

MINUTES OF THE OCTOBER 19, 2010, ROY CITY COUNCIL MEETING

1. Approval of October 5, 2010, minutes
2. Presentation of the FY2010 Audit Report
3. Consideration of Residential Solid Waste Service Agreement
4. Public comments
5. Consideration of Agreement for additional cities to participate in the Weber County Animal Shelter
6. Consideration of Resolution No. 980 requesting recertification of the Roy City/Weber County Justice Court
7. Mayor and Council reports
8. Adjourn

Minutes of the Roy City Council Meeting held October 19, 2010, 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 members were in attendance:

Mayor Joe H. Ritchie	City Attorney Andy Blackburn
Councilman Willard Cragun	Secretary Michelle Drago
Councilman Brad Hilton	
Councilman Larry Peterson	
Councilman Dave Tafoya	

Excused: Councilmen Michael Stokes and City Manager Chris Davis

Also present were: Cathy Spencer, Management Services Director; Jared Hall, Planner; Haylen Hall; Niven Turner; Stephen Roberts; Amy Tafoya; Keisha Tafoya; Dave Perry; Anton Schaefer; Garrett Smith; Thomas Carstens; Jordan Schreck; Timothy Clark; Sinjin Jensen; Garth Buhler; Royce Buhler; Russell Bohler; Mike Clark; Stephen Roberts; Meagan Parker; Taylor Flitton; Crystal Hatch; Roman Cox; Chance Parner; Bryan Gutierrez; Jeremy Hardy; John Henry; Jason Wilkinson; Nathan Cornell; Nathan Merritt Baltoe; Julie Ninez; Jeremy Alas; Jade Furlong; Brndon Willobee; Jennifer Hansen; Paige Wood; Alicia Perry; Kayla McKinzie; Josh Peterson; Kylee Child; Brandon Greenwell; Brock McCashland; Samantha Rands; Logan Vigil; Austin Story; Jacob Rose; Dayton Wilkinson; Ashley Hodges; Christian Chavez; Nic Valentine; Jake Vlandez; Nate Laing; Cole Bennett; Kyle Murphy; Kevin Kidd; Kim Childress; Karson Eddington; Altina Stott; James Schroeder; and Boy Scout Troops 72, 424, and 475.

Moment of Silence: Councilman Peterson

Pledge of Allegiance: Councilman Peterson

1. APPROVAL OF OCTOBER 5, 2010, MINUTES

Mayor Ritchie asked Jared Hall to introduce his daughter Haylen.

Mayor Ritchie recognized Keisha Tafoya and other students from the Roy High School government class who were in attendance.

Mayor Ritchie recognized Boy Scout Troops 72, 424, and 475.

Councilman Tafoya moved to approve the minutes of October 5, 2010, as written. Councilman Cragun seconded the motion. Council members Cragun, Hilton, Peterson, and Tafoya voted "aye." The motion carried.

2. PRESENTATION OF FY2010 AUDIT REPORT

Cathy Spencer, Management Services Director, stated that James Schroeder and Altina Stott from Wiggins & Company were ready to present the FY2010 Audit Report. Ms. Spencer said the financial statements for the General Fund were on Pages 40 and 41 of the Audit Report. They presented the budget versus actual. When the revenues did not come in as anticipated, significant cuts were made in the budget. The administration estimated that \$1 million of the fund balance would have to be used. At the end of the year, only \$250,000 of the fund balance had been used. Ms. Spencer said that was a credit to the City Council for watching over the public's money.

James Schroeder, Wiggins & Company, stated that they had had the opportunity to be in the City and review its financial statements. Their opinion was included on Page 16 of the Audit Report. It was a clean opinion. They did not take exception to anything. The purpose of an audit was to determine if the City had complied with generally accepted accounting principles. Their opinion stated that they were able to reach that conclusion. In prior years the City had received a simple audit. This year the City had received a large grant that was audited as well. It was also clean. There was not a material exception to be reported.

Mayor Ritchie appreciated the professionalism Wiggins & Company demonstrated. They had delved into areas the City Council had asked them to.

Councilman Peterson commended Cathy Spencer and her staff for the clean audit reports the City received year after year.

James Schroeder stated that it had been a pleasure to work with Roy City. The staff had been forthright and open with them. They were exceptional to work with.

Councilman Peterson moved to accept the FY2010 Audit Report prepared by Wiggins & Company. Councilman Hilton seconded the motion. Council members Cragun, Hilton, Peterson, and Tafoya voted "aye." The motion carried.

