

MINUTES OF THE SEPTEMBER 2, 2003, ROY CITY COUNCIL MEETING

1. Approval of August 19, 2003 minutes
2. Consideration of a Conditional Use Permit and site plan for Dr. David R. Pearson for a veterinary clinic located at approximately 1791 West Riverdale Road
3. Police Chief's citizen's award for life saving
4. Appointment of election judges for the 2003 Municipal elections
5. Discussion on 4800 South traffic signals
6. City Manager's report
7. Mayor and Council Reports
8. Adjourn

Minutes of the Roy City Council Meeting held September 2, 2003, 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: Tony Reynolds, Community Development Services Director; Mark Larson, Planner; Greg Whinham, Police Chief; Jon Ritchie, Fire Chief; Mike Mansfield, Public Works Director; B. R. Sessions; Jerri Lynn Corless; Ila Corless; Taylor Duffin; Bryan Daines; Ruth Croft

Moment of Silence: Councilman Smith

Pledge of Allegiance: Councilman Smith

1. APPROVAL OF AUGUST 19, 2003 MINUTES

Councilwoman Becraft moved to approve the minutes of August 19, 2003, as written. Councilman Tanner seconded the motion. Council members Becraft, Smith, Tafoya, Cordova, and Tanner voted “aye.” The motion carried.

2. CONSIDERATION OF A CONDITIONAL USE PERMIT AND SITE PLAN FOR DR. DAVID R. PEARSON FOR A VETERINARY CLINIC LOCATED AT APPROXIMATELY 1791 WEST RIVERDALE ROAD

Mark Larson explained that Dr. Pearson is proposing an additional building to an adjacent lot where he has a veterinary clinic on Riverdale Road. The proposed development is west of the existing site. Dr. Pearson plans to continue use of the existing building. With the new building, Dr. Pearson plans to have 16 to 20 employees and the site plan has 39 parking stalls.

Councilman Smith asked if a use has been identified for the existing building. Mr. Larson stated that the existing building will be used for boarding and grooming.

Councilman Tafoya asked if the drainage issues have been resolved. Mr. Larson explained that the position of the building was altered to accommodate the percolation of water preventing the need

for an 8-foot retention area as talked about in the Planning Commission notes. Councilman Tafoya asked if the involved engineers agreed with that plan. Mr. Larson stated that they do.

Councilman Cordova expressed concern over the site plan stating that it doesn't flow with the rest of the development in Roy and felt it should blend better with the Harmon's Plaza. He asked if other options have been entertained. Mr. Larson stated that the only way to connect with Harmon's Plaza would be to utilize the Jade Terrace property, that without buying the property, there is only 11 feet between the building and the property line. Councilman Cordova said that he hated to see development that closes off access and wondered if the south end could be opened up to provide another exit. Councilman Tanner asked if the existing building could be torn down and one large building constructed. Mr. Larson said that Mr. Pearson wanted to have both buildings and he was present to answer any questions the Council had for him.

Councilman Cordova asked Dr. Pearson if he had looked at any other sites within the City. Dr. Pearson asked why he would look at other sites when he already owned the property in question. Councilman Cordova asked if he was determined to keep his business on Riverdale Road. Dr. Pearson stated that he has owned the property for 15 years and the previous veterinarian owned it for 15 years before that and nothing had been done with the property in those 30 years. He also has clients from surrounding areas and felt his current business is centrally located and convenient for his clients so he didn't desire to move too far from his current location. He expressed desire to improve the City by making his property look nicer. He stated that he can't see the logistics of tearing down the current building and closing down the business for a year until the new building is constructed. With the footprint of the proposed building, drainage, and parking problems, the site plan presented is the only one that works.

Councilman Cordova asked if there was a way to blend it in better with Harmon's. Dr. Pearson said that the only way that would be possible would be to get rid of the Jade Terrace and the owner's of that property are not willing to do that. He explained that he has done the best he can with what he has to work with.

Councilman Tafoya expressed concern of the existing building and asked if Dr. Pearson had any plans to renovate and clean it up. Dr. Pearson said that he plans to do that in the future but not in the near future. He stated that he would have to wait and see what happens with the new building and if he does decide to keep the existing building for boarding, he would renovate it. Otherwise he may sell or tear it down. He stated that he was taking the process one step at a time. He felt that if he overextended himself, he may lose the business and his goal was to make a nicer place for his clients to bring their animals.

Councilman Smith asked Tony Reynolds if all options had been explored.

Mr. Reynolds explained that Mark Larson has gone through several options but with the footprint of the building, the proposed plan is the only one that works. As is, there is adequate circulation for

the site and in order to “open up” the site, they would need the Jade Terrace property. Mark Larson explained that the existing building and proposed building will be on separate lots and they are attempting to work within the property lines.

