

Minutes of the regular meeting of the Syracuse City Council held on April 12, 2022, at 6:00 p.m., held in a hybrid in-person/electronic format via Zoom, meeting ID 829 0447 5867, in-person in the City Council Chambers at 1979 W. 1900 S., and streamed on the Syracuse City YouTube Channel in accordance with House Bill 5002, Open and Public Meetings Act Amendments, signed into law on June 25, 2020.

Present: Councilmembers: Lisa W. Bingham
Jennifer Carver
Jordan Savage
W. Seth Teague
Paul Watson

Mayor Dave Maughan
City Manager Brody Bovero
City Recorder Cassie Z. Brown

City Employees Present:

Administrative Services Director Stephen Marshall
City Attorney Paul Roberts
Fire Chief Aaron Byington
Police Chief Garret Atkin
Parks and Recreation Director Kresta Robinson
Public Works Director Robert Whiteley
Community and Economic Development Director Noah Steele

1. Meeting Called to Order/Adopt Agenda

Mayor Maughan called the meeting to order at 6:00 p.m. as a regularly scheduled meeting, with notice of time, place, and agenda provided 24 hours in advance to the newspaper and each Councilmember. Councilmember Teague offered an invocation and Councilmember Watson led the audience in the Pledge of Allegiance.

COUNCILMEMBER TEAGUE MOVED TO ADOPT THE AGENDA. COUNCILMEMBER SAVAGE SECONDED THE MOTION; ALL VOTED IN FAVOR.

2. Public comment:

Mayor Maughan stated that tonight's meeting agenda provided instructions for residents to email their public comments to City Recorder Brown by 5:00 p.m. tonight in order for them to be read into the record of the meeting. Ms. Brown read one public comment received via email:

“Who will pay for the cost and installation of the new secondary water meters? Will this cost be absorbed by the homeowners by way of being individually billed or by taxes being raised?
How and when will homeowners be notified when it is their turn for the meters to be installed?
Will there be a separate fee structure in addition to the existing secondary water fees the homeowner already pays?
Will homeowners on larger properties, such as half acre, be allotted a larger volume of secondary water usage than a homeowner living on a smaller parcel?
This feels like homeowners who intentionally purchased larger properties for the ability to grow their own food are being penalized. Watering my garden once or even twice a week is not realistic, as many vegetables require more water than that. Fruit trees that are not well established also require more frequent watering. With the cost of everything in our lives grossly increasing due to out-of-control inflation, penalizing homeowners by also raising their water rates is not helping our community.
Very Respectfully,
Brooke Rice
Syracuse City Resident.”
There were no in person public comments.

3. Approval of minutes.

The following minutes were reviewed by the City Council: Business Meeting of February 8, 2022, Work Session of February 22, 2022, and Business Meeting of March 8, 2022.

Councilmember Teague cited an error in the February 8 business meeting minutes; on page nine, line 27, the second mention of Councilmember Savage should be changed to Councilmember Teague.

COUNCILMEMBER TEAGUE MADE A MOTION TO APPROVE THE MINUTES LISTED ON THE AGENDA AS AMENDED. COUNCILMEMBER CARVER SECONDED THE MOTION; ALL VOTED AYE.

4a. Request to be on the agenda: Introduction and swearing in of new Fire Department employees.

Fire Chief Byington introduced and welcomed the newest employees of the Fire Department:

- Firefighter/Paramedic Trevor Haycock

- Firefighter/Paramedic Scott Turnbow
- Firefighter/Paramedic Olivia VanWinkle
- Firefighter/Paramedic Jessica Campbell
- Firefighter/AEMT Shiloh Crawmer
- Firefighter/Paramedic Mike Graham
- Firefighter/AEMT Kaysen Newman

City Recorder Brown administered the Oath of Office to the Fire Department employees presented by Chief Byington.

4b. Request to be on the agenda: Introduction of new Public Works Department employees.

Public Works Director Whiteley introduced Josh Broadhead, the newest employee in the Public Works Environmental Division.

4c. Request to be on the agenda: Recognition of award from American Council of Engineering Companies for the City's new three-million-gallon water tank.

