

MINUTES OF THE FEBRUARY 2, 2016, ROY CITY COUNCIL MEETING

1. Approval of January 19, 2016, minutes
2. Recognition of Employees of the Month
3. Discussion regarding Chicken Ordinance
4. Consideration of Resolution No. 16-4 approving an interlocal agreement with Second District Juvenile Court for graffiti removal services
5. City Manager's Report
6. Public comments
7. Mayor and Council reports
8. Presentation regarding an e-cigarette tax
9. Adjourn

Minutes of the Roy City Council Meeting held February 2, 2016, 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 Willard Cragun	City Manager Andy Blackburn
Councilwoman Marge Becraft	City Attorney Clint Drake
Councilman Bob Dandoy	Secretary Michelle Drago
Councilman Brad Hilton	Youth City Council Rosalie Beeli
Councilman Dave Tafoya	
Councilwoman Karlene Yeoman	

Also present were: Cathy Spencer, Management Services Director; Jason Poulsen, Fire Chief; Carl Merino, Police Chief; Jason Kunzler; Greg Sagen; Jim Openshaw; Blake Hansen; Daniel Skidmore; Ryan Gentry; Kim Grastail; Dax Barney; Brent Mair; David Winget; Darren Skidmore; David Webb; Amy Webb; James Hardy; Asher Sainvelli; Rick Davis; Miles Delarus; Tolu Hudson; Selene Frias; Julie Bischoff; Luis Quintana; Christee Kyte; Chase Anderson; Chase Harris; Jennifer Jones; Benjamin Jones; Joe Paul; Lindsey Ohlin; Aybree McBride; Cody Fast; Adam Kay; Bridget Kay; Peter Jensen; Jackson Taylor; Tyson Hayes; Cache Meyer; Emily Beeli; Missy Warwood; Joshua Shearer; Maria Millian; Becky Bluemel; Nathan Saviano; Malakai Bird; Dyson Terry; Rodney Richins; Logan Layne; Josh Gorder; Jeremy Barker; John Rice; Terry Johnson; Micah Chambers; Brit Clark; Kraig Cutkomp; Ryland Jordan; Robert Percival; Sam Barrett; Lynnsey Fisher; Chase Stark; Mark Heslop; Caleb Preisler; MacGyver Clark; and Tad Jensen.

Moment of Silence: Councilwoman Becraft

Pledge of Allegiance: Councilwoman Becraft

1. APPROVAL OF JANUARY 19, 2016, MINUTES

Councilman Tafoya moved to approve the minutes of January 19, 2016, as written. Councilman Dandoy seconded the motion. Council members Becraft, Dandoy, Hilton, Tafoya, and Yeoman voted “aye.” The motion carried.

2. RECOGNITION OF EMPLOYEES OF THE MONTH

Jason Poulsen, Fire Chief, recommended that the City Council recognize the members of the Fire Department’s “B” Shift as Employees of the Month for their outstanding efforts and willingness to share the holiday spirit of Christmas with a Roy family in need. On Monday, December 7, 2015, Captain Heslop’s crew responded to a residence regarding the smell of smoke. After arriving and making contact with the homeowner,

the firefighters went inside to investigate and locate the source of the smoke. They observed four small children in the home. The firefighters found the source of smoke to be the clothes dryer and vented the home via the children's bedroom windows for natural ventilation. They started to notice that the single parent was struggling to make ends meet. The children had very little bedding. There were articles of clothing on the floor because they had no dressers, no Christmas tree, and very little furniture. On Wednesday, December 9th, they explained what they had seen and what they wanted to do for this family for Christmas. The firefighters then went to various local stores and collected gift cards to Harmons totaling \$50; a vacuum; pots and pans; a Christmas tree and all the ornaments to decorate it; clothes, shoes, and coats; blankets, pillows, and sheets; \$150 in cash from the firefighters' pockets; and dinner bought and paid for by one of the firefighters. When the gifts were delivered, one of the children said, "Hey, we got a Christmas tree!"

