



MINUTES OF A REGULAR CITY COUNCIL MEETING

City Council Chambers
125 South Main Street, Vineyard, Utah
June 28, 2023 at 6:00 PM

Present

Mayor Julie Fullmer
Councilmember Tyce Flake
Councilmember Amber Rasmussen
Councilmember Mardi Sifuentes
Councilmember Cristy Welsh

Absent

Staff Present: City Manager Ezra Nair, City Attorney Jayme Blakesley, Lieutenant Holden Rockwell, Sergeant Greg Sherwood, and Deputy Chad Stilson with the Utah County Sheriff's Office, Chief Building Official Cris Johnson, Finance Director David Mortensen, Community Development Director Morgan Brim, Planners Cache Hancey and Anthony Fletcher, Public Works Director Naseem Ghandour, Parks and Recreation Director Brian Vawdrey, Admin Intern Bradley Day, Environmental Utilities Manager Sullivan Love, City Recorder Pamela Spencer

Others speaking: Resident Donald Roth

1. CALL TO ORDER/INVOCATION/INSPIRATIONAL THOUGHT/PLEDGE OF ALLEGIANCE

Mayor Fullmer opened the meeting at 6:00 PM. Councilmember Sifuentes gave the invocation and led the Pledge of Allegiance.

2. WORK SESSION

No items were submitted.

3. PUBLIC COMMENTS

Mayor Fullmer called for public comments. Hearing none, she closed the public comment session.

4. MAYOR AND COUNCILMEMBERS' REPORTS/DISCLOSURES/RECUSALS

Councilmember Sifuentes reported on the library board meeting that was held in June.

Councilmember Welsh reported that Mountain America Credit Union announced their intentions to come to Vineyard. She reported that they were hoping to hold an ARCH Commission meeting next month and invited residents to apply for a position if they were interested. She reported that staff was working on the Transportation Master Plan. She reported that they would be installing a crosswalk at the intersection of Vineyard Loop Road and Main. She also reported that Huntsman Cancer Institute (HCI) had announced their plans to open a location in Vineyard. Mayor Fullmer mentioned the support from outside entities to get HCI here in Utah County.

5. STAFF, COMMISSION, AND COMMITTEE REPORTS

5.1 City Manager Ezra Nair reported that they had completed the bond rating presentations and felt positive about the results. He reported that they had hired Maria Arteaga as a bilingual front desk receptionist. He also reported that the town hall meeting held yesterday for the Parkside, Meadows, Elms, and Garden subdivisions had gone well. Mayor Fullmer felt that staff had been doing a great job getting out into the community.

5.2 Lieutenant Holden Rockwell recognized Deputy Chad Stilson for the work that he had done in Vineyard and for the elementary schools. He mentioned that Deputy Stilson would be joining the Utah County Search and Rescue team.

Deputy Stilson remarked that Vineyard would always have a place in his heart and that he enjoyed working with the children at the elementary schools and was going to miss that. Mayor Fullmer and Councilmember Sifuentes also expressed their appreciation for Deputy Stilson.

6. CONSENT ITEMS

6.1 Approval of the June 14, 2023, City Council Meeting Minutes

6.2 Approval of Amendments to the Vineyard Retention Schedule located in the Vineyard Municipal Code Section 2.28 Records Management and Access (Ordinance 2023-23)

6.3 Approval of an Interlocal Cooperation Agreement with Utah County for Substance Misuse Prevention Services and Communities That Care Prevention Model Agreement (Resolution 2023-30)

6.4 Approval of a Special Event Permit Fee Waiver for The Tribe on behalf of Rex Real Estate

6.5 Approval of a Bid Award to Nelson Partners for Conceptual Designing Services and Space Analysis of City Hall (Resolution 2023-31)

6.6 Approval of a Bid Award to Aljay Fuimaono for the Design and Installation of the Vineyard Water Tank Mural and Additional Funds for Site Improvements.

Mayor Fullmer called for a motion.

