

MINUTES OF THE OCTOBER 15, 2002, ROY CITY COUNCIL MEETING

1. Approval of October 1, 2002 minutes
2. Consent Agenda:
  - a. Consideration of a conditional use permit and site plan for Kimberly Stephens for a State Farm Insurance office located at approximately 1798 West 5150 South, Suite No. 2
  - b. Preliminary and final approval of Roy Retail Center Commercial Subdivision located at approximately 5600 South 1900 West
3. Roy High School student body presentation
4. Youth citizen presentation by the Police Department - Officer Hackworth
5. Presentation of Certificate of Appreciation by the Alpha Phi Alpha Fraternity for the contribution to the Martin Luther King Memorial Fund
6. Approval of Class "B" beer license for "The Steak House" at 5301 South 1900 West
7. Public Hearing to consider a petition from the Hooper Water Improvement District to annex approximately 0.20 acres of property located at approximately 2575 West 4000 South with a zone of R-1-8
  - a. Consideration of Resolution No. 782 approving the annexation of the Hooper Water Improvement District property
  - b. Consideration of Ordinance No. 904 establishing a zone for the Hooper Water Improvement District property which has been annexed into Roy City
8. City Manager's report
9. Mayor and Council Reports
10. Adjourn to a Redevelopment Agency Meeting

Minutes of the Roy City Council Meeting held October 15, 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 Dan Tanner

City Manager Chris Davis  
City Attorney Andrew Blackburn  
Secretary Char Wolverton

Excused: Councilman John Cordova

Also present were: Chris Zimmerman, Development Services Director; Matt Davis; Tawny Williams; Deana Oram; Jacob Gallegos; Dallas Olsen; Scott & Laura Olsen; Lee Davis; Dottie Davis; Bob Ekstrom; Cary Dunn; Rog & Ang Harrop; Nathaniel Johnson; Maria G. B?; Jeff Randall; Randy Sant; Jerri Lynn Corless; Jhan Jensen; Sarah Jensen.

Prayer: Councilman Tanner

Pledge of Allegiance: Boy Scout Troop 500

1. APPROVAL OF OCTOBER 1, 2002 MINUTES

On page 4, fourth paragraph, Councilman Tanner would like the sentence to read; He stated that the park would bring no revenue *to Mr. Yu* and the weed patch is not helping the image of the City. Mr. Blackburn would also like an addition made to page 10 just above section 9. He made a statement that the purpose of the work session was to help get direction and provide information but does not guarantee final approval.

**Councilwoman Becraft moved to approve the minutes of October 1, 2002, with the above amendments. Councilman Smith seconded the motion. Council members Becraft, Smith, Tafoya, and Tanner voted “aye.” The motion carried.**

2. APPROVAL OF THE CONSENT AGENDA

**Councilman Tafoya moved to approve the consent agenda consisting of: Consideration of a conditional use permit and site plan for Kimberly Stephens for a State Farm Insurance office located at approximately 1798 West 5150 South, Suite No. 2; and preliminary and final approval of Roy Retail Center Commercial Subdivision located at approximately 5600 South 1900 West. Councilman Tanner seconded the motion. Council members Becraft, Smith, Tafoya, and Tanner voted “aye.” The motion carried.**

3. ROY HIGH SCHOOL STUDENT BODY PRESENTATION

The student body officers for Roy High School thanked the Council, Mayor Burnett, and staff for assisting with Homecoming Week. The City approved 4800 South for a street painting. The student body officers presented a Roy High School pin to each council member.

4. YOUTH CITIZEN PRESENTATION BY THE POLICE DEPARTMENT - OFFICER HACKWORTH

Chief Whinham first introduced Arko who has just completed his patrol certifications in officer patrol and drug interdiction and achieved the highest ranking in both areas. Arko has been a canine unit with his handler for less than a year and together just took third place in the West Valley Trials, a handler program. In the last two weeks, Arko has been patrolling with his handler. Officer Ponton, who has been with Roy City Police Department for four years, introduced Arko who is a 2 y/o Sable German Shepherd from Hungary. Arko is trained in four odors of narcotics; cocaine, heroin, marijuana, and methamphetamine. He recently discovered a small amount of marijuana and trace methamphetamine in a storage shed which provided helpful information to the police department.

