

MINUTES OF THE JUNE 1, 2004, ROY CITY COUNCIL MEETING

1. Approval of May 18, 2004, minutes
2. Presentation by 419th Fighter Wing regarding water bill mitigation
3. Award of contract for the 6000 South Waterline and PRV Replacement Project
4. Award of contract for the Sandridge Park Stream Improvement Project
5. Award of contract for the Emma Russell Park Storm Drain Project
6. Request for approval of alcoholic beverage license for the Sports Addiction
7. Public hearing on the proposed FY2005 budget and final amendments to the FY2004 budget
 - a. Consideration of Resolution No. 828 approving adjustments to the FY2004 budget
8. City Manager's report
9. Mayor and Council reports
10. Adjourn to a Redevelopment Agency Meeting

Minutes of the Roy City Council Meeting held June 1, 2004, at 6:00 p.m. in the City Council Room of the Roy City Municipal Building.

The meeting was a regularly scheduled meeting designated by resolution. Notice of the meeting was provided to the *Standard Examiner* at least 24 hours in advance. A copy of the agenda was posted.

The following were in attendance:

Mayor Roger Burnett	City Manager Chris Davis
Councilwoman Marge Becraft	City Attorney Andy Blackburn
Councilman Tommy Smith	Secretary Michelle Drago
Councilman Dave Tafoya	
Councilman Dan Tanner	

Excused: Councilman Larry Peterson

Also present were: Tony Reynolds, Community Services Director; Mike Mansfield, Public Works Director; Cathy Spencer, Management Services Director; Greg Whinham, Police Chief; Ross Oliver; Loren Glover; Kerry Glover; Major James R. Wilson; Terry Strickland; Rodney Pratt; Jaxon Spencer; John Johnston; Cameron Johnston; and Nicole Patterson.

Moment of Silence: Councilman Smith

Pledge of Allegiance: Councilman Smith

1. APPROVAL OF MAY 18, 2004, MINUTES

Councilwoman Becraft moved to approve the minutes of May 18, 2004, as written. Councilman Tafoya seconded the motion. Council members Becraft; Smith; Tafoya; and Tanner voted "aye." The motion carried.

2. PRESENTATION BY 419TH FIGHTER WING REGARDING WATER BILL MITIGATION

Chris Davis stated that the City Council previously approved water bill mitigation for those in the Utah Army National Guard who were called into active duty. The 419th Fighter Wing was asking that the City Council approve water bill mitigation for their members who were called into active duty. Mr. Davis said there were currently 14 Roy residents of the National Guard receiving mitigation. The 419th Fighter Wing had one individual from Roy.

Major James Wilson, 419th Fighter Wing, gave the City Council some background information on the Air Force 419th Fighter Wing. He asked that the City Council provide whatever support it could to Roy members of the 419th Fighter Wing during the 12 month period they were mobilized by reducing or waiving utility fees similar to what it had done for the Army National Guard.

Councilwoman Becraft asked how many members of the 419th Fighter Wing were from Roy. Major Wilson said there were 97.

Councilman Smith asked how many members of the 419th Fighter Wing from Roy had been activated. Major Wilson said there was currently one individual. He estimated that the most who would be mobilized at one time was 20.

Cathy Spencer stated that the mitigation waived 100% of the water bill. In May, the City wrote off about \$869 in fees. There were currently 14 members of the National Guard receiving mitigation. She felt that number was up because the original set had received extended orders. When their tour was finished, she felt the number would drop.

Councilman Tafoya moved to extend water bill mitigation to Roy members of the 419th Fighter Wing who were mobilized. Councilman Smith seconded the motion. Council members Becraft; Smith; Tafoya; and Tanner voted "aye." The motion carried.