3. CONSIDERATION OF RESIDENTIAL SOLID WASTE SERVICE AGREEMENT

Mayor Ritchie stated that the City Council had an opportunity to review the agreement which was included in their packets. The Council had accepted the bid from Waste Management at a prior meeting.

Councilman Tafoya moved to approve Contract No. 2010-6 - a Residential Solid Waste Service Agreement with Waste Management. Councilman Cragun seconded the motion. A roll call vote was taken: Council members Hilton, Tafoya, Peterson, and Cragun voted "aye." The motion carried. (Copy filed for record).

4. PUBLIC COMMENTS

Stephen Roberts, West Point, stated that he had read an article in the newspaper which indicated the City Council was considering a Good Landlord ordinance. Mayor Ritchie said that ordinance would be considered on November 3rd. Mr. Roberts expressed disdain for the proposal. He felt the government was stepping onto private citizens' rights. According to the article, the ordinance would require landlords to conduct background checks. If a potential tenant had a criminal record, would a landlord be allowed to rent to them? Mayor Ritchie suggested that Mr. Roberts get a copy of the proposed ordinance from the Community and Economic Development office. The ordinance would protect landlords, tenants, and citizens. The City Council was not trying to make an ordinance that was oppressive or restrictive. Mr. Roberts did not like being forced to take the training. He didn't feel government had the right to tell him to take a course or pay a higher fee.

5. CONSIDERATION OF AGREEMENT FOR ADDITIONAL CITIES TO PARTICIPATE IN THE WEBER COUNTY ANIMAL SHELTER

Mayor Ritchie stated that since the animal shelter had opened other cities in the County wanted to enter into the agreement. As the original participants, Roy City, Weber County, and Ogden City, had to agree to let them participate.

Andy Blackburn stated that the agreement would let other cities participate in the Weber County Animal Shelter.

Councilman Tafoya stated that if other cities participated in the facility, the costs for everyone would be reduced.

Andy Blackburn anticipated that other cities would want to join in the future.

Councilman Hilton asked if other cities would manage their own animal control. Mayor Ritchie said they would. The animal shelter would only be used for storing animals. The agreement to let other cities participate in the shelter would not mean more work for the City.

Councilman Cragun stated that the consolidation of services would result in savings for everyone. The Weber County Animal Shelter was a state-of-the-art facility. The consolidation would be a good thing for all of the County's residents.

Councilman Cragun moved to approve Contract 2010-7, an agreement allowing additional cities to participate in the Weber County Animal Shelter. A roll call vote was taken: Council members Cragun, Peterson, Hilton, and Tafoya voted "aye." The motion carried. (Copy filed for record).

6. CONSIDERATION OF RESOLUTION NO. 980 REQUESTING RECERTIFICATION OF THE ROY CITY/WEBER COUNTY JUSTICE COURT

Andy Blackburn stated that every four years the City was required to request recertification of the Justice Court from Administrative Office of the Courts. The City had to submit three items as part of the certification - a resolution requesting recertification, a letter of opinion from the city attorney, and an application. His opinion letter listed requirements for operation of the court. His conclusion was that it was feasible for Roy City to continue operating a Justice Court. He asked that the Council approve Resolution No. 980.

Councilman Tafoya asked about a security plan. Mr. Blackburn said it would be finished on October 20th. There was already a security plan in place. A security plan was required when the Justice Court was started. It had been modified now that Roy City had a Class One court.

Councilman Cragun asked about funding for indigents. How would that affect the City over the years? Mr. Blackburn said Indigent counsel was for those people who could not afford an attorney. The City's cost for indigents over the eight years he had been employed had remained pretty constant. It had actually gone down slightly. It was about \$2,000 a month. Now it was \$1,700. It was significantly lower than the County's costs because the Roy Justice Court did not handle criminal cases.

Councilman Cragun asked if Weber County helped pay the indigent fees. Mr. Blackburn said Roy City only paid for paid for those indigents from Roy.

Councilman Hilton moved to approve Resolution No. 980 requesting certification of the Roy City/Weber County Justice Court. Councilman Peterson seconded the motion. A roll call vote was taken: Council members Hilton, Tafoya, Cragun, and Peterson voted "aye." The motion carried. (Copy filed for record).

7. MAYOR AND COUNCIL REPORTS

Mayor Ritchie stated that the City had received a certificate of recognition from the Boy & Girls Club for its work on the Hope Community Center. He asked the City Council to RSVP to the Boys & Girls Club annual fund raising activity that would be held on October 23rd.

8. ADJOURN

Councilman Tafoya moved to adjourn at 6:25 p.m.

Joe H. Ritchie
Mayor

Attest:

Michelle Drago
Secretary

dc:coct1910