Councilman Tafoya asked if it would be possible to put the buildings next to each other. Mr. Larson explained that would not allow for adequate parking, eliminating 5 to 7 parking stalls which wouldn't be acceptable.

Councilman Tanner asked if the owners of the Jade Terrace property would be willing to sell that property. Mr. Reynolds said that no interest has been expressed in that regard. There is a “triangle” of property to the north-east which belongs to a trust; however, the property isn't usable because of grading issues. He said that the siblings who own the trust are not necessarily unwilling to sell the property but there is currently a billboard on the property which would make the cost extreme.

Mark Larson stated that given the property that is available, the proposed site plan is the only one that works. Mark explained that he has worked extensively with Dr. Pearson's Engineer to come up with the proposed plan.

Councilman Tafoya asked if Dr. Pearson sells the property with the existing building, will there be adequate parking. Mr. Larson stated that the parking would still have to be shared. Mr. Reynolds added that it would depend on the new use.

Councilman Tafoya stated that he would like to see Dr. Pearson keep his business in Roy City and acknowledged that the site had been extensively reviewed to come up with the best possible site plan. He did state that he would like to see the existing building renovated if Dr. Pearson decides to keep it.

Councilman Tafoya moved to approve a Conditional Use Permit and site plan for Dr. David R. Pearson for a veterinary clinic located at approximately 1791 West Riverdale Road subject to staff and engineering recommendations. Councilman Cordova seconded the motion. Council members Becraft, Smith, Tafoya, Cordova, and Tanner voted “aye.” The motion carried.

3. POLICE CHIEF'S CITIZEN'S AWARD FOR LIFE SAVING

Greg Whinham stated that a great thing had happened in the community that he would like to share with the Council. On July 16, Jessica Moller was home with her children when she turned on the shower for her children. She then went back to the kitchen to attend to her duties there when the shower drain somehow became plugged and the tub filled with water. April Asutrup, who works with Jessica, arrived at the home and attempted to help Jessica with her children. When April got upstairs to the bathtub she discovered that 10-month-old Chason was in the bathtub lifeless. Ms. Austrup took the baby from the bathtub and initiated CPR while Mrs. Moller called 9-1-1. Chason

started to breath and Ms. Austrup was able to keep his airway open until the EMT's arrived. Chief Whinham stated that he was happy to have Chason in the Council chambers and would like to recognize April Austrup as an outstanding citizen who saved the life of Chason Moller. Chief Whinham presented Ms. Austrup with a Certificate of Merit. Fire Chief John Ritchie also presented Ms. Austrup with a Certificate of Achievement.

4. APPOINTMENT OF ELECTION JUDGES FOR THE 2003 MUNICIPAL ELECTIONS

Mayor Burnett stated that the 2003 primary municipal elections are coming up and the election judges have been appointed.

Councilman Tanner moved to accept the appointment of election judges for the 2003 Municipal elections. Councilman Tafoya 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 record)

5. DISCUSSION ON 4800 SOUTH TRAFFIC SIGNALS

Mike Mansfield explained that he was present to discuss the placement of a semaphore on 4800 South. Previously the Council directed that a semaphore be installed at 2125 West 4800 South in front of Roy High School; however, in a recent workshop, there was some discussion that a semaphore may be more useful at 2900 West and 4800 South or 3100 West and 4800 South. Mr. Mansfield stated that the semaphore for 2125 West is completely designed and was scheduled to go out for bid on Saturday, August 30th. Councilman Tanner asked if a drawing of the design was available. Mr. Mansfield said there was but he didn't have it with him. He stated that all concerns had been met, adjustments made, a turn lane designed and a photo system planned. He said that the City had applied for a grant to widen 4800 South to provide for a turning lane and have it blend into the current design. Councilman Tanner asked when construction could begin on the semaphore on 2125 West if that is the decision the Council makes. Mr. Mansfield said that the bidding process takes approximately 3 weeks so construction could begin after that. He said the City has met with the school district to plan alternative routing while construction is in progress and they were shown the plan. Councilman Tanner asked if there was concern over construction taking place during the school year. Mr. Mansfield said there is concern; however, the school district is excited about the semaphore and are willing to accommodate. Councilman Tanner asked if it was correct then that the construction would be complete by November or December. Mr. Mansfield said that there are plans for two semaphores this year, the first one planned for 2125 West and it is possible that it could be complete by the end of the year. He explained that it takes approximately 2 months to design a semaphore so it would be spring of 2004 before a semaphore that is not already designed could be constructed.

Councilman Cordova stated that in the workshop there was discussion about the purpose of the semaphore. He stated that if the purpose is to move cars, a semaphore would be better suited for

2900 West or 3100 West. He recognized that there are several accidents at the intersection of 2125 West and 4800 South, however, felt they are due to inexperienced drivers and felt that a semaphore won't prevent accidents. His feeling was that the best location is at 3100 West.

