

WEST POINT CITY COUNCIL MEETING
3200 West 300 North
April 19, 2011
4:30 P.M.

Minutes for the administrative session and regular West Point City Council Meeting held at the West Point City offices at 3200 West 300 North, West Point, Utah, with Mayor Pro-Tem Gary Petersen presiding.

MAYOR AND COUNCILMEMBERS PRESENT: Mayor Pro-Tem Gary Petersen, Councilman Roger Woodward, Councilman Jerry Chatterton, Councilman Andy Dawson, and Councilman Kent Henderson

CITY EMPLOYEES PRESENT: City Manager Gary Hill, Assistant City Manager Kyle Laws, City Engineer Boyd Davis, City Recorder Amy Jensen, Public Works Manager Paul Rochell, and Recreation Director Kelly Ross

VISITORS PRESENT: none

EXCUSED: Mayor Erik Craythorne

ADMINISTRATIVE SESSION

1. COUNCIL WILL VISIT LEGACY JUNIOR HIGH SCHOOL IN LAYTON

Mr. Kelly Ross has been talking with Davis County School District about building a junior high with combined efforts in West Point. The City would help pay for the larger gym and facilities. The Council went with Mr. Ross to tour the Legacy Junior High which was built in conjunction with Layton City.

2. AMPLIFIED MUSIC ORDINANCE DISCUSSION

Mr. Gary Hill said over the last couple of years there have been some interesting groups rent the City parks. They bring in large speakers and have concerts. When they are asked to turn the music down by City employees, they say they know West Point City does not have an ordinance on how loud the music can be. We can only enforce the time the park closes. So the Staff is presenting the idea to the Council to write an amplified music or noise ordinance. Other cities have these types of ordinances. Mr. Hill would like ours to apply to the parks and amplified noise.

Mr. Boyd Davis and Mr. Chad Wilkinson, the City Planner, have researched other city ordinances and have come up with a draft ordinance. The City Attorney has advised them that an employee cannot just go to the offender and tell them to turn the music or noise off, there has to be a guideline with limits. He suggests a measureable standard. There are 4 key points in the ordinance:

1. A minimum setback of 100 feet from residential properties for sound amplification devices.
2. Require sound to be projected away from the nearest residential property
3. Limit hours of operation for sound amplification
4. Provide a maximum sound standard at residential property line

The City might have to purchase a device that measures sound.

Councilman Chatterton asked where the information came from in the ordinance, for instance, 75 feet from the device and 80 decibels for the noise. He does not want the numbers to be extreme or too lenient.

The Council discussed how loud 80 decibels it. Councilman Chatterton's generator is 50 decibels, which is loud enough that you cannot carry on a conversation if you are next to it. The Council feels the decibels should be measured in front of the music at a certain distance.

Councilman Petersen said it should not be louder than a certain number of decibels anywhere in the park. He also added that West Point is not at build-out yet, and there are not many sound barriers for noise. He can hear a football game going on at Loy Blake Park which is miles away from his house. Different times of day also make a difference in how sound travels.

Councilman Chatterton said his son's job involves using sound and measuring it. He wondered if the Council would like him to come and do a demonstration.

Everyone said that would be helpful.

Mr. Hill said the internet could probably give examples of this also.

The ordinance that Mr. Davis and Mr. Wilkinson prepared uses examples from a city in Texas. They also checked ordinances in other local cities.

Councilman Woodward brought up an item that needs to be corrected. Residents using the trails can be in the parks before the listed opening and closing times.

Councilman Chatterton asked if the ordinance can also address construction companies starting too early in the morning as well. He would like it to say that construction noise cannot start until 6:00 am and has to end by 10:00 pm.

Councilman Henderson wondered how that will affect an emergency in the middle of the night where noise will be necessary.

Mr. Hill said it will be wise to start with the park noise and take notes about other concerns to be addressed later.

Councilman Henderson said that beside loud music, the groups were doing slam dancing and it was a poor environment, so he wants the ordinance regarding that situation addressed soon.

The Council decided to consult the internet first for decibel levels and decide where the noise will be measured from the source. Mr. Davis will bring back more information at the next meeting.

Mr. Hill wondered if the level of the noise comes into question, can the person checking the level walk around the circumference of the source.

The Council agreed that at any point the level of the noise should stay under the maximum.

It was also decided to add to the ordinance now that the open and closed hours for the park do not pertain to residents using the walking track.

3. QUARTERLY GOAL UPDATE

Please refer to handout in packet.

Mr. Gary Hill said he would let all of the managers over the different sections of the policy priorities give details about the last 3 months activities. Mr. Hill started with the items under Fiscal Balance and Accountability. He said the City is in the process right now of selecting a new auditor. Councilman Petersen is helping with that. The contract will not be for a specified term, which will give the City the opportunity to change as often as needed. Mr. Hill said financial health indicators will be introduced this year to the Council and Staff. The City's treasurer, Mrs. Julie Gentry, will prepare those and distribute them.

