

## MINUTES OF THE MAY 19, 2015, ROY CITY COUNCIL MEETING

1. Approval of the May 5, 2015, minutes
2. Consideration of Resolution No. 15-1 declaring certain property as surplus and authorizing its sale
3. Consideration of Resolution No. 15-2 approving ambulance transportation rates and charges
4. Consideration of a request for conditional use approval for a drive-up window at Midland Market, an existing convenience store, located at 3805 South Midland Drive
5. Consideration of Roy City Contract No. 2015-6 an agreement between Roy City and Briskey Mechanical, Inc. for replacement of the Roy Recreational Complex boiler
6. Consideration of Roy City Contract No. 2015-7 an agreement between Roy City and Baker Construction, LLC for the 4000 South Roundabout Project
7. Consideration of Resolution No. 15-3 approving an Interlocal Agreement between Weber County law enforcement agencies for the Ogden/Weber Civil Disorder Unit
8. City Manager's report
9. Public comments
10. Mayor and Council reports
11. Adjourn

Minutes of the Roy City Council Meeting held May 19, 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 Willard Cragun	City Manager Andy Blackburn
Councilwoman Marge Becraft	City Attorney Clint Drake
Councilman John Cordova	Secretary Michelle Drago
Councilman Brad Hilton	

Excused: Council members Tafoya and Yeoman

Also present were: Ross Oliver, Public Works Director; Carl Merino, Police Chief; Cathy Spencer, Management Services Director; Steve Parkinson, Planner; Jason Poulsen, Fire Chief; Garrett MacArthur, Youth City Council; Greg Sagen; Andrew Curtis Smith; David Webb; Amy Webb; Stacy MacArthur; Rex Davis; and James Hendrickson.

Moment of Silence: Garrett MacArthur

Pledge of Allegiance: Garrett MacArthur

Mayor Cragun excused Council members Tafoya and Yeoman

#### 1. APPROVAL OF THE MAY 5, 2015, MINUTES

**Councilman Hilton moved to approve the minutes of May 5, 2015, as written. Councilwoman Becraft seconded the motion. Council members Becraft, Cordova, and Hilton voted “aye.” The motion carried.**

#### 2. CONSIDERATION OF RESOLUTION NO. 15-1 DECLARING CERTAIN PROPERTY AS SURPLUS AND AUTHORIZING ITS SALE

Jason Poulsen, Fire Chief, stated that the Fire Department was asking that the City Council declare two ambulances and a paramedic truck as surplus. Two new ambulances were approved in the current budget. The rescue truck was actually owned by Weber County. After it was declared as surplus, the title would be returned to Weber County. Chief Poulsen said the old chassis had 100,000 plus miles, but the bodies had been modified for the ambulance boxes. No one would purchase them with the integrity of the cabs altered, and wrecking yards were not interested. He was open to suggestions about what to do with the chassis. The Fire Department would do whatever it could to get as much as possible out of them.

Mayor Cragun suggested scrapping them out as scrap metal.

Councilman Cordova asked if smaller communities would be interested in the ambulances. Chief Poulsen said they weren't because only the chassis remained.

The Council agreed that scrapping them was probably the best option.

**Councilman Cordova moved to approve Resolution No. 15-1 declaring certain property as surplus and authorizing its sale. Councilman Hilton seconded the motion. A roll call vote was taken: Council members Cordova, Becraft, and Hilton voted "aye." The motion carried.** (Copy filed for record).

Clint Drake, City Attorney, stated that the number system for resolutions and ordinances had been changed. The new system reflected the year in which the resolutions and ordinances were approved.

### 3. CONSIDERATION OF RESOLUTION NO. 15-2 APPROVING AMBULANCE TRANSPORTATION RATES AND CHARGES

Fire Chief Poulsen stated that the Department of Health Bureau of Emergency Services had set the new ambulance transportation rates and charges. The last time the rates and charges were brought before the City Council was April 15, 2014. Intermediate ambulance rates had been increased from \$865 to \$919; advanced life support had increased from \$1,265 to \$1,344.

Councilman Hilton said the rates change almost every year. Chief Poulsen said they did.

**Councilman Hilton moved to approve Resolution No. 15-2 approving ambulance transportation rates and charges. Councilwoman Becraft seconded the motion. A roll call vote was taken: Council members Hilton, Cordova, and Becraft voted "aye." The motion carried.** (Copy filed for record).