Chief Poulsen said that three weeks later the same shift responded to a structure fire on 5700 South. In route dispatch told them a man who had had surgery was in the home and could not get out. Captain Stark put them into Fast Action. When there was eminent danger to anyone in the structure, they did whatever they needed to get them out. The firefighters found the man covered with smoke and flames and got him out.

Chief Poulsen said these men represented the kind of employees Roy City had. He was truly grateful for the efforts of "B" Shift in thinking about others in a time of need and sharing what the true meaning of Christmas really was. He felt they should be publicly honored.

Mayor Cragun stated that Santa Claus usually came in red. He imagined the children were surprised to see Santa Claus dressed in blue. These men were to be commended. They were doing what policemen did forty years ago. Employees like these made the Council's job easier. All of the City's employees went above and beyond.

Councilman Hilton stated that he had been on both sides. He had given, and he had received. This family would remember this Christmas for the rest of their lives. He thanked Shift B for shining like they always do.

Councilwoman Yeoman moved to recognize members of the Fire Department's "B" Shift – Logan Layne, Josh Gorder, Jeremy Barker, John Rice, Terry Johnson, Micah Chambers, Brit Clark, Kraig Cutkomp, Ryland Jordan, Robert Percival, Sam Barrett, Lynnsey Fisher, Chase Stark, and Mark Heslop - for their amazing work on these two calls. Councilwoman Becraft seconded the motion. Council members Becraft, Dandoy, Hilton, Tafoya, and Yeoman voted "aye." The motion carried.

Councilman Tafoya presented recognition plaques to Logan Layne, Josh Gorder, Jeremy Barker, John Rice, Terry Johnson, Micah Chambers, Brit Clark, Kraig Cutkomp, Ryland Jordan, Robert Percival, Sam Barrett, Lynnsey Fisher, Chase Stark, and Mark Heslop.

3. DISCUSSION REGARDING CHICKEN ORDINANCE

Councilman Hilton said he had asked that this item be placed on the agenda. There were a number of reasons he felt the Council should consider the chicken ordinance once again. He had been impressed by the efforts the citizens made over the past year to gather enough signatures to put the issue on the ballot. When they failed, he promised he would bring it back as a discussion item. Since the Council declined to amend the Zoning Ordinance to allow chickens in residential zones, he had had personal experience with residential chickens which helped soften his heart.

Councilman Hilton believed there was enough interest from the citizens of Roy to reconsider this issue. He had provided Council members information about chickens in Roy, ordinances from other cities, and a proposed ordinance. He looked at the ordinance the Planning Commission put together, the ordinance proposed by the residents, and ordinances from other communities. He combined them and came up with a proposed ordinance.

Councilman Hilton explained that he removed the point system suggested by the Planning Commission and capped the number of chickens at six. The Planning Commission recommended that the minimum lot size for chickens be 6,000. He proposed that the minimum lot size be 8,000 regardless of the zone in which it was located. He had given the proposed ordinance to City staff members for feedback.

Councilman Hilton said the proposed ordinance had been written for both chickens and rabbits. Did the City want to limit just chickens, or did it want to include rabbits? Rabbits were more likely to have offspring. How would homeowners dispose of offspring if they could not be sold or butchered on site? He felt fees should be applied to the applications to cover the investigation and issuance of permits. The application fee should be \$35 to \$40 and renewed annually for \$10.

Councilman Hilton felt notification of adjacent property owners should be omitted. If an owner qualified for chickens, he qualified. Notifying neighbors was issuing an invitation for calls and complaints.

Rosalie Beeli, Youth City Council, stated that her family had raised animals. She was encouraged the Council was considering giving the citizens more liberty. It was good the Council was giving citizens more authority about what they could do with their property. Giving people the right to do what they wanted with their own property was encouraging.