Mr. Mansfield agreed that each intersection in question has its own hazards and felt that one semaphore won't solve all of the problems that exist. Councilman Cordova felt that a semaphore, wherever it is placed, will help create the needed gaps in traffic. Mr. Mansfield felt it would be a good idea to put in one semaphore, see what effect it has on traffic, and re-evaluate the traffic situation at that time. Councilman Cordova stated that he felt the intersection at 2125 West should be the third priority. Mr. Mansfield stated that he was waiting for direction from the Council and could start tomorrow which would allow for a semaphore at 2900 West or 3100 West to be operational by spring 2004.

Councilman Tafoya felt that 2125 West is too close to 1900 West and stated that a semaphore there would create congestion. Also, because there is no north/south traffic, it wouldn't be as effective as a semaphore at an intersection that has not only east/west traffic but north/south traffic. He also agreed that a semaphore won't improve the driving skills of the high school students. His feeling was that 3100 West is the best location for the first semaphore.

Councilwoman Becraft felt that it is important to move the traffic on 2900 West where West Park is.

Councilman Tanner asked Chief Whinham for his perspective. Chief Whinham stated that every intersection has accidents and that lights are installed to move traffic. He said that his feeling is that experienced drivers are as likely to cause accidents because they become complacent. He stated that there are many young inexperienced drivers at 2900 West as well as in front of the high school. He said that he knows the numbers reflect more accidents at 2125 West but doesn't prefer one location over another.

Councilman Cordova asked for a time line on installation of the semaphores. Mr. Mansfield said that they take approximately 2 months to design and winter is coming. He said installation will depend on the severity of the weather but would most likely be complete by spring 2004. Councilman Cordova then asked what the budget is for the semaphores. Mr. Mansfield said that 2 semaphores will cost between \$180,000 and \$240,000. Councilman Cordova asked if the City had looked into purchasing used semaphores. Mr. Mansfield stated that the used semaphores can't accommodate a photo system and the City doesn't want underground trip wires.

Mayor Burnett stated that because traffic in Roy generally moves east in the morning and west in the evening, a semaphore at 3100 West would create the necessary gaps in the morning and a semaphore at 2900 West would create the necessary gaps in the evening. Mr. Mansfield once again stated that all of the traffic problems along 4800 South are not going to be solved with a

semaphore. He stated that given a cost-to-benefit ratio, a semaphore would be better suited for either 2900 West or 3100 South.

Mayor Burnett asked for any public comment.

Jerri Lynn Corless, 4791 South 2900 West, stated that she brought the issue of safety on 2900 West to the Council a year ago. She stated that she witnesses at least one accident a month at 2900 West and 4800 South. She did thank the Council for the red striping that was done to address her safety concerns and stated that has helped quite a bit. She said that she felt the Council missed a few important issues in their discussion. She felt that the issue of safety has not been addressed. She said that she waited for ten minutes to make a left hand turn onto 4800 South from 2900 West recently. She also felt that while the City has done a great job in adding parks and the Aquatic Center to the City, pedestrian travel has increased and needs to be addressed. She stated that a light at 3100 may help get the approximately 800 students to and from school safely each day but felt that issue could be addressed with crossing guards. At 2900 West where there is a park and quite a bit of pedestrian traffic, there is no one to help the children cross that street. She said that she served on the boundary committee in regards to a new elementary school that is planned for West Haven which will school approximately 200 Roy students. She said that Weber School District is telling the parents of these students to fight the City for crossing guards at 3100 West. She explained that she would like to see a safe community with the focus being shifted to include pedestrian traffic as well as vehicle traffic. She asked that 2900 West not be overlooked primarily on the basis of vehicle traffic.

Ruth Croft, who lives two doors down from Roy High School, stated that she is concerned about spending that much money on a semaphore that will be used so infrequently. Her opinion was that for 20 minutes twice a day the semaphore would be useful, otherwise it will cause increased problems for all of the elderly people who live along 4800 South near the high school. She stated that traffic flow in the parking lot is the problem. She felt that traffic laws need to be enforced and said that a traffic signal won't help solve the problem. She felt that the City needs to arrive at a solution that would cost less and solve the problem. She expressed appreciation for the City trying to keep the kids safe but felt that some kind of traffic officer or crossing guard would be a better solution.

Councilwoman Becraft asked if the high school teachers could help direct traffic after school.

Councilman Tanner suggested that the road be widened and a turning lane be provided as was previously planned but eliminate the semaphore.

