

MINUTES OF THE JUNE 2, 2015, ROY CITY COUNCIL MEETING

1. Approval of the May 19, 2015, minutes
2. Public hearing on the proposed Fiscal Year 2016 Budget
3. Consideration of Resolution No. 15-5 adopting the Fiscal Year 2016 Budget and levying a property tax revenue rate - tabled
4. Swearing in of new Police Officer Benjamin Pearson
5. Introduction of the Police Chief's Citizen Advisory Board
6. Consideration of Resolution No. 15-4 approving an amendment to the Interlocal Agreement between Weber County law enforcement agencies for the Ogden/Weber Civil Disorder Unit
7. Consideration of a request for approval of an alcoholic beverage license for Roy Sinclair located 5608 South 1900 West
8. Consideration of a request for approval of an alcoholic beverage license for Roy SH & Sons, Inc. located at 5190 South 1900 West
9. Consideration of a request for a conditional use to allow a pole sign with an EMC component at City Hall at 5051 South 1900 West
10. Consideration of Resolution No. 15-6 approving a development agreement for the West Park Subdivision – tabled
11. City Manager's report
12. Public comments
13. Mayor and Council reports
14. Adjourn

Minutes of the Roy City Council Meeting held June 2, 2015, 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 Pro-Tem Dave Tafoya
Councilwoman Marge Becraft
Councilman John Cordova
Councilman Brad Hilton

City Manager Andy Blackburn
City Attorney Clint Drago
Secretary Michelle Drago

Excused: Mayor Willard Cragun and Councilwoman Karlene Yeoman

Also present were: Ross Oliver, Public Works Director; Cathy Spencer, Management Services Director; Amy Mortenson, City Recorder; Carl Merino, Police Chief; Jason Poulsen, Fire Chief; Steve Parkinson, Planner; Travis Flint, Parks & Recreation Director; Rachel Trotter; Benjamin Pearson; Jessica Pearson; Curtis Mortenson; Masyn Nay; Torres Brand; Connie Brand; Brian Fowers; Brooke Stewart; Ron Nichols; Jim Smith; Michael Buckley; Ken Johnson; D.L. Thurman; and Boy Scout Troop 21.

Moment of Silence: Councilman Cordova

Pledge of Allegiance: Boy Scout Troop 21.

1. APPROVAL OF THE MAY 19, 2015, MINUTES

Councilwoman Becraft moved to approve the minutes of May 19, 2015, as written. Councilman Hilton seconded the motion. Council members Becraft, Cordova, Hilton, and Tafoya voted “aye.” The motion carried.

2. PUBLIC HEARING ON THE PROPOSED FISCAL YEAR 2016 BUDGET

Councilman Hilton moved to open the public hearing at 6:02 p.m. Councilman Cordova seconded the motion. Council members Becraft, Cordova, Hilton, and Tafoya voted “aye.” The motion carried.

Cathy Spencer, Management Services Director, stated that the tentative Fiscal Year 2016 Budget was presented to the City Council on May 5th. The operating and debt service budgets for FY 2016 were:

General Fund	\$15,125,107
Class C Roads	\$1,463,000
Capital Projects	\$257,025

Water & Sewer Fund	\$7,901,605
Storm Water Utility Fund	\$1,332,000
Solid Waste Fund	\$2,131,500
Storm Sewer Development Fund	\$20,740
Park Development Fund	\$20,600
Cemetery Perpetual	-

The budget did not have a lot of changes from prior years. The 2015 Budget did include a 3% increase in sales tax revenue, but did not include a property tax increase or fee schedule changes. There would be a little less revenue from the recreation programs as participation in those programs had decreased. The staff was working to keep the recreational programs viable. The City would no longer receive revenue from the sale of cemetery lots as all of the lots had been sold. The City would still receive revenue from burials. There was not an increase in health insurance rates for the employees. The budget included three part-time positions in Public Works and Finance, a 2.5% COLA and a 1% merit increase. Ms. Spencer said the Water and Sewer Fund had rate increases for both water and sewer due to increases from North Davis Sewer and the City's water carrier. Those increases were being passed on. There was a rate increase being projected in the Solid Waste Fund as recycling would probably fall below the required 75% participation rate. Rates from Waste Management would increase, as well as tipping fees. The fee for the first garage can would be increasing \$0.17; recycling cans were increasing \$0.23. The City could potentially change the rate structure and place the brunt of the increase in the first cans for those who did not participate in the recycling program. Then the increase would not fall back on those who were participating in recycling and keeping landfill costs down. Ms. Spencer said most of the request capital was funded. The City was trying to fund the exceptions in the current fiscal year.