Councilwoman Yeoman stated that she had worked with the citizens on this issue, as well as Councilman Hilton. They wanted to well trying to make the chicken ordinance a win/win situation. Some residents felt chickens should be allowed in residential zones; some did not. She felt the ordinance proposed by Councilman Hilton accommodated both sides. She was in agreement with it.

Councilman Hilton did not feel the City would escape complaints about chickens. He felt the issues would be with those who had non-conforming uses. Those who wanted chickens would be self-monitored. When the City received a complaint, the staff needed to make sure it conducted an inspection to see if there was a violation.

Councilman Tafoya stated that he was on the opposite side. The City had always allowed chickens in the RE-20 Zone, or agricultural zone. Because chickens were an agricultural driven use there were only about a dozen people who wanted to have them in residential zones. Was it really such a big deal for twelve people? He felt an 8,000 square foot lot was too small to have chickens. He and Councilwoman Becraft dealt with the chicken issue on the north side of the City. The neighborhood was uncomfortable with the chickens because the rural use did not fit. He felt the zones and uses should be kept separate. If the City allowed an agricultural use into residential zones where would it stop? He was okay with chickens on R-1-10 and R-1-15 lots. He agreed the citizen group had done its best to put the chicken issue on the ballot. They spent three to four months gathering a little over 1,100 signatures, but those 1,100 citizens were only 10% of the City's registered voters. In the end they could not get 11% of the voters to sign their petition. He felt the citizens had already spoken by not signing the petition to put it on the ballot. Was this really what the general population wanted, or was it something just this particular group wanted? Would changing the Zoning Ordinance to allow chickens in residential zones make the City better? He felt the citizens had already spoken. They didn't want the ordinance changed.

Councilman Dandoy stated that he had reviewed the ordinances from other cities provided by Councilman Hilton. He also read the minutes from the Planning Commission and City Council meetings where chickens were discussed starting in 2012, 2013, 2014, and again in 2015. He felt a dynamic shift was occurring. The chicken issue was gaining momentum. He asked himself about the motivation behind the effort. He thought his research would find the issue was being drive by 50 to 60 year olds. He was wrong. There was a cultural movement in those 30 years and younger. They were really concerned about additives going into their food chain. They were concerned to the extent that they wanted to have some control over it. Eggs were a popular food item. The ordinance change they were requesting would allow them control over their diet. The proposed zoning amendment would give people the freedom to choose whether they wanted to have chickens or not. This was about 1,700 plus residents that wanted the right to choose. He didn't feel the City should deny them. This group missed getting on the ballot by 30 registered voters. The Council did not need a ballot to make a decision. Council members looked at the facts and brought it back to the table. He suggested that the Council direct the Planning Commission to hold a public hearing and put together an effective ordinance. The Council could then decide whether the requested amendment was a risk or not. When a decision was made it needed to stand. Other cities along the Wasatch Front were allowing citizens to raise chickens in residential zones. He felt it was time to bring this issue to a closure.

Councilman Tafoya stated that the whole issue was what zone chickens should be allowed in, not whether the City should allow chickens. The City allowed chickens, and had done so for many years, on 20,000 square foot lots. Most residents in the City lived on 8,000 square foot lots. The zoning was the main issue for him. He could see chickens on 10,000 and 15,000 square foot lots, but felt 8,000 was too small. Residents on 8,000 square foot lots had too many neighbors. The chickens would cause issues. He felt chickens would cause enforcement issues.

Councilman Dandoy felt Bountiful's size and age were very similar to Roy. Last year Bountiful made the decision to allow chickens without roosters. He asked their Code Enforcement Officer what problems they had experienced. Their code enforcement officer said the issues they dealt with had not changed. Three of the five complaints they had received were because of roosters. The feedback from the Bountiful residents was positive. They loved it. Bountiful, North Ogden, Hooper, Clearfield, and Clinton had all changed their ordinances to allow chickens in residential zones. Roy was denying it, except in RE-20 Zones. Roy did not offer enough RE-20 lots where people could raise chickens. He felt the evidence suggested that amending the Zoning Ordinance would not be a risk to Roy City.

