

MINUTES OF THE SEPTEMBER 17, 2002, ROY CITY COUNCIL MEETING

1. Approval of September 3, 2002 minutes
2. Consent Agenda:
 - a. Final acceptance of subdivision improvements for Bridal Veil Estates Subdivision Nos. 5 and 6 located at approximately 5475 South 4125 West
 - b. Consideration of a conditional use permit for Walgreen's/Hawkins Companies for an electronic reader board sign to be located at approximately 1850 West 5600 South
3. Resolution No. 780 approving animal control fee changes
4. Award of July and August Employees of the Month
5. Public hearing to consider an amendment to RCO 34-15-4(3)(b)(i)(1) sideyard setbacks in an R-1-10 Zone
 - a. Consideration of Ordinance No. 902 amending RCO 34-15-4(3)(b)(i)(1)
6. Consideration of a conditional use permit and site plan for Calvin Kippen for Kippen Concrete Cutting located at approximately 1951 West 3350 South and a public hearing to consider vacating easements in Bingham Industrial Park Subdivision No. 3
 - a. Consideration of Ordinance No. 901 vacating a 10-foot utility easements on all lots of Bingham Industrial Park Subdivision No. 3
7. Public hearing to consider a presentation from the Roy City Police Department regarding the utilization of funds from the Local Law Enforcement Block Grant (LLEBG)
8. Resolution No. 781 appointing two representatives to serve on the Taxing Agency Committee for the 1900 West Redevelopment Project Area.
9. City Manager's report
10. Presentation by Envision Utah regarding rail stations
11. Mayor and Council Reports
12. Adjourn
13. Summary of Actions Charged

Minutes of the Roy City Council Meeting held September 17, 2002, at 6:00 p.m. in the City Council Room of the Roy City Municipal Building.

The meeting was a regularly scheduled meeting designated by resolution. Notice of the meeting was provided to *The Standard Examiner* at least 24 hours in advance. A copy of the agenda was posted.

The following were in attendance:

Mayor Roger Burnett
Councilwoman Marge Becraft
Councilman Tommy Smith
Councilman Dave Tafoya
Councilman John Cordova
Councilman Dan Tanner

City Manager Chris Davis
City Attorney Andrew Blackburn
Secretary Char Wolverton

Also present were: Chris Zimmerman, Development Services Director; Mark Larson, Planner; Greg Whinham, Police Chief; Larry Horspool, Public Works Inspector; Calvin Kippin; P. Wayne Hansen; Gennie Kirch; Butch Kirch; Soren Simonsen.

Prayer: Councilwoman Becraft

Pledge of Allegiance: Councilwoman Becraft

1. APPROVAL OF SEPTEMBER 3, 2002 MINUTES

Councilwoman Becraft moved to approve the minutes of September 3, 2002, as written. Councilman Cordova seconded the motion. Council members Becraft, Smith, Cordova and Tanner voted “aye.” The motion carried.

2. APPROVAL OF THE CONSENT AGENDA

Councilman Cordova moved to approve the consent agenda consisting of: Final acceptance of subdivision improvements for Bridal Veil Estates Subdivision Nos. 5 and 6 located at approximately 5475 South 4125 West; Consideration of a conditional use permit for Walgreen’s/Hawkins Companies for an electronic reader board sign to be located at approximately 1850 West 5600 South. Councilman Tanner seconded the motion. Council members Becraft, Smith, Cordova and Tanner voted “aye.” The motion carried.

Councilman Tafoya arrived at 6:10.

3. RESOLUTION NO. 780 APPROVING ANIMAL CONTROL FEE CHANGES

Chris Davis stated the new fees are a result of the fees the City is being charged by Weber County. There is a \$10 difference in the Impound Fee. The current fees will meet the City costs.

Councilman Smith moved to accept Resolution No. 780 approving the animal control fee changes. Councilman Cordova seconded the motion. A roll call vote was taken. Council members Becraft, Smith, Tafoya, Cordova and Tanner voted “aye.” The motion carried. (Copy filed for records).

4. AWARD OF JULY AND AUGUST EMPLOYEES OF THE MONTH

The Parks and Recreation Department nominated Rindee Wahlen, who took the Summer in the Park program to the next level, for employee of the month. Rindee provided a positive experience for all of the children who participated in the program. The children who participated were educated, inspired, entertained, and motivated. They were provided with an organized structure consisting of field trips, arts and crafts and daily games that strengthened their minds and bodies.

Councilman Smith moved to award July Employee of the Month to Rindee Wahlen. Councilman Tanner seconded the motion. Council members Becraft, Smith, Tafoya, Cordova and Tanner voted “aye.” The motion carried.