3. AWARD OF CONTRACT FOR THE 6000 SOUTH WATERLINE AND PRV REPLACEMENT PROJECT

Mike Mansfield stated that bids for the 6000 South Waterline and PRV Replacement Project were opened on May 6th. Four bids were received. The project was advertised in the *Standard Examiner* as required by state law and Roy City purchasing procedures. The low bidder was Ormond Construction Company, Inc. in the amount of \$92,019.50. The City Engineer estimated the project would cost \$92,375.00. The budget amount for the project was \$85,000.00. Mr. Mansfield said the bid amount was over budget. However, the Public Works Department had been able to save money on the 4800 South Waterline Project. He felt the overall amount of both projects would even out. Ormond Construction would commence work on the project upon the City receiving all legal documentation as required by the contract and upon completion of a preconstruction meeting. That should take place in two to three weeks. The contract provided that the project would be completed within 30 days

following the Notice to Proceed issued to the contractor at the preconstruction meeting. The staff recommended that the City Council award the contract for the 6000 South Waterline and PRV Replacement Project to Ormond Construction Company, Inc. in the amount of \$92,019.50 and authorize the Mayor to sign the contract and Notice of Award.

Councilman Tanner moved to award the contract for the 6000 South Waterline and PRV Replacement Project to Ormond Construction Company, Inc. in the amount of \$92,019.50 and to authorize the Mayor to sign the contract and Notice of Award. Councilwoman Becraft seconded the motion. A roll call vote was taken: Council members Tanner, Smith, Tafoya, and Becraft voted "aye." The motion carried.

4. AWARD OF CONTRACT FOR THE SANDRIDGE PARK STREAM IMPROVEMENT PROJECT

Mike Mansfield stated that bids for the Sandridge Park Stream Improvement Project were opened on May 21st. Six bids were received. The project was advertised in the *Standard Examiner* as required by state law and Roy City purchasing procedures. The low bidder was Mike Humphrey's Construction Company in the amount of \$23,062.50. The City Engineer estimated the project would cost \$27,440.00. Mr. Mansfield said this was the first phase of the overall project. Phase 2 would enlarge the detention area. It would be bid out later in the summer. Mike Humphrey's Construction would commence work on the project upon the City receiving all legal documentation as required by the contract and upon completion of a preconstruction meeting. That should take place in two to three weeks. The contract provided that the project would be completed within 30 days following the Notice to Proceed issued to the contractor at the preconstruction meeting. The staff recommended that the City Council award the contract for the Sandridge Park Stream Improvement Project to Mike Humphrey's Construction Company in the amount of \$23,062.50 and authorize the Mayor to sign the contract and Notice of Award.

Councilman Tanner was concerned that Mike Humphrey's bid was \$10,000.00 lower than the others.

Councilman Tafoya asked why this project would be scheduled after the Emma Russell Park Storm Drain Project. Mike Mansfield said that Mike Humphrey's was the low bidder on both projects. He

didn't think Mike Humphrey's crew was large enough to cover both projects at the same time. The Public Works Department wanted to get the grass at Emma Russell Park planted this fall. Therefore, it had been placed ahead of Sandridge Park. Mr. Mansfield said that at the preconstruction meeting, he would ask Mike Humphrey if he could push both projects along at the same time.

Councilman Tafoya moved to award the contract for the Sandridge Park Stream Improvement Project to Mike Humphrey's Construction Company in the amount of \$23,062.50 and to authorize the Mayor to sign the contract and Notice of Award. Councilwoman Becraft seconded the motion. A roll call vote was taken: Council members Tanner, Smith, Becraft, and Tafoya voted "aye." The motion carried.

5. AWARD OF CONTRACT FOR THE EMMA RUSSELL PARK STORM DRAIN PROJECT

Mike Mansfield stated that bids for the Emma Russell Park Storm Drain Project were opened on May 28th. Six bids were received. The project was advertised in the *Standard Examiner* as required by state law and Roy City purchasing procedures. The low bidder was Mike Humphrey's Construction Company in the amount of \$85,823.00. The City Engineer estimated the project would cost \$104,820.00. Mike Humphrey's Construction would commence work on the project upon the City receiving all legal documentation as required by the contract and upon completion of a preconstruction meeting. That should take place in two to three weeks. The contract provided that the project would be completed within 45 days following the Notice to Proceed issued to the contractor at the preconstruction meeting. The staff recommended that the City Council award the contract for the Emma Russell Park Storm Drain Project to Mike Humphrey's Construction Company in the amount of \$95,823.00 and authorize the Mayor to sign the contract and Notice of Award.

