



**RIVERDALE CITY COUNCIL MEETING
CIVIC CENTER - 4600 S. WEBER RIVER DR.
TUESDAY –JUNE 16, 2015**

Minutes of the **Regular Meeting** of the **Riverdale City Council** held Tuesday, **June 16, 2015** at 6:00 PM at the Riverdale Civic Center, 4600 South Weber River Drive.

Members Present: Norm Searle, Mayor
Don Hunt, Councilor
Braden Mitchell, Councilor
Michael Staten, Councilor
Brent Ellis, Councilor
Gary E. Griffiths, Councilor

Others Present: Rodger Worthen, City Administrator; Shawn Douglas, Public Works Director; Steve Brooks, City Attorney; Dave Hansen, Police Chief; Lynn Fortie, Business Administrator; Lynette Limburg Acting City Recorder and members of the public; Charles Kerkuliet, Teresa Knight, John Cypers, Jackie Manning, Gary Boatright Jr., Sally Neill, Geoff Ellis, Cindy Gooch, Jeff Roberts, Paul Taylor, Leon Poulsen, Ann Poulsen, Joe Thompson, Roswitha Thompson, Alexander Thompson, Brett Ormsby.

A. Welcome & Roll Call

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

B. Pledge of Allegiance

Mike Eggett led the Pledge of Allegiance.

C. Moment of Silence

Mayor Searle called for a moment of silence when he asked everyone to remember our police officers, fire fighters, U.S. military service members and members of the council as they make decisions affecting our city this evening.

D. Open Communications

Mayor Searle invited any member of the public with questions or concerns to address the Council for approximately three minutes and there were none.

Charles Kerkuliet - 859 South 4300 West stated that he hasn't seen any work done on the water problem at the roundabout on River Park Dr. Mr. Worthen stated that the problem is on private property and the city has been in contact with the property owners and they have said that they will be working on it this week.

John Cypers - 4875 South 1700 West stated that after the planning commission meeting on May 12th he and his neighbors have decided that they would like to go ahead with the

R-2 zone request at 4829 S 1700 W. Has talked with Charles Roberts who stated that his parents (the owners of the property) would like to see it rezoned to R-2 also. He said that the consensus of the Roberts family and all on 1700 W is to go ahead with the R-2 rezone.

E. Presentations and Reports

City Administration Report:

Departments:

Mr. Worthen stated that copies of the department reports are in the council packets. He expressed appreciation to Lynette Limburg and Chris Stone for the extra work they have done filling in during the vacancy of the city recorder.

Employee Recognition of staff whose anniversaries fall in June:

Mr. Worthen stated that there were no five year anniversaries for certificates to be given this month. However, he noted the other anniversaries for this month as; Rich Taylor 1 year, Justin Kelly 3 years, Rusty Bingham 4 years, Cameron West and Curtis Leishman both 6 years, Dave Ermer 19 years and Jeff Woody 23 years. He expressed his appreciation for the work and dedication of these employees.

Staffing Authorization Plan:

The staffing authorization is still below the authorized number by 1.5.

Treasury Report:

Mr. Worthen stated that revenues are still forthcoming. There has been a decline in fines and forfeitures, as well as ambulance fees. Councilor Griffiths asked what the reason may be for that. Mayor Searle said that Utah Highway Patrol tickets have had the greatest decline in numbers. He has been told that their philosophy has changed and they are concentrating on the higher accident areas rather than just citing speeders. Councilor Hunt asked for a report on the citizen concerns with speeders on Highland Drive. Chief Hansen stated that they have had extra patrols up there and they didn't cite any speeders. They have placed a decoy patrol car which seems to help slow vehicles down.

Community Development Report:

Mr. Worthen stated that Mr. Eggett's report on community development is included in the council packet.

Riverdale Lions Club presentation:

Mayor Searle welcomed president Teresa Knight, vice president Joseph Thompson and former Mayor Leon Poulson from the Lions Club. He noted that Councilor Ellis is also a vice president of the organization. He expressed his appreciation to the Lions club for the service they render to the community. Ms. Knight stated that they recently held their annual fund raiser which is a spaghetti dinner and decided to donate the proceeds to the city. She presented a check in the amount of \$2000 to be used for improvements to the small pocket park at 4400 S. and Parker Dr.