Blake Wahlen, Rindee’s father, accepted the award.

Chris Zimmerman nominated Larry Horspool for August Employee of the Month. Dave Collins, Roy City Building Inspector, was on medical leave for eight weeks. During that time, Larry Horspool completed all building inspections for the City. He also kept up his Public Works inspections for subdivisions and his normal utility inspections. Mr. Horspool also took residential building plans home for review in the evening to keep on schedule. Developers, contractors, and those he works with were appreciative of Mr. Horspool’s positive attitude and timeliness.

Councilman Tafoya moved to award August Employee of the Month to Larry Horspool. Councilman Tanner seconded the motion. Council members Becraft, Smith, Tafoya, Cordova and Tanner voted “aye.” The motion carried.

5. PUBLIC HEARING TO CONSIDER AN AMENDMENT TO RCO 34-15-4(3)(b)(i)(1)
SIDEYARD SETBACKS IN AN R-1-10 ZONE

Councilman Tanner moved to open a public hearing at 6:18 p.m. Councilman Cordova seconded the motion. Council members Becraft, Smith, Tafoya, Cordova and Tanner voted “aye.” The motion carried.

Chris Zimmerman explained that currently an R-1-10 Zone calls for a 10 foot and 14 foot

minimum/24 foot total sideyard setback. Staff is requesting that RCO 34-15-4(3)(b)(i)(1) be amended to allow two 10 foot sideyard setbacks for a total of 20 feet. The purpose behind the change in setbacks is to allow for bigger homes. The general opinion of the Planning Commission was to allow the amendment.

Councilman Becraft moved to close the public hearing at 6:21 p.m. Councilman Cordova seconded the motion. Council members Becraft, Smith, Tafoya, Cordova and Tanner voted “aye.” The motion carried.

5A. CONSIDERATION OF ORDINANCE NO. 902 AMENDING RCO 34-15-4(3)(b)(i)(1)

Councilman Cordova moved to adopt Ordinance 902 amending RCO 34-15-4(3)(b)(i)(1) sideyard setback requirements from a minimum of 24 foot total to a minimum of 20 foot total. Councilman Smith seconded the motion. A roll call vote was taken. Council members Becraft, Smith, Tafoya, Cordova and Tanner voted “aye.” The motion carried. (Copy filed for records).

6. CONSIDERATION OF A CONDITIONAL USE PERMIT AND SITE PLAN FOR CALVIN KIPPEN FOR KIPPEN CONCRETE CUTTING LOCATED AT APPROXIMATELY 1951 WEST 3350 SOUTH AND A PUBLIC HEARING TO CONSIDER VACATING EASEMENTS IN BINGHAM INDUSTRIAL PARK SUBDIVISION NO. 3

Councilman Smith moved to open the public hearing at 6:23 p.m. Councilman Tanner seconded the motion. Council members Becraft, Smith, Tafoya, Cordova and Tanner voted “aye.” The motion carried.

Mark Larson explained that Calvin Kippin is asking for a conditional use permit to construct an office/warehouse for his concrete cutting business. He is also requesting to vacate easements in Bingham Industrial Park Subdivision No. 3. Councilman Tafoya asked where the power lines are. Mr. Larson explained that the utilities run down the middle of the street. No new utilities will be installed; there is no need for utilities in the front or side of the property. Councilman Cordova added that if the side lots are not used for utilities currently, they never will be. Councilman Tafoya asked for clarification that the building would be used for storage and would not involve customers. Mr. Kippin confirmed that he would store his equipment and trucks there; no customers would come to the location. Chris Zimmerman added that he had been contacted by Wayne Hansen after being notified of the public hearing. He did not protest vacating the easements but wanted to assure that two easements in Bingham Industrial remain; a roadway parallel to 1900 and a ditch that runs along the east side of Bingham Industrial No. 3. Mr. Zimmerman explained to him that the only easements being vacated are inside of Bingham Industrial No. 3 but he would mention it for public record. Councilman Smith asked where the retention pond will be. Mr. Kippin explained that it will be in the Northeast corner.

Councilwoman Becraft moved to close the public hearing at 6:34 p.m. Councilman Tanner seconded the motion Council members Becraft, Smith, Tafoya, Cordova and Tanner voted “aye.” The motion carried.

Councilman Smith moved to approve the conditional use and site plan for Kippin Concrete Cutting located at approximately 1951 West 3350 South. Councilwoman Becraft seconded the motion. Council members Becraft, Smith, Tafoya, Cordova and Tanner voted “aye.” The motion carried.

