

MINUTES OF THE MARCH 18, 2008, ROY CITY COUNCIL MEETING

1. Approval of March 4, 2008, minutes
2. Presentation on Dyers Woad program
3. Request from the Roy High School Graduation Celebration Committee
4. Consideration of a revised preliminary plan for Roy Homestead Subdivision located at approximately 6000 South 3100 West
5. Public comments
6. Update on status of recycling program
7. Approval of Art-In-Transit Ad Hoc Committee's selection for public art to be located at the Roy City Front Runner Station
8. City Manager's report
9. Mayor and Council reports
10. Adjourn
11. Summary of actions charged

Minutes of the Roy City Council Meeting held March 18, 2008, 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 Joe H. Ritchie
Councilwoman Marge Becraft
Councilman Willard Cragun
Councilman Larry Peterson
Councilman Michael Stokes
Councilman Dave Tafoya

City Manager Chris Davis
City Attorney Andy Blackburn
Secretary Michelle Drago

Also present were: Tony Reynolds, Community Services Director; Mark Larson; Jon Ritchie; Cloy Child; Brandon Bott; Brad Hilton; Rachel Foster; Richard Goodman; Doug Allred; Gennie Kirch; Richard Blake; Joe Taylor; and William Hunter.

Moment of Silence: Councilman Michael Stokes

Pledge of Allegiance: Councilman Michael Stokes

1. APPROVAL OF MARCH 4, 2008, MINUTES

Councilman Tafoya moved to approve the minutes of March 4, 2008, as written. Councilwoman Becraft seconded the motion. Council members Becraft, Cragun, Peterson, Stokes, and Tafoya voted “aye.” The motion carried.

2. PRESENTATION ON DYERS WOAD PROGRAM

Joe Taylor, Hooper, stated that he was representing Weber County Soil Conservation. They were requesting that Roy City contribute \$250 to \$500 to help cover the cost of removing the noxious weed, Dyers Woad, that was spreading throughout the county. Last year the County handed out 1200 bags. Weber County paid \$10 for a 40 pound bag. There were 25 participants from Roy that were paid \$250 each. Other government entities in Weber County had contributed funds.

Andy Blackburn stated that Mr. Taylor’s request sounded like a payment for services rather than a donation. Payment for services were handled differently than donations.

Cloy Child stated that the City contributed money for the high school graduation party. He suggested that the City Council offer to help the school if they would bring in 100 bags of Dyers Woad.

Councilman Peterson asked where the payment would be funded from if the Council approved this expenditure. Chris Davis stated that it could come from either the Council Contingency Fund or Promotion of the City. There were adequate funds in each line item.

Councilman Cragun stated that this was a noxious weed, and it spread like wildfire. The only way to get rid of it was to pull it out before it turned black. He felt the City should make some type of contribution. This might be a good fund raiser for a scout troop.

Councilman Tafoya was concerned that if the City paid for removal of Dyers Woad, the Council would be faced with requests to remove other types of weeds. Where would the Council draw the line?

Councilman Stokes said he would be more amenable if the money stayed in Roy. The full bags could be dropped off at Roy City, and the City would pay for them.

Councilman Peterson asked who would receive the bags, and how would payment be made. Joe Taylor said the full bags were collected at the Weber County Fairground. Councilman Peterson asked if Roy citizens could be given a voucher that they could turn into Roy City for payment.

Councilman Stokes suggested that someone at Public Works receive and pay for the full bags. When the money was gone, it was gone. He didn't have a problem with the payment if those type of arrangements could be made. Although this was a payment for services it should benefit Roy City citizens.

Joe Taylor stated that the program would begin in about six weeks.

Chris Davis stated that he would report back to the Council at the next meeting about how a Dyers Woad program could be administered.

Councilman Tafoya felt the City Council was picking and choosing who to give donations to. There was a State mandated process for approving donations. The City Council needed to stick do it; otherwise it was unfair.

