



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

**MAYOR  
Brandon Stanger**

**CITY COUNCIL MEMBERS  
Anna Stanton  
Barbara Patterson  
TJ Mitchell  
Marie Dougherty  
Gary Tyler**

<b>Date of Meeting</b>	<b>January 11, 2022</b>	<b>Called to Order: 7:01 PM</b>
<b>Staff Present</b>	City Manager Dennis Cluff, Community Development Director Peter Matson, Police Chief Shawn Stoker, Fire Chief David Olsen, Fire Department B Shift, Public Works Director David Williams, Manual Sepulveda, Carol Weber and Lisa Titensor recorded the minutes.	
<b>Attendees</b>	Dereck Bauer, Rob Elggren, Matthew McGregor, Sheila Bateman	
<b>Pledge of Allegiance</b>	Councilmember Mitchell	
<b>Invocation or Thought</b>	Councilmember Mitchell	
<b>Roll Call &amp; Attendance</b>	Mayor Stanger, Councilmember Dougherty arrived at 7:18 p.m., Councilmember Mitchell, Councilmember Patterson, Councilmember Tyler, Councilmember Stanton.	
<b>Public Input</b>	There was none.	

**A. EMPLOYEES OF THE MONTH FOR DECEMBER 2021 – JASON OCTAVE**

<b>Petitioner</b>	Dennis Cluff, Fire Chief Olsen
<b>Discussion</b>	<p>Fire Chief Olsen introduced Jason Octave as his recommendation for Employee of the Month for December 2021. He reported Jason joined the Clinton City Fire Department on August 7<sup>th</sup> 2018 as a part-time Firefighter/AEMT. The Fire Department currently has 16 part-time Firefighter/AEMTs and they are truly the back bone of this department. The part-time Firefighters/AEMTs are heavily relied on in order to help maintain minimum staffing levels of 4 personnel (soon to be 6 as we transition into paramedic services) 24 hours a day, 7 days a week, 365 days a year. The part-time Firefighter/AEMT's are required to sign up for a floating minimum amount of hours of shift work a month as well as work one holiday a year. The hours can vary from month to month, depending on the hour's available, training and scheduled time off. Jason is always willing to help out where he can and pickup additional shifts if needed.</p> <p>Jason has a Bachelor's of Science degree with a double major in accounting and economics. Jason played as a pro indoor volleyball player. However, Jason found his true calling in becoming a Firefighter/AEMT. He loves helping others and is passionate about providing the absolute best patient care and experience to the people he takes care of. He always has a great attitude and treats everyone with respect and dignity. He has a great sense of humor and is fun to work with.</p> <p>Jason currently works as a full-time Firefighter/AEMT with the South Davis Metro Fire Department. While he is relatively new to the fire service, he is highly skilled and respected by his peers. He has demonstrated the qualities and values of a Clinton City Firefighter/AEMT and is well deserving of the Employee of the Month.</p>

	The City Council expressed their appreciation for the work Jason does on behalf of the Fire Department. He was presented with an award in recognition.						
<b>B. DEPT HEAD OF THE 4TH QUARTER OF 2021 - CHIEF DAVID OLSEN</b>							
<b>Petitioner</b>	Dennis Cluff						
<b>Discussion</b>	<p>Mr. Cluff reported David Olsen has been the Clinton City Fire Chief for nearly 10 years. He has a great attitude and work ethic. This past year he has been extremely busy, especially with starting up a Paramedic division for the department.</p> <p>David has shown himself to be a competent, well organized and caring leader. He is passionate about fire services and it is very important to him to serve the public with excellent fire and EMS protection services. He is doing an excellent job in running the City’s fire protection services. Clinton just received the Paramedic license to provide this service in our area so he now has additional responsibility to pursue.</p> <p>David participates on other State Fire committees as well; representing our area. Mr. Cluff said he is pleased to work with David and happy to recognize him as the Department Head of the 4<sup>th</sup> Quarter of 2021.</p> <p>Chief Olsen expressed appreciation for the recognition but acknowledged his entire team of the Fire Department. He stated they all contribute to the success of the Department. He expressed appreciation for the support of the City Council and Administration.</p>						
<b>C. EMPLOYEE SERVICE AWARDS FOR THE 4<sup>TH</sup> QUARTER OF 2021</b>							
<b>Petitioner</b>	Dennis Cluff						
<b>Discussion</b>	<p>Mayor Stanger acknowledged the following employees for their long time service to the City.</p> <table border="0" style="width: 100%;"> <tr> <td>Carol Weber</td> <td>Treasurer’s Dept</td> <td>25 years</td> </tr> <tr> <td>Kyle Wood</td> <td>Fire Dept</td> <td>5 years</td> </tr> </table> <p>He stated the City is grateful for the hard work and great attitudes these employees exhibit.</p> <p>Carol Weber stated she appreciates working for Clinton City.</p> <p>Kyle Wood was not able to attend due to another shift at Kaysville City.</p>	Carol Weber	Treasurer’s Dept	25 years	Kyle Wood	Fire Dept	5 years
Carol Weber	Treasurer’s Dept	25 years					
Kyle Wood	Fire Dept	5 years					
<b>D. PRESENTATION OF FY 20-21 AUDIT REPORT</b>							
<b>Petitioner</b>	Dennis Cluff, Treasurer Steve Hubbard						
<b>Discussion</b>	<p>The company of Child-Richards and Associates, P. C. is the City’s auditor on contract. They have finished the audit for fiscal year’s 2020-21 financial transactions.</p> <p>Amy Davies reported the evaluations of the controls of the City are well designed. The results of the audit are of a clean opinion. The Statements present fairly. She briefly reviewed the audit with the Council. The audit is available for public view</p>						