An Administrative staff memo explained the new three-million-gallon tank installed at the Freeport Center built in 2020 received an honor award from the American Council of Engineering Companies (ACEC) on February 23. It is the only elevated tank of this capacity in Utah and nearly tied for the largest capacity in the nation. This tank has improved the water system in Syracuse in several ways. The water in the tank has better circulation allowing the water to be fresher and preventing stagnation. It has separate inflow and outflow pipes as well as a mixer in the tank to accomplish this purpose. Another improvement is having the entire water volume above ground to provide full pressure even when the tank levels fluctuate to lower levels. When presenting the award, the ACEC President also presented a watercolor painting artwork of the water tank that his daughter did because of how impressed she was with the project. The award and artwork are hanging in the Public Works front lobby.

City Manager Bovero reviewed the staff memo and presented the award and watercolor painting for the Mayor and Council's review. Public Works Director Whiteley then summarized the benefits of the new water tank and thanked the Council for their support of this project.

5. Public hearing: Public hearing: Consideration and/or action on request for fee waiver from Utah Cold War Veterans Foundation.

An Administrative staff memo explained Larry Kerr, who represents the Utah Cold War Veterans Foundation, has requested that the City permit the use of the City Council Chambers for a ceremonies at which they will present service medals to those who served in the Armed Forces between 1945 and 1991. The use of Council chambers is a municipal service and requires the presence of at least one staff member, and ordinarily is assessed a fee of \$600 per rental (with ½ returned upon satisfactory cleanup) for residents and large events. Pursuant to state law, the City may only authorize the provision of municipal services or the waiver of fees if the requestor is a nonprofit entity and the city first conducts a public hearing. There is no requirement that the City receive consideration or a direct benefit in return. *See Utah Code Ann. § 10-8-2(1)(a)(v)*. A city may not devote more than 1% of its budget for such services or fee waivers. An alternative to considering a fee waiver (and with the same practical effect) would be a potential sponsorship of the event by the City, to which it could devote its resources without going through the procedures of 10-8-2. Normally, such sponsorships are established at the time of budget preparation, particularly when expenditure of public funds is necessary. In cases such as these, in which no public funds are being directly expended, the decision of whether to sponsor the activity may be considered on a case-by-case basis. The following items outline the actions to be taken: whether to approve the fee waiver request by the Utah Cold War Veterans Foundation; or alternatively whether to sponsor the event.

Mayor Maughan opened the public hearing at 6:12 p.m.; there were no persons appearing to be heard and the public hearing was closed.

Councilmember Bingham stated she would like to consider sponsoring the event so that the Foundation has access to the City Council Chambers for an extended period of time. Councilmember Savage stated he can support that; he suggested three occurrences per year for the next five years. Councilmember Bingham and Carter agreed.

COUNCILMEMBER BINGHAM MOVED TO SPONSOR THE UTAH COLD WAR VETERANS FOUNDATION MEDAL CEREMONIES, ALLOWING FOR THREE CEREMONIES PER YEAR FOR THE NEXT FIVE YEARS AT NO COST. COUNCILMEMBER CARVER SECONDED THE MOTION, ALL VOTED IN FAVOR

6. Consideration of adoption of Resolution R22-15 of the City Council of Syracuse City, Utah, authorizing the issuance and sale of not more than \$8,500,000 aggregate principal amount of secondary water irrigation revenue bonds, series 2022; and related matters.

A staff memo from the Administrative Services Director referred to the parameter's resolution for the issuance of water revenue bonds, the calendar of events for the bond issuance, the distribution list, and the water revenue bonds summary. Items of interest relative to the bond include the following:

- **Municipal Advisors and Bond Council** – Zion's Public Finance and Gilmore Bell
- **Interest Rates, terms of bond, and type of bond** – Direct Purchase, 15 years, 2.8% to 3.0% expected rate.
- **How much do we need to borrow?** No more than 8.5 million but expected 8.1 million for construction costs and bond issuance costs.
- **Direct Placement vs Going to the market** – Direct Placement
- **Public Hearing and protest period** – See calendar of events
- **Bidding** – We will go out to bid after this meeting. See calendar of events for details
- **Parameters Resolution** – Authorizes administration to move forward with bonding process but give parameters that we cannot exceed.
- **Expected Closing Date** – Around May 17th.
- **Start of Construction** – July or August with an estimated completion by May 1, 2023.