Andy Blackburn stated that there was a form that Joe Taylor could fill out. Based on his description, the staff would determine whether this was a payment for services or a donation. The Council could then make a decision at the next Council meeting.

Councilman Stokes felt that payment for services should be included in the budget. The City Council needed to clearly understand the difference between a donation and a payment for services. There needed to be a clearly defined benefit to the City.

Mayor Ritchie stated that the City was approaching the budget process for FY2009. He suggested that the City Manager prepare a report for the next meeting about administering the Dyers Woad removal program and that Joe Taylor fill out the donation form before the next Council meeting. The Council could hear from both and decide whether to include this as a line item in the budget.

Andy Blackburn stated that a donation request required two weeks public notice prior to being placed on the Council agenda plus the time needed to complete the study. Councilman Peterson said Joe Taylor might need more than two weeks before this was brought back to the City Council.

3. REQUEST FROM THE ROY HIGH SCHOOL GRADUATION CELEBRATION COMMITTEE

Jon Ritchie stated that he was representing the Roy High School Graduation Party Committee. They were preparing for the sixth annual party. It would begin at 10:00 p.m. on May 21st and continue until 6:00 a.m. on May 22nd. They were anticipating that about 300 graduates would attend the party. The Committee was asking that Roy City make a cash donation to help cover funding and prizes.

Mayor Ritchie stated that Roy City had participated in this program for six years. Councilman Stokes felt this was a great benefit. Mayor Ritchie agreed. It kept the graduates off the streets and in a safe environment.

Jon Ritchie stated that the party would be held at Roy High School. Once the graduates were in the school, they would not be allowed to leave and return. The party was not associated with the school district. The school was simply providing the facilities.

Councilman Stokes felt that this donation should be included in the budget. The City Council supported the Boys and Girls Club. Including a contribution to the high school graduation party in the budget was entirely acceptable from a legal perspective.

Councilman Stokes moved to direct the staff to include participation in the Roy High School graduation party as a line item in the FY2009 budget and to invite the Roy High School Graduation Party Committee to submit the paperwork so that the City Council could consider their request. Councilman Tafoya seconded the motion.

Councilman Cragun asked if the high school contributed anything to the party. Jon Ritchie said they donated use of the facilities.

Andy Blackburn stated that if the contribution to the graduation party was included in the budget, the Graduation Party Committee would still have to fill out the paperwork associated with a donation and conduct the required study.

Council members Becraft, Cragun, Peterson, Stokes, and Tafoya voted "aye." The motion carried.

4. CONSIDERATION OF A REVISED PRELIMINARY PLAN FOR ROY HOMESTEAD SUBDIVISION LOCATED AT APPROXIMATELY 6000 SOUTH 3100 WEST

Mayor Ritchie stated that the City Council granted preliminary approval of the Roy Homestead Subdivision last year. The developer had revised the preliminary plan by removing 12 lots and was seeking approval of the revised plan.

Councilman Cragun asked if the open ditch that ran along the south side of 6000 South would be piped and covered from 3100 West to the church. Chris Davis said it would. Tony Reynolds said that improvements west of the church would be completed in conjunction with the commercial development.

Councilman Peterson moved to grant approval of a revised preliminary plat for the Roy Homestead Subdivision based on the staff's findings and recommendations and subject to the conditions recommended by the staff. Councilman Stokes seconded the motion. Council members Becraft, Cragun, Peterson, Stokes, and Tafoya voted "aye." The motion carried.

5. PUBLIC COMMENTS

Cloy Child, 3883 South 2275 West, thanked the City Council for standing up and doing what needed to be done for the UTA site. He hoped the open area at the bottom didn't end up a dust bowl. Mayor Ritchie felt there were things in line between the City and the State to take care of the dust.

Rich Blake stated that the Front Runner was running along nicely. He spoke on behalf of the residents who lived a half mile east and west of the tracks by thanking the Council for their work in having the tracks declared a quiet zone. He was looking forward to it with great anticipation.