Motion: COUNCILMEMBER SIFUENTES MOVED TO APPROVE THE CONSENT ITEMS AS PRESENTED. COUNCILMEMBER RASMUSSEN SECONDED THE MOTION. ROLL CALL WENT AS FOLLOWS: MAYOR FULLMER, COUNCILMEMBERS FLAKE, RASMUSSEN, SIFUENTES, AND WELSH VOTED YES. THE MOTION CARRIED UNANIMOUSLY.

7. APPOINTMENTS

No names were submitted.

8. PRESENTATIONS/RECOGNITIONS/AWARDS/PROCLAMATIONS

8.1 Fraud Risk Assessment Presentation

Finance Director David Mortensen will present the annual Fraud Risk Assessment. This item is for discussion only; no action will be taken.

Mayor Fullmer turned the time over to Finance Director David Mortensen.

Mr. Mortensen explained the reason for the Fraud Risk Assessment. He then reviewed the assessment. He mentioned that staff was working on policies for Reporting of Fraud and Abuse and Ethical Behavior.

9. BUSINESS ITEMS

9.1 PUBLIC HEARING – Adoption of the Vineyard City Fiscal Year 2022 – 2023 Budget Amendment #2 (Resolution 2023-28)

Finance Director David Mortensen will present proposed amendments to the Fiscal Year 2022-2023 Budget. The mayor and city council will act to adopt (or deny) this request by resolution.

Mayor Fullmer called for a motion to open the public hearing.

Motion: COUNCILMEMBER WELSH MOVED TO OPEN THE PUBLIC HEARING AT 6:15 PM. COUNCILMEMBER RASMUSSEN SECONDED THE MOTION. MAYOR FULLMER, COUNCILMEMBERS FLAKE, RASMUSSEN, SIFUENTES, AND WELSH VOTED YES. THE MOTION CARRIED UNANIMOUSLY.

Mayor Fullmer turned the time over to Finance Director David Mortensen.

Mr. Mortensen mentioned that the budget amendment had been revised since the agenda was posted. He then reviewed the budget amendments.

Mayor Fullmer called for public comments.

Resident Donald Roth, living in The Cottonwoods subdivision, asked about the mayor and council wages. Mr. Mortensen explained how it worked. A discussion ensued.

Mayor Fullmer called for additional public comments. Hearing none, she called for a motion to close the public hearing.

Motion: COUNCILMEMBER FLAKE MOVED TO CLOSE THE PUBLIC HEARING AT 6:23 PM. COUNCILMEMBER RASMUSSEN SECONDED THE MOTION. MAYOR FULLMER, COUNCILMEMBERS FLAKE, RASMUSSEN, SIFUENTES, AND WELSH VOTED YES. THE MOTION CARRIED UNANIMOUSLY.

Mayor Fullmer asked about the bad debit listed in the budget. Mr. Mortensen explained that there were debts that had not been collected for several years and that he did not feel comfortable collecting on anything older than 3 years. Mr. Nair said that they had made a policy putting

payment plans in place to help mitigate the bad debts. There was a discussion about the work being done.

Mayor Fullmer asked about mosquito abatement. Mr. Nair replied that they had increased the abatement at the beginning of the year. There was a discussion about mosquito abatement.

Mr. Mortensen explained that the insurance premiums were for the Fiscal Year 2023-2024 budget.

Motion: COUNCILMEMBER FLAKE MOVED TO ADOPT RESOLUTION 2023-28 FISCAL YEAR 2022-2023 BUDGET AMENDMENT #2 AS PRESENTED TONIGHT BY STAFF. COUNCILMEMBER WELSH SECONDED THE MOTION. ROLL CALL WENT AS FOLLOWS: MAYOR FULLMER, COUNCILMEMBERS FLAKE, RASMUSSEN, SIFUENTES, AND WELSH VOTED YES. THE MOTION CARRIED UNANIMOUSLY.

9.2 DISCUSSION AND ACTION – Adoption of the Final Fiscal Year 2023-2024 Budget and Certified Tax Rate (Resolution 2023-29)

Finance Director David Mortensen will present the final Fiscal Year 2023-2024 Budget and the certified tax rate. The mayor and City Council will act to adopt (or deny) this request by resolution. *(A public hearing was held on the adopted tentative budget during the June 14, 2023, City Council meeting.)*

Mayor Fullmer turned the time over to Finance Director David Mortensen.