Councilwoman Becraft moved to award the contract for the Emma Russell Park Storm Drain Project to Mike Humphrey's Construction Company in the amount of \$95,823.00 and to authorize the Mayor to sign the contract and Notice of Award. Councilman Tanner seconded the motion. A roll call vote was taken: Council members Smith, Becraft, Tafoya, and Tanner voted "aye." The motion carried.

Mike Mansfield stated that the light at 4800 South 3100 West would be done that week. The light at 2125 West 4800 South was out to bid.

6. REQUEST FOR APPROVAL OF ALCOHOLIC BEVERAGE LICENSE FOR THE SPORTS ADDICTION

Tony Reynolds stated that the owner and proponent was Loren Glover. He was requesting approval of a Class A liquor license, which was a private club, for the Sports Addiction located at 5301 South 1900 West. The staff had reviewed his application and felt it met the requirements for a private club.

Councilwoman Becraft asked if the bouncer questioned by the Police Department was still employed by Loren Glover. Tony Reynolds said he was not.

Councilman Tafoya asked how long Mr. Glover's lease was. Loren Glover said he had a two-year lease from February 2004. Councilman Tafoya asked why Mr. Glover wanted a liquor license. Mr. Glover said he wanted to have better control and to improve business.

Councilman Tanner asked if any special training was required for a liquor license. Andy Blackburn said there were some State requirements that Mr. Glover would have to meet. Loren Glover said some minimal training was required.

Mayor Burnett asked if the City had had any problems with the Sports Addiction since it opened. Chris Davis said Chief Whinham indicated had in his report that Loren Glover had been very cooperative.

Andy Blackburn asked if Loren Glover had prepared bylaws for the club. Loren Glover said he had not because of changes in the law. Mr. Blackburn asked what type of private club Mr. Glover would be. Mr. Glover said he would be a Class B.

Councilman Tafoya asked about membership fees. Loren Glover and Nicole Patterson said the fees would be \$12.00 annually.

Councilman Tanner stated that he was concerned about awarding a liquor license to Loren Glover because of his inexperience. However, Police Chief Whinham had given a favorable report.

Councilman Tafoya asked if there had been any underage drinking problems at the Sports Addiction. Chief Whinham said there had not.

Mayor Burnett stated that Loren Glover had complied with the requirements of the City, and he had helped the Police Department.

Councilman Smith moved to approve a Class A liquor license to the Sports Addiction located at approximately 5301 South 1900 West based upon the reports from the staff and subject to Loren Glover completing the State's training requirements. Councilman Tafoya seconded the motion. Council members Becraft, Smith, Tafoya, and Tanner voted "aye." The motion carried.

7. PUBLIC HEARING ON THE PROPOSED FY2005 BUDGET AND FINAL AMENDMENTS TO THE FY2004 BUDGET

Councilman Smith moved to open the public hearing at 6:44 p.m. Councilman Tanner seconded the motion. Council members Becraft, Smith, Tafoya, and Tanner voted "aye." The motion carried.

