

MINUTES OF THE JULY 17, 2012, ROY CITY COUNCIL MEETING

1. Approval of July 3, 2012, minutes
2. Consideration of Resolution No. 1008 approving ambulance transportation rates and charges
3. Public comments
4. Consideration of a request for conditional use approval allowing a Class "A" Liquor license on property located at approximately 6045 South 1900 West
5. Request for approval of an alcoholic beverage license for Rainbow Saloon located at approximately 6045 South 1900 West
6. City Manager's report
7. Mayor and Council report
8. Adjourn

Minutes of the Roy City Council Meeting held July 17, 2012, 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
Councilman John Cordova
Councilman Willard Cragun
Councilman Brad Hilton
Councilman Dave Tafoya

City Manager Chris Davis
Secretary Michelle Drago

Excused: Councilman Michael Stokes and Andy Blackburn

Also present were: Jason Poulsen, Fire Chief; Jared Hall, Planner; Julie Arthur; Shawn Carter; Billie Carter; Terry Stoddard; Charlene Strickland; Jim Foit; Niven Turner; Jay Combe; Janet Combe; Don Carper; Jill Carper; Brittini Strickland; Terry Strickland; Rebeka Rodriguez; Adam Bowers; and Rachel Trotter.

Moment of Silence: Councilman Tafoya

Pledge of Allegiance: Councilman Tafoya

1. APPROVAL OF JULY 3, 2012, MINUTES

Councilman Cordova moved to approve the minutes of July 3, 2012, as written. Councilman Cragun seconded the motion. Council members Cordova, Cragun, Hilton, Stokes, and Tafoya voted “aye.” The motion carried.

2. CONSIDERATION OF RESOLUTION NO. 1008 APPROVING AMBULANCE TRANSPORTATION RATES AND CHARGES

Fire Chief Jason Poulsen asked that the Council approve Resolution No. 1008 which would adopt the new rates for emergency response implemented by the Bureau of Emergency Medical Services on July 9th. The rates were increased by 4.38%. Roy City's intermediate ambulance rate would increase by \$6; the advanced life support would increase by \$48; and the paramedic aboard fee would increase by \$10.23. The City had followed the rates set by the Bureau in the past.

Councilman Tafoya stated that the resolution contained an error which needed to be corrected. The intermediate ambulance rate had increased by \$6, not \$33.

Mayor Ritchie stated that this was an increase from the State, not the City.

Chief Poulsen stated that all transporting agencies across the state needed to adopt the new fees implemented by the Bureau of Emergency Medical Services. The City had to follow the State guidelines.

Councilman Tafoya moved to approve Resolution No. 1008 approving ambulance transportation rates and charges subject to it being corrected. Councilman Hilton seconded the motion. A roll call vote was taken: Council members Cragun, Tafoya, Cordova, and Hilton voted “aye.” The motion carried. (Copy filed for record).

3. PUBLIC COMMENTS

Rebeka Rodriguez, 2577 West 4400 South, asked that the City Council consider a variance to the Zoning Ordinance to allow small animals in residential areas, specifically hens. Across the country urban and suburban areas, such as New York, Chicago, and Salt Lake City, were allowing a small number of animals. Closer to home, Clinton City had the same thing. Families enjoyed keeping hens. They provided fresh eggs, and they were charming.

Mayor Ritchie stated that chickens were allowed in certain zones.

Ms. Rodriguez had thought animals were allowed. She purchased six small chicks who were now ready to start laying. She recently received a ticket for having them.

Councilman Tafoya stated that chickens were allowed in RE-20 Zones, not R-1-8.

Jared Hall, Planner, explained that Ms. Rodriguez needed to apply for a text amendment, which was a formal request to change the way Zoning Ordinance was written. There was currently an application regarding this very matter that would be considered by the Planning Commission in a public hearing on July 25th at 6:00 p.m.

Mayor Ritchie stated that Ms. Rodriguez would be given the opportunity to speak at the public hearing.

Rebeka Rodriguez asked if she could keep her birds until the interim. Jared Hall said the City could suspend action on the citation until a decision was made.