Mayor Fullmer moved to Business Item 9.4.

Mr. Mortensen reviewed the final budget and any changes that had been made since adopting the tentative budget.

Mayor Fullmer asked if the Gammon Park storage shed was for Parks and Recreation. Mr. Mortensen replied yes. Mayor Fullmer asked about the mobile classroom that they were currently using for storage. Mr. Nair replied that it would be surplus and removed from the site.

Parks and Recreation Director Brian Vawdrey explained why they needed storage at Gammon Park. There was a discussion about the different types of storage and a long-term solution.

Councilmember Welsh asked if they could move the additional money from the water tank mural budget into beautification at entrances and planned corridor sections. Mayor Fullmer agreed and felt that the budget discussions had gone well.

There was a discussion about the wording for the Gammon Park budget item.

Mr. Mortensen continued his review of the final budget.

Mayor Fullmer felt that the conversations for the bonds had gone well, and that the city would be served well.

Mr. Mortensen presented the certified tax rate.

Mayor Fullmer called for questions from the City Council.

Councilmember Sifuentes asked for clarification on the position that was moved from the Mayor and City Council category to the Communications category. Mayor Fullmer explained why the position that was moved from council to communications.

Mayor Fullmer reviewed the budget process for the public.

Councilmember Rasmussen thanked staff and council for their work.

Councilmember Flake said that the budget was conceived and tied together so well. He explained that they had to perform to a level that would satisfy the financial markets. The city will have to borrow money and this budget did an excellent job of showing lenders how well the council budgets the city's money. Mayor Fullmer added to Councilmember Flake's comments.

Mayor Fullmer called for further comments from the council. Councilmember Sifuentes asked if the public could ask questions.

Mr. Roth expressed appreciation for the installation of the traffic lights at Main and 400 North. Mayor Fullmer explained the process that the city had gone through.

Councilmember Welsh appreciated the collaboration that the council had gone through with staff. She said that this budget sets the priorities for the next year.

Mayor Fullmer called for a motion.

Motion: COUNCILMEMBER FLAKE MOVED TO ADOPT RESOLUTION 2023-29 THE VINEYARD CITY FISCAL YEAR 2023-2024 BUDGET AS PRESENTED BY STAFF WITH THE ADDITION, AS NOTED EARLIER, THAT THE EXCESS FUNDING THAT WAS IN THE WATER TANK MURAL BUDGET BE TRANSFERRED TO THE BEAUTIFICATION OF ENTRANCES AND ADOPT THE CERTIFIED TAX RATE OF 0.002842. COUNCILMEMBER WELSH SECONDED THE MOTION. ROLL CALL WENT AS FOLLOWS: MAYOR FULLMER, COUNCILMEMBERS FLAKE, RASMUSSEN, SIFUENTES, AND WELSH VOTED YES. THE MOTION CARRIED UNANIMOUSLY.

9.3 PUBLIC HEARING – Zoning Text Amendment – Domestic Livestock and Fowl (Ordinance 2023-15) *(This item was postponed from the April 26, 2023, City Council meeting.)*

Planner Cache Hancey will present an ordinance which would provide greater allowance for domestic fowl in lots less than 1 acre and would permit a certain number of chickens based on lot size. The mayor and City Council will act to adopt (or deny) this request by ordinance.

Mayor Fullmer called for a motion to open the public hearing.

Motion: COUNCILMEMBER FLAKE MOVED TO OPEN THE PUBLIC HEARING AT 6:57 PM. COUNCILMEMBER RASMUSSEN SECONDED THE MOTION. MAYOR FULLMER, COUNCILMEMBERS FLAKE, RASMUSSEN, SIFUENTES, AND WELSH VOTED YES. THE MOTION CARRIED UNANIMOUSLY.

Mayor Fullmer turned the time over to Planner Cache Hancey.

Mr. Hancey presented the recommended changes to the code.

Mayor Fullmer asked Councilmember Rasmussen for comments.

Councilmember Rasmussen stated that this was something she really wanted to see in the city and reviewed the process they had gone through. She asked to strike the permit process for the time being. Mayor Fullmer clarified that residents would not need a permit to have chickens if they removed this part.

