ENACTING 12-2-7 OF THE KAYSVILLE MUNICIPAL CODE REGARDING CAMPING ON PUBLIC PROPERTY

City Attorney Nic Mills said that recently the city has become concerned about people camping in public parks or on public property without permits. Further, the City's Parks Department occasionally has people camping at the East Kaysville Wilderness Park without the required permits. This ordinance would address these issues by prohibiting camping on public property or in parks without prior approval.

Council Member Oaks asked if this was a homeless issue.

Nic Mills responded in some cases it is. They have found campers in the East Kaysville Wilderness Park without the required permit, both homeless and not. This ordinance will help our police officers to be able to conduct enforcement more effectively.

Council Member Adams commented that we need to be sensitive to those who are struggling with homelessness.

Nic Mills responded that we have a police department that are interested in community-oriented policing. Their first response is to try to solve the problem and not to punish those who are homeless. It is the city's policy to help these individuals find the resources that they need.

Council Member Oaks made a motion to move this item to an action item, seconded by Council Member Jackson.

The vote on the motion was as follows:

Council Member Jackson, yea
Council Member Oaks, yea
Council Member Blackham, yea
Council Member Adams, yea
Council Member Hunt, yea

The motion passed unanimously.

COUNCIL MEMBER REPORTS

Council Member Blackham said that the city recently hired Jim Day as the new city Building Official and we are excited to have him. He is a Kaysville resident, and has worked for both Layton City and Farmington City.

Melinda Greenwood added that he would be beginning on June 6.

Council Member Jackson encouraged residents to consider installing better water conservation

landscaping. The Utah State Extension and Weber Basin Water Conservancy have great resources on installing more water-wise landscaping.

Mayor Tran said that Council Member Hunt was appointed to serve on the unmanned aircraft working group, as well as the USU Land Water and Air Advisory committee for the Utah League of Cities and Towns.

CITY MANAGER REPORT

City Manager Shayne Scott said that the ULCT recently published an annual report and encouraged the council members to read it.

CLOSED SESSION

Council Member Blackham made a motion to adjourn the city council meeting at 7:46 p.m. and reconvene into a closed session to discussion the character, professional competence, or physical or mental health of an individual or individuals, in conformance with Utah State Code §52-4-205. The motion was seconded by Council Member Adams and passed unanimously.

Council Member Blackham made a motion to adjourn the closed session at 8:02 p.m. and reconvene into the city council meeting, seconded by Council Member Adams. The motion passed unanimously.

ACTION ITEM

POTENTIAL MODIFICATION TO CITY MANAGER CONTRACT

Council Member Adams made a motion to amend the City Manager contract as follows:

1. Change “vacation and sick” benefits to “Paid Time Off (PTO)” to reflect amendments made to all employee benefits for time off.
2. Modify the requirement to live within Davis County to read that the manager must reside no more than twenty-five (25) miles from Kaysville City limits.

The motion was seconded by Council Member Oaks.

The vote on the motion was as follows:

Council Member Jackson, yea
Council Member Oaks, yea
Council Member Blackham, yea
Council Member Adams, yea
Council Member Hunt, yea

The motion passed unanimously.

ADJOURNMENT

Council Member Blackham made a motion to adjourn the City Council meeting at 8:03 p.m., seconded by Council Member Adams and passed unanimously.