Discussion with JUB Engineers on possible grant opportunities:

Paul Taylor from JUB engineers stated that recently the State of Utah filed an application for a grant from the federal government for money that was not used after hurricane Sandy. Mr. Taylor stated that Ogden City and surrounding communities were the only eligible areas in the state for this grant money. Riverdale would qualify due to its proximity to the Weber River. They are currently waiting to hear if all the requirements have been met on phase one of the process. Phase two will define projects and set the amounts of money. He noted that JUB has been hired by the state to write the grant application. There are some issues with the steep river bank in the area where Riverdale wants to put in the new park. He is sure the steep banks have been caused by erosion from the 2011 flood that occurred in Riverdale. That grant money could possibly be used to stabilize the banks and make the area safer for use by the public. He also stated that other uses could be requested such as upgrading the trails. They are hoping to ask for 30 to 40 million for rebuilding the damaged property from 2011. He feels that Riverdale should be requesting some of this money. He also noted that this is a resiliency grant where things can be built for the future rather than just repairing what has been damaged or destroyed. The money can also be used in places other than the park. He discussed this being a matching funds program and stated that the target is 20% matching funds. However that amount may change.

Cincy Gooch then addressed the council about resources that might be used to get matching funds for the grant. She stated that this resiliency program can be matched with the CDBG program and that can be matched with other funds such as state parks funds, transportation funds and, non-motorized trails funds. Those are a few of the opportunities available to get additional matching funds. She stated that when you look at Riverdale it is not just the river. There could be money for pavilions, parking lots or restrooms. After these are built then you have them as the match. With a resiliency program a lot of the normal federal regulations are waived. This allows you to move through the process more quickly. She discussed some of the processes that would help to get these grants. She stated that the city should look at the river and the park as one large project. She also mentioned using RAMP funds to improve the areas. The city can apply for CDBG funds because of areas like the mobile home parks near the river. Councilor Griffiths mentioned the damage from the river flooding near the mobile homes in 2011. He is happy to hear that RAMP money may be used in addition to the 20%. Ms. Gooch also stated that with the four year period of the grant Riverdale may be able to alternate with Ogden City on different funding opportunities. She wants to be able to protect the trails that have been built. This resiliency program allows for protecting the future of these types of improvements. This program also looks at income levels so areas such as the mobile home parks can also be benefited. Councilor Staten stated that when the 2011 flood occurred he felt that a different approach to the future of the river needed to be taken. He said that past efforts of straightening a meandering river only caused more problems. He stated that the problem of the river flooding has not been solved and it will happen again. He is thrilled to see JUB involved in this program. He supports their efforts to attain this grant money to improve some of the problems that currently exist. He asked if some of this money could be used for property acquisition in the order to enlarge the river meander belt. Ms. Gooch stated yes that is a possibility as the federal government is getting tired of fixing these areas over and over. This is an opportunity to remedy the problem of property being continually damaged and then repaired. Once the areas are repaired you can look at building up an economic base with something commercial in that area. Councilor Hunt asked if the goal to get as much as you can financially. Ms. Gooch stated that they are looking at a fuller vision. This grant gives

a ladder of opportunity to expand the benefits. Matches to this grant money can be many different things however points are given for cash. Matching is not the ranking feature of this grant. It was noted that matching money can come from many different sources. Councilor Griffiths suggested using money from the city's enterprise fund. Mr. Taylor stated that the city can do the things they had planned to do anyway and use those projects as a match. Councilor Staten stated that pedestrian projects such as the bridge over the river and a trail up to Rhomer Park could be used also.

Ms. Gooch reminded the council that this is going into phase 2 and will be on a fast track once it starts. Riverdale City needs to be part of that process. Mayor Searle thanked Mr. Taylor and Ms. Gooch for being at the meeting and providing information on this grant. This program could be very beneficial and the city should get all the information they can and act on the opportunity. Consensus of council is positive and they wish to move forward with the grant proposal.

Political sign discussion:

Steve Brooks, City Attorney, noted that this discussion is in reference to the city's political sign ordinance which is out of date. There is a section in this ordinance that most of the candidates will violate this year. He recommended letting the candidates know that the city will not be enforcing the time frame between the primary and general election for signs to be taken down. This ordinance falls under Title 10 so it needs to go through Planning Commission and will take some time to get the changes made. As the ordinance currently reads there is about a 9 day period when candidates would have to take their signs down and then put them up again for the general election. It was determined that this portion of the ordinance will not be enforced during this election and it will be updated and amended before the next election.