The estimate closing date for the bond would be around the May 17, 2022. This is subject to change depending on the calendar of events listed. Upcoming action items include:

- Set public hearing for the bonds on May 10, 2022.
- Request for bids sent out on April 13, 2022, for a two-week period.
- Review and selection of bids would occur on April 27, 2022.
- 30-day contest period ends on May 14, 2022.
- Bond Closing on or around May 17, 2022.

Mr. Marshall reviewed the staff memo.

COUNCILMEMBER SAVAGE MADE A MOTION TO ADOPT RESOLUTION R22-15 OF THE CITY COUNCIL OF SYRACUSE CITY, UTAH, AUTHORIZING THE ISSUANCE AND SALE OF NOT MORE THAN \$8,500,000 AGGREGATE PRINCIPAL AMOUNT OF SECONDARY WATER IRRIGATION REVENUE BONDS, SERIES 2022; AND RELATED MATTERS. COUNCILMEMBER TEAGUE SECONDED THE MOTION.

7. Authorize Administration to award contract for 2022 Road Improvement Project.

A staff memo from the Public Works Director explained this project consists of the expansion of Fremont Park Parking Lot and replacing asphalt pavement and ADA ramps in portions of Tuscany Meadows, Brandley Estates, and Syracuse Village in locations indicated:

- Doral Drive (2700 South to 2200 South) in Tuscany Meadows
- 1900 West (2175 South to 2025 South), 2100 South and 2025 South in Brandley Estates
- 1840 West (2175 South to 1975 South) in Syracuse Village
- 1800 West (2175 South to 1975 South) in Syracuse Village
- 1975 South (Heritage Lane to 1800 West Street) in Syracuse Village
- Heritage Lane

The construction will begin as soon as contract documents are in place and be completed by Thanksgiving 2022. Bids were opened on March 29, 2022. Four bids were received. The low bidder is Granite Construction Company with a total bid amount of \$1,346,506.50 which is within budgeted amounts.

Mr. Whiteley reviewed his staff memo and explained staff recommends the contract be awarded to Granit Construction Company.

COUNCILMEMBER TEAGUE MOVED TO AUTHORIZE ADMINISTRATION TO AWARD CONTRACT FOR 2022 ROAD IMPROVEMENT PROJECT. COUNCILMEMBER BINGHAM SECONDED THE MOTION; ALL VOTED IN FAVOR.

8. Proposed Resolution R22-16 restricting and regulating the use of pressure-irrigation water during 2022.

A staff memo from the Public Works Department explained Utah remains in drought conditions due to low water availability in the watershed. Echo reservoir is 42 percent full and East Canyon is 62 percent full, which is like last year.

Typically, they are at 100 percent full at this time of year. This year, Willard Bay will be emptied to accommodate the anticipated demand. Water suppliers have decided to delay the beginning of the irrigation season for pressure systems between May 2 and May 15. Farmers will have access to gravity flow water beginning April 15. The season will end early for water delivery from water suppliers. Water delivery will end October 1 or sooner if water runs out. Water suppliers have incorporated drought reduction volumes. Weber Basin will deliver 60 percent less than contracted amounts, Davis Weber will deliver 30 percent less. Based on water volumes from each supplier, this averages to an overall 40 percent reduction of water delivered to Syracuse. Last year Syracuse had a 54 percent reduction and used 100 percent of the supply allotment for secondary water. Water suppliers are doing public education to follow water conservation programs in place from the Division of Water Resources, such as “slow the flow”, low-water landscapes, and the weekly watering guide. It is common to see dirtier water in low-water years. Less canal flushing occurs to reduce waste. Lower water levels require pumps to pick up larger volumes of sediment from the reservoir floor. This year will have noticeable dirty water. The memo concluded Syracuse City Code (SCC) 4.25.130 describes measures that the Council can establish during drought conditions; SCC 4.25.140 describes water conservation plans from large property owners.

