

KAYSVILLE CITY COUNCIL



Meeting Minutes
December 1, 2016

Minutes of the Kaysville City Council meeting held Thursday, December 1, 2016 at 7:00 p.m. in the City Council Chambers of the Kaysville City Municipal Center at 23 E Center St., Kaysville, UT 84037.

Present: Mayor Hiatt, Council Member Snell, Council Member Page, Council Member Adams, Council Member Lee and Council Member Garn.

Others present: City Manager Shayne Scott, City Engineer Andy Thompson, City Recorder Maria Devereux, Parks and Recreation Superintendent Cole Stephens, Police Chief Oberg, Fire Chief Brett Larkin, Recreation Director Kris Willey-High, Bill Sanders, Susan Firmage, Justin Brimhall, Louise Shaw, Liz Sanders, Ann Marie Atkinson, Darrell McKinnon, Lorene Kamalu, Dave Davies, Carole Walker, Brigg Lewis, John Inderrieden, Louise Inderrieden, Adam Hughes, Gary Bullock, Marc Robinson, and David Robinson.

Mayor Hiatt expressed gratitude to the firefighters for their dedicated work in the cold season and always. He gave thanks for their efforts in the community.

DEPARTMENT REPORT - PARKS AND RECREATION DIRECTOR COLE STEPHENS

Cole Stephens, Director, Parks and Recreation, gave an overview of the Cemetery, Parks and Recreation programs. He explained that in 22.5 years the cemetery may be filled to capacity. He reviewed the amount of acreage both developed and undeveloped.

Cole Stephens explained that the target audience for recreation programs are 3 years old and up. He noted that the largest recreation program is soccer, with over 2,250 participants. He explained that numerous volunteers are needed for recreation program coaches and other community events. He noted that the estimated volunteer hours total is 46,600, valued at over 1M dollars.

Cole Stephens noted that the major projects for 2017 will be the installation of Pickleball courts, installation of the Millwheel and the park sign within Heritage Park, installation of the northwest restroom at Barnes Park, and new park construction at Pioneer Park.

Mayor Hiatt stated that he is proud of the Parks and Recreation Department and praised the City Council for their support.

Council Member Snell thanked Cole Stephens and his team for their exemplary work. He stated that he feels it a privilege to be a liaison to the Parks and Recreation Department.

VOLUNTEER OF THE MONTH

Council Member Snell explained that the award of Volunteer of the Month will be moving to a quarterly event.

CALL TO THE PUBLIC

Mayor Hiatt noted that Call to the Public is the time to address agenda items and asked the audience to limit comments to three minutes.

Darrel McKinnon thanked the City Council and Brett Larkin, Fire Chief, for their service. He stated that since the Fire Department prefers the MSA air packs, they should be given what they have requested.

Mark Robinson stated that the matter of the air packs has been addressed and feels that the bid process is proper.

David Robinson addressed the Better City staff report and asked if the City has considered paying a full time employee, since \$52,000 might be better spent. He noted that he has spoken with Adam Hughes in regard to the Better City agreement, he has addressed his concerns and that Adam Hughes is in agreement of the suggested changes. David Robinson discussed the Air Pack bids and how he is concerned about the reputation of Kaysville City preserving the integrity of its bidding process.

COMMITTEE RECOMMENDATION FOR THE OLD LIBRARY BUILDING

Bill Sanders explained that the old library building was previously the City Hall building, and the library. He explained that the City sought grant funding to construct the building during the depression and explained that the committee was charged with preserving the history of the building and finding the best way to utilize the building for future use.

Bill Sanders introduced the committee members: Ann Marie Atkinson, Jennifer Ford, Ramona Porter, Carol Major, Chloe Thompson, Sue Firmage, Diane Swenson, Heidi Hill, Sara Thatcher, Kap Lewis, Louise Inderrieden, Kay Allen, and Brighton Walker.

He stated that the committee recommends the old library remain and be used to fulfill staffing needs of the City by providing offices, storage space and any other needs that assist the City in meeting City goals and objectives. He stated that the committee recognizes the historic nature of the old building. He explained that the committee also recommends making room to temporarily house existing paintings, and historical items. He noted that the committee recommends that a museum be constructed separately from the City and that they establish a 501c3, a non-profit corporation, to spearhead that effort. He praised the efforts of Linda Ross, previous City Recorder, who collected historical items for display. He thanked the committee for their hard work.