### 4. CONSIDERATION OF A REQUEST FOR CONDITIONAL USE APPROVAL FOR A DRIVE-UP WINDOW AT MIDLAND MARKET, A CONVENIENCE STORE, LOCATED AT 3805 SOUTH MIDLAND DRIVE

Steve Parkinson stated that the City had received a request for approval of a conditional use for a drive-up window for the Midland Market Convenience Store. The Zoning Ordinance required all drive-up windows to receive a conditional use whether the building was new construction or existing. Midland Market was an existing convenience store. The Planning Commission held a public hearing on May 12<sup>th</sup> to consider the requested conditional use. The Planning Commission reviewed the DRC's memo, which tried to mitigate the impact of the window on the residential use to the north. They looked at noise; elevations; parking in the proximity of the propane tank; and parking along the west side of the building. The Planning Commission and staff recommended that the Council approve the requested conditional use.

Councilman Hilton felt the Planning Commission did a good job of asking questions. The minutes of the May 12<sup>th</sup> Planning Commission indicated that the applicant's engineer

would look at the parking stalls in the proximity of the propane tank. He asked if it was safe for the Council to move forward with the requested conditional use. Mr. Parkinson said the propane tank was an existing condition and was surrounded by bollards. The applicants were willing to make an effort to mitigate the parking problem. Their engineer would angle the parking stalls to allow for as much back up space as possible.

Councilman Hilton asked about combining parcels. Steve Parkinson stated that Weber County's records showed that the site was divided into two parcels. Combining the parcels was a cleanup item. The applicants were waiting to see if UDOT was willing to sell them a small parcel on the south side of their site. Then they could combine all three parcels at the same time. If UDOT wasn't willing to sell, the applicants would combine the two parcels.

Councilman Cordova asked if the staff would have leverage to encourage the applicants to make the needed changes if the Council approved the conditional use. Mr. Parkinson felt the City stall had leverage because a building permit had not been issued.

**Councilwoman Becraft moved to approve a conditional use for a drive-up window for the Midland Market Convenience Store located at 3805 South Midland Drive based on the staff's findings and subject to the recommendations and conditions of the Development Review Committee and the Planning Commission. Councilman Hilton seconded the motion. All voted "aye." The motion carried.**

5. CONSIDERATION OF ROY CITY CONTRACT NO. 2015-6 AN AGREEMENT BETWEEN ROY CITY AND BRISKEY MECHANICAL, INC. FOR REPLACEMENT OF THE ROY RECREATIONAL COMPLEX STEAM BOILER

Ross Oliver stated that on May 6<sup>th</sup> proposals for the Recreation Complex Steam Boiler Replacement Project were opened. The proposals ranged from \$79,939 to \$198,572. Briskey Mechanical submitted the low bid. Mr. Oliver said the staff recommended that the Council award the contract for the boiler replacement project to Briskey Mechanical, Inc. for \$79,939. Mr. Oliver said Briskey Mechanical did the Roy High School boiler as well. Roy High was very happy with them.

**Councilman Cordova moved to approve Roy City Contract No. 2015-6 an agreement between Roy City and Briskey Mechanical, Inc. for replacement of the Roy Recreational Complex Steam Boiler for \$79,939 and to authorize the Mayor to sign the Notice of Award and Contract Agreement. Councilwoman Becraft seconded the motion. A roll call vote was taken: Council members Becraft, Hilton, and Cordova voted "aye." The motion carried. (Copy filed for record).**

6. CONSIDERATION OF ROY CITY CONTRACT NO. 2015-7 AN AGREEMENT BETWEEN ROY CITY AND BAKER CONSTRUCTION, LLC FOR THE 4000 SOUTH ROUNDABOUT PROJECT

Clint Drake, City Attorney, stated that the 4000 South Roundabout was actually an RDA project. The contract agreement had to be approved by the Redevelopment Agency, not the City Council. The staff didn't realize the project needed RDA approval until it was too late to advertise for the meeting. The project would be considered at an RDA meeting on June 2<sup>nd</sup>. He felt approval on June 2<sup>nd</sup> would still allow the contractor the 60 days he needed to complete the roundabout before school starts in the fall.

7. CONSIDERATION OF RESOLUTION NO. 15-3 APPROVING AN INTERLOCAL COOPERATION AGREEMENT BETWEEN WEBER COUNTY LAW ENFORCEMENT AGENCIES FOR THE OGDEN/WEBER CIVIL DISORDER UNIT

Carl Merino, Police Chief, stated that this Interlocal Agreement was between the law enforcement agencies in Weber County to provide for a civil disorder unit. None of the agencies could provide enough staffing on their own to handle a public disturbance. The civil disorder unit would use equipment from the Olympics. The agencies would provide training and deployment.

