



**CLINTON CITY COUNCIL MINUTES
CITY HALL
2267 North 1500 W Clinton UT 84015**

**MAYOR
L. Mitch Adams**

CITY COUNCIL MEMBERS

***Anna Stanton
Karen Peterson
Mike Petersen
Barbara Patterson
TJ Mitchell***

Date of Meeting	March 14, 2017	Call to Order	7:03 p.m.
Staff Present	City Manager Dennis Cluff, Community Development Director Will Wright, Public Works Asst. Director Dave Williams, Treasurer Steve Hubbard, Court Administrator Shannon Mullins, Amy Durrans, Tammy Anderson and Lisa Titensor recorded the minutes.		
Citizens Present	Susan Johnson, Dylan Needham, Alex VanBeekum, Kent Anderson, Brandon Driggs, Kim Price, Shauni Stewart, Kristie Jex, Rob Elggren, Marie Dougherty		
Pledge of Allegiance	Councilmember M. Petersen		
Prayer or Thought	Councilmember Mitchell		
Roll Call & Attendance	Present were: Councilmember K. Peterson, Councilmember Stanton, Councilmember M. Petersen, Councilmember Mitchell and Mayor Adams. Councilmember Patterson was excused.		
Public Input	There was none.		
A. EMPLOYEE OF THE MONTH FOR JANUARY 2017 – AMY DURRANS			
Petitioner	Dennis Cluff, Shannon Mullins		
Discussion	<p>Court Administrator Shannon Mullins explained that Amy Durrans is the Justice Court Full time Court Clerk II. She became a part of the Clinton team in October of 2015. Amy does a great job in fulfilling her assignments and is eager and quick to learn the functions of the Clinton Justice Court. She is very efficient and dependable and has exceptional customer service skills with the public. Amy is an exemplary employee and a valuable asset to the Clinton Justice Court. We are happy to recognize her as the Employee of the Month for January 2017.</p> <p>Mayor Adams expressed appreciation to Amy for her dedication and service. He presented her with an award and a gift card donated by Texas Roadhouse and Jazz tickets donated by Mitchell Development.</p>		
B. EMPLOYEE OF THE MONTH FOR FEBRUARY 2017 – TAMMY ANDERSON			
Petitioner	Dennis Cluff, Steve Hubbard		
Discussion	<p>Treasurer Steve Hubbard stated that Tammy Anderson serves in multiple capacities within the City. Although her primary duties are assigned through the Treasurer Department where she provides service in the utility cash receipting and payroll she also assists the Court one day a week. And having previously worked in Community Development she assists there when needed as well.</p> <p>Tammy has been selected for Employee of the Month for the following reasons: She began work in the Treasurer Department in August of 2016 and since that time she has developed skills working with the cash receipting functions at the front counter, setting up new utility accounts, taking on clerical tasks of processing the bi-weekly payroll and researching solutions to challenging situations tied to the payroll function.</p> <p>When answering phones in the Treasurer Department, Tammy is able to answer</p>		

customer questions without transferring them because of her knowledge of the other departments.

Tammy is truly a great asset to the overall operations within the City and to its citizens. We are honored to recognize her as the Employee of the Month for February 2017.

Tammy Anderson stated she is grateful for this recognition and appreciates her supervisors and other staff. Clinton City is a great place to work.

Mayor Adams expressed appreciation for Tammy and her efforts. He presented her with an award and a gift card donated by Texas Roadhouse and Jazz tickets donated by Mitchell Development.

C. RESOLUTION 11-17, AMENDMENT TO 2004 WAYMENT ACRES SUBDIVISION DEVELOPMENT AGREEMENT

Petitioner Dennis Cluff, Will Wright

Discussion

Mr. Cluff explained that the Wayment Acres Subdivision Development Agreement was approved by the City Council on February 17, 2004. Part of this Agreement included the establishment of an HOA with the main purpose of maintaining a small linear landscaped area at an entrance to the subdivision fronting 1800 North. The landscaped area was established on an easement at the rear of two cul-de-sac lots which back ended to 1800 North. When the lots developed, their back yard fences abutted the north side of the landscape easement so the landscape could be viewed from 1800 North.