ECONOMIC DEVELOPMENT AGREEMENT PROPOSAL WITH BETTER CITY

Shayne Scott, City Manager, discussed economic development and explained that the City has had success recruiting Smith's Marketplace and other area businesses, though Kaysville City has experienced a lull when it comes to Economic Development. He stated that the ad hoc Economic Development Committee continues to meet once or twice each month and has determined that additional expertise is needed to help attract desirable development in key locations within the city. He explained that while Kaysville does not currently require a full time Economic Development employee or department, having these sorts of activities be staff's last priority is also not yielding the results our citizen's would like to see.

Using a consulting firm who can provide the expertise and time needed to guide economic development would put the City in a proactive position to attract development that meets the desires of the City and its residents.

Shayne Scott explained that City staff have been discussing ways in which various economic development companies that specialize in business recruiting and development might help Kaysville City. Staff has met with and received proposals from three different consulting firms, Buxton, Revitalization Writing Services, and Better City. He noted that after meeting with each firm, staff recommends contracting with Better City. He stated that while all three proposals had ideas and elements that could assist the City in attracting business, that Better City has taken a focused, aggressive and results based approach. With Better City working with Kaysville, and for a minimum investment, the City can have a professional organization doing the recruiting while utilizing their expertise, he explained.

Council Member Snell stated that he is in favor of this proposal and noted that the City can terminate the agreement with 90 days' notice. He feels this is a low risk agreement.

Mayor Hiatt stated that he doesn't have a specific business in mind and isn't in favor of a change in zoning. He explained that the agreement with Better City is performance based. He asked for comments from the public.

Adam Hughes with Better City, stated that they will put in an exorbitant amount of effort and strive to partner with clients to generate results. Their approach is to tailor economic development to every City, congruent to what the Cities goals are. He thanked the Council for their consideration.

David Robinson, noted that he looked at the Better City document and felt a few items were not clear. He explained that Pg 2. Paragraph A, Section 3 is open ended and could require additional negotiation and cost the City more in fees. He explained other terms and wording within the agreement that should be better defined.

Council Member Snell thanked David Robinson for his insight and comments and noted that staff will have the City Attorney review the agreement.

Council Member Garn made a motion to adopt the agreement with implemented changes as presented, with approval of the City Manager, second by Council Member Snell.

The vote on the motion was as follows:

Council Member Snell, Yea
Council Member Page, Yea
Council Member Adams, Yea
Council Member Garn, Yea
Council Member Lee, Yea

The motion passed unanimously.

AIR PACK BIDS

Mayor Hiatt noted that the discussion of air packs and bids has been ongoing and is in regard to replacing the Air Packs for the Fire Department. He noted that the last meeting the Council had a discussion about the pros and cons of Honeywell versus MSA and the possibility of procuring the Air Packs with grant funding.

Council Member Lee explained that she wasn't able to find grants for air packs. She explained that no grants have been applied for thus far, for air packs, and she feels the City should keep trying and actually apply. She noted that the key person that was assisting with grant research had a family emergency and wasn't able to participate.

Fire Chief Larkin addressed Air Packs and the bids received. He explained the necessity of the devices. He noted that the City was not eligible for air pack grants that he was aware of. He noted that grants are given to bring departments up to a specific standard. He explained that he would also have had to sign a document stating that there was no other way to pay for the air packs. This made them ineligible for the grant.

Council Member Garn noted that he is reluctant to delay the process if there is no possibility for a grant.

Fire Chief Larkin, explained that the National Fire Protection Association makes the necks of the bottles (cylinders) interchangeable. He noted that Honeywell and MSA are interchangeable, albeit different bottles. He explained that they would like to change to the 45 minute bottles and these new bottles will not work with the current Honeywell brand they have.

Council Member Adams noted that FEMA grants have been given in Ohio.

Fire Chief Larkin noted that many grants are available if a grant hasn't been given before. He noted that grants are hard to get and there are not many grants available. He explained that grants are given to those in most need. He stated that he has checked with other cities and many have not received grants for specific items. He noted that Davis County Fire Departments worked together in 2010 for a collective grant that benefited all. He also explained that he applied for a grant this year for an exhaust system, valued at approximately \$90,000, he stated the City match would be \$8,000.

Council Member Garn noted that there may be consequences to choices the City makes if they choose the higher bid.

Council Member Adams explained that the City Council has the option of going with or not going with the lowest responsible bidder.

Mayor Hiatt asked if there is any decision in regard to continuing to research grants.

Council Member Snell noted that they budgeted for this purchase, and though not urgent, it is important for air packs to be updated. He stated the Council should move forward and not wait for further grant research.