F. Consent Items

1. Review of meeting minutes from:
June 2, 2015 City Council Work Session
June 2, 2015 City Council Regular Session

There were no comments or changes to the minutes.

2. Consideration of language for anodized historical marker plaques as part of Riverdale City's Historical Preservation Project.

Councilor Ellis stated that the language has been cleaned up for the historical markers the city plans to have placed. The new wording is in the council packets for their review. The three subjects for the markers are the Cinedome Theater, the different names the city has had over the years and recognition of early settlers in the area. Gary Boatright has been working on the the wording for these markers. Mr. Boatright stated that he is trying to share some of the history of Riverdale with the placement of these historical markers. Councilor Ellis thanked Mr. Boatright for his work on this project and Katie Ellis for her help in editing the language for final approval.

3. Consideration of the appointment of City Recorder.

Mr. Worthen stated that the city had advertised for the position of city recorder and there were quite a few applicants. Of that list five were interviewed and Jackie Manning was offered the position. She was then introduced to the City Councilmembers as the recommended appointee for the position of City Recorder. She has been working for Syracuse City for the past year and a half with the planning commission. Mr. Worthen asked that her appointment as the Riverdale City Recorder be approved by the council. .

Motion: Councilor Hunt moved to approve the consent items. The motion was seconded by Councilor Griffiths.

There was no discussion on the motion.

Call the Question: The motion passed unanimously.

G. Action Items

1. Weber Pathways transfer of ownership for the bridge over the Weber River to Riverdale City for ongoing maintenance.

Mayor Searle stated that the pedestrian bridge which crosses the Weber River just south of the city building along the trail was dedicated on national trail days. He turned the time over to Geoff Ellis and Sally Neil who were present at the meeting representing Weber Pathways. Mr. Ellis stated that this project has been a long time coming. They have been working on the extension of the trail and the bridge for over 5 years. They were able to complete the bridge last fall with an additional two miles of trail connecting to Adams Avenue. They presented a certificate of ownership to Mayor Searle for the bridge which was dedicated on June 6, 2015, National Trails Day. Mayor Searle commented on how beneficial these trails are and that the goal is to eventually connect to the Bonneville trail.

Motion: Councilor Mitchell moved to approve the transfer of ownership for the bridge over the Weber River to Riverdale City for ongoing maintenance. The motion was seconded by Councilor Staten.

There was no discussion on the motion.

Call the Question: The motion passed unanimously.

2. a. Public Hearing to receive and consider public comment on the adoption of a certified Tax Rate.

The public hearing was posted and published according to state statute.

Mr. Fortie stated that the city is obligated by law to adopt the certified tax rate each year. The tax rate for this fiscal year is .001201. This does not involve a property tax increase. The money it will generate is already in the budget.

Motion: Councilor Mitchell moved to open the public hearing. The motion was seconded by Councilor Ellis.

There was no discussion on the motion.

Call the Question: The motion passed unanimously.

There was no public comment on the issue.

Motion: Councilor Ellis moved to close the public hearing. The motion was seconded by Councilor Staten.

There was no discussion on the motion.

Call the Question: The motion passed unanimously.

2. b. Consideration of Resolution 2015-21 adopting a Certified Tax Rate

Motion: Councilor Staten moved to adopt Resolution 2015-21 adopting a Certified Tax Rate [of .001201]. The motion was seconded by Councilor Griffiths.

There was no discussion on the motion.

Call the Question: The motion passed unanimously by roll call vote of the council.

3. Consideration of Resolution 2015-18 adopting the tentative budget with amendments if any for FY 2015-2016 as the final budget as amended for all funds.

Mr. Fortie stated that there are quite a few amendments to the budget. They are all listed in the council packets. Councilor Staten stated that money not spent in the fiscal year goes back into the general fund and he was hoping that the sidewalk would be extended on Parker Dr. to the trailhead. He has not seen this happen yet. Mayor Searle stated that the city has bought property across the street and are trying to get permission with a land swap for open space to extend the parking lot. Mr. Douglas of public works wants to locate the sidewalk so it does not run into the middle of the driveway of the parking lot. The project considered would be about 100 feet of sidewalk. Councilor Staten asked for clarification, if the money is not in the budget and the project is ready to be done can the budget be amended at that point. Mr. Worthen stated that was correct. Mr. Worthen stated that the city has been trying to work through the conservation easement issues that exist. He said that Mr. Douglas wants to do the project right. Councilor Ellis asked if there has been any discussion with Ogden City in regard to the boundary adjustment. Mr. Worthen said that he and Mr. Brooks are working with Ogden City on that issue. The draft for that proposal should be ready soon. Councilor Mitchell thanked Mr. Fortie for the work he does each year on the budget.