Cathy Spencer stated that the public hearing was to consider adjustments to the FY2004 budget and the proposed FY2005 budget. Utah Code 10-6-125 allowed the City Council to transfer unexpended funds from one department to another within the same fund, by resolution. For the fiscal year ending June 30, 2004, the administration proposed that \$14,317 in savings on capital purchases be reallocated to various departments to cover unanticipated expenditures:

- \$2,000 for concessions in the Parks & Recreation Department
- \$3,000 for unemployment taxes in the Parks & Recreation Department
- \$862 for over-time and related taxes in the Development Services Department
- \$1,300 for fuel in the Streets Division
- \$1,000 for inventory in the Shop Division
- \$3,693 for over-time and related taxes at the Recreation Complex
- \$2,462 for over-time and related taxes at the Aquatic Center

Ms. Spencer said the budgets for some of the departments were running a little tight with one month left in the fiscal year. The administration was proposing the transfer of funds to help ensure that sufficient monies were available within each department to operate through the end of the fiscal year. The City Council needed to approve Resolution No. 828 if it agreed with the proposed transfers.

Ms. Spencer said the administration was presenting the City Council with a balanced budget for FY2005. The budget included no property tax increase. The administration was able to hold the property tax rate steady by moving the purchase of equipment up to the current fiscal year. This was accomplished by using funds received from the Redevelopment Agency for repayment of a loan made by the City in 1998.

There would be an increase in fees for FY2005. In FY2004, the City implemented a \$1.00 per month dispatch fee. The fee covered 50% of the amount that the City was charged for Weber Area Dispatch and RMS/CAD. The budget included a proposal to increase the fee to \$2.00 per month to encompass 100% of the charges to Roy City associated with dispatch services. In the event that a special service district was created for Weber Area Dispatch, the \$2.00 fee would cease. Chief Greg Whinham served on the board representing the City and had encouraged the formation of the special service district.

For the General Fund, department directors were asked to keep increases in operating expenditures to 3%. That was a very small number, and to their credit, the directors were able to work within the parameters. They reallocated monies to line items where necessary so that the budget reflected anticipated expenditures.

While no tax increase was necessary for the General Fund, it was necessary to raise water rates in the Utility Enterprise Fund to cover increasing costs. This fund had historically been able to operate at a profit and allowed funds to be set aside for future infrastructure needs. This year the fund was dipping into reserves to cover expenditures. This was due not only to increased costs, but a reduction in income from development related fees.

The budget included a 5% increase in water rates, which represented the increase in Weber Basin Water since 2001. The Utility Enterprise Funds had not passed along the increases in past years. The administration proposed that this adjustment be made on an annual basis as the budget was prepared. The administration also proposed that a study be completed to determine what rates should be in the future. The last increase to water rates was in January 1990. Prior to that, water rates were increased three times in 1987, 1985, and 1984.

Ms. Spencer reviewed additional highlights of the FY2005 budget:

- Revenue from sales tax and franchise fees were expected to remain relatively flat. Effective July 1, 2004, the franchise fee on telephones and the \$1 fee per cell phone would be changed. The State would now administer collecting a 4% fee on both telephones and cell phones, which the administration anticipated to be revenue neutral.
- Increase the impound fee on dogs from \$50 to \$62. That was the fee Ogden City charged Roy City. That would allow the entire fee to be passed on to the owner.
- The revenue from Justice Court fines was expected to increase as the number of open accounts increased.
- The budget included the addition of two full-time and one part-time (.50 FTE) employees. The full-time employees would be added to the Fire Department and the Street Division. The additional firefighter would bring all shifts to an equal level of full-time firefighters. The Street employee would bring the division back to the level of service it had in 1993. The part-time employee would be added to the Storm Sewer Utility Fund and would augment the efforts of the other utility employee.
- A part-time salary survey was conducted. The budget included adjusting the pay rates for a number of part-time employee classifications. The firefighter/EMT's would receive a \$.50 per hour increase, and the firefighter/paramedics a \$2.00 per hour increase. Both increases were a portion of the amounts determined by the survey. The administration anticipated a multiple-year implementation period for some classifications of employees.
- Many of the other departments were also affected by the survey, but not to the magnitude of the Fire Department. Where applicable, the budget for part-time employees was increased to cover the new wage rates.
- Part-time wages for the Aquatic Center increased as a result of the new hours of operation.
- The budget included a 1.5% COLA to be paid to full-time and permanent part-time (crossing guards, firefighters, Complex) employees. Merit adjustments were also included for eligible employees.
- There was a mandatory increase in the Utah State Retirement System rate for police officers of 2.84%. The City Council and department director retirement rates were historically adjusted when the average rate of all other participants increased, so additional adjustments had been made to the Council and director rates.
- The budget included no increase in the cost of health insurance.