Councilman Tafoya stated that if the City was going to allow chickens on 6,000 or 7,000 square foot lots, why not allow them in condos? If the City was going to allow them everywhere, then allow them everywhere.

Councilman Hilton felt condos were too small. There weren't very many RE-20 lots for sale, and many people could not afford the ones that were. When the citizens approached him, he tried to listen. His personal experience was with chickens on an 8,000 square foot lot. His neighbors had six chickens, and he had not had a problem with them. They didn't interfere with the use of his yard, nor did they smell. He felt the citizens had done their due diligence. He didn't think the silent majority was there. He knew a lot of people who would have signed the petition if it had been circulated in their neighborhood.

Councilman Dandoy felt the hard evidence suggested that .2% to 1.7% of urban households wanted chickens. When that percentage was applied to 10,000 residents and Roy's population, only fifty to sixty households in Roy would probably want chickens. The evidence would be in the number that applied for permits. Bountiful did not hire additional staff to manage chickens. There was no risk in allowing the will of the people. He felt the City should allow those who wanted chickens to have them.

Councilman Hilton felt the City did a horrible job regulating its ordinances. The ordinance proposed by Councilman Hilton did not include any penalties. Councilman Dandoy felt that was an excellent point. The Planning Commission could be directed to address penalties.

Councilman Dandoy felt the voice of the people should be heard. The first ordinance forwarded from the Planning Commission was historical. It was the first time the

Planning Commission had forwarded an ordinance without a recommendation. If the Planning Commission couldn't come up with something, what was the Council to stand on? The Council voted to deny the requested amendment. He felt the Planning Commission owed the Council a recommendation.

Councilwoman Becraft didn't feel chickens should be allowed on lots with less than 10,000 square feet. Councilman Dandoy had provided a lot of information from Davis County, but nothing from Weber County. Her neighborhood had had a horrible experience with chickens. It bothered her that the petition included signatures from people who lived outside of the City and state. There weren't really 1,700 signatures from Roy residents.

Councilman Dandoy felt the City Council could give the Planning Commission the direction to frame a reasonable ordinance for the Council to consider. He felt the Planning Commission could come up with an ordinance to help the citizens. If the City didn't come up with an ordinance, the citizens would try to put it back on the ballot. They had learned, and this time they would succeed. He did not feel the issue needed to be on the ballot.

Mayor Cragun stated that chickens became an issue three to four years ago. It had been addressed many times since. He grew up in Ogden, and he had chickens. He would like the City to look at an ordinance and put this issue to bed permanently. If the final answer was 'no' that was what the City would live with. He felt this should back to the Planning Commission. They could hold a public hearing to receive public input.

Councilman Hilton felt the City needed to make an effort to see what it could come up with.

Councilman Tafoya said it appeared there was enough Council support.

Clint Drake, City Attorney, stated that if the Council wanted, it could submit the proposed ordinance to the Planning Commission. The staff would make sure the issue was on the Planning Commission agenda. There was a process in place for the Council to receive public input on land use issues, which was through the Planning Commission. The Commission would hold a public hearing to receive public input. The Commission would then make a negative or positive recommendation.

4. CONSIDERATION OF RESOLUTION NO. 16-4 APPROVING AN INTERLOCAL AGREEMENT WITH SECOND DISTRICT JUVENILE COURT FOR GRAFFITI REMOVAL SERVICES

Clint Drake stated that Resolution No. 16-4 would approve an interlocal agreement between Roy City and the Second District Juvenile Court for graffiti removal services. The maximum expense would be \$1,000. Services would be billed hourly. There had been a similar agreement in the past which had lapsed. This agreement had a clear expiration date. The agreement would help clean up the City.