Councilman Cordova stated that the whole purpose of the recycling program was to reduce the City's landfill costs. The reason Waste Management was increasing its fees was due to citizens opting out of the recycling program. He proposed that those who chose to not participate in the recycling program bear the brunt of the increase.

Cathy Spencer stated that in the first two days of June 41 people had opted out of the recycling program. There were still 3½ weeks left in the month. Councilman Cordova said the response to the recycling program had been the opposite of what the Council hoped would happen. There wasn't a penalty for opting out.

Councilman Hilton agreed with Councilman Cordova. Those who were participating in recycling should not be penalized.

Mayor Pro-Tem Tafoya asked about Waste Management's contract. Andy Blackburn said Waste Management's contract spelled out the rates if recycling participation dropped

below 75%. Mayor Pro-Tem felt the Council should discuss Waste Management's contract.

Councilman Hilton was concerned that the only increase projected in the budget was a 3% sales tax increase, and there was a decrease projected in Recreation. He felt the Council needed to really look at the future, especially regarding raises. The budget predicted a 3% sales tax increase, but included a 3.5% increase in raises. He would like to discuss the future before approving the budget.

Cathy Spencer stated that the decrease in Recreation revenue was not as significant as the increase projected in sales tax revenue. New homes were being built in Roy. Property taxes revenue would increase. Ongoing sales tax revenue was not a large part of the budget.

Councilman Hilton understood that the Recreation fees were not a major player, but he wanted to make sure where the City was headed before it go too far down the path.

Cathy Spencer did not feel the ongoing tax revenues would decrease unless there was another recession, which no one could predict. Property taxes would not increase significantly, but neither would wages. The COLA and merits would not be in the budget if the expense could not be covered.

Mayor Pro-Tem Tafoya stated that Roy City had the most conservative budget in the State. He trusted Cathy Spencer implicitly with the City's funds. The City needed to take care of the people who took care of the City. When times were tough, the employees were the first to get dinged. Times were better, and the expert in the field said there were funds to cover wage increases. Ms. Spencer had been with the City for over 20 years. She had always kept the City very fiscally responsible.

Councilman Hilton also agreed that Cathy does a great job with the Budget. The pay raises were not up for debate and agreed that they were needed. Councilman Hilton also stated he was not concerned about what was being proposed more that we can sustain our budget going forward.

Councilman Cordova said the employees understood what happened during the tough years of the recession. Some said they knew the City would take care of them when it could.

Councilman Cordova asked how long it had been since the employees had a raise. Cathy Spencer said the last full raise and COLA was in 2008. Last year the City approved a 1% COLA. There were some bonuses between 2008 and 2016. Councilman Cordova said the City needed to make sure it was retaining its employees.

Mayor Pro-Tem opened the floor for public comments. There were none.

Councilman Cordova moved to close the public hearing at 6:13 p.m. Councilwoman Becraft seconded the motion. Council members Becraft, Cordova, Hilton, and Tafoya voted “aye.” The motion carried.

3. CONSIDERATION OF RESOLUTION NO. 15-5 ADOPTING THE FISCAL YEAR 2016 CITY BUDGET AND LEVYING A PROPERTY TAX REVENUE RATE - TABLED

Councilman Cordova moved to table consideration of Resolution No. 15-5 until June 16th when the full Council would be in attendance. Councilman Hilton seconded the motion. Council members Becraft, Cordova, Hilton, and Tafoya voted “aye.” The motion carried.

4. SWEARING IN OF NEW POLICE OFFICER – BENJAMIN PEARSON

Police Chief Carl Merino introduced the Police Department’s newest officer - Benjamin Pearson. Benjamin was fresh from the Police Academy. He was an Afghanistan veteran from the Army.

Benjamin Pearson stated that he was from Ogden. He was very excited to join the Roy Police Department and was ready to get to work. He introduced his wife Jessica and other family members.

Amy Mortenson, City Recorder, swore in Benjamin Pearson.

5. INTRODUCTION OF THE POLICE CHIEF’S CITIZEN ADVISORY BOARD

Police Chief Merino stated that during his interview he discussed setting up a citizen’s advisory board. It was not a disciplinary committee; it was an advisory board. It was a community policing initiative. It was something to help the Police Department keep in closer contact with the community, and to get their input on what the Police Department did. He asked Council members to submit names for the board. Chief Merino introduced members of the Citizen Advisory Board: Brian Fowers, Bill Fuchs, Torres Brand, Brooke Stewart, Ron Nichols, Jim Smith, Michael Buckley, and Kent Johnson.

The Council greeted members of the Citizen Advisory Board who were in attendance.

Mayor Pro-Tem felt the advisory board was an exciting thing. It involved the general public in something positive.