4. CONSIDERATION OF A REQUEST FOR CONDITIONAL USE APPROVAL ALLOWING A CLASS "A" LIQUOR LICENSE ON PROPERTY LOCATED AT APPROXIMATELY 6045 SOUTH 1900 WEST

Jared Hall stated that the owners of the Rainbow Saloon had asked for conditional use approval of a Class "A" Liquor license, which would allow on-premise consumption of alcoholic beverages other than beer. The Rainbow Saloon already had a Class "C" Beer license, which allowed for on-premise consumption of beer. The State had recently opened up additional liquor licenses. The Arthur's wanted to apply for one. The first step was local approval. Roy City required conditional use approval of liquor licenses.

Mayor Ritchie stated that the Rainbow Saloon would not be considered by the State until it was on the list. They had to have local approval first.

Jared Hall stated that the Planning Commission held a public hearing on July 10th and unanimously voted to recommend approval. A lot of people attended the hearing in support of the Rainbow Saloon. The City did receive two letters from nearby property owners opposing the conditional use. The Commission encouraged the Arthur's to continue to be good neighbors. Mr. Hall said the staff found that the request met the requirements to be granted a conditional use permit and a Class A Liquor license. The staff and Planning Commission recommended that the conditional use be approved subject to the applicants providing any necessary information or materials to obtain and maintain a valid Class A Liquor license and abiding by the regulations pertaining to that license at all times.

Mayor Ritchie reminded the audience that this was not a public hearing.

Councilman Hilton stated that the Planning Commission minutes mentioned that the Rainbow Saloon was the only tavern in Roy that would have a liquor license. Jared Hall said the Eagles and Elks Lodges had liquor licenses, but they did not serve to the public. Councilman Hilton asked how many taverns were located in Roy. Mr. Hall said the Rainbow Saloon was the only one.

Councilman Tafoya moved to approve a conditional use allowing a Class "A" Liquor license for property located at approximately 6045 South 1900 West based on the staff's findings and subject to the recommendations of the staff and Planning Commission. Councilman Cragun seconded the motion. Council members Cordova, Cragun, Hilton, and Tafoya voted "aye." The motion carried.

5. REQUEST FOR APPROVAL OF AN ALCOHOLIC BEVERAGE LICENSE FOR RAINBOW SALOON LOCATED AT APPROXIMATELY 6045 SOUTH 1900 WEST

Councilman Cragun moved to approve an alcoholic beverage license for the Rainbow Saloon located at approximately 6045 South 1900 West. Councilman Hilton seconded the motion. Council members Cordova, Cragun, Hilton, and Tafoya voted “aye.” The motion carried.

6. CITY MANAGER’S REPORT

Chris Davis stated that the Council needed to schedule a work session to discuss a proposal from Waste Management regarding a recycling program and a follow up on combining the Code Enforcement and Animal Control offices. The Council agreed to meet on August 14th.

Chris Davis stated that the Roy Days activities were moving ahead. A number of City founders would be riding in the parade. He would check with Bob Dandoy to see if they could ride in cars from the car show. The carts from Ray Citte Auto were lined up for the Council to use. Roy Days would begin with the Miss Roy Pageant on August 28th.

7. MAYOR AND COUNCIL REPORT

Mayor Ritchie stated that the annual Employee Appreciation Party was held last week along with the Proud to Be an American Program. The program was a great success and well attended.

Councilman Cragun felt the City should ask the press to release a statement asking citizens to be careful with fireworks during the upcoming holiday. The City had been very lucky and successful over the 4th of July, and the conditions were still hot and dry.

Mayor Ritchie expressed appreciation to the Fire and Public Works Departments for their efforts to prevent fires by cutting down weeds along City trails.

Councilman Cordova echoed Mayor Ritchie’s comments about the Proud to Be an American Program. It was wonderful. He enjoyed the comments from Senator Jake Garn, and Blake Wahlen gave a great speech about his father’s feelings when he landed on Iwo Jima.

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8. ADJOURN

Councilman Cordova moved to adjourn at 6:23 p.m.

Attest:

Joe H. Ritchie
Mayor

Amy Mortenson
Recorder

dc:cjul1712