

KAYSVILLE CITY COUNCIL
April 16, 2020

Minutes of a regular Kaysville City Council meeting held on April 16, 2020 at 7:00 p.m. The meeting was held electronically due to Governor Herbert’s “Stay Safe, Stay Home” directive, and in line with the City’s response to the COVID-19 pandemic. Council Members and City Staff participated live from remote locations, and the meeting was streamed live online.

Council Members present: Mayor Katie Witt, Council Member John Swan Adams, Council Member Michelle Barber, Council Member Andre Lortz, Council Member Tamara Tran, and Council Member Mike Blackham

Others Present: City Manager Shayne Scott, City Attorney Nic Mills, City Recorder Annemarie Plaizier, Community Development Director Lyle Gibson, Public Works Superintendent Josh Belnap, Information Systems Manager Ryan Judd, Information Technology Assistant Jordan Hansen, Police Chief Sol Oberg, Victim Services Program Coordinator Jennifer Winchester, Detective Josh Steadman, Kristen Floyd, Allen Smith

OPENING

Council Member Barber opened the meeting.

RECOGNITIONS AND PRESENTATIONS

PROCLAMATION DECLARING APRIL 24, 2020 AS ARBOR DAY

Mayor Witt read a proclamation declaring April 24, 2020 as Arbor Day and urged citizens to support efforts to protect our trees and woodlands, and to support our urban forestry program.

PROCLAMATION DECLARING APRIL AS SEXUAL ABUSE AWARENESS MONTH

Mayor Witt said that April is recognized as Sexual Abuse Awareness Month in the United States in hopes of raising public awareness about sexual violence, and helping to educate communities on how to prevent it. Kaysville City strongly supports the efforts made to actively engage the public in their efforts to help increase awareness on what sexual violence is, how to prevent it, how to help survivors connect with services, and how every segment of our society can work together to better address sexual violence. Mayor Witt read a proclamation declaring April 2020 as Kaysville City Sexual Abuse Awareness Month.

SAFE HARBOR PRESENTATION

Kristen Floyd, the Executive Director of Safe Harbor Crisis Center located in Kaysville, presented their 2019 Annual Report to the Council. Ms. Floyd said that the number of individuals experiencing domestic violence and sexual assault exceeds the national statistics. As we reflect back, we are excited to see more victims coming forward for assistance, but are still saddened by the prevalence of violence taking place. During the past year we have experienced a new level of

need from our community. The number of survivors served has increased by nearly forty-percent. They have not been able to serve everyone who has needed assistance because of limited facility space, staff, and programming. Going forward we must continue to educate the community, expand services and create a violence-free space. In July 2019 they were able to launch a housing assistance program which helps survivors as they seek to obtain or maintain independent housing in the community. They also have forensic nurses available 24/7 to provide sexual assault forensic examinations in Davis County. Two private exam rooms are available, which are essential for the comfort and confidentiality of survivors during a stressful and traumatic time. We have advocates available to work with each survivor and provide community resources, crisis counseling, advocacy, education around the next steps, group supports, and access to therapy and other mental health services. Services are also available to friends and family impacted by the assault. Ms. Floyd added her thanks to the city for their continued support with their efforts.