6. CONSIDERATION OF RESOLUTION NO. 15-4 APPROVING AN AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN WEBER COUNTY LAW ENFORCEMENT AGENCIES FOR THE OGDEN/WEBER CIVIL DISORDER UNIT

Police Chief Merino stated that shortly after the Council approved the interlocal agreement establishing the Ogden/Weber Civil Disorder Unit, he received notification of a minor change. The requested change gave the agencies involved more flexibility.

Councilwoman Becraft moved to approve Resolution No. 15-4 approving an amendment to the interlocal agreement between Weber County law enforcement agencies for the Ogden/Weber Civil Disorder Unit. Councilman Hilton seconded the motion. A roll call vote was taken: Council members Cordova, Tafoya, Becraft, and Hilton voted “aye.” The motion carried. (Copy filed for record).

7. CONSIDERATION OF A REQUEST FOR APPROVAL OF AN ALCOHOLIC BEVERAGE LICENSE FOR ROY SINCLAIR LOCATED AT 5608 SOUTH 1900 WEST

Councilman Cordova moved to approve an alcoholic beverage license for Roy Sinclair located at 5608 South 1900 West. Councilman Hilton seconded the motion. Council members Becraft, Cordova, Hilton, and Tafoya voted “aye.” The motion carried.

8. CONSIDERATION OF A REQUEST FOR APPROVAL OF AN ALCOHOLIC BEVERAGE LICENSE FOR ROY SH & SONS, INC. LOCATED AT 5190 SOUTH 1900 WEST

Councilman Cordova moved to approve an alcoholic beverage license for SH & Sons, Inc. located at 5190 South 1900 West. Councilman Hilton seconded the motion. Council members Becraft, Cordova, Hilton, and Tafoya voted “aye.” The motion carried.

9. CONSIDERATION OF A REQUEST FOR APPROVAL OF A CONDITIONAL USE TO ALLOW A POLE SIGN WITH AN EMC COMPONENT AT CITY HALL LOCATED AT 5051 SOUTH 1900 WEST

Steve Parkinson stated that Roy City was requesting approval of a conditional use for a pole sign with an EMC component. The new sign would be located in front of the Municipal Building located at 5051 South 1900 West. Part of the City’s sign regulations said that a sign for a public and quasi-public use was exempt; another part said an EMC component for a public or quasi-public use was a conditional use. On May 26th, the Planning Commission held a public hearing to consider the City’s conditional use request. The Planning Commission recommended that the City Council approval a conditional use for an EMC component for Roy City based on the staff’s findings and subject to the conditions recommended by the staff.

Councilman Cordova stated that the sign had to be at least 10 feet from the power lines running in front of the Municipal Building. He asked Mr. Parkinson to make sure the sign was not in violation of the distance requirements. Steve Parkinson said he would double check. The sign was 17 feet 6 inches, which was short of the 20 feet allowed. The sign also had to be located 15 feet from the back of sidewalk.

Councilman Hilton felt the new sign would be a great addition to the City.

Mayor Pro-Tem Tafoya explained to the audience that the City was replacing the existing sign in front of the Municipal building with a new sign that contained an EMC component. The EMC could be read from either direction. The City felt the EMC would be a great information tool.

Councilman Hilton moved to approve a conditional use for a pole sign with an EMC component located at 5051 South 1900 West based on the staff's findings and subject to the conditions recommended by the staff and Planning Commission. Councilwoman Becraft seconded the motion. Council members Becraft, Cordova, Hilton, and Tafoya voted "aye." The motion carried.

Councilwoman Becraft asked how soon the sign would be installed. Ross Oliver said it would be done within 45 days.

10. CONSIDERATION OF RESOLUTION NO. 15-6 APPROVING A DEVELOPMENT AGREEMENT FOR THE WEST PARK SUBDIVISION - TABLED

Steve Parkinson stated that the City entered into a development agreement with D. R. Horton for the West Park Crossing Subdivision. Now a new developer was proposing to complete the subdivision, the City needed to enter into a development agreement. The only changes to the agreement were the name of the developer, the number of lots, and the exhibits at the end of the agreement. The rest of the language would remain the same. The agreement still specified that the developer would pay the City \$60,000 toward the construction of a roundabout.

Councilman Cordova was concerned about the traffic movements discussed in Item 6.1. He wanted to make sure the agreement reflected the turning movements as discussed during the subdivision's approval. He wanted to make sure the City did this right and did not cause additional obstacles on 4800 South.

Steve Parkinson stated that the three-quarter subdivision entrance was the one proposed in the traffic study. The subdivision would have right in, right out, and left in turning movements. There would be a concrete meridian in 4800 South to help traffic from 2700 West to merge with westbound traffic. The meridian would also prevent traffic from turning left into and out of the subdivision.