Motion: Councilor Ellis moved to approve Resolution 2015-18 adopting the tentative budget with amendments if any for FY 2015-2016 as the final budget as amended for all funds. The motion was seconded by Councilor Hunt.

There was no discussion on the motion.

Call the Question: The motion passed unanimously by roll call vote of the council.

3. Consideration of Resolution 2015-22 amending RCC 1-12 The Consolidated Fee Schedule

Mr. Fortie stated that these fee changes are for ambulance rates and some changes in equipment, supplies and service charges in the fire department.

Motion: Councilor Mitchell moved to approve Resolution 2015-22 amending RCC 1-12 The Consolidated Fee Schedule. The motion was seconded by Councilor Griffiths.

There was no discussion on the motion.

Call the Question: The motion passed unanimously by roll call vote of the council.

4. Consideration of Good Foundations Academy Site Plan Amendment located at 5101 South 1050 West

Brett Ormsby of Peck Ormsby Construction was at the council meeting representing Good Foundations Academy. Mr. Eggett stated that Good Foundations Academy has requested a site plan amendment for their property located at 5101 S. 1050 W. This property is 4.31 acres in size and the school is planning an addition to their building. Some prep work has already taken place and the Planning Commission has recommended approval with the stipulation that several issues be resolved. The three issues are:

*No storm water plan has been submitted to the city. The Public Works department states that this is required by city ordinance. They need an oil water separator and a plan for detention of the storm water.

*The fire department is concerned about the turning radius for fire apparatus in the parking lot and a designated fire lane needs to be marked.

*The northwest corner of the building must have a 20 foot setback from the side property line. It appears this may not have been met.

Mr. Ormsby addressed the council and stated that the turning radius for the fire trucks can be resolved by taking out a couple of parking stalls and restriping the parking lot. This will also provide a designated fire lane. He also stated that they have measured the area in question of the 20 foot setback. A trench for the footings has been dug and he verified that the 20 foot requirement has been met. They will have a storm water plan in place along with the oil-water separator before they do any more work in that area and he invited the city to inspect any of the those items in question. Councilor Ellis asked Mr. Ormsby if all of the concerns listed by the city have been resolved. Mr. Ormsby stated that they had all been addressed. He noted that the state fire marshal has also approved the plans for the addition. It was clarified that the city does not do the inspections on this project but they will receive copies of the inspections as they are completed.

Motion: Councilor Staten moved to approve Good Foundations Academy Site Plan Amendment located at 5101 South 1050 West conditional on meeting said requirements set forth by the city. The motion was seconded by Councilor Mitchell

There was no discussion on the motion.

Call the Question: The motion passed unanimously.

5. a. Consideration of un-tabling Ordinance 868 approving a proposed Rezone request from A-1 to R-2, R-3 or R-4 for a parcel of land located at 4829 S. 1700 W.

Motion: Councilor Staten moved to un-table Consideration Ordinance 868 approving a proposed Rezone request from A-1 to R-2, R-3 or R-4 for a parcel of land located at 4829 S. 1700 W. The motion was seconded by Councilor Ellis.

There was no discussion on the motion.

Call the Question: The motion passed unanimously.

- b. Consideration of Ordinance 868 approving a proposed Rezone request from A-1 to R-2, R-3 or R-4 for a parcel of land located at 4829 S. 1700 W.

Mr. Eggett stated that he has received an email from Charles Roberts who is representing his parents Cecil L. Roberts and Sheila S. Roberts, owners of the property located at 4829 S 1700 W. He stated to Mr. Mr. Eggett that his parents are requesting that the city rezone their property located at 4829 S. 1700 W. to an R-2 zone.

Mr. Eggett noted that he was asked by the council to get confirmation from the Roberts family that they still want a rezone to occur. He has discussed with Charles what the R-2 zone limitations are. Jeff Roberts another son was present and stated that the consensus of family is that they want to sell the property. They are hoping that a new zone will make it marketable. He said that the family did have a buyer planning to build a multi-family unit however when made aware of the owner occupied ordinance he backed out. Mr. Eggett stated that currently this property is zoned and A-1 it cannot be developed zoned as is. Mr. Roberts said that the family would like to see a higher density zone but they will be ok with the change to an R-2 zone.

