

**Tooele City Council and the Tooele City Redevelopment Agency
Work Meeting Minutes**

Date: Wednesday, June 21, 2023

Time: 5:30 p.m.

Place: Tooele City Hall, Council Chambers
90 North Main Street, Tooele, Utah

City Council Members Present:

Maresa Manzione

David McCall

Ed Hansen

Tony Graf, arrived in person 5:45pm

City Council Members Excused:

Justin Brady

City Employees Present:

Mayor Debbie Winn

Adrian Day, Police Department Chief

Roger Baker, City Attorney

Shannon Wimmer, Finance Director

Michelle Pitt, City Recorder

Holly Potter, Deputy City Recorder

Jamie Grandpre, Public Works Director

Paul Hansen, City Engineer

Darwin Cook, Parks and Recreation Director

Jared Stewart, Economic Development Director

Andrew Aagard, Community Development Director

Minutes prepared by Katherin Yei

1. Open City Council Meeting

Council Member Hansen called the meeting to order at 5:30 p.m.

2. Roll Call

Maresa Manzione, Present

David McCall, Present

Tony Graf, Present via phone

Ed Hansen, Present

Justin Brady, Excused

3. Mayor's Report

Mayor Winn reported on upcoming activities celebrating the Fourth of July within the community.

4. Council Member's Report

The Council Members reported on the events they attended during the week.

5. Discussion Items

Discussion item A was moved to the end of the agenda.

B. Recycling Fees

Presented by Shannon Wimmer, Finance Director

Ms. Wimmer presented recycling fees. The City has bid out the recycler since 2017. Ace's proposal has tiers and is based on the number of customers. The City has not exceeded out of the first tier. It is an optional service with a minimum of 4 months. The recycling costs \$5.65 a month. As the losses have continued, they had a fee study done. The first option would require to raise fees to \$7.50. Option two is starting with a zero-fund balance, price per can would be \$7.18. This would allow the City to break even. It is assuming only a 3% cost increase per year in expenses. This fund is unique because it does not have capital assets.

The Council is in favor of the recycling fees.

C. Fraud Risk Assessment

Presented by Shannon Wimmer, Finance Director

Ms. Wimmer presented the fraud risk assessment. This is a questionnaire that is required by the state auditor's office. The City score is 335, placing them in low risk. They are in phase two of the audit and schedule on site visits for internal controls.

The City Council asked the following questions:

Why do they not have employees and elected officials sign a written statement of ethical behavior?

Ms. Pitt addressed the Council. They do require a conflict of interest in writing, but do not require a statement of ethical behavior.

Ms. Wimmer addressed the Council. They want to do what is best for the employees, but do qualify under the low risk either way. They have been working hard to make sure there is low risk or any risk is alleviated. There has been an extensive discussion with staff & directors.

Mr. Baker addressed the Council. There is no statutory basis for much of what the fraud assessment says. They are choosing to adopt the standard independently. Staff objected because it is not an indicator of ethical behavior and contains an implication.

D. Ordinance 2023-29 An Ordinance of Tooele City Amending Table 1: Table of Uses in Chapter 7-16 of the Tooele City Code Regarding Accessory Dwellings Units Located Above

the Ground Floor in the General Commercial Zoning District and Downtown Overlay District

Presented by Andrew Aagard, Community Development Director

Mr. Aagard presented an amendment to accessory dwellings units located above the ground floor in the General Commercial Zoning District and Downtown Overlay District. The General Commercial Zone does allow one unit per 1000 lot size. The downtown area has an overlay providing additional flexibility to encourage economic development. The ordinance amendment proposed is conditional and permitted. It only applies to the overlay district. It fits in the General Commercial but in another area, it does require a permit. Planning commission has not seen this item yet.

A. Proposed Changes to the City Charter Regarding Term Limits and Removal of the Two-Year Appointment Requirement for the City Recorder

Presented by Tony Graf, City Council

Council Member Graf presented changes to the city charter regarding term limits and the removal of the two-year appointment requirement for the City recorder. Tooele is a charter city. In order to change anything, it goes through the City Council. Then, through the ballot system allowing the voters to weigh in. State law does not require City Recorders to be reappointed every two years in any other city. They are asking to remove the term limits and the verbiage of the requirement that the recorder needs to be live within Tooele City. In order for this item to move ahead to the ballot, it needs a super majority vote from the City Council.

The City Council asked the following:

What is the difference of an appointed versus a hired official?

Do they need to keep in the verbiage about serving without time?

Council Member Graf addressed the Council. They will strike the term of office sentence. The appointment office is the same as with any department head.

Mr. Baker addressed the Council. The director would serve however long the appointing authority allows, following the rules for termination.

Council Member Graf presented term limits for City Council members. The suggestion is that Council members cannot serve more than three consecutive terms. This would take affect the first Monday in January of 2024. The previous time does not count until they are re-elected. There is no City Council in the state of Utah that has a term limit, but it gives the voters the chance to decide.

The City Council had a discussion on term limits. Council Member Manzione and Council Member Hansen shared disagreement with term limits. The voters should be able to decide.

Council Member Graf addressed the Council. It takes the people in power to look at it on any level. Voters do decide who is in the seat, but this would allow someone new to come in.

Should see this item on the agenda in the first meeting of August to give Michelle enough time to prepare them for the ballots. They would be two separate items.

6. Closed Meeting - Litigation, Property Acquisition, and/or Personnel

There is no closed meeting.

7. Adjourn

Vice-Chairman Hansen adjourned the meeting at 6:23 p.m.

The content of the minutes is not intended, nor are they submitted, as a verbatim transcription of the meeting. These minutes are a brief overview of what occurred at the meeting.

Approved this 5th day of July, 2023

Ed Hansen, City Council Vice-Chair