Councilman Dawson asked if the new water rate has helped residents pay more accurately for what they use.

Mr. Paul Rochell said he thinks it is too soon to tell.

Councilman Chatterton said at a trade show he just attended they demonstrated how the tiniest drip can run up a water bill very high.

Mr. Rochell said our meters can still detect a drip or leak in a house, even if very small.

Councilman Petersen asked what the building requirements are for areas of the City with higher water levels.

Mr. Davis said one subdivision has required all homeowners to install sump pumps, and they are not having any water issues.

Councilman Petersen is very concerned that contractors building homes west of the Bluff road have strict policies on drainage. Once drains were installed close to his home he did not have any more water problems.

Mr. Davis said the Planning Commission has been discussing the Central Business District in regards to the current business standards and commercial standards.

Mr. Davis said the General Plan Update will include hiring a consultant to look at plans from Syracuse and Clearfield and us for the LDS church farm area. He will combine the 3 plans to make one.

Mr. Hill said at this point with the Green Waste Recycling we have 75% of the City participation. The estimate is when the green cans are delivered; another 10% will opt out. This number will start a healthy program.

Mr. Kelly Ross said he has met monthly with the Davis County School District regarding the building of a junior high in West Point. He said the biggest hit on his recreation budget has been having to pay for the use of the school gym. Mr. Ross wants the Council to decide not "if" we are going to help build the junior high, but "how".

Councilman Petersen agrees that this can work, the City just needs to be ready with a plan.

GENERAL SESSION

Visitors: Christen Huot, Kristy Burrell, Jacob Huot, Zack Burrell, Loren Burrell, Cameron Waters, and Ryan Woodward

Excused: Mayor Erik Craythorne

1. CALL TO ORDER
2. PLEDGE: Repeated by all
3. PRAYER: Councilman Petersen
4. COMMUNICATIONS AND DISCLOSURES FROM CITY COUNCIL AND MAYOR
Councilman Henderson had no comments.

Councilman Woodward had no comments.

Councilman Dawson he had recently attended a conference for the North Davis Sewer District. The operator's team won second place in the competition they had.

Councilman Chatterton went to the Utah League of Cities and Towns conference and said he would like to discuss a few things from the meeting with the Council. They will schedule it for a future meeting.

5. COMMUNICATIONS FROM STAFF

There were no comments.

6. CITIZEN COMMENT

There were no comments.

6a. QUARTERLY GOAL UPDATE CONT.

This was continued from the Administrative Session.

Mr. Hill said meetings are being held to discuss the 4th of July Celebration this year. The firework fundraiser is looking good. We still need to collect about \$3000.00 more dollars.

Councilman Dawson asked if the celebration would be one day or two.

Mr. Hill said it will be one day like last year, on the 4th of July. It will be determined year by year based on what day the 4th falls.

Mr. Paul Rochell said the Public Works Department is re-evaluating re-seeding East Park. They are going to purchase some sod for now. Benches for the dugouts and bleachers for the spectators have been ordered for the baseball fields. And there is a bid out for electricity installation.

Councilman Petersen said he would like to see a walking track installed at the current West Point City Junior High. Even if it is a couple years down the road, it would be nice to start planning now.

Mr. Hill said the Staff is currently looking at the City's time keeping policy and the cell phone policy.

Mr. Hill said there is no need for a property tax increase this year but there is a need to maintain the rate. Mr. Hill will let the Council know more about this at a future meeting.

Mrs. Amy Jensen said that she is sending a postcard to all cemetery plot owners with updated information about cemetery policies.

Mr. Hill said the City is preparing for the Take Pride Day on May 7, 2011.

Mr. Rochell said he has projects planned for those who attend Take Pride Day. There is garbage to be picked up along the road, playground bark to add to playgrounds, weed pulling, painting and cleaning up pine needles at the cemetery, and flowers to be planted. Also bark will be added to the reservoir landscape.

Councilman Dawson said there is a real problem at East Park with water draining out of the play area.

Mr. Rochell said drainage was built in, but it has become the natural low spot. They are planning to fix it as soon as possible.

Mr. Hill said there was a recodification of the Impact Fee Act and Mr. Davis will attend meetings to make sure the City is up to date with that information. SR 193 is planned to start construction next year, and Syracuse and Clearfield are working with us on the planning. Mr. Hill said a sound wall and a trail are planned along the road, and the trail would be on West Point property. Money will be needed for landscaping and irrigation.

A CERT class is starting next week with about 30 participants. The Clearfield Job Corp is sending some students to take the class.

7. APPROVAL OF MINUTES FROM MARCH 15, 2011 CITY COUNCIL MEETING

Councilman Chatterton made the motion to approve the minutes.

Councilman Dawson seconded it.

All voted aye.

8. MOTION TO ADJOURN.

Councilman Woodward made the motion to adjourn at 7:25 pm.

Councilman Henderson seconded it.





GARY PETERSEN,
MAYOR PRO-TEMPORE



AMY JENSEN,
CITY RECORDER