- The Fire Department budget included sponsoring one employee to attend paramedic training. That would allow for a full complement of paramedics.
- Due to the increase in Justice Court activity, the budget included increasing the hours of the prosecutor. Additionally, there was a recommendation to adjust the salary of the judge, which was the intent as the court became fully operational.
- There was a recommended bonus of \$500 for each police officer that annually passed the URMMA-approved physical fitness test.
- The budget included funding the Boys and Girls Club of Weber County. The maximum funding was \$10,000 which would be, in part, operation and maintenance costs of the bus.
- The budget contemplated completing the next phase of Emma Russell Park.

Ms. Spencer stated that the State required the Council to hold a public hearing before public funds could be contributed to the Boys and Girls Club. The hearing was scheduled for the next meeting. After the hearing, the staff would ask the Council to adopt the FY2005 budget by resolution.

There were no questions from the Council, nor were there questions or comments from the audience.

Councilwoman Becraft moved to close the public hearing at 6:50 p.m. Councilman Tanner seconded the motion. Council members Becraft, Smith, Tafoya, and Tanner voted "aye." The motion carried.

Councilman Tanner moved to approve Resolution No. 828 approving adjustments to the Fiscal Year 2004 budget as outlined. Councilman Smith seconded the motion. A roll call vote was taken: Council members Tafoya, Tanner, Smith, and Becraft voted "aye." The motion carried. (Copy filed for record).

8. CITY MANAGER'S REPORT

Chris Davis stated that:

- The houses east of the Municipal Building had been demolished. The City Engineer was working on a cost estimate for an entrance from that property.

- There was a major clean-up and planting planned for September 11th. It would involve a series of projects.
- Anticipated that the light at 2125 West 4800 South would be done before school began.
- The theme for Roy Days 2004 would be "Honoring Every Day Heroes." The theme would compliment Ogden City's theme of "Honoring Heritage and Heroes." The annual Roy Days softball game would be held on Thursday, August 5th at West Park. He asked the Council members to participate.
- Reported that the softball tournament Roy City co-hosted with Clinton on Memorial Day weekend had gone well.
- The annual employee party was scheduled for Wednesday, August 18th, at the Aquatic Center.

9. MAYOR AND COUNCIL REPORTS

Councilman Tanner asked for a number to contact the carnival for Roy Days to see if posters could be more specific. He asked about the pre-sale of carnival tickets. Chris Davis said the City had not been involved in the pre-sale of tickets. That was an option if there was an organization that wanted to do it. Councilman Tanner felt the Boys and Girls Club might be able to use ticket sales as a fund raiser. He asked for the help of Jace Jacketta to create a link on the City's website for booth and food applications for Super Saturday.

Councilmen Tafoya and Tanner scheduled a Roy Days Committee meeting with Chris Davis for 5:00 p.m. on June 15th.

Councilwoman Becraft asked if the City was still looking for groups to plant sod at Municipal Park. Chris Davis said it was.

Mayor Burnett stated that Dignitary Day at Lagoon would be held June 8th, 9th, and 10th.

Mayor Burnett stated that the air show at Hill AFB would be held on June 12th and 13th.

10. ADJOURN TO A REDEVELOPMENT AGENCY MEETING

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Councilwoman Becraft moved to adjourn to a Redevelopment Agency Meeting at 7:12 p.m. Councilman Tanner seconded the motion. Council members Becraft, Smith, Tafoya, and Tanner voted "aye." The motion carried.

Roger Phil Burnett
Mayor

Attest:

Michelle Drago
Secretary

dc:cjun104