

## MINUTES OF THE MAY 5, 2009, ROY CITY COUNCIL MEETING

1. Ratification of the Mayor's appointments to the Planning Commission for the 2009-2012 term
2. Approval of April 7 and April 13, 2009, minutes
3. Recognition of Employee of the Month for April 2009
4. Consideration of a proposed text amendment to the Zoning Ordinance increasing allowances for the keeping of domestic livestock and fowl in the RE-20 Zone
  - a. Consideration of Ordinance No. 1011 amending the text of the Roy City Zoning Ordinance, Table 17-1, Domestic Livestock and Fowl
5. Good Sam Club's volunteer project
6. Award of Master Tree Steward Awards to Brady Gilbert and Doug Hansen by Jerry Goodspeed from Weber County/USU Extension
7. Public comments
8. Presentation of FY2010 Preliminary Budget
9. Consideration of "Wholesale Wastewater Treating Contract" between Central Weber Sewer Improvement District and Roy City
10. City Manager's report
11. Mayor and Council reports
12. Motion to adjourn the City Council Meeting and convene a Redevelopment Agency Meeting

Minutes of the Roy City Council Meeting held May 5, 2009, 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 members 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  
Secretary Michelle Drago

Excused: City Attorney Andy Blackburn

Also present were: Tony Reynolds, Community Services Director; Greg Whinham, Police Chief; Cathy Spencer, Management Services Director; Jared Hall, Planner; Scott George, Parks Superintendent; Travis Flint, Parks and Recreation Director; Jeff Royster; Julie Royster; Brady Gilbert; Doug Hansen; Kathy Davis; Jeanette Robbins, Chris Allen, Lindsey Allen; Jerry Goodspeed; Blake Hamilton; Phil Anderson; Lisa Strei; Ed Greiner; Bruce Holland; and Wynn Holland.

Moment of Silence: Councilwoman Becraft

Pledge of Allegiance: Councilwoman Becraft

1. RATIFICATION OF THE MAYOR'S APPOINTMENTS TO THE PLANNING COMMISSION FOR THE 2009-2012 TERM

Mayor Ritchie asked that the City Council ratify the appointment of Blake Hamilton to fill the vacant position on the Planning Commission left by Karlene Yeoman who had served the maximum number of terms allowed by the Zoning Ordinance and reappointment of Bill Merx and Tom Stonehocker for three year terms.

**Councilman Stokes moved to ratify the appointment of Blake Hamilton to fill the vacant position on the Planning Commission and the reappointment of Bill Merx and Tom Stonehocker - the terms of all three would begin on July 1, 2009, and expire on June 30, 2012. Councilwoman Becraft seconded the motion. Council members Becraft, Cragun, Peterson, Stokes, and Tafoya voted "aye." The motion carried.**

2. APPROVAL OF APRIL 7 AND APRIL 13, 2009, MINUTES

**Councilman Tafoya moved to approve the April 7, 2009, minutes as corrected. Councilman Peterson seconded the motion. Council members Becraft, Cragun, Peterson, Stokes, and Tafoya voted “aye.” The motion carried.**

**Councilman Peterson moved to approve the minutes of April 13, 2009, as corrected. Councilwoman Becraft seconded the motion. Council members Becraft, Cragun, Peterson, Stokes, and Tafoya voted “aye.” The motion carried.**

3. RECOGNITION OF EMPLOYEE OF THE MONTH FOR APRIL 2009

Mayor Ritchie stated that every month the City recognized and honored an employee for outstanding performance that benefitted the citizens of Roy. He recommended that the City Council designate Chris Davis as the April 2009 Employee of the Month. Chris Davis performed admirably in all facets as City Manager. Mayor Ritchie submitted the nomination for his tireless efforts on behalf of the Hope Community Center. This project was adopted by the City Council over three years ago. During that time, Mr. Davis had worked very hard, sometimes against heavy odds, to bring it to the exciting ground breaking ceremony of May 1<sup>st</sup>. His optimism was contagious, and Mayor Ritchie had never heard a discouraging word. Chris Davis had responded in a positive manner to all suggestions and assignments. He coordinated the activities of various City departments and County agencies with productive results. Without his outstanding efforts, the Hope Community Center would not be under construction today. He asked for the Council's acceptance of his nomination.