POLICE DEPARTMENT REPORT

Chief Solomon Oberg presented a report of the Kaysville Police Department from the 2019 year. The number of calls for service have gone down quite a bit between 2018 and 2019. Our city saw a higher call volume for a couple of years, but those numbers seem to be leveling off more. The top calls for service include suspicious circumstance, citizen assist, extra patrol, medical assist, traffic accident, alarm, juvenile problem, traffic enforcement, agency assist, and vehicle lockout. Most calls are received during the week, and they have more officers working day shifts during the week to help handle the call volumes. We have seen an increase in the number of cases we are handling, but a decrease in the number of arrests from last year. In 2019 the Investigations Division investigated 488 total cases, which was a 43.9% increase from 2018. The Police Department also provides a disposal bin for the public to safely and confidentially dispose of their unwanted or expired medication. In 2019, the Police Department destroyed 583 pounds of prescription drugs that were received in the disposal bin. Also within the year we had some significant changes within the department. Lieutenant Kenton Pies retired after 26 years of service, and Lieutenant Shawn McKinnon was promoted to Lieutenant soon thereafter. With another position vacant, Officer Lacy Turner was promoted to Sergeant. Officer Martinez left the department after 9 years of service and we wish him the best with his new assignment in homeland security. The officers involved in the fire incident that took place at the Chevron in 2018 were recognized by several organizations for their courageous actions, including receiving a medal of valor from the Utah Peace Officers Association, a Unit Citation and Officer of the Year from the Utah Chiefs of Police Association, as well as receiving the 2019 Law Enforcement Hero Award by the Northern Utah Chapter American Red Cross. Officer Lacy Benson was awarded the first ever Law Enforcement Award at Safe Harbor's Evergreen Ball. Detective Isaacson was awarded the Fraternal Order of Police Officer of the Year award. The department hired several new police officers in 2019, and retired their K-9 Officer, Rex. Officer Bartleson was selected as the newest K-9 officer and we were able to obtain a new K-9 Officer, Rocky. Officer Stanford recently returned to the department after serving a military deployment in Iraq, and he is now working as our D.A.R.E. officer. Our department has been involved in several community events, and community outreach programs. Officers have begun to participate in VirTra training at the Attorney General's office. VirTra helps prepare law enforcement officers for real-life incidents using scenario-based training. In October, KUTV2 did a spotlight story on our victim advocate, Jennifer Winchester, who is here tonight to present to the Council. Chief Oberg added his thanks to the city officials, staff and citizens for their continued support.

Jennifer Winchester said that her position is a two-year grant-funded position and is the first of its kind for Davis County. As part of her grant she must report to the Council on the victim service program. This program has been in place for almost three years now. Only about thirteen percent of law enforcement agencies have victim services. Ms. Winchester said that she recently attended an FBI training program for victims of violent crimes and was able to participate in case work and mass casualty response education. As part of her job she goes with officers to crime scenes and gives support to the victims. She also helps to keep victims apprised of the investigation and court hearings, and will connect them to third-party services. She works with Officer Steadman to bring additional investigation of a case for the victims.

Detective Steadman said that the department received a Violence Against Women Act grant to fund his position, which they will be reapplying for later this year. The cases he investigates covers several different categories of victims over eleven years old or older. Within the first three months they've investigated 83 cases, and their caseload seems to be increasing. Having a detective assigned to these cases helps to give us more time to follow-up and investigate crimes better. They've been able to receive better training on these types of cases because of this grant, and they plan to continue on the training to the other officers. In the future they hope to develop a checklist that officers will have on them during their initial report to make sure we aren't missing items on these cases.

Chief Oberg said that when he first started in his position he wanted to implement a victim services program and Jennifer Winchester and Detective Steadman have done a remarkable job making it happen. He hopes that other cities will follow their example in helping to implement these programs.

DECLARATION OF ANY CONFLICTS OF INTEREST

No conflicts were disclosed.

CONSENT ITEMS

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

- a. Approval of the Minutes of March 5, 2020.
- b. Approval of the Minutes of March 19, 2020.
- c. Approval of purchase for two police vehicles – Police Department.
- d. Appointment of Stefania Drogsvold as a Historical Preservation Committee member.

The motion was seconded by Council Member Tran.

The vote on the motion was as follows:

Council Member Adams, yea
Council Member Barber, yea
Council Member Lortz, yea
Council Member Tran, yea
Council Member Blackham, yea

The motion passed unanimously.

ACTION ITEMS

KAYSVILLE CITY PERSONNEL RULES AND REGULATIONS – CHANGES TO SECTION 3.17 BENEFITS ADMINISTRATION, WAIVER OF COVERAGE

Shayne Scott explained that the Kaysville City Personnel Rules and Regulations require that all full-time employees enroll in City health insurance plans at the employee level of coverage. Occasionally there are situations where an employee may want to waive coverage because they are covered through a spouse or other family member's coverage as a dependent. We have reviewed this with our health insurance provider and they don't believe that with the size of our group that there would be a negative effect on the underwriting of our plan.

Council Member Lortz made a motion to approve the proposed changes to the Kaysville City Personnel Rules and Regulations, Section 3.17 Benefits Administration, Waiver of Coverage, seconded by Council Member Adams.