Chris Davis stated that the 4800 South 2700 West intersection had been closed to left-hand turns until September. Councilman Peterson stated that a light had been negotiated at 4800 South 2700 West between Roy City, UTA, UDOT, and Union Pacific to satisfy UTA's safety issues and the City's transportation needs.

William Hunter, 2095 West 5650 South, asked about the progress on moving the light at 2050 West 5600 South to 2200 West 5600 South. The problems with the walkway next to his property were getting worse. If the situation wasn't going to change, he wanted permission to put up a 6-foot privacy fence.

Chris Davis stated that UDOT had surveyed the 2050 West 5600 South intersection and was moving ahead with the process to move the light to 2200 West. When the light was moved, the City would vacate the walkway back to the adjoining property owners.

William Hunter felt the sidewalk was hazardous for the students because of its poor condition. It was a bad situation for everybody that lived there. He wanted to see the

Council move along with vacating the walkway rather than waiting for UDOT. He was willing to put the 6-foot privacy fencing from his property to the other end.

Chris Davis stated that if the walkway was closed before the light was moved, students would have to walk all the way around. He didn't know what the safe school route was. That was something he could report back to the City Council about at the next meeting.

Councilman Cragun asked how many students used the walkway. Mr. Hunter estimated about a dozen students used the walkway daily. His neighborhood consisted mostly of adults, not young families

Brad Hilton, 5773 South 3700 West, stated that he was representing the Roy High School Citizen Committee. They were concerned about students who needed to make up for tardies and absences by providing community service. While doing code enforcement, the City's Building Official saw situations where the students could provide community service. Students needing to work off hours could be provided on Saturdays to help beautify the community. The committee chair, Ellen McDougal, wanted to organize a program with the City. She was also looking for a large service project to do in April.

Mayor Ritchie felt there were things the students could do. The key was the school providing a chaperone so that the students didn't become a burden for the City. Mr. Hilton said someone from the City would have to coordinate the program.

Mayor Ritchie suggested that Brad Hilton work with Tony Reynolds, the Community Services Director, and the City's new Code Enforcement Officer. Tony Reynolds stated that Development Services had a list of contacts it provided to those who needed assistance with code enforcement citations. They could add Roy High to that list. He felt Public Works might be better suited to coordinate the program because they dealt with snow removal and beautification. Mayor Ritchie asked Mr. Reynolds to work with Brad Hilton.

Gennie Kirch stated that there were school hours that could be used during the week so that City resources weren't required on Saturdays.

Richard Goodman, 5949 South 3375 West, stated that he had emailed each Council member about the commercial development being proposed at 6000 South 3500 West. The message his neighborhood had received was that it was going to happen, and there wasn't anything they could do about it. Mr. Goodman said there wasn't a park in this area. The open space was gone. Was there something that could be done to give residents in this area some place to go? Mayor Ritchie said he had responded to Mr. Goodman's email by suggesting use of the power corridor. The City Manager was in the process of contacting Rocky Mountain Power to see if the City could get permission to use the power corridor. The City would get back to Mr. Goodman when it had received an answer.

Councilman Peterson said the City might be able to use Jordan Valley Water's aqueduct right-of-way too.

6. UPDATE ON STATUS OF RECYCLING PROGRAM

Chris Davis stated that he had spoken with Brad Kloos, Waste Management's local manager. Mr. Kloos was willing to move ahead with the recycling program. It could be voluntary or all inclusive. The cost of a voluntary program would depend on the amount of participation. If there were 350 participants, the cost would be \$5.50 per month; with 750 participants the cost would be \$5.25 per month; and with 1100 participants the cost would be \$5.00 per month. The City would charge \$.50 per month to administer the program. The recycling bin would be picked up every two weeks. The entire City would be picked up on the same day. The staff had not determined how much revenue would be lost by those not needing a second garbage can.

Councilwoman Becraft asked if the program would be voluntary or mandatory. Chris Davis said the program would be voluntary.