**Councilman Hilton moved to approve Resolution No. 15-3 approving an Interlocal Cooperation Agreement between Weber County law enforcement agencies for the Ogden/Weber Civil Disorder Unit. Councilman Cordova seconded the motion. A roll call vote was taken: Council members Hilton, Becraft, and Cordova voted "aye." The motion carried. (Copy filed for record).**

8. CITY MANAGER'S REPORT

Andy Blackburn stated that the City's summer hours would begin on Tuesday, May 26<sup>th</sup> and end on Friday, August 28<sup>th</sup>. Hours of operation would be 7:30 a.m. to 5:30 p.m. Monday through Thursday, and 7:30 to 11:30 a.m. on Friday.

Andy Blackburn reported that the Council would hear a presentation from the developer doing Geneva Steel at the next Council meeting. The developer would like to propose a development by the Front Runner Station. The developer wanted to speak with the Council before filing an application.

Andy Blackburn reported that the City had received a permit from the State for the lights on 1900 West. Installation of the lights for the beautification project had started.

Councilman Hilton asked if Mr. Blackburn had heard anything from Randy Sant. Mr. Blackburn said he had not. Councilman Hilton asked that Mr. Blackburn contact Mr. Sant if he had not called by the end of the week.

Andy Blackburn stated that an article in the *Standard Examiner* indicated that there was a carbon fiber company looking for a place to expand. He thought Longmea would be a good location for them. Unfortunately, when he contacted them, they said they were not looking to expand.

## 9. PUBLIC COMMENTS

James Hendrickson, 4095 West 5600 South, asking about zoning in Roy. He was told property located at 4061 West 5500 South, was zoned for an agricultural use even though the surrounding area was residential. The property now seemed to have a multi-use. There was a lot of junk and junk vehicles on the property in addition to sheep. The property was not maintained at all. One of the houses burned down last year. He felt the property should be rezoned. He had contacted Weber County.

Clint Drake said the property in question was currently located in Weber County. It was surrounded by properties that had been incorporated into Roy. The City was in the process of annexing unincorporated islands in the City. After the islands were annexed, the City could zone them.

Mayor Cragun stated that when properties in the Roy area developed, they were annexed into the City. Some property owners resisted annexation into Roy. Over the years, the unincorporated islands had become a problem. The planning staff was moving forward with the annexation of the unincorporated islands.

Clint Drake said this was a complex area of law. The City could not force the annexation to happen. Ultimately it did not have the final say; the property owners did. The City would proceed with the annexation and see where it ended up.

## 10. MAYOR AND COUNCIL REPORTS

Mayor Cragun stated that City had received some beautiful rain storms in the past week. He had received a number of complaints about property owners that were using their secondary water while it was raining. The drought in Utah was not over. There would still be water restrictions. He would like to see the City move forward with conservation requirements. He asked that people voluntarily restrict their water use.

Mayor Cragun said he had received complaints about dogs in the parks without leashes. He asked the citizens to have consideration for others using the parks by restricting their dogs while in City parks. The City did have a dog park where dogs were free to run.

Councilman Hilton stated that the Roy High School Class of 2015 would be graduating on Wednesday, May 20<sup>th</sup>. His son was one of them. The graduation ceremony would be held at the Dee Events Center. The senior party would be in Syracuse at The Rush. The Roy High Ladies' Lacrosse team took state. It was a great accomplishment as they had only been playing for a few years. He recommended that the Council recognize them.

Clint Drake understood that some of the Roy High School students broke state weight lifting records. Councilman Hilton said Roy High placed fourth overall. Jaden Brown broke the state record for hang and cling. In other weight lifting events Roy High took first, second, and fifth.

Mayor Cragun asked that the staff schedule recognition of members of the lacrosse and weight lifting teams on the next Council agenda.

Councilman Hilton commended Ross Oliver and the street crews for their efforts to keep the storm drains clean during the recent rain storms in order to prevent flooding.

Mayor Cragun commended Garrett MacArthur from the Youth City Council. He was one of the first to respond to the request for applicants. Councilwoman Becraft had done a lot of work putting the Youth Council together. He invited Garrett to continue attending the City Council meetings throughout the summer.

Garrett MacArthur stated that school would be finished for the year on Friday, May 22<sup>nd</sup>. He didn't know of any student concerns right now.

9. ADJOURN

**Councilwoman Becraft moved to adjourn the Council meeting at 6:38 p.m. Councilman Hilton seconded the motion. Council members Becraft, Cordova, and Hilton voted "aye." The motion carried.**

Attest:

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Willard Cragun  
Mayor

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Amy Mortenson  
Recorder