Councilman Cordova felt the traffic movements described by Mr. Parkinson were different than what was approved by the City Council. He asked to see a rendition of the traffic movements. Mr. Parkinson said Exhibit C of the agreement would show the traffic movements.

Clint Drake, City Attorney, stated that the only changes to the development agreement were the name of the developer from D.R. Horton to KW Advisors; the number of residential units from 155 to 72; and the exhibits.

Mayor Pro-Tem asked how the agreement addressed the Council's traffic concerns. Mr. Drake said the agreement was subject to approval by the City Council. The staff would

make sure there was an exhibit attached to the agreement reflecting the approved traffic movements.

Clint Drake stated that the Council could change the language of the development agreement if it chose. If the Council was comfortable with the approved traffic movement and proper signage, it could approve the agreement.

Councilman Cordova wanted to see an aerial of the traffic movements before the agreement was approved. He wanted to make sure the traffic movement was what was originally approved.

Steve Parkinson said he would bring back a rendition of the traffic movements.

Councilman Cordova moved to table consideration of Resolution No. 15-6 until the next Council meeting in order to allow the staff to present an exhibit of the traffic movement. Councilwoman Becraft seconded the motion. Council members Becraft, Cordova, Hilton, and Tafoya voted “aye.” The motion carried.

11. CITY MANAGER'S REPORT

Andy Blackburn felt the Council needed to hold another budget work session before the next Council meeting. The Council agreed to hold a work session on Tuesday, June 9th, at 5:30 p.m. at the Hope Center.

Andy Blackburn reported that work had begun to add water and power to West Park for Roy Days. Staker Parson was overlaying 5950 South 2000 West. The City was still projecting that work would start on the 4800 South roundabout on August 3rd.

Andy Blackburn stated that Randy Sant wanted to meet with the Economic Development Committee to go over ideas. He asked that the committee members forward him available dates so he could get a meeting scheduled.

Andy Blackburn stated that a girl's softball tournament would be held at West Park on June 11th, 12th, and 13th.

Andy Blackburn stated that Saturday, June 13th would be RAMP Day at the Roy Aquatic Center. All entrance fees during the regular house from 11:00 a.m. to 5:00 p.m. day would be provided by RAMP.

Andy Blackburn stated that he wanted to get Employee of the Month recognition back on track by recognizing Amy Mortenson, the City Recorder. She was always pleasant to be around and made everyone feel better about their job. She drew people to her because of her positive attitude and her pleasant demeanor. She never questioned what she was asked to do. When she was given a task, she did it immediately. Because of her position, she was in regular contact with the public, the news media, Council member, department heads, and employees. Sometimes she got in pretty heated situations, but she listened and treated everyone with dignity and respect, regardless of who they were. Recently

Comcast asked Roy City to participate in Comcast Cares Day, which was the third time in the last five years. Comcast had problems with another city that was participating, so they approached Roy City at the last minute. Amy Mortenson assured Comcast that the City could handle it. She organized everything and put it all together. It was a great success. When the *Standard Examiner* did the transparency audit of cities, Roy City did not do to well. Amy looked into their complaints and immediately responded. The newspaper said Roy's response to criticism should earn it an A+ for effort. Amy's recognition was long overdue. Everyone was better for working with her. She really made Roy City look good.

Mr. Blackburn presented Amy Mortenson with a recognition plaque.

Mayor Pro-Tem stated that Amy's recognition couldn't be placed on the agenda as she prepared the agenda. The Council would have unanimously approved Amy's recognition if it had been an agenda item. The Council appreciated all she did for the City.

Amy Mortenson introduced her husband Curtis, her son Masyn, and other family members in attendance.

12. PUBLIC COMMENTS

D.L. Thurman, 4958 South 3100 West, stated that he owned the barn and home located at 2730 West 4800 South. He asked the Council to really, really look at the traffic movement for the West Park Subdivision. He didn't have a problem with the subdivision, but he felt access to the subdivision was unsafe. Mayor Pro-Tem Tafoya said the City had the same concerns. It was reviewing the traffic movement again before it approved the development agreement.

13. MAYOR AND COUNCIL REPORTS

Councilman Cordova stated that the City had a dog park around 5800 South and 3260 West. He suggested that the City consider making the detention pond on 4800 South into a dog park as well. He didn't feel the City would have to invest a lot of money to do so; possibly a gate. Mr. Blackburn said the staff would look into it and report back to the Council.

14. ADJOURN

Councilman Cordova moved to adjourn the Council meeting at 6:46 p.m. and convene a Redevelopment Agency Meeting. Councilwoman Becraft seconded the motion. Council members Becraft, Cordova, Hilton, and Tafoya voted "aye." The motion carried.

Dave Tafoya, Mayor Pro-Tem

Attest:

Amy Mortenson, Recorder