Councilman Tafoya asked if there would be enough participants. Chris Davis said the citizens' response to the City's initial inquiry indicated there would be. The question was how to get people signed up.

Councilwoman Becraft suggested that Waste Management have flyers printed and distributed to each home by using scout troops or even Roy High students needing community service hours.

Cloy Child asked what products would be recycled. Chris Davis said they would take plastic, paper, and cardboard. They would not take batteries or tires.

Chris Davis stated that Roy City would handle the billing. Councilman Tafoya asked how long the contract would last. Chris Davis said he would get more definitive terms from Waste Management.

Mayor Ritchie felt the City should have double the required number to begin the program so that if some dropped out, the program wouldn't be jeopardized.

Councilman Tafoya moved to set a target date of April 30th to have the recycling program going. Councilman Stokes seconded the motion. Council members Becraft, Cragun, Peterson, Stokes, and Tafoya voted "aye." The motion carried.

Chris Davis stated that he would let Waste Management know that the City Council wanted to have the process started by April 30th.

7. APPROVAL OF ART-IN-TRANSIT AD HOC COMMITTEE'S SELECTION FOR PUBLIC ART TO BE LOCATED AT THE ROY CITY FRONT RUNNER STATION

Mayor Ritchie stated that the Art-In-Transit Ad Hoc Committee consisted of Councilwoman Becraft; Doug Allred; Karlene Yeoman; Brad Hilton; Gennie Kirch; Nancy Black; Rick Blake; Wally Rogers; Melissa Falkner; Tom Rose; Shirley Dickensen; and Tony Reynolds.

Brandon Bott, UTA, stated that on March 12th, the Ad Hoc Committee had reviewed artwork proposals from four artists for the Roy Front Runner Station. The committee had narrowed the proposals down to two. The first proposal was from Day Christensen. His proposal focused on the tools that early Roy settlers used to hand dig the canal. Large shovels up to 20 feet in height would be fabricated from stainless steel and placed in the landscape areas at the station. The shovels would be positioned as if laborers had stuck them in the ground after a hard day's work. The second proposal was from Dan Gerhart. Mr. Gerhart's proposal focused on a broader image of the West's tie to transportation and ecology, including the valley of the Great Salt Lake being home to migratory birds and the wild horse herds that once ran freely in the area. Mr. Gerhart proposed placing approximately 20 half-scale horse saddles in bronze, positioned as though they were birds in flight or horses in stampede, in the landscaping areas of the station.

Mr. Bott said the Ad Hoc Committee felt either artist would provide exciting artwork for the Roy Front Runner site. Five members wanted the saddles; four members wanted the sculptural shovels, but wanted them reduced in size. Mr. Christensen had confirmed that he could reduce the shovels in size.

Mr. Bott stated that UTA had reviewed both proposals for safety and security. UTA was concerned about liability issues regarding Mr. Gerhart's proposal. They felt children would climb on the saddles. UTA preferred Mr Christensen's proposal.

Mayor Ritchie asked if different handles could be placed on the shovels. Mr. Bott said the artist was willing to put different handles on the shovels. UTA would also install a credit plaque.

Councilwoman Becraft read a quote from Emma Russell's book *Footprints of Roy* that could be included on the plaque:

"...he dug the first well in Roy, down over 50 feet. Because of the sand, forty gallon barrels line the hole to keep the sand from caving in. This work was all done with a hand shovel."

Footprints of Roy 1873-1979 by Emma Russell

Councilman Stokes asked what would happen if the City Council did not select UTA's preferred option. Brandon Bott stated that UTA would not object to the second option if the City was willing to sign an indemnity agreement releasing UTA from all liability.

Councilman Peterson felt that children would try to climb the shovels as well. Both proposals presented liability to UTA. Brandon Bott said the shovels presented the same liability as the light poles.

Councilman Tafoya asked what would happen if the City Council didn't like either proposal. Brandon Bott stated that the work needed to be complete by September. There wasn't time to redo the process. If the process was delayed at this point, UTA's portion of the funding would not be available.