	on the Clinton City website.
<b>CONCLUSION</b>	<b>Councilmember Mitchell moved to accept the Audit Report for FY 2020-21. Councilmember Patterson seconded the motion. Voting is as follows: Councilmember Dougherty, aye; Councilmember Mitchell, aye; Councilmember Patterson, aye; Councilmember Stanton, aye; Councilmember Tyler, aye.</b>
<b>E. RESOLUTION 01-22, INTERLOCAL AGREEMENT WITH DAVIS COUNTY - AMENDMENT #7 FOR ANIMAL CARE AND CONTROL SERVICES</b>	
<b>Petitioner</b>	Dennis Cluff
<b>Discussion</b>	<p>Mr. Cluff reported this agreement format has been in place since 2016. The division of costs is 50/50 for the County and cities after the Animal Control revenues have been deducted. If there are additional costs beyond the anticipated budget, the County will be responsible for them. The cost areas are now separated into just 2 sections: <u>operation and maintenance</u>; and, <u>capital facility projects</u>. The total cost of services for the City for this year (2022) is <b>\$109,964.20</b>, (\$105,737.96 for O&amp;M; and, \$4,226.24 for Capital Projects).</p> <p>This new fee is based on Clinton City billable calls amounting to 7.52% of the Animal Control's total calls (up from 7.33% last year). The wildlife calls are no longer taken. Capital facility charges are also higher than last year due to our higher call percentage. The main increase in cost is due to increased employee costs as explained in the letter from Director Young which is included in the staff report.</p> <p>This year, Clinton will be approximately \$8,000 short on covering these new costs with our current rate of \$1.10 per household/month. For the rest of this fiscal year, January to July, unless there is a fee increase, we will be short about \$4,000 which amounts to about \$.10 per household/month.</p> <p>Mr. Cluff asked the Council to consider a slight increase of \$.10 per household in July to offset this annually increasing cost for animal control. He stated this is the most economical way for the City to handle animal control services.</p>
<b>CONCLUSION</b>	<b>Councilmember Mitchell moved to adopt Resolution #01-22, approving the Inter-local Agreement Amendment #7 with Davis County for Animal Care and Control. Councilmember Dougherty seconded the motion. Voting by roll call is as follows: Councilmember Dougherty, aye; Councilmember Mitchell, aye; Councilmember Patterson, aye; Councilmember Stanton, aye; Councilmember Tyler, aye.</b>
<b>F. RESPONSE TO ANNEXATION PETITION ACCEPTANCE BY WEST POINT CITY</b>	
<b>Petitioner</b>	Dennis Cluff
<b>Discussion</b>	<p>West Point City has accepted and verified an annexation petition by a majority of property owners of property west of the Clinton City western boundary. The latest petition map includes the property right up to the current Clinton City boundary. During previous discussions with West Point, Clinton implied that the City would like to keep the area to the west which could be served by the Cranefield Sewer Lift Station reserved for future Clinton City annexation and not be included in the current annexation petition. Since the annexation petitioners are owners of property which is west of 4500 West, staff envisioned that this current County road should be the current annexation petition's eastern boundary, not the Clinton City limits.</p> <p>By State Code once a city accepts an annexation petition and validates the petition signers as majority property owners, that city is to give notice of the annexation</p>