Public Works Director Whiteley reviewed his staff memo. The Council briefly discussed directives recently advertised by Weber Basin Water Conservancy, with Mr. Whiteley noting that those directives and enforcement efforts are not applicable to Syracuse residents; the City has the ability to set its own restrictions given that it has full control of its own secondary water system. The Council then discussed the importance of educating residents regarding the restrictions in place in Syracuse City and things they can do on their own property to help conserve water; one item the Council wished to emphasize is that spot watering of gardens or new landscaping is allowed so long as the water source is attended. Mr. Whiteley indicated that the City Code currently indicates that that attended spot watering is not a violation of SCC 4.25.130(F), with the Council indicating that they would like the resolution they are considering tonight to include that same language.

COUNCILMEMBER TEAGUE MADE A MOTION TO ADOPT RESOLUTION R22-16 RESTRICTING AND REGULATING THE USE OF PRESSURE-IRRIGATION WATER DURING 2022, WITH THE ADJUSTMENT TO THE RESOLUTION TO INCLUDE THE WORD ‘ATTENDED’ UNDER SECTION 1, SUB-ITEM J. COUNCILMEMBER SAVAGESECONDED THE MOTION; ALL VOTED AYE.

9. Proposed Resolution R22-17 adopting an updated Emergency Operations Plan for Syracuse City.

A staff memo from the City Manager explained the City’s current Emergency Operations Plan (EOP) was adopted in 2014. Since then, the management staff has reviewed the plan and desired to make significant changes to make it more usable during times of emergency. This new plan has been created to help achieve that goal. The plan is considered a protected document due to personal contact information and sensitive security information contained in it. It has been uploaded to the Council’s Teams folder for the meeting. The memo summarized key improvements in the new Plan

- **Based on a “plug-and-play” Concept:** In the event that top managers are not available during an emergency, the new plan makes it easier for the next person in command to find and understand their key functions during the emergency.
- **Assistance in Understanding Jargon:** The new plan was built in Word that includes pop-up explanations of lesser known terms and acronyms.
- **Focus on Response & Recovery:** Pre-planning and mitigation efforts were discussed in the previous EOP. Since these issues were placed in the county-wide pre-disaster mitigation plan, this new plan eliminates those elements to avoid duplication and make the document more user friendly during an emergency.
- **Updated Contact Info:** Key internal and external contacts have been updated and verified.

The action item before the Council tonight is to vote on whether to approve the resolution updating the Emergency Operations Plan for Syracuse City.

Mr. Bovero reviewed his staff memo.

COUNCILMEMBER BINGHAM MADE A MOTION TO ADOPT PROPOSED RESOLUTION R22-17 ADOPTING AN UPDATED EMERGENCY OPERATIONS PLAN FOR SYRACUSE CITY. COUNCILMEMBER CARVER SECONDED THE MOTION; ALL VOTED AYE.

10. Public comment.

There were no public comments.

Mayor Maughan then recessed the meeting at 6:34 to allow the Council to convene in a work session meeting. The meeting reconvened at 8:48 p.m.

11. Mayor/Council announcements.

The Council and Mayor provided announcements about upcoming community events and other opportunities for public involvement.

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12. Consideration of adjourning into Closed Executive Session pursuant to the provisions of Section 52-4-205 of the Open and Public Meetings Law for the purpose of discussing the character, professional competence, or physical or mental health of an individual; pending or reasonably imminent litigation; or the purchase, exchange, or lease of real property (if necessary).

COUNCILMEMBER CARVER MOVED TO ADJOURN INTO CLOSED EXECUTIVE SESSION PURSUANT TO THE PROVISIONS OF SECTION 52-4-205 OF THE OPEN AND PUBLIC MEETINGS LAW FOR THE PURPOSE OF DISCUSSING THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL; PENDING OR REASONABLY IMMINENT LITIGATION; OR THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY. COUNCILMEMBER TEAGUE SECONDED THE MOTION. ALL VOTED AYE.

The meeting recessed at 8:49 p.m.

The meeting reconvened at 9:21 p.m.

At 9:21 P.M. COUNCILMEMBER SAVAGE MADE A MOTION TO ADJOURN. COUNCILMEMBER BINGHAM SECONDED THE MOTION; ALL VOTED IN FAVOR.

Dave Maughan
Mayor

Cassie Z. Brown, MMC
City Recorder

Date approved: May 10, 2022