The vote on the motion was as follows:

Council Member Barber, yea
Council Member Lortz, yea
Council Member Tran, yea
Council Member Blackham, yea
Council Member Adams, yea

The motion passed unanimously.

WEBER BASIN WATER CONSERVANCY DISTRICT SALES CONTRACT WITH KAYSVILLE CITY FOR PURCHASE OF TREATED DISTRICT WATER FOR MUNICIPAL USE

Shayne Scott explained that several years ago Kaysville City purchased the right to use 286 acre feet of water for the City's future culinary supply needs. At that time there was no formal agreement in how the water could be utilized and made available when needed. The City is approaching the time when we need to call on the additional water and Weber Basin desires to formalize the terms of the utilization of the water resource. These terms of the agreement are similar to other water sales contracts with Weber Basin Water.

Council Member Adams made a motion to approve the Weber Basin Water Conservancy District Sales Contract with Kaysville City for purchase of treated district water for municipal use, seconded by Council Member Barber.

The vote on the motion was as follows:

Council Member Lortz, yea
Council Member Tran, yea
Council Member Blackham, yea
Council Member Adams, yea

Council Member Barber, yea

The motion passed unanimously.

REZONE OF 3.75 ACRES OF PROPERTY LOCATED AT 706 SOUTH ANGEL STREET FROM THE R-A (RESIDENTIAL AGRICULTURAL) TO THE R-1-LD (SINGLE FAMILY LOW DENSITY) ZONING DISTRICT – VERNON SMITH

PRELIMINARY PLAT APPROVAL FOR THE JAMES PLACE SUBDIVISION LOCATED AT 706 SOUTH ANGEL STREET – VERNON SMITH

Lyle Gibson explained that the Smith family is requesting a rezone of their property at 706 South Angel Street to divide the property into six residential lots. The application of the R-1-LD zone would allow the developer some flexibility in the layout of lots without the need for common open space. The R-1-LD zone still limits the number of homes in a subdivision to two dwellings per acre while allowing lots to be as small as 12,000 square feet in size. The Smith Family hopes to keep their existing home, create one new lot to the north, and then create four more lots to the south, all with frontage along Angel Street. The existing home will remain on a 45,354 square foot lot. The five new lots will range from 17,106 square feet to 32,729 square feet in size. All lots meet the frontage and square footage requirements of the R-1-LD zoning district. All right-of-way improvements are in place along the frontage of this subdivision. The southernmost portion of the property will need to be further looked at to ensure that the floodplain is appropriately handled before approval of the final plat.

Allen Smith, representing the Smith family, said that their father died about a year ago and the family wants to split this property up to try to make better use of the property than what is currently there now. The family will continue to live in the existing home. The stream that runs on the property has been substantially altered since Angel Street was redone and the stream was piped as part of that. Much of the land on the southernmost end has increased in height since. The family allowed the city to use it as a depository site for some of the materials they were using for the street construction. They aligned the lots as proposed so that there would be enough buildable area on Lot 6 north of the stream.

Council Member Tran asked if they have had problems with flooding issues from the stream.

Allen Smith responded that sometimes water will get a little backed up during irrigation season, but it hasn't flooded over the banks in probably sixty years. Since the stream was piped on Angel Street the water flow has been more restricted.

Council Member Barber asked if the sidewalks along Angel Street would be removed or blocked.

Allen Smith responded that they would need to install more cutouts for driveways, but the sidewalks along Angel Street will remain.

Council Member Blackham made a motion to approve the rezone of 3.75 acres of property located at 706 South Angel Street from the R-A (Residential Agricultural) to the R-1-LD (Single Family Low Density) zoning district for Vernon Smith, seconded by Council Member Tran.

Council Member Adams commented that he is impressed and grateful for the efforts of the family to try to create a development that matches the surrounding area.

The vote on the motion was as follows:

Council Member Tran, yea
Council Member Blackham, yea
Council Member Adams, yea
Council Member Barber, yea
Council Member Lortz, yea

The motion passed unanimously.

Council Member Adams made a motion to approve the preliminary plat for the James Place Subdivision located at 706 South Angel Street for Vernon Smith, seconded by Council Member Lortz.

The vote on the motion was as follows:

Council Member Blackham, yea
Council Member Adams, yea
Council Member Barber, yea
Council Member Lortz, yea
Council Member Tran, yea

The motion passed unanimously.