	<p>and the ability to protest it to a large variety of citizens and affected entities, required notice for some within 10 days and others within 20 days of the petition validation (certification). Any protest of the annexation by an affected municipality must be in written form and filed with the annexing city and the County Boundary Commission within 30 days of receiving the notice on how to proceed with a protest. If, as in our case, there is no currently formed County Boundary Commission, then the notice must be sent to the County Clerk. A Boundary Commission would then need to be created and subsequently hear the protest of the annexation.</p> <p>Additionally, a protest must include the reasons for the protest, outlining the rationale of the protesting municipality. At this point in this process if Clinton City wishes to modify the annexation action, the only action available is to make a protest and take it to the Boundary Commission. However, State Code 10-2-407 (5) does seem to allow the city receiving the annexation to reconsider their initial acceptance if there is a protest filed with them.</p> <p>Community Development Director Matson reported Clinton City has received notice from West Point City of an annexation petition. He suggested the City Council hold a work session to review the information. The City Engineer has completed an analysis regarding services. Staff recommends the City Council file a protest with West Point City to reject this annexation. The deadline to do so is January 30. Long range planning needs to be a consideration.</p> <p>Mr. Cluff clarified that after carefully reviewing the code, the City has 20 days to file a petition, not 30 as identified in the staff report.</p> <p>Councilmember Dougherty reviewed the code with the council.</p> <p>Mayor Stanger suggested the City Council hold a work session to discuss this issue.</p> <p>Councilmember Mitchell stated the City needs to consider that if they intend to annex a specific area, it should fiscally stand on its own. If West Point intends to annex a specific area, they should be able to provide services to it as well.</p>
<b>CONCLUSION</b>	<p><b>Councilmember Mitchell moved to take the action of protesting the annexation and requesting it be heard before the County Boundary Commission and set up a time for a work session. Councilmember Tyler seconded the motion. Voting by roll call is as follows: Councilmember Dougherty, aye; Councilmember Mitchell, aye; Councilmember Patterson, aye; Councilmember Stanton, aye; Councilmember Tyler, aye.</b></p>
<p><b>G. <u>RESOLUTION 02-22</u>, APPOINTING A CLINTON CITY REPRESENTATIVE TO THE WASATCH INTEGRATED WASTE MANAGEMENT DISTRICT BOARD</b></p>	
<b>Petitioner</b>	<p>Mayor Stanger</p>
<b>Discussion</b>	<p>A resolution is needed to appoint Mayor Stanger to the Wasatch Integrated Waste Management District Board, which is mostly made up of other mayors and county commissioners.</p>
<b>CONCLUSION</b>	<p><b>Councilmember Mitchell moved to adopt Resolution #02-22, appointing Mayor Brandon Stanger to the Wasatch Integrated Waste Management District Board, appointment expiring December 31, 2025. Councilmember Dougherty seconded the motion. Voting by roll call is as follows: Councilmember Dougherty, aye; Councilmember Mitchell, aye; Councilmember Patterson, aye; Councilmember Stanton, aye; Councilmember Tyler, aye.</b></p>
<p><b>H. CITY COUNCIL ASSIGNMENTS FOR 2022</b></p>	