Officer Stuart Hackworth reported that on August 26 a call was received concerning a burglary in process. Neighbors reported that a bicycle was stolen from a garage by two males; one with a bicycle, one without. After 15 to 20 minutes of checking the area, nothing was found. Officer Hackworth was leaving the area when he saw two kids that he recognized from his work in the schools; Matt Odell and Randy Bosfor. The two boys, who were on bicycles, were headed toward the area Officer Hackworth had just come from. Officer Hackworth told the boys what had happened and asked them to keep their eyes out and let the police know if they saw anything. Two-and-a-half hours later a call was made requesting that the police respond back to the area where the bike was stolen. Officer Hackworth responded back to the area and was told that Matt and Randy had gathered their friends together to search for the bike. The group of friends saw a person on a bicycle that matched the description of the stolen bicycle. The persons who had stolen the bicycle fled and it was discovered that three bicycles had been stolen that evening. The bicycles were recovered and returned to the children who owned them. The police department wanted, in turn, to recognize the dedicated young citizens for a job well done in helping the community to be a better place. Randy Bosfor, Matt Odell, Michael Yeoman, Tara Yeoman, Dallas Olsen, Jacob Gallegos, Jonathan Oram, Skyer Olsen, Sylvia Bybee and Rebecca Bybee were all given a certificate of recognition and a gift certificate to Hollywood Video. Officer Hackworth once again thanked the young citizens for the role they played in returning the bikes to their original owners.

5. PRESENTATION OF CERTIFICATE OF APPRECIATION BY THE ALPHA PHI ALPHA FRATERNITY FOR THE CONTRIBUTION TO THE MARTIN LUTHER

KING MEMORIAL FUND

Nathaniel Johnson, of the Alpha Phi Alpha Fraternity, presented a certificate of appreciation for the contribution Roy City made to the Martin Luther King Memorial Foundation which will be built on the Washington/Jefferson Square in Washington D.C.

6. APPROVAL OF CLASS "B" BEER LICENSE FOR "THE STEAK HOUSE" AT 5301 SOUTH 1900 WEST

Chris Zimmerman reported that Shawna Judkins wishes to open a steakhouse at 5301 South 1900 West and is requested a Class "B" beer licence. Mayor Burnett asked if this location is the old "El Burrito." Ms. Judkins said it is. Ms. Judkins stated that she's been in the food service business for 16 years and is well aware of the liquor laws. She did state that she would eventually want to upgrade the licence to a liquor license. Councilwoman Becraft asked how many employees she plans to have. Ms. Judkins stated that she would have four. Councilman Smith asked for hours of operation. Ms. Judkins stated that "The Steak House" would be closed Sunday and Monday and would be open from 5:00 to 10:00 p.m. Tuesday through Saturday.

**Councilman Tafoya moved to approve a Class "B" beer license for "The Steak House." Councilman Smith seconded the motion. Council members Becraft, Smith, Tafoya, and Tanner voted "aye." The motion carried.**

7. PUBLIC HEARING TO CONSIDER A PETITION FROM THE HOOPER WATER IMPROVEMENT DISTRICT TO ANNEX APPROXIMATELY 0.20 ACRES OF PROPERTY LOCATED AT APPROXIMATELY 2575 WEST 4000 SOUTH WITH A ZONE OF R-1-8

**Councilman Smith moved to open a public hearing at 6:36. Councilwoman Becraft seconded the motion. Council members Becraft, Smith, Tafoya, and Tanner voted "aye." The motion carried.**

The Hooper Water Improvement District has requested that 0.20 acres of property they own at approximately 2575 West 4000 South be annexed into Roy City and zoned R-1-8. The property is a Hooper Water reservoir site. They would like to construct a pump house and an additional well at the site pending a conditional use permit and site plan approval. Councilwoman Becraft asked if a second tank would be installed or just a well. Chris Zimmerman stated that there would be a new building but not an additional tank. Councilman Tafoya recognized that there is a Roy City well above the property. He asked what the consequences are if it's the same aquifer. Chris Davis reported that Roy City's well predates Hooper's well and this will not impact Roy City's well. There is apparently an aquifer below the Delta Aquifer and it is Hooper Water's intent to drill and utilize water from the lower aquifer. Mark Miller, City Engineer, spoke with Hooper Water Improvement District's Engineer and discussed the potential of purchasing surplus water

from Roy City's well. Chris Zimmerman explained that the purpose of this annexation is preparatory to the development of the well. Hooper Water is negotiating to purchase the easterly most lot fronting 4000 South within Summers Point Phase 4 where they propose the development of a new well head and pump house improvements. Hooper Water is requesting annexation so that the existing reservoir site and the negotiated property will all be within the incorporated portion of Roy City and that both parcels will possess the same zone designation. Chris Davis stated that if the Council approves Resolution No. 782, language needs to be included designating shrinking of an unincorporated island within Roy City.