Mr. Roberts also mentioned a concern he has with the new bike pump track. He asked about the boulders that have been placed in the park. He was directed to speak with Councilor Staten after the meeting.

Motion: Councilor Ellis moved to approve Ordinance 868 approving a proposed Rezone request from A-1 to R-2 for a parcel of land located at 4829 S. 1700 W. The motion was seconded by Councilor Griffiths.

There was no discussion on the motion.

Call the Question: The motion passed unanimously by roll call vote of the council.

6. Consideration of adopting a temporary land use ordinance for properties located in the Riverdale Road RDA and 550 West RDA between 550 West and 300 West. Ordinance #870

Mr. Worthen and Mr. Eggett would like to request this ordinance on behalf of the RDA. They are requesting a temporary land use ordinance for properties located in the Riverdale Road RDA and 550 West RDA areas located east of Riverdale Rd. to 300 West. They are seeking a moratorium of development on those properties for 3 to 6 months. The RDA has been acquiring properties in that area and would like to preserve the efforts of that assemblage while the RDA is attempting to acquire additional properties. This would allow time for a plan of the entire area to be developed. He stated that the goal is to have a master development plan for the entire area and not piece-meal it section by section. This would be a much better economic benefit to the city. There are currently no pending applications for any development and the ordinance can be renewed if necessary. Mr. Eggett stated that there needs to be a compelling countervailing public interest for the motion. Mr. Brooks concurred and said that this is at the council's discretion however there needs to be a reason stated in the finding for the adoption of the ordinance. Economic value for the city with the two RDA areas could be a reason used. Councilor Staten stated that the finding should be that the RDA has spent a considerable amount of resources thus far acquiring property in order to promote a cohesive project. If someone were to act contrary to that interest to it would deter from the economic benefit that the city is trying to gain.

The council was in consensus with the finding that Councilor Staten stated.

Mr. Brooks is uncomfortable with the ordinance lasting longer than six months. He said that the motion needs to note the change on the ordinance from 120 days to 180 days. He apologized and stated that was his error.

Motion: Councilor Hunt moved to approve the adoption of a temporary land use ordinance for properties located in the Riverdale Road RDA and 550 West RDA between 550 West and 300 West with the stipulation of the time frame being changed from 120 days to 180 days. Ordinance #870. [The finding is listed above] The motion was seconded by Councilor Staten.

There was no discussion on the motion

Call the Question: The motion passed unanimously by roll call vote of the council.

H. Discretionary Items

Councilor Ellis stated that he has had a citizen voice their concerns to him about Riverdale Park being too crowded. He asked if Chief Hansen could do something about enforcing the no parking on Parker Dr. and crowd control. Chief Hansen said that the police can ticket cars parked illegally, but if there is no signage on the street indicating no parking they cannot ticket them. As for crowd control, the police now respond to complaints and they do keep an eye on the park. If the council wants the police to be more heavy handed that can happen too. He will see that the police enforce the parking issue more diligently along Parker Dr.

Councilor Griffiths stated that with Harley Davidson moving to the south side of Riverdale Rd. there have been some problems of motorcycles speeding on Coleman Lane. Chief Hansen will look into placing a decoy patrol car in that area. He said doing that generally slows people down. He will also try to have more police presence in that area.

Mayor Searle stated that the current speed limit on 1500 West may have to be looked at. With Bravo Arts and Harley Davidson opening a lower speed limit may be needed. People seem to drive too fast on that street. He asked Chief Hansen to look into that issue.

Councilor Staten invited everyone to the “Respect the Road” event on Friday June 19th at 6:00 pm. It will take place just south of the civic center.

I. Adjournment

Motion: With no further business to come before the Council at this time, Councilor Mitchell moved to adjourn into an RDA meeting. Councilor Ellis seconded the motion.

Mayor Searle asked for discussion on the motion and there was none.

Call the Question: The motion passed unanimously.

The Council meeting adjourned into an RDA meeting at 7:40 p.m

Approved: July 21, 2015

Attest:

Norm Searle, Mayor

Lynette Limburg, Acting City Recorder