**Councilman Tafoya moved to accept Chris Davis as the April 2009 Employee of the Month. Councilwoman Peterson seconded the motion. Council members Becraft, Cragun, Peterson, Stokes, and Tafoya voted “aye.” The motion carried.**

Mayor Ritchie presented Chris with a recognition plaque and gift certificate.

Chris Davis introduced his mother-in-law, Jeanette, his son-in-law, Chris, his daughter, Lindsey, and his wife Kathy.

4. CONSIDERATION OF A PROPOSED TEXT AMENDMENT TO THE ZONING ORDINANCE INCREASING THE ALLOWANCES FOR THE KEEPING OF DOMESTIC LIVESTOCK AND FOWL IN THE RE-20 ZONE

Tony Reynolds stated that the text amendment was not initiated by the City. The text amendment had been proposed by residents of the Country Acres Subdivision who wanted

to increase the amount of domestic livestock and fowl allowed in the RE-20 Zone. The Country Acres Subdivision was located at approximately 5125 South 4300 West. The proposed text amendment applied to all RE-20 Zones located throughout the City.

Mr. Reynolds stated that when the City received an annexation petition for this subdivision, Hooper City filed an appeal with the Weber County Boundary Commission. The Boundary Commission agreed to let the property be annexed but imposed a minimum lot size of one acre. The one acre lots in Country Acres were the result of the Boundary Commission's action. It wasn't something proposed by the developer or imposed by Roy City. Under the current Zoning Ordinance, the RE-20 Zone had a base of 20,000 square feet. An additional acre was required any additional livestock was allowed. The amendment proposed by the residents of Country Acres had a 20,000 square foot base, but it allowed increased livestock in 10,000 square foot increments. The staff proposed two alternatives. Alternative A had a 20,000 square foot base and increments every 20,000 square feet. Alternative B started with a one acre base and provided increased livestock for each additional acre. After the public hearing on April 28, 2009, the Planning Commission voted unanimously to recommend denial of the proposed text amendment. It also voted unanimously to recommend approval of a substitute text amendment referred to as "Staff Alternative B." The Country Acres Subdivision was unique. It contained large lots that were surrounded by a jurisdiction with lots of similar size and that allowed a similar number of livestock.

1. The proposed text amendment Alternative B was narrow in scope while allowing increases over the levels of domestic livestock currently permitted to be more in line with surrounding areas.
2. The proposed text amendment Alternative B would not alter the potential use of properties adjacent to densely populated areas of the City.
3. The Country Acres and Venstra Subdivisions were unique within Roy City, specifically because of the absence of *any* lots smaller than one full acre.
4. Increasing allowances for domestic livestock to be more closely aligned with neighboring properties in other jurisdictions is in keeping with the Weber County Boundary Commission's requirement for one acre lots.

Mr. Reynolds stated that in making their recommendation to the Council, the Planning Commission also directed the staff to look at options other than the text amendment that would allow some ability for property owners outside of Country Acres in similar circumstances to potentially increase their livestock allowances. The discussion was that if other RE-20 properties and buffered from more dense development, it might not be inappropriate for those lots either. Mr. Reynolds said the staff suggested a separate text amendment to add an alternate zone to the RE-20, which could be sought by property owners and granted on a case-by-case basis.

Councilwoman Becraft remembered when this property was annexed. She asked how the City could make sure the residents of Country Acres knew they were Roy City residents. Tony Reynolds wasn't sure there was much the City could do. The zip code created more confusion. If the proposed amendment was approved, residents of Country Acres would get similar answers about livestock whether they called Roy City or Hooper City.

Councilman Cragun felt the issue about residency would have to be addressed through real estate agents. They needed to clarify that lots in Country Acres were part of Roy City.

Councilman Tafoya felt the confusion about whether Country Acres was part of Roy City or not was an ongoing problem the City would have to deal with.

Councilman Peterson stated that when the Country Acres Subdivision was annexed, the adjacent Hooper residents wanted an irrigation ditch fenced. The people who lived around Country Acres knew it was part of Roy City. Property owners needed to be more aware and read their title reports.

Mayor Ritchie felt the alternative proposed by the staff was a good solution to the problem in this subdivision. He encouraged the Council to approve it.

Councilman Cragun stated that during the public hearing held at the April 28<sup>th</sup> Planning Commission meeting, several residents in other RE-20 Zones throughout the City asked to have the ability to have more livestock as well. The Planning Commission recommended that the staff be directed to look at ways to extend the increased livestock privileges throughout the City.