Councilman Tafoya stated that they had done a great job in the past. Their services were a tremendous benefit to the City.

Councilman Hilton asked if the City had received a call about the graffiti behind the Five Star Chinese Restaurant. Mr. Drake said it had. When the City called the Second District Court to have the graffiti removed, it discovered that the agreement had lapsed.

Mayor Cragun felt this was a very effective program.

Councilman Hilton said the agreement would expire in July. When it was renewed how would it be changed? Clint Drake said the only change would be new expiration dates.

Councilman Dandoy moved to approve Resolution No. 16-4 approving an interlocal agreement with Second District Juvenile Court for graffiti removal services. Councilwoman Yeoman seconded the motion. A roll call vote was taken: Council members Yeoman, Dandoy, Tafoya, Becraft, and Hilton voted "aye." The motion carried. (Copy filed for record).

5. CITY MANAGER'S REPORT

Andy Blackburn, City Manager, reported that:

- He and Clint Drake had been attending the Legislative Session. They were keeping an eye on the police radio issue.
- Brandon Richards anticipated that the public notice about the annexation would be published in the newspaper in the next two or three weeks. Councilman Tafoya asked if the City would assign zones when the property was annexed. Mr. Blackburn said it would. There were a total of eleven areas. Councilman Dandoy asked if they would all be annexed at the same time. Mr. Blackburn said they would.
- Woodbury Corporation had prepared schematics.

6. PUBLIC COMMENTS

There were none.

7. MAYOR AND COUNCIL REPORTS

Mayor Cragun -

Mayor Cragun commended the Public Works Department for their yeoman snow removal efforts.

Mayor Cragun reported that the Police Department had been doing ordinance work on removing vehicles left on the streets during snow storms. Those vehicles were a hazard to snow removal drivers and pedestrians. The procedure was to leave a warning citation. If the vehicle wasn't moved, the Police Department would have it removed.

Councilman Dandoy asked about the City's snow removal policy for the City's parks and trails on weekends. Councilman Tafoya said that streets were the first priority. Streets and parks were secondary, but they were cleared on the weekends.

Mayor Cragun stated that the administration was preparing budget packets for the department heads. He asked the Council's Beautification and Economic Development Committee's to put together their budgets. During the coming budget year he wanted to continue pushing beautification and economic development. He felt those two areas would help the City generate revenue. The budget would also address employee salaries and leave and equipment.

Councilman Dandoy asked if the City Manager would be collecting information from the department heads about salary changes. Mr. Blackburn explained the normal budget process. The department heads would submit what they needed to operate during the coming year, plus their wish list. The information was used to prepare the tentative budget.

Councilwoman Becraft -

Councilwoman Becraft stated that she had spoken with Fire Chief Jason Poulsen. She was concerned about the Fire Department's staffing needs. They were short on every shift. There wasn't enough manpower. She felt that needed to be addressed during the budget.

Councilman Tafoya asked that discussion about the Fire Department's personnel needs be placed on the next Council agenda.

Mayor Cragun stated that he spoke with Chief Poulsen about the Fire Department's personnel needs. He felt the next Council meeting would be a good time to discuss them.

Andy Blackburn stated that other department heads had expressed the same need. He did not feel they should be neglected. The problem in the Police Department was an emergency situation. He agreed the Fire Department needed to be addressed, but he wanted to address the City's personnel situation across the board. Due to the Police's Departments inability to hire officers, it had the financial resource to implement the salary increase in the current budget year. Other departments were not in that position. It would take time to put together a financial plan. He felt it would be difficult for the administration to be prepared to address the issue in two weeks. The Fire Department had done an incredible job with the personnel it had, but he wanted the Council to be able to see the big picture.

Councilwoman Yeoman felt the Council needed to look at the City as a whole rather than piecemealing it.