Mayor Ritchie asked if there were other proposals. Brandon Bott said these were the two other proposals that had been reviewed by the Ad Hoc Committee.

Councilman Peterson asked if the shovel height could be staggered. Brandon Bott said the artist had proposed heights of 22 feet, 17 feet, or 12 feet. The committee felt 22 feet was excessive.

Councilman Stokes felt the City Council needed to respect the decision of the committee or it diluted their time and effort. He liked the flying saddles, but if the City wasn't willing to shoulder the liability the only choice left was the shovels.

Councilman Tafoya was not a fan of either proposal.

Councilman Stokes suggested that the shovels include a plaque which quoted the statement ready by Councilwoman Becraft to make them more meaningful. Councilman Cragun felt adding a picture along with the quote would tell the story.

Mayor Ritchie stated that Roy City was reaping the benefits of wise decisions past residents had made about water.

Councilman Stokes moved to approve the Art-In-Transit Ad Hoc Committee's selection of the proposal submitted by artist Dan Christensen with the stipulation that shovels be scaled down to a height not to exceed 12 feet; that the shovels have a variety of handles; and that a plaque explaining the significance of the shovels be included. Councilwoman Becraft seconded the motion. Council members Becraft, Cragun, Peterson, and Stokes voted "aye." Councilman Tafoya voted "nay." The motion carried.

Mayor Ritchie expressed his appreciation to the Ad Hoc Committee.

8. CITY MANAGER'S REPORT

Chris Davis stated that he had met with the Chairman of the RAMP Committee about the April 19th ground breaking ceremony for the Hope Community Center. He was excited to participate.

Chris Davis stated that Richard Greenwood had expressed his appreciation for the City's support.

Chris Davis updated the City Council on the Municipal Building remodel. The Police Department had moved into their new offices on March 18th. Employees would begin moving in the west end of the building. By early April, everyone would be entirely into the building.

Chris Davis stated that UTA had acquired property from Tom Baker to realign the entrance to the dirt right-of-way behind the Hal Vern Subdivision with UTA's new road. The dirt right-of-way would be paved to the 's' curve.

Chris Davis updated the City Council on the 4800 South 2700 West intersection. The barricades were up. Left hand turn movements would be temporarily prohibited. They were putting up a sign prohibiting 'U' turns as well. This was a UTA project that had been approved by Roy City, UDOT (who was responsible for railroad safety in Utah), Union Pacific, and UTA. The project would be completed by the end of September. The barricades had to be in place for the quiet zone to go into effect. Chris Davis said he would check on the left hand turn movements for Councilman Tafoya.

9. MAYOR AND COUNCIL REPORTS

Councilman Tafoya asked when the staff would begin sending Council packets electronically. Chris Davis said the staff was ready if the Council was. The staff had wanted to wait until they had the glitches worked out. The Council indicated it was ready.

Councilman Cragun stated that citizens wanted to know what was going on with the planning on 4800 South. The road was closed for nine months last year, now the intersection on 2700 West closed. He felt the City needed to do better planning. Chris Davis said that 4800 South was not finished. The finish work would be completed this spring. Councilman Stokes stated that UTA had not allowed the work on 2700 West to be completed until they reached a certain point in their construction. Chris Davis said the work at 2700 West 4800 South would not significantly affect the roadway or its long term life. Councilman Peterson said the delay was not the fault of Roy City. It was due to other agencies dragging their feet.

10. ADJOURN

Councilwoman Becraft moved to adjourn at 7:32 p.m.

11. SUMMARY OF ACTIONS CHARGED

1. City Manager to prepare a report for the next Council meeting about how to administer a Dyers Woad program.
2. Staff to include a donation to the Roy High School graduation party in the FY2009 budget.
3. Community Services Director to work with the Roy High School Citizen Committee to set up a way for students to work off community service hours.

Joe H. Ritchie
Mayor

Attest:

Michelle Drago
Secretary