Councilman Tafoya stated that the Council had held several discussions about the Zoning Ordinance and code enforcement. The staff had done its job. It had worked with the citizens, Planning Commission, and Council to work out a solution.

**Councilman Tafoya moved to deny the text amendment to the RE-20 Zone filed by the residents of the Country Acres Subdivision; to approve Ordinance No. 1011 amending the text of the Roy City Zoning Ordinance, Table 17-1, Domestic Livestock and Fowl; and to direct the staff to address increased livestock numbers for one acre lots outside of the Country Acres Subdivision. Councilwoman Becraft seconded the motion. A roll call vote was taken: Council members Stokes, Tafoya, Peterson, Cragun, and Becraft voted "aye." The motion carried. (Copy filed for record).**

5. GOOD SAM CLUB'S VOLUNTEER PROJECT

Ed Griner, president of the Utah Trail Blazer Club of Good Sam's, stated that every year their organization performed a service project. This year it would be held on May 16<sup>th</sup>. They wanted to take over the east side of 1900 West between Iomega and 4400 South. They would clean it on May 16<sup>th</sup> and would continue to maintain it until Roy Days. While attending a meeting at the Recreation Center, they noticed that the bowery looked terrible. They planned to paint it on May 27<sup>th</sup>. He asked that the Mayor sign a proclamation declaring May 16<sup>th</sup> as their annual clean up day.

Mayor Ritchie read the proclamation from the Good Sam's Club declaring May 16<sup>th</sup> as their annual cleanup day. He asked if the City had to coordinate anything with UDOT. Chris Davis said the City would coordinate the cleanup with Cory Pope from UDOT. The City also wanted to put up signs recognizing the Good Sam's Club.

**Councilman Peterson moved to approve the proclamation from the Good Sam's Club, to accept the volunteer service they offered with a vote of thanks, and authorize the Mayor to sign the proclamation. Councilwoman Becraft seconded the motion. Council members Becraft, Cragun, Peterson, Stokes, and Tafoya voted "aye." The motion carried. (Copy filed for record).**

6. AWARD OF MASTER TREE STEWARD AWARDS TO BRADY GILBERT AND DOUG HANSEN BY JERRY GOODSPEED FROM WEBER COUNTY/USU EXTENSION

Jerry Goodspeed, Weber County/USU Extension, presented certificates to Brady Gilbert and Doug Hansen. They had completed the Master Tree Steward program and accompanying community service.

In response to a question from Mayor Ritchie, Brady Gilbert said the course consisted of two days of classes and 90 hours of community service.

7. PUBLIC COMMENTS

Lisa Strei, 4045 West 5300 South, stated that she was present to promote the Relay for Life for West Weber County, a fund raising and awareness program affiliated with the American Cancer Society. It was an overnight fund raising event. This year it would be held on Friday, June 19<sup>th</sup> at the Roy High School football field. They had set a goal to substantially increase the amount of money they raised in order to receive national recognition. She thanked the City Council for its support in the past. She asked that the Council continue to support them with a sponsorship or by attending the event.

Mayor Ritchie stated that they could count on continued support from the City.

#### 8. PRESENTATION OF FY2010 PRELIMINARY BUDGET

Cathy Spencer, Management Services Director, stated that there isn't a lot of change between the FY2009 budget and the FY2010 preliminary budget. Revenue in most categories is expected to be flat, or even declining. The General Fund budget did not contain any fee increases for services. Both the Utility Enterprise Fund and the Solid Waste Utility Fund have proposed rate increases reflecting increases from the providers - Central Weber Sewer had increased its fees by 60% on January 1st; North Davis Sewer had implemented a 21% increase effective July 1, 2009; and Waste Management had also implemented an increase. Roy City would continue to pass on vendor increases. The City's portion of the sewer fee would be increased by \$1 per month per equivalent residential unit. Maintaining the City's existing programs, services, and commitments with the slow economy was difficult, but remained a top priority. The FY2010 budget reflected a continuation of all programs and services at current levels. No new employees would be added. Positions left open due to retirements might not be filled for up to one year. The budget did not include merit or cost-of-living increases. The City anticipated a 10% increase in health insurance rates which would be transferred to the employees because there weren't sufficient funds to cover it. The budget did include increasing the minimum wage from \$6.55 to \$7.25 on July 24, 2009. That increase would only affect part time recreation employees. There are no significant changes in expenditures. This is an election year so funds for the election have been included in the budget. The budget includes \$667,000 from the fund balance to cover the portion of the CDBG grant for the Hope Community Center that will be received over the next two years. As the grant is received, the City will return the money to the fund balance. Budget figures are as follows:

General Fund	\$17,037,511
Capital Projects	\$3,774,023
Storm Sewer Development	\$16,000
Park Development	\$74,000
Cemetery	\$8,000
Utility Enterprise Fund	\$4,969,181
Storm Sewer	\$424,864
Solid Waste	\$1,871,000
Risk Management	\$383,400
Information Technology	\$322,725

Ms. Spencer asked that the City Council accept the preliminary budget for consideration and that it schedule the public hearing to consider the final budget for June 2<sup>nd</sup> at 6:00 p.m.

**Councilman Stokes moved to accept the preliminary FY2010 budget and to set a public hearing to consider the final budget for June 2, 2009 at 6:00 p.m. Councilman Cragun seconded the motion.**

Councilman Cragun suggested that the City Council hold a workshop prior to June 2<sup>nd</sup> to review the budget with the staff. He felt the City should consider increasing the fees to cut and patch the streets.

Chris Davis suggested holding a work session on May 12<sup>th</sup> at 6:00 p.m. in the Administration Conference Room. Councilman Stokes had another commitment. Mayor Ritchie asked that Councilman Stokes review the budget and pass any specific concerns on to Chris Davis

**Council members Becraft, Cragun, Peterson, Stokes, and Tafoya voted “aye.” The motion carried.**

9. CONSIDERATION OF “WHOLESALE WASTEWATER TREATING CONTRACT” BETWEEN CENTRAL WEBER SEWER IMPROVEMENT DISTRICT AND ROY CITY

This item was removed from the agenda.

10. CITY MANAGER’S REPORT

Chris Davis stated that the construction trailer blocking the drop box in front of the Municipal Building would be moved in the next few days. City crews continued to work on the site for the Hope Community Center. They anticipated turning it over to Interwest on Monday May 11th. Councilwoman Becraft asked what would be done with all of the dirt being removed from the site. Chris Davis said most of it would be used to backfill the Hope Community Center. What was left would be used to fill a detention area on 4000 South.

Chris Davis stated that swimming dates for the elementary schools to use the Aquatic Center were set - May 22<sup>nd</sup>, 26<sup>th</sup>, and 28<sup>th</sup>. Councilwoman Becraft stated that the students of Midland Elementary would be picking up trash as they walked to the Aquatic Center as a community service project. She asked if the City could arrange trash bags for them. Mr. Davis said he would.

Chris Davis stated that the batch plants were open. The Street Department would begin road patching.

Chris Davis stated that he had received a call from Todd Call who wanted to do a food drive as part of Roy Days again this year. Information about the food drive would be included in the Roy Days supplement. Councilman Stokes suggested including a link on the City's website. Councilman Cragun suggested asking the grocery stores for their assistance by providing drop boxes at their stores.

#### 11. MAYOR AND COUNCIL REPORTS

Mayor Ritchie updated the City Council on the Hinckley Drive extension. It had been put out to bid. UDOT anticipated excavation would begin toward the end of summer.

Mayor Ritchie stated that UDOT had installed the traffic signal at 5600 South 2200 West. It would be in operation shortly. At that time, the light at 2050 West 5600 South would be removed.

Mayor Ritchie asked the Council members who attended the Utah League of Cities and Towns to share highlights from their favorite sessions. Councilman Tafoya briefed the Council on the Road School he attended rather than the Utah League of Cities and Towns.

Councilman Tafoya updated the Council on Roy Days. They would be sending letters to local businesses looking for sponsors for events. This year they were adding a soccer tournament, a car show, and bringing back the youth dance. Super Saturday would be held August 1<sup>st</sup>. Mayor Ritchie asking about a coordinator fo the Miss Roy Pageant. Chris Davis said Princess Frew was working on it.

#### 12. MOTION TO ADJOURN CITY COUNCIL MEETING AND CONVENE A REDEVELOPMENT AGENCY MEETING

**Councilwoman Becraft moved to adjourn the City Council Meeting at 7:02 p.m. and convene a Redevelopment Agency Meeting. Councilman Stokes seconded the motion. Council members Becraft, Cragun, Peterson, Stokes, and Tafoya voted "aye." The motion carried.**

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Joe H. Ritchie  
Mayor

Attest:

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Michelle Drago  
Secretary