Andy Blackburn said the City had a lot of needs right now. He did not know what the budget was going to look like. The Council needed to provide the administration with the

direction to raise taxes if that what it was considering. He felt something should be done for the Fire Department, but there were a lot of demands being placed on the City. The Council needed to discuss those demands along with the City's estimated income and decide what would happen.

Councilman Dandoy felt it might be wise to give the departments the opportunity to put together a comprehensive plan. The most important part of the City was the employees. The Council needed to recognize this was about the people who saved lives, not about a new fire truck.

Mayor Cragun stated that there was an emergency situation in the Police Department. The City had been unable to hire officers, and it did not have a reserve corp. The City Council made it very clear that in the next budget year it would address the needs of the other employees. He had made that commitment. He asked that the employees give the Council time to address their needs in the coming budget year. He realized things were hard. The City would have to bite the bullet. It had run very lean for many years, and the personnel problem had accumulated.

Councilman Tafoya stated that the City Council opened the doors. He didn't want to slam the doors on the other departments. The Fire Department wanted the opportunity to be heard; to be able to present their plan to the City Council. The administration might not be ready.

Andy Blackburn asked if the Council wanted to hear from the other departments as well. Councilman Tafoya said yes it did if they wanted to be heard.

Jason Poulsen, Fire Chief, stated that the Fire Department was ready, but he wanted to support the City Manager as well. He had lost firefighters on all three shifts that were trained paramedics with over 100 years combined experience. He had to replace them with paramedics with only a few years of experience. He would put the fire truck on the back burner.

Mayor Cragun had great empathy for the Fire Department's problem. The City would have to deal with it. The administration would meet with him to determine what needed to be done to get him through to the end of the budget year.

Mayor Cragun stated that he had asked Andy Blackburn to prepare a proposal regarding staffing needs. The Council could then come up with an implementation plan.

Councilman Dandoy -

Councilman Dandoy felt there was a need for the Council to get a pulse from the citizens of the City. He suggested conducting a survey. The survey could address some of the challenging issue facing the City, such as whether to have another cemetery. If so, were the citizens willing to pay for it? He felt a survey would help the Council make decisions for the next five to ten years. The City needed to decide what it wanted to be when it grew up.

Councilwoman Yeoman a survey would involve a lot of time and effort, and there would be a cost to the City.

Andy Blackburn stated that the Council needed to determine if there was even a place to put another cemetery before doing a survey. The only viable property was owned by the LDS Church on 6000 South. The cost of a cemetery was \$1 to \$1.1 million dollars.

Councilwoman Yeoman felt the survey could ask a number of questions. If there wasn't a good alternative for the cemetery, the City might just have to tell the citizens it wasn't in the cemetery business any longer.

Councilman Hilton felt that if the City used the right people, the cost of a survey would go down dramatically. The City could put the survey on the Internet, take a sampling from a certain percentage of the residents, and apply that percentage to whole population.

Mayor Cragun stated that the citizens elected the City Council to make informed decisions. He felt there were some bonafide questions that needed to be asked. He would contact Weber State to see if they would be willing to help with a door-to-door survey like they had done in the past.

Andy Blackburn stated that the Council needed to decide what it wanted to know before doing a survey.

Councilman Dandoy felt the administration could gather information about costs. Then the Council could determine which avenue to use to collect the feedback.

Councilman Tafoya stated that the City received some great ideas from the last survey, but it came down to dollars.

Councilman Dandoy felt the residents needed to understand that there were costs involved. The survey could ask what they were willing to pay for. If the survey indicated that the residents wanted and were willing to pay for a cemetery, the City had an obligation to put one in. The survey was a tool the Council could use to make informed decisions.

