MINUTES OF LAYTON CITY COUNCIL WORK MEETING — **FEBRUARY 21, 2019; 5:42 P.M.**

MAYOR AND COUNCILMEMBERS PRESENT: **MAYOR SCOTT FREITAG, JOYCE BROWN, TOM DAY, AND JOY PETRO**

EXCUSED: **BRUCE DAVIS**

STAFF PRESENT: **ALEX JENSEN, STEVE GARSIDE, TERRY COBURN, BILL WRIGHT, TIM WATKINS, AND KIM READ**

The meeting was held in the Council Conference Room of the Layton City Center.

Mayor Freitag opened the meeting and turned the time over to Staff.

AGENDA:

MAYOR'S REPORT

Alex Jensen, City Manager, updated the Council regarding the detection of gas odor near Angel and Gentile Streets. He indicated the City, Davis County Health, Department of Environmental Quality (DEQ), Tesoro (Marathon Oil) were aware of the situation and have been working toward a solution since Monday. He identified the location of the homes impacted by the odor.

He reported a resident had contacted Davis County approximately one week before notifying the City. He indicated a similar situation was experienced last year in conjunction with the North Davis Sewer District project and identified the process used at that time to remedy the situation. He indicated it was ultimately identified as old fuel at that time.

He stated the County was originally contacted by the resident followed by the notification of Tesoro and indicated Tesoro had completed testing and sampling in attempting to determine where the odor was originating. He added there was only one location where the smell was being detected consistently and emphasized it was contained in the City's storm drain system. He identified all efforts and processes used to identify the source of the odor and following all expert's opinions it was believed the smell was coming from old chemicals or gas which had been trapped within the soils. He explained the remedy currently being implemented by Tesoro to determine where the smell was originating and exactly what it was. He emphasized Tesoro has been very responsive to the issue and informed the Council of its efforts.

He reported the DEQ would be installing a monitoring well to determine or isolate the odor in order to identify best practices or remediation.

Councilmember Petro asked if this could any way be connected to the contaminated plumes from Hill Air Force Base several years ago and Mr. Jensen responded that had been considered and didn't believe there was a connection. He indicated testing would identify any compounds discovered in the water and would be used to determine the source and appropriate remedies. He reported Tesoro had installed monitors in the home which had indicated safety wasn't being compromised.

He mentioned the Council may have received letters from residents of the Ridgewood Mobile Home Park regarding the open sewer issue. He reported Ridgewood had hired a construction company to install new sewer and culinary water infrastructure and Staff could verify work was taking place. He stated the City's inspectors were there every day ensuring appropriate remedies were being implemented. He reported the City was satisfied with the progress taking place at Ridgewood.

Councilmember Day asked why the City would become involved since it was private property. Mr. Jensen explained the City was acting as an independent third party providing some confidence to the residents the work being completed was appropriate and sufficient.

Steve Garside, Assistant City Attorney, pointed out the City would want to oversee the repairs to ensure it was being completed correctly and that it met City standards even though it was private property due to the previous incident of raw sewage flowing down a public street. Terry Coburn, Public Works Director, emphasized no City equipment had been used during the incident and subsequent new project.

Mr. Jensen reported Gary Crane, City Attorney, had provided a suggestion for the selection process for the councilmember vacancy appointment. He distributed a handout to the Council which identified all 15 applicants would have the opportunity to address the Council for five minutes followed by a voting process. He stated all councilmembers would be asked to vote for one candidate and announced how the candidates would be eliminated and shared possible scenarios. He emphasized the votes would be confidential and indicated the Council would vote to approve the process as well as to approve the appointment.

The Council discussed the process suggested by Mr. Crane. Councilmember Petro requested allowing the Council an opportunity to question the candidates once the field of 15 had been whittled down to two. Mr. Jensen responded the questions would need to be the same for both candidates. Councilmember Brown informed the Council how previous vacancies had been filled and expressed her opinion there was validity in allowing the candidate to verbally express themselves. Councilmember Petro also suggested informing the candidates they would have the opportunity to address the Council. The Council requested questions be provided by Staff. It was also determined to allow each candidate the opportunity to address the Council for no more than five minutes based on each of them drawing lots. The Council reviewed the proposed list of questions to determine which question would be asked of the finalists.

Mr. Jensen reminded the Council a City Council Work session was scheduled to follow the appointment. He announced representatives from UTOPIA would be presenting during the March 7, 2019 City Council meeting and a discussion followed.

CLOSED MEETING:

MOTION: Councilmember Petro moved to close the meeting at 6:32 p.m. to discuss the Purchase, Exchange, or Lease of Real Property, Including any Form of a Water Right or Share. Councilmember Day seconded the motion, which passed unanimously. **Councilmember Davis was not present for the vote.**

MOTION: Councilmember Day moved to open the meeting at 7:20 p.m. Councilmember Petro seconded the motion, which passed unanimously. **Councilmember Davis was not present for the vote.**

The Council adjourned the work meeting and reconvened in a City Council meeting at 7:20 p.m.

The Council reconvened in a work session at 7:53 p.m.

CLOSED MEETING:

MOTION: Councilmember Petro moved to close the meeting at 7:53 p.m. to discuss the Character, Professional Competence, or Physical or Mental Health of an Individual. Councilmember Day seconded the motion, which passed unanimously. **Councilmember Davis was not present for the vote.**

MOTION: Councilmember Day moved to open the meeting at 9:51 p.m. Councilmember Petro seconded the motion, which passed unanimously. **Councilmember Davis was not present for the vote.**

The meeting adjourned at 9:51 p.m.

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Kimberly S Read, City Recorder

SWORN STATEMENT

The undersigned hereby swears and affirms, pursuant to Section 52-4-205(1) of the Utah Code Annotated, that the sole purposes for the closed meetings of the Layton City Council on the **21st day of February, 2019**, were to discuss the Purchase, Exchange, or Lease of Real Property, Including any Form of a Water Right or Share, and to discuss the Character, Professional Competence, or Physical or Mental Health of an Individual, respectively.

Dated this 18th day of April, 2019.

ATTEST:

_________________________________	_________________________________
SCOTT FREITAG, Mayor	KIMBERLY S READ, City Recorder