6A. CONSIDERATION OF ORDINANCE NO. 901 VACATING A 10-FOOT UTILITY EASEMENTS ON ALL LOTS OF BINGHAM INDUSTRIAL PARK SUBDIVISION NO. 3

Councilman Cordova expressed concern over vacating all easements on all lots because utilities do run across the front of these lots. Chris Zimmerman explained that there is an easement in the roadway where all utilities are run. Councilman Cordova stated that existing utilities along the front still require easement. Councilman Smith recommended that the ordinance be amended or re-worded so that side and rear easements only are vacated.

Councilman Tanner moved to approve Ordinance No. 901 vacating 10-foot *side and rear* utility easements on all lots of Bingham Industrial Park Subdivision No. 3. Councilman Smith seconded the motion. A roll call vote was taken. Council members Becraft, Smith, Tafoya, Cordova and Tanner voted “aye.” The motion carried. (Copy filed for records).

7. PUBLIC HEARING TO CONSIDER A PRESENTATION FROM THE ROY CITY POLICE DEPARTMENT REGARDING THE UTILIZATION OF FUNDS FROM THE LOCAL LAW ENFORCEMENT BLOCK GRANT (LLEBG)

Councilman Smith moved to open a public hearing at 6:39 p.m. Councilman Tanner seconded the motion. Council members Becraft, Smith, Tafoya, Cordova and Tanner voted “aye.” The motion carried.

Chief Whinham explained that the distribution of funds from LLEBG must be approved by the City Council and a citizens group. The grant is awarded on a yearly basis. Last year funds from the grant were held over with the intent to add them to this years grant in an attempt to purchase an Identix finger print scanning system. The long-term goal is to allow the Police Department to become a satellite processing center so that an individual may be processed through a larger network with the ability to access background information. This years grant was in the amount of \$23,544. As part of the grant, the City agrees to make a match. The match was \$2,616 with a carry over from last year of \$30,314. Weber County is entitled to some portion of the grant funds because they have a jail and county attorney’s office that prosecutes the City’s offenders. Weber county has elected not to pursue the entitlement. Chief Whinham proposed putting the

\$54,120 toward an Identix system. The police department is looking into the possibility of purchasing the system in two phases; first the finger print system, then the photograph system. The complete system will cost approximately \$110,000. Councilman Cordova asked if there are limitations in the grant that prevent the City from paying the county their entitled portion. Mr. Whinham explained that is allowable as long as the City Council and citizens group approve. Councilman Cordova asked what use the County might have for those funds. Chief Whinham stated that the funds would be used to purchase radar units for their motor division.

Councilman Smith moved to close the public hearing at 7:48 p.m. Councilman Tafoya seconded the motion. Council members Becraft, Smith, Tafoya, Cordova and Tanner voted "aye." The motion carried.

Councilman Smith moved to approve the utilization of funds from the Local Law Enforcement Block Grant (LLEBG) plus the match from last year toward the Identix System in the amount of \$54,120.00. Councilman Tanner seconded the motion. Council members Becraft, Smith, Tafoya, Cordova and Tanner voted "aye." The motion carried.

8. RESOLUTION NO. 781 APPOINTING TWO REPRESENTATIVES TO SERVE ON THE TAXING AGENCY COMMITTEE FOR THE 1900 WEST REDEVELOPMENT PROJECT AREA.

Chris Davis stated that two representatives from the City are needed to serve on the Taxing Agency Committee. Mr. Davis spoke with Randy Sant who suggested that the two representatives be staff due to meeting times. Dave Wilson, County Attorney, who generally sits on this board agreed. Mr. Davis recommended that if staff is chosen to serve on the Committee, it be him and Chris Zimmerman, however, that is up to the Council. Councilman Cordova felt it wise to have the City Manager, Chris Davis, and the Redevelopment Director, Chris Zimmerman on the committee.

Councilman Cordova moved to approve Resolution No. 781 appointing Chris Davis and Chris Zimmerman as the two representatives to serve on the Taxing Agency Committee for the 1900 West Redevelopment Project Area. Councilman Smith seconded the motion. A roll call vote was taken. Council members Becraft, Smith, Tafoya, Cordova and Tanner voted "aye." The motion carried. (Copy filed for records).

9. CITY MANAGER'S REPORT

Chris Davis stated that he had a meeting with the Police Department regarding the salary survey. Chief Whinham made a presentation in which the Mayor and Councilman Tafoya were present. A commitment was made to have the salary survey completed before the second City Council Meeting in November. Councilman Smith asked what the salary survey consists of. Chris Davis explained that the Sheriff is looking at implementing a salary level similar to what Ogden City is

doing. They are raising the salary levels and the way in which one gets through the levels. Chief Whinham explained that Ogden City policies and pay scales are being adopted.