Chief Whinham stated that the high school has attempted to do right-turn-only lanes out of the high school with signage and education. He said that the schools were designed more for pedestrian traffic and were not designed to accommodate the large numbers of vehicles that carry children to and from school. He also added, in response to Ms. Corless' comments about crossing guards at

3100 West, that Weber School District has never been denied crossing guards that they have requested. He said that in Roy City alone, there are at least five cross walks with crossing guards that are not mandated and that every time he has requested crossing guards, his request has been granted. He stated that the children who attend the new school in West Haven will definitely be taken care of with crossing guards and that will not be an issue. In regards to secondary schools, Chief Whinham stated that crossing guards are not mandated. He also said that crossing guards are not trained for traffic control and felt such a position would require a trained officer. He stated that this is a hard issue and sounds like a great idea but a “traffic person” may make the problem worse. Chief Whinham said that there are four accesses from the high school where cars may turn either way. He felt that designated right turn only lanes may be the best solution. Mayor Burnett asked what the danger is of having a patrol officer direct traffic. Chief Whinham stated that a designated assignment such as that prevents that officer from responding to other incidents throughout the City. He stated that the department is also currently at full capacity. Councilman Tafoya asked if the officer currently assigned to the school could assume those duties for a short time each day. Chief Whinham stated that the School Resource Officer could possibly do that; however, that would also take away from the cases that he is assigned to. He also felt that having a police officer assume traffic control at the high school would create ramifications in other parts of the City as several other locations could benefit from the same type of assignment. Chief Whinham felt that an alternative may be to have someone monitor the parking lot after school and take down 10 license plate numbers each day, have those students sent to the office and lectured on obeying the traffic rules in the parking lot. Councilwoman Becraft asked if citations could be written for the students who turn left on a right-turn-only. Chief Whinham felt that was also a valid possibility.

Mayor Burnett stated that the Council has discussed the issue in great detail and has attempted to come up with creative solution to solve the traffic problem along 4800 South. He asked Mr. Mansfield if he had any more input. Mr. Mansfield stated that a traffic engineer reviewed the possibility of a center turning lane in front of the high school and felt that would not help the problem. He concluded that the Westbound traffic won't stop to allow for the turn. He felt that right-turn-only signs would be helpful in the school parking lot.

Councilman Tafoya moved to direct staff to install the initial semaphore at 3100 West and 4800 South and after the initial semaphore is constructed, have staff re-analyze the traffic situation and do traffic studies to prioritize the second semaphore before any action is taken.

Councilman Cordova felt that a semaphore at 2900 West would break up traffic better and also address the pedestrian traffic that exists there. Councilman Tafoya stated that the problem with a semaphore at that location is that the park is only used for six months out of the year and the parking lot is empty for the remaining six months of the year. Councilman Cordova stated that there is no ideal location for the semaphore but in considering vehicle and pedestrian traffic, he feels that the best location is at 2900 West.

Mr. Mansfield stated that the abandoned railroad tracks will be taken out in the next month or so

which will allow for 4800 South to be cut down at that location which will provide further sight distance from 2900 West. He also pointed out that no matter where a semaphore is installed, it will attract more traffic.

Councilman Cordova asked if it would be possible to save money by putting traffic signals at 2900 West and 3100 West. Mr. Mansfield stated that it is possible that it would cost less for the second signal as both intersections are so similar and the design would be similar.

Councilman Smith suggested that if both 2900 West and 3100 West warrant traffic signals and the budget permits, then maybe that would be the way to go. Councilman Tafoya stated that two semaphores that close together would create a bigger problem than already exists.

Councilman Tanner seconded the motion. Council members Tafoya, Cordova and Tanner voted “aye.” Council members Becraft and Smith voted “nay.” The motion carried.

6. CITY MANAGER’S REPORT

On Saturday, September 6, there will be a service project to beautify the Howard Slough. All City Council members are invited to attend. All of those participating in the service project are invited to swim at the Aquatic Center that day from 11:00 to 2:00. Lunch will be served.

On September 17th, there will be a Night Out Against Crime at the Marketplace Plaza from 7:00 to 9:00. Those participating will include; the fire department, police department with the K-9 unit, the highway patrol, and the military. There will also be live music.

On Saturday, September 27th, there will be a tree lighting project; the first part of the Christmas tree lighting will be done. Tom Hanson is in charge of that project.

There will be a short election meeting on September 3rd at 5:30.

Andy Blackburn reported that the Lobato property foreclosure sale was stopped because an injunction was filed. A hearing will be held and the earliest the foreclosure sale could take place is the second week of October.

7. MAYOR AND COUNCIL REPORTS

There were no comments from the Mayor or Council.

8. ADJOURN

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

voted “aye.” The motion carried.

Roger Phil Burnett
Mayor

Attest:

Char Wolverton
Secretary