Councilman Hilton -

Councilman Hilton reported on the website redesign. He met and reviewed Alpharetta, Georgia's website with Mark Hansen from the City's IT Department. They determined that the website used a standard program but had been designed internally. The City could ask Ephrata if they were willing to sell the design. Mark Hansen did not feel the IT department had the capability to redesign the City's website internally. He recommended that the City gather Requests for Proposals to compare with the one it had already received. Councilman Hilton felt Mark Hansen could act as the Project Manager. He realized that taking care of the employees was the City's first priority right now. The website might have to be put aside for a while. At the same time, the City

needed to get businesses interested in Roy City's economic development. The City could not support local businesses if it was not interconnected with them.

Andy Blackburn stated that there were a lot of wants and needs. They would have to be prioritized. The City would do the best it could with the staff it had. The City was understaffed. The Council needed to either increase taxes to take care of staffing needs or understand that the current staff could only do certain things.

Cathy Spencer stated that the City would have to follow its purchasing policy when it solicited Requests for Proposals.

Andy Blackburn and Cathy Spencer explained the City's purchasing policy to Councilman Dandoy.

Youth City Council –

Rosalie Beeli reported that two members of the Youth Council attended the Utah League of Cities and Towns Local Officials Day. They attended a luncheon and were able to participate in a mock debate about proposed legislation for police body cameras. They were hoping to attend a Youth City Council conference in April. As a Youth Council they were planning volunteer opportunities.

Councilman Tafoya –

Councilman Tafoya asked if the City was aware of proposed legislation that would reduce the City's portion of speeding tickets to 25%. Clint Drake, City Attorney, was aware of it. He would look into it and report back.

Clint Drake reminded the City Council about open meeting regulations.

Councilwoman Becraft asked when the new library would open. Rosalie Beeli said there would be an open house on February 26th. Councilman Dandoy Blackburn said it would open on February 29th.

8. PRESENTATION REGARDING AN E-CIGARETTE TAX

MacGyver Clark stated that he was student body Vice President from Davis High School. He was the co-chair and co-founder for Students Against Electronic Vaping. They were a student organization backing a proposed bill from Representative Ray to raise restrictions on e-cigarettes and making them a tobacco product. They would then be subject to tobacco laws. They were concerned about the number of students who were using e-cigarettes. They were very concerned about the amount of synthetic nicotine contained in e-liquid. One teaspoon of synthetic nicotine could kill a child. Fifty-one percent (51%) of calls to Poison Control in Utah for nicotine poisoning were for children five and under. The bottles were filled with pretty colored liquids and did not have child proof caps. They were partnering with schools all over the state. Roy was the seventh City Council they had approached in addition to the Utah PTA. They were all

supporting their effort. He asked the City Council to pass a resolution supporting their efforts to make e-cigarettes a tobacco product.

Councilman Tafoya asked if the bill included a higher tax rate. Mr. Clark said the bill would change the definition of tobacco products to be or contain tobacco derivatives. E-cigarettes would be subject to a tax and the same practices as other tobacco products. The tax was the miniscule part of their focus.

Rosalie Beeli, Youth Council member, stated that one serving of the e-liquid contained more nicotine than a pack of cigarettes. It was very dangerous.

Mayor Cragun asked that Mr. Clark leave his information with the City Manager.

Tadd Jensen, President of Utah Smoke Free Association, he ran the longest standing vaping retail operation in the state of Utah. A lot of what Mr. Clark said was not true. Teen and youth vaping was on the rise. The teen use of cigarettes was decreasing. He was part of a task force that established vaping regulations. He disputed the amount synthetic nicotine contained in a bottle of e-liquid. He felt the proposed legislation and tax were absurd. Regular tobacco products were not taxed at the rate being proposed. Why did the State want to interfere in an industry that was helping to combat smoking combustible cigarettes? Vaping was a safer alternative to traditional cigarettes. He asked the Council to not destroy a consumer created solution to a problem that was created by vape tobacco.

Councilman Dandoy asked that Mr. Jensen send his documentation to the City Manager.

9. ADJOURN

Councilman Hilton moved to adjourn at 7:54 p.m.

Attest:

Willard Cragun
Mayor

Amy Mortenson
Recorder