**Councilwoman Becraft moved to close the public hearing at 7:45 p.m. Councilman Tanner seconded the motion. Council members Becraft, Smith, Tafoya, and Tanner voted "aye." The motion carried.**

7A. CONSIDERATION OF RESOLUTION NO. 782 APPROVING THE ANNEXATION OF THE HOOPER WATER IMPROVEMENT DISTRICT PROPERTY

**Councilman Tafoya moved to approve Resolution No. 782 approving the annexation of the Hooper Water Improvement District Property and also designating the shrinking of an unincorporated island within the City. Councilman Tanner seconded the motion. A roll call vote was taken. Council members Becraft, Smith, Tafoya, and Tanner voted "aye." The motion carried. (Copy filed for record).**

7B. CONSIDERATION OF ORDINANCE NO. 904 ESTABLISHING A ZONE FOR THE HOOPER WATER IMPROVEMENT DISTRICT PROPERTY WHICH HAS BEEN ANNEXED INTO ROY CITY

**Councilman Tanner moved to adopt Ordinance No. 904 establishing an R-1-8 zone for the Hooper Water Improvement District property which has been annexed into Roy City. Councilman Smith seconded the motion. A roll call vote was taken. Council members Becraft, Smith, Tafoya, and Tanner voted "aye." The motion carried. (Copy filed for record).**

8. CITY MANAGER'S REPORT

New garbage routes have been established. This will be included in the newsletter. Areas of the City will be consolidated and geographically laid out in five areas. This will be implemented mid-November.

The pool is moving along. Footings will be poured in the next week to ten days.

Chris Davis and Andy Blackburn met with Judge West on the transition of the Justice Court. The Justice Court will begin before the end of the year; however, no business will be conducted until

January 1, 2003. Cases can't be transferred to a court that wasn't open on the date an offense happened. Mr. Blackburn reported that he spoke with the Court Administrator and the Justice Court can't be added to their agenda until November; hence, the Court will not be able to begin until December.

Mr. Blackburn also reported that an offer would be made to Mr. Lobato for his property in the amount of \$165,000.

Chris Davis reported that the Vern Thompson property (4000 South reservoir) is ready to close on and Roy City won't be paying for the sewer transfer.

The Weber/Davis canal is moving forward. Weber Basin Water is trying to purchase additional shares.

Mayor Burnett asked how the C.D.B.G. project would be left over the winter. Jimmy Openshaw reported that it would be paved for now. Mr. Openshaw also updated the Council on road maintenance.

Because November 5 is Election Day, a council meeting will be held on October 29.

## 9. MAYOR AND COUNCIL REPORTS

Councilwoman Becraft stated that on Monday, October 21, the Christmas banners will be judged at the Recreation Center at 5:00 p.m. All council members are invited to participate in the judging. Roy High School, Roy Junior High School and Sandridge Jr. High will be designing the banners. The banners will be ready and put up by the end of November.

Mayor Burnett reported that Chief Whinham received a Thank-You letter from Weber County Sheriff, Brad Slater, for help and assistance from the Roy City Police Department at the 2002 Weber County Fair.

Councilman Tanner asked if the Appeals Board was still meeting on October 17 at 3:30. Mr. Blackburn confirmed this.

Councilman Smith asked if the construction at Walgreen's on 1900 West is causing a traffic slowdown. Chris Davis felt that the traffic flow is no worse than usual.

Councilman Tafoya reported that the Roy Historical Society meeting went well. There was a good turn-out. Councilman Tafoya and Chris Zimmerman reported that they'd been to California to look at the commuter rail and were impressed with the transit system there.

Councilman Smith explained more about the Martin Luther King Memorial.

10. ADJOURN TO A REDEVELOPMENT AGENCY MEETING

**Councilwoman Becraft moved to adjourn to a Redevelopment Agency Meeting at 7:08 p.m. Councilman Tanner seconded the motion. Council members Becraft, Smith, Tafoya, and Tanner voted “aye.” The motion carried.**

---

Roger Phil Burnett  
Mayor

Attest:

---

Char Wolverton  
Secretary

dc:oct1502