<b>Petitioner</b>	Mayor Stanger
<b>Discussion</b>	<p>Mayor Stanger identified the following assignments to the City Council members for 2022 and asked the Council to ratify them.</p> <p><b><u>Mayor Brandon Stanger</u></b></p> <ul style="list-style-type: none"> <li>• Police Dept. Liaison</li> <li>• Member of Davis County Council of Governments (COG)</li> <li>• Wasatch Integrated Waste Management</li> </ul> <p><b><u>City Councilmember Marie Dougherty</u></b></p> <ul style="list-style-type: none"> <li>• Davis County Chamber of Commerce and West Davis Chamber of Commerce Representative</li> <li>• Davis County Trails Committee Liaison</li> <li>• Community Arts Board Liaison</li> <li>• Communities that Care Liaison</li> </ul> <p><b><u>City Councilmember Barbara Patterson</u></b></p> <ul style="list-style-type: none"> <li>• Fire Department Liaison</li> <li>• Parks Committee Liaison</li> </ul> <p><b><u>City Councilmember Gary Tyler</u></b></p> <ul style="list-style-type: none"> <li>• Eagle Scout Liaison</li> <li>• Heritage Days Committee Member</li> <li>• Parade Coordinator (for Council)</li> <li>• Clinton City Citizen's Corps.</li> </ul> <p><b><u>City Councilmember TJ Mitchell</u></b></p> <ul style="list-style-type: none"> <li>• Heritage Days Committee Member</li> <li>• Public Works Liaison</li> <li>• HAFB Hazard Committee Member (RAB)</li> </ul> <p><b><u>City Councilmember Anna Stanton</u></b></p> <ul style="list-style-type: none"> <li>• Sewer Board Member – Res 1-20/Term ends December 21, 2023</li> <li>• Youth Council Liaison</li> <li>• Davis County School District Liaison</li> <li>• Mayor Pro-Tem</li> </ul>
<b>CONCLUSION</b>	<p><b>Councilmember Mitchell moved to ratify the assignments given by Mayor Stanger to the City Council. Councilmember Tyler seconded the motion. Voting by roll call is as follows: Councilmember Dougherty, aye; Councilmember Mitchell, aye; Councilmember Patterson, aye; Councilmember Stanton, aye; Councilmember Tyler, aye.</b></p>
<b>Approval of Minutes</b>	<p><b>Councilmember Patterson moved to adopt the minutes of the December 14, 2021 Special Work Session, the December 14, 2021 City Council meeting, the December 21, 2021 Special City Council meeting and the January 3, 2022 Swearing in Ceremony. Councilmember Mitchell seconded the motion. Voting by roll call is as follows: Councilmember Dougherty, aye; Councilmember Mitchell, aye; Councilmember Patterson, aye; Councilmember Stanton, aye; Councilmember Tyler, sustained because he was not a member of the Council at the time the meetings took place.</b></p>
<b>Accounts Payable</b>	<p><b>Councilmember Patterson moved to pay the bills. Councilmember Dougherty seconded the motion. Voting by roll call is as follows: Councilmember Dougherty, aye; Councilmember Mitchell, aye; Councilmember Patterson, aye; Councilmember Stanton, aye; Councilmember Tyler, aye.</b></p>
<b>Planning Commission Report</b>	<ul style="list-style-type: none"> <li>• Community Development Director Peter Matson reported the January 4, 2022 Planning Commission meeting was cancelled.</li> </ul>

<b>City Manager</b>	<ul style="list-style-type: none"> <li>Monday, January 17 is the Martin Luther King holiday and the City Offices will be closed.</li> <li>New flooring will be installed at City Hall on Thursday, January 13 through Monday, January 17.</li> </ul>
<b>Mayor Stanger</b>	<ul style="list-style-type: none"> <li>Looking forward to the opportunity to serve the community.</li> <li>Show Up For Service – Utah residents perform 1,000,000 acts of service in 2022.</li> </ul>
<b>Councilmember Dougherty</b>	<ul style="list-style-type: none"> <li>Attended a Communities that Care meeting that is sponsored by the Davis Behavioral Health to help at risk youth.</li> </ul>
<b>Councilmember Patterson</b>	<ul style="list-style-type: none"> <li>The Parks Board will meet on January 19, 2022 at 7:00 p.m.</li> <li>The January Senior Luncheon is on January 19 at 12 noon.</li> <li>Asked Mr. Cluff for a CRA Update</li> </ul> <p>Mr. Cluff responded after a professional review, it does not appear to be a lucrative option for the City. A high percentage of revenue would be necessary. Meetings with other taxing entities indicated they would not be willing to participate.</p>
<b>Councilmember Mitchell</b>	<ul style="list-style-type: none"> <li>Nothing at this time.</li> </ul>
<b>Councilmember Stanton</b>	<ul style="list-style-type: none"> <li>Nothing at this time</li> </ul>
<b>Councilmember Tyler</b>	<ul style="list-style-type: none"> <li>Attended the Newly Elected Official Training.</li> <li>Looking forward to serving on the City Council.</li> </ul>
<b>ADJOURNMENT</b>	<p><b>Councilmember Tyler moved to adjourn. Councilmember Patterson seconded the motion. Councilmembers Mitchell, Stanton, Dougherty and Tyler voted in favor of the motion. The meeting adjourned at 8:07 p.m.</b></p>
<b><u>ACTION ITEMS</u></b>	<ul style="list-style-type: none"> <li>Plaque at the pickleball courts for anonymous donor. (July 2021)</li> <li>Subdivision Ordinance – recommendation for concrete in the park strips along UDOT roads. (August 2016) – Planning Commission Review</li> <li>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). 6g(January 2017) Planning Commission Review</li> <li>Update Ordinance to eliminate pressurized sewer lines in the Clinton City streets on new residential development (January 2018).</li> <li>Create a facilities maintenance plan before the next budget cycle in FY 19-20 (May 2018).</li> <li>Remove river rock from the low maintenance material allowed for park strips in the ordinance (Aug 2019).</li> </ul>

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Lisa Titensor, Clinton City Recorder