Mr. Davis also reported that the Roy City Fire Department received a federal grant in the amount of \$89,000 which will be used for equipment and training.

A ground breaking ceremony will be held for the Aquatic Center on Wednesday, September 25 at 3:30. R&O will provide the shovels and all are welcome to attend.

The City Engineer's office provided a proposed configuration of the Riverdale Road & Airport Road project. Chris Zimmerman has spoken with Mr. Lee and his realtor who have expressed interest in trading property to allow for the proposed road. Mr. Davis stated that he was looking for direction from the Council to either continue negotiations with Mr. Lobato on his property or allow him to continue with other options. The Council agreed that negotiations should continue as the Riverdale Road & Airport Road intersection desperately needs reconfiguration.

In regards to Mr. Voorhees' property, Mr. Davis suggested a work session with the City Council before it goes to the Planning Commission to discuss with the developers their plan. Woodside has met with Crocket and Kohler who have agreed that condos are a viable alternative to apartments. It was determined that a workshop will be held following City Council Meeting on October 1.

Ace Ambulance will be going out of business on October 1. Roy City has put in an application to provide service up to 700 West. Roy City's reserve ambulance will be used to service that area.

In relation to current traffic studies, it has been determined that the 4800 South and 3100 West intersection as well as the 4800 South and the parking lot at the high school (approximately 2050 West) warrant traffic lights. The 2900 West and 4800 South intersection appears not to warrant a traffic light at this time.

The City will be closing on the 4000 South property this week so that expansion and improvements of the detention basin can begin.

The sign on Airport Road and 4400 South is lit as of September 16. A photo cell will be installed in the near future.

A meeting will be held with George Burbidge, coordinator of Weber County storm water funds, regarding storm sewer issues on September 18. Some of the funds will be applied to the Howard Slough project. A pipe that extends from Foxglen Subdivisions into the slough is significantly silted in. The slough needs to be cleaned out to increase flow and a permit has been obtained through the state to do so.

Councilman Cordova, Andy Blackburn, and Chris Davis interviewed eight candidates for the Justice Court Judge. They are checking with the court administrative office on possible conflicts the applicants may have. The urgency in choosing a Judge is due to the fact that training begins next week and doesn't occur again until January. Three of the applicants are already trained, five are not.

The Christmas Committee Meeting will be September 18 at 5:30. Lighting of the trees will begin at the end of September.

In relation to the Aquatic Center, 87 lockers have been eliminated with an associated savings of \$30,000. All lockers, however, have not been eliminated.

Mr. Davis also reported that the Police Station was vandalized. The vandalism consisted of graffiti, slashed police car tires, a 30 lb rock thrown through a police car windshield, and a dead animal thrown in the garage. The mayor asked if there is video surveillance. Chief Whinham stated there is none in the area that was vandalized. Councilman Smith asked if funds are available in the risk management budget to install surveillance cameras. Chris Davis stated that question has come up before and could be looked into. Within 24 hours the vandals were identified.

10. PRESENTATION BY ENVISION UTAH REGARDING RAIL STATIONS

Soren Simonsen, consultant with Cooper, Robert, Simonsen Architect who is working with Envision Utah on the project, made a presentation to the Council. He explained that Roy City was chosen by a steering committee of community and business leaders to look at transit oriented development. Mr. Simonsen stated that areas of interest for future commuter rail stations must allow for a 1000 foot platform and acreage for a 500 stall parking lot for a Park-and-Ride. Three sites have been identified in Roy City that meet the requirements; 2700 West and 4000 South, 2700 West and 5600 South, and 2700 West and 4800 South. The most potential site would be 4000 South. The plan is to have commuter rail operational by approximately 2007.

Chris Zimmerman stated that the current focus is to identify and notify stakeholders or residents that live in surrounding areas. A community workshop will be held on November 7. Mr. Davis recommended using the multi-purpose room in the Municipal Building for that workshop.

11. MAYOR AND COUNCIL REPORTS

Councilman Tanner asked when the Employees Appeal Board was scheduled to meet. Andy Blackburn stated that they would meet within the next 2 to 3 weeks; however, a specific date has not been determined.

12. ADJOURN

Councilwoman Becraft moved to adjourn City Council Meeting at 8:30 p.m. Councilman Tanner seconded the motion. Council members Becraft, Smith, Tafoya, Cordova and Tanner voted “aye.” The motion carried.

13. SUMMARY OF ACTIONS CHARGED

1. Staff to continue negotiations with Mr. Lobato on purchasing his property adjacent to Riverdale Road and Airport Road.

Roger Phil Burnett
Mayor

Attest:

Char Wolverton
Secretary

dc:sept1702