Mayor Fullmer called for public comments. She asked about code enforcement. Mr. Brim stated that staff would take concerns on a complaint basis and follow the code enforcement process.

Mayor Fullmer asked about roosters. Mr. Hancey replied that roosters were not allowed.

Mayor Fullmer called for public comments. Hearing none, she called for a motion to close the public hearing.

Motion: COUNCILMEMBER WELSH MOVED TO CLOSE THE PUBLIC HEARING AT 7:03 PM. COUNCILMEMBER FLAKE SECONDED THE MOTION. MAYOR FULLMER, COUNCILMEMBERS FLAKE, RASMUSSEN, SIFUENTES, AND WELSH VOTED YES. THE MOTION CARRIED UNANIMOUSLY.

Councilmember Welsh felt that if they had the budget and staff, they should look into doing a permit and education process. She suggested that the education component could be run through the Community Garden program.

Councilmember Sifuentes thanked Councilmember Rasmussen for her hard work on the code changes. She asked about the number of chickens on 1-acre lots and if they could allow residents to sell eggs. A discussion ensued. Mayor Fullmer directed staff to look into allowing the sale of chicks and eggs.

Mayor Fullmer reiterated the changes. She said that she liked the process that they had gone through to come up with the current code.

Mayor Fullmer called for a motion.

Motion: COUNCILMEMBER RASMUSSEN MOVED TO ADOPT ORDINANCE 2023-15 AS PRESENTED WITH THE FOLLOWING CHANGES; REMOVING THE PERMIT AND FEES.

A discussion ensued about the motion.

Amended motion: COUNCILMEMBER RASMUSSEN MOVED TO ADOPT ORDINANCE 2023-15 AS PRESENTED WITH THE FOLLOWING CHANGES: TO REMOVE THE PERMIT AND FEES AND ADD LANGUAGE THAT THE SALE OF EGGS IS PROHIBITED UNLESS A COUNTY OR STATE AGENCY APPROVES. COUNCILMEMBER WELSH SECONDED THE MOTION. ROLL CALL WENT AS FOLLOWS: MAYOR FULLMER, COUNCILMEMBERS FLAKE, RASMUSSEN, SIFUENTES, AND WELSH VOTED YES. THE MOTION CARRIED UNANIMOUSLY.

9.4 DISCUSSION AND ACTION – A Resolution Directing City Staff to Amend the General Plan Element 10 Technology (Resolution 2023-32)

Mayor Fullmer will present a resolution directing city staff to begin the process of revising Element 10 Technology Goal 2 of the General Plan to address privacy concerns about public use of personal information. The Mayor and City Council will act to adopt (or deny) this request by resolution.

Mayor Fullmer turned the time over to the Community Development Director Morgan Brim.

Mr. Brim explained the reason for the resolution. Councilmember Welsh explained that these changes were what the City Council wanted to see.

Mayor Fullmer called for a motion.

Motion: COUNCILMEMBER WELSH MOVED TO ADOPT RESOLUTION 2023-32 AS PRESENTED. COUNCILMEMBER RASMUSSEN SECONDED THE MOTION. ROLL CALL WENT AS FOLLOWS: MAYOR FULLMER, COUNCILMEMBERS FLAKE, RASMUSSEN, SIFUENTES, AND WELSH VOTED YES. THE MOTION CARRIED UNANIMOUSLY.

10. CLOSED SESSION

No closed session was held.

11. ADJOURNMENT

Mayor Fullmer called for a motion to adjourn the meeting.

Motion: COUNCILMEMBER FLAKE MOVED TO ADJOURN THE MEETING AT 7:13 PM. COUNCILMEMBER SIFUENTES. SECONDED THE MOTION. MAYOR FULLMER, COUNCILMEMBERS FLAKE, RASMUSSEN, SIFUENTES, AND WELSH VOTED YES. THE MOTION CARRIED UNANIMOUSLY.

MINUTES APPROVED ON: July 12, 2023

CERTIFIED CORRECT BY: /s/Pamela Spencer
PAMELA SPENCER, CITY RECORDER