This landscape easement is on land owned by only one of the property owners. They pay the taxes on the property (for it is part of their individual lot) and have maintained the landscaped and sidewalk area outside of their back fence line. The landscaped area is not common HOA property and has not been maintained by the HOA. Initially the HOA was established by the developer and initial property owners, but has ceased to function and has neither maintained the landscaped area nor charged fees to have it maintained.

The petition from the majority of the Wayment Acres property owners, including the two owners on which the landscaped area sits, is to amend the Development Agreement by removing the HOA and the landscaped area requirements. The two property owners with the landscaped area on their properties desire, at their own expense, to move their back fences to incorporate the landscaped areas within their regular back yards. They also agree to continue maintaining snow removal on the sidewalk area abutting 1800 North.

The proposed amendment strikes out all references to the HOA and landscaped area requirements from the Development Agreement yet leaves all other Development Agreement requirements in place.

Marie Dougherty the HOA representative addressed the Council and stated the parcel is a strip which is less than 6 feet. The homeowners have agreed to dissolve the HOA and the two property owners always have and will continue to take on the full responsibility of the maintenance themselves.

Councilmember Mitchell suggested that a gate be allowed to provide a convenient access to the property to be maintained by the homeowners.

Mr. Cluff suggested that this amendment be attached to the existing agreement.

Councilmember Stanton suggested the property be recorded with the requirement to

	<p>maintain the property in the event these homeowners sell and move.</p> <p>Councilmember K. Peterson expressed appreciation to Marie for her effort on this issue.</p> <p>The Council agreed to the following stipulations identified in the Resolution:</p> <ol style="list-style-type: none"> 1. That the 2004 Wayment Acres Development Agreement is hereby amended and approved by the City in the form marked Exhibit “A”, attached hereto, and by reference made a part of this Resolution. 2. That the Mayor and City Recorder are authorized and directed to execute this Amendment on behalf of the City. 3. The City will allow a personnel gate on each of the two affected properties to access the park strip and sidewalk on 1800 N. 4. This Resolution shall take effect immediately upon passage, adoption and signing.
CONCLUSION	<p>Councilmember Mitchell moved to adopt Res 11-17 amending the 2004 Wayment Acres Subdivision Development Agreement. Councilmember M. Petersen seconded the motion. Voting by roll call is as follows: Councilmember K. Peterson, aye; Councilmember Stanton, aye; Councilmember M. Petersen, aye; and Councilmember Mitchell, aye.</p>
D. NEW CONCESSIONS AGREEMENT	
Petitioner	<p>Dennis Cluff, Bruce Logan</p>
Discussion	<p>Mr. Cluff explained that the previous Concessionaire recently moved out of the area so Recreation Director Bruce Logan advertised for a new Concessionaire. Only two qualified applicants responded. The Arochi family lives in Clinton and in the interviews had the best experience and attitude towards providing concession services for Clinton. This agreement is the same as the previous one. The initial term is for one year (2017 sports season) as a trial period and if their service is as good as anticipated, the City may consider extending this agreement for an additional 3 year period.</p> <p>The Arochi family has previous experience in working in a family restaurant business. They are excited for the opportunity to work with Clinton City. They will run concessions for the little league ball games at West Clinton and here in this park at the softball complex and football fields.</p> <p>Mr. Cluff explained that the Arochi’s interviewed very positive and Mr. Logan highly recommends approving this agreement with Jose and Natalia Arochi for concession services.</p> <p>Councilmember M. Petersen expressed concern about equipment replacement costs.</p> <p>Mr. Cluff explained that the Recreation staff supervises this activity very closely. It is much more cost effective for the City to contract for concession services than provide staff and subsidize the costs as they had done in the past.</p>
CONCLUSION	<p>Councilmember Stanton moved to accept the new concession agreement with Jose and Natalia Arochi for one year. Councilmember Mitchell seconded the motion. Voting by roll call is as follows: Councilmember K. Peterson, aye; Councilmember Stanton, aye; Councilmember M. Petersen, aye; and Councilmember Mitchell, aye.</p>
E. RESOLUTION 12-17, MUNICIPAL WASTEWATER PLANNING PROGRAM REPORT FOR 2016	
Petitioner	<p>Dennis Cluff, Dave Williams</p>
Discussion	<p>Public Works Assistant Director Dave Williams explained that each year the City Council is required to review and approve the Municipal Wastewater Planning Program Report. This report is sent on to the State. It is another State oversight function which is supposed to help identify any foreseen problems with the wastewater system. This</p>