Council Member Garn noted that it is clear that Chief Larkin made reasonable efforts to pursue a grant and has done everything in his power to find a grant. He noted that they are out of time and new bottles are needed in 2017. He questioned the probability of getting a grant this year.

Council Member Lee explained that it would be beneficial to search for grants. She feels that delaying this another month may be beneficial.

Shayne Scott, City Manager, offered legal insight. He noted that he met with Mr. King, contracted City Attorney, to get his legal opinion. He explained that the City can take the lower bid. He explained the City can also take the MSA bid since Kaysville City reserves the right to make an award in the best interest of the City.

Council Member Adams explained the City should go back to each bidder to ask for a trade-in credit. He stated that he disagrees with the assessment of the Attorney though conceded that the Attorney may not have all information.

Chief Larkin noted the public bid opening was done and there was a sealed bid process.

Council Member Garn noted that the same criteria needs to be considered for each bid and each company.

Mayor Hiatt stated that this matter should be resolved. He explained that the City need to promote expediency in the matter of life saving devices. He stated that this is a matter now effecting moral.

Council Member Garn made a motion to approve the MSA equipment exempt from the trade-in of the cylinders, second by Council Member Snell.

Council Member Adams noted that he is in support of the MSA air packs and feels that per the procurement policy, the Council can make the decision.

Council Member Snell noted that the refund of the air packs was offered after the bids were given and not included in the air pack bids. He noted that each bid has to be fair and wants Kaysville City to be fair and not circumvent the bid process. He noted that he has realized that MSA is preferred by the majority of the firefighters and realizes now that MSA is a better product with better communication ability. He noted that he is not in favor of rebidding due to a timing issue.

Mayor Hiatt noted that he agrees, to keep the integrity of the process separately. He noted that air tanks would be a separate return to keep the process separate.

Council Member Lee noted that as a member of the City Council that monies are well spent. She noted that feels that a delay to find more grants would be worthwhile.

Council Member Page noted that he is in favor of a third party seeking grants for the city. He noted that he is not convinced that they have looked at all grant opportunities. He noted that trades should be part of the bid process. He feels that bids can be rejected and rebid to include a trade in for each pack.

Council Member Garn made an amended motion to accept the MSA bids, and direct staff, in a separate transaction to sell the remaining packs economically, second by Council Member Snell.

The vote on the motion was as follows:

Council Member Snell, Yea
Council Member Page, Nay
Council Member Adams, Nay
Council Member Garn, Yea
Council Member Lee, Nay

The motion failed three to two.

Council member Adams made a motion to accept the MSA bid including the buyback of the existing air packs.

Motion fails for lack of a second.

Council Member Garn noted that it is important to decide this issue and to move this matter forward even though this is not his desired process. He is not in favor of delaying this matter further.

Council Member Adams made a motion to move forward with the MSA bid and accept the trade in-credit, second by Council Member Lee.

Council Member Snell explained that he will vote against the motion. He noted that he believes that the bid process was not done correctly and that it is important to have a bid process that has integrity.

The vote on the motion was as follows:

Council Member Snell, Nay
Council Member Page, Yea
Council Member Adams, Yea
Council Member Garn, Yea
Council Member Lee, Yea

Motion passed four to one.

COUNCIL MEMBER REPORTS

Mayor Hiatt explained that it was brought to his attention that the DABC (Department of Alcohol Beverage Control) suggested a good location for a new State liquor store would be Kaysville City. He noted that the liquor store would not be a priority for Kaysville City.

MINUTES

Mayor Hiatt asked for a motion to approve the Minutes for November 17, 2016.

Council Member Snell made a motion to approve the Minutes for November 17, second by Council Member Page.

The vote on the motion was as follows:

Council Member Snell, Yea
Council Member Page, Yea
Council Member Adams, Yea
Council Member Garn, Yea
Council Member Lee, Yea

The motion passed unanimously.

CALENDAR ITEMS

The current calendar items are listed on the website.

Mayor Hiatt noted that due to a light meeting agenda he recommends cancelling the December 15, 2016, City Council meeting and reconvening on January 5th.

Council Member Page made a motion to cancel the December 15th City Council meeting, second by Council Member Lee.

The vote on the motion was as follows:

Council Member Snell, Yea
Council Member Page, Yea
Council Member Adams, Yea
Council Member Garn, Yea
Council Member Lee, Yea

The motion passed unanimously.

Council Member Snell made a motion for adjournment at 10:32 p.m., second by Council Member Garn and passed unanimously.