WORK ITEMS

WATER DEPARTMENT MUTUAL AID AGREEMENT

Josh Belnap explained that Staff is recommending that the city enter into a mutual aid agreement with the Utah Water/Wastewater Agency Response Network (UT-WARN) to help ensure and safeguard the city's ability to respond to system needs in an emergency event. UT-WARN operates with support from the Rural Water Association of Utah (RWAU) and exists to provide support by way of licensed water operators and other personnel and equipment to its members when in need, but also to help streamline communication with experience RWAU staff, the State Department of Environmental Quality and the Division of Drinking Water. Kaysville City Water is comprised of five staff members, all licensed, who oversee the delivery of nearly one billion gallons of water to nearly 32,000 people each year. This is all done via a network of nearly 150 miles of pipeline that feed from six storage tanks, connecting with nearly 8,700 water meters at homes and businesses within and around the city. In case of a disaster, the Water Department needs to keep this system in service, or restore it as quickly as possible, in order to continue to provide drinking water, fire suppression and necessary support to local businesses. This mutual aid agreement provides access to additional personnel and equipment to help meet that need. The agreement provides the City with the sole discretion to determine when our personnel and equipment can or cannot be spared to help other members. Costs incurred in support of other members is to be reimbursed as detailed within the agreement.

Council Member Adams asked how long the agreement would be in place.

Nic Mills responded that the city would renew the agreement perpetually, with the initial agreement being for fifty years.

Council Member Lortz made a motion to move this item to an action item, seconded by Council Member Tran.

The vote on the motion was as follows:

Council Member Adams, yea
Council Member Barber, yea
Council Member Lortz, yea
Council Member Tran, yea
Council Member Blackham, yea

The motion passed unanimously.

CALL TO THE PUBLIC

Nothing was brought under this item.

COUNCIL MEMBER REPORTS

Council Member Lortz commented that the American Public Power Association awarded Kaysville as one of the most reliable public utilities in the nation. Council Member Lortz thanked the Power Department for their hard work in keeping our power going.

Council Member Blackham said that he visited the city offices earlier and development in Kaysville is still going strong despite the pandemic. There are a lot of people out looking for ground in Kaysville and building permits are still going steady.

Council Member Adams commented that one of the consent items in tonight's agenda was to appoint Stefania Drogsvold to the Historical Preservation Committee, and we are excited to have her as a member of the committee. Council Member Adams added that the Kaysville City Cemetery was recently awarded the 2020 Best of State in the Public Lands and Cemeteries category.

Council Member Barber added that nothing compares to Kaysville's Cemetery and wanted to thank Trent Walker and his staff for their hard work in taking care of it. Council Member Barber added that the Parks and Recreation Department recently announced that they would have to cancel all spring sports but they hope to be able to have their summer sports. The fiber committee is working on the plans to get the fiber initiative on the ballot in November and are awaiting responses from the RFP for fiber.

Council Member Tran said that earlier this year Planning Commission Alternates were approved for the first time in Kaysville and it has worked out really well. They have become a great addition

to the Planning Commission.

Council Member Barber said that the Council had received an email from Brigg Lewis who expressed concerns for the economy and what the future entails because of the pandemic.

Mayor Witt responded that the Mayors within the county have a meeting every week to give an update on where we are at in regards to coronavirus cases. Overall both the city and the county is doing very well in combating the coronavirus. We are all getting questions about how it will affect summer plans and events. Nothing has been decided as of yet, and we hope to come up with fun solutions for our residents if changes have to be made.

CITY MANAGER REPORT

Shayne Scott said that many changes had to be made within the first couple of weeks within the city offices to be able to continue to conduct city business with our doors shut. There is still a lot going on within the city and city staff has done their best to continue to provide needed services.

Mayor Witt expressed appreciation for city staff and their willingness to figure out how to get things done during this pandemic. Our city staff has been great in getting the work done and many are working harder now than ever. Mayor Witt added her thanks to the community and the willingness she has seen to support each other.

ADJOURNMENT

Council Member Blackham made a motion to adjourn the City Council meeting at 8:25 p.m., seconded by Council Member Lortz and passed unanimously.