	report shows that the City has reviewed the City's Municipal Wastewater Planning Program and has taken all appropriate actions needed to maintain effluent requirements contained in the UPDES permit. The Wastewater system in Clinton is in very good shape.
CONCLUSION	Councilmember M. Petersen moved to adopt Resolution 12-17, approving the City's Municipal Wastewater Planning Program Report for 2016. Councilmember Stanton seconded the motion. Voting by roll call is as follows: Councilmember K. Peterson, aye; Councilmember Stanton, aye; Councilmember M. Petersen, aye; and Councilmember Mitchell, aye.
Approval of Minutes	Councilmember K. Peterson moved to approve the February 28, 2017 City Council Minutes. Councilmember M. Petersen seconded the motion. Councilmembers K. Peterson, Stanton, Mitchell and M. Petersen voted in favor. Councilmember K. Peterson moved to approve the February 28, 2017 City Council Special Work Session Minutes. Councilmember Stanton seconded the motion. Councilmembers K. Peterson, Stanton, Mitchell and M. Petersen voted in favor.
Accounts Payable	Councilmember Stanton moved to pay the bills. Councilmember M. Petersen seconded the motion. Councilmembers K. Peterson, Stanton, Mitchell and M. Petersen voted in favor.
Planning Commission Report	<ul style="list-style-type: none"> Mr. Wright reported the March 7, 2017 Planning Commission meeting was cancelled.
City Manager	<ul style="list-style-type: none"> Wasatch Choice 2050 will meet at the Clinton City Recreation Bldg from 4 to 6 p.m. on March 10 for an open house. Suggested the Council consider cancelling the April 11, 2017 CC meeting. The Council directed staff to cancel the April 11, 2017 City Council meeting unless something comes up that requires a meeting. Asked the Council to schedule a special budget work session for March 30, 2017 at 5 p.m. Asked the Council to schedule a special meeting to address water issues with the public on Wednesday April 12 at 6 p.m. for an open house and 7 p.m. for a special meeting to take action. He explained that information will be provided to the public in the newsletter, on the website, and on facebook. <p>The Council asked staff to allow them the opportunity to review the information prior to it being sent out to the public.</p>
Mayor	<ul style="list-style-type: none"> Will attend a COG meeting March 22, 2017 at 5:30 p.m. The Burn Plant will be closing no later than May 31. He is not in support of this decision.
Councilmember Patterson	<ul style="list-style-type: none"> Excused
Councilmember K. Peterson	<ul style="list-style-type: none"> The Arts Board will meet on Wednesday, March 15. The by-laws are under review and will be presented at a future City Council meeting. Expressed appreciation for the Fire Department Annual Report.
Councilmember M. Petersen	<ul style="list-style-type: none"> Expressed appreciation for Public Works efforts on patching pot holes in the roads. Reported another huge hole has popped up on 1300 N near Powerline Park.
Councilmember Stanton	<ul style="list-style-type: none"> Attended the Youth Council Leadership Banquet at Utah State. Julie Davis is the President of the State Youth Council Association. She expressed appreciation to Mayor Adams and the Clinton City Council for their support over the many years she has been involved with the Youth Council. The Youth Council took 1st Place on their Share Board which will be displayed at City Hall and they did a great job at the conference. She also expressed appreciation to the Youth Council leaders Amy Mills and Wendy Jenkins.
Councilmember Mitchell	<ul style="list-style-type: none"> Nothing at this time.
ADJOURNMENT	Councilmember K. Peterson moved to adjourn. Councilmember Mitchell seconded the motion. Councilmembers K. Peterson, Stanton, M. Petersen and Mitchell voted in favor. The meeting adjourned at 8:18 p.m.

ACTION ITEMS

- Monitor the SWPPP inspection fees over the next year to ensure that the City is charging enough to cover the expense for the inspections (July 2016)
- Subdivision Ordinance – recommendation for concrete in the park strips along UDOT roads. (August 2016)
- Consider code enforcement during future budget discussion for 2017-18 (August 2016)
- Consider providing staff administrative power for a minor subdivision during subdivision ordinance rewrite (October 2016)
- Bring back Chapter 4 of the Subdivision Ordinance regarding allowing a letter of credit for escrow and researching what surrounding jurisdictions allow (26-4-8). (January 2017)