

## MINUTES OF THE MAY 5, 2015, ROY CITY COUNCIL MEETING

1. Approval of the April 21, 2015, minutes
2. Presentation of Fiscal Year 2016 Budget
3. Consideration of an agreement between Roy City and RS Contract Management – Roy City Contract No. 2015-4
4. Consideration of Ordinance No. 1079 prohibiting the avoidance of Traffic Control Devices; Cutting Corners
5. Consideration of Resolution No. 1076 declaring certain property as surplus and authorizing its sale
6. Consideration of Ordinance No. 1080 amending Title 12 – Flood Control
7. City Manager's report
8. Public comments
9. Mayor and Council reports
10. Adjourn

Minutes of the Roy City Council Meeting held May 5, 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  
Councilwoman Karlene Yeoman

City Manager Andy Blackburn  
Secretary Michelle Drago

Excused: Mayor Willard Cragun and City Attorney Clint Drake

Also present were: Ross Oliver, Public Works Director; Carl Merino, Police Chief; Cathy Spencer, Management Services Director; Steve Parkinson, Planner; Robert Bergeson; Tyler Price; Gary Empey; James Hopkins; Makayla Kohl; Morgan West; Nicole Wood; Becca Flitton; Larry Jones; Ashley Tanner; Matthew Walworth; Ethan Shepherd; Braxton Nebeker; Jacob Bird; Ben Walworth; Brian Fowers; Greg Sagen; Alyssa Trobaugh; Braxton Dickson; Dustin Kearns; Boy Scout Troop 275; and Rachel Trotter.

Moment of Silence: Councilman Cordova

Pledge of Allegiance: Boy Scout Troop 275

#### 1. APPROVAL OF THE APRIL 21, 2015, MINUTES

**Councilman Hilton moved to approve the minutes of April 21, 2015, as written. Councilman Cordova seconded the motion. Council members Becraft, Cordova, Hilton, Tafoya, and Yeoman voted “aye.” The motion carried.**

#### 2. PRESENTATION OF FISCAL YEAR 2016 BUDGET

Cathy Spencer, Management Services Director; stated that the City Council had received a copy of the tentative Fiscal Year 2016 Budget. The budget included a slight, 2.21%, increase in sales tax, which would help with expenditures. There weren't any rate increases in the General Fund. There were a couple of areas with flat revenue – Recreation and Building Fees. There would not be an increase in the cemetery sales budget as all of the lots in the cemetery had been sold. There would be revenue from actual burials, but not from the sale of lots. Ms. Spencer said expenditures included three part-time positions – two in Public Works and one in Finance; a 2% COLA; and a 1% merit increase. Most of the requested capital had been funded. The City was continuing with the rotation of vehicles in the Police Department. In the Water Department, there was an increase in both the water and sewer fees. The City was

simply passing on rate increases from the contractors. The Capital Project Funds included the construction of North Park and the 1900 West Beautification Project. Ms. Spencer said that in the Garbage Fund, citizens would once again have the opportunity to opt out of the recycling program in June. She felt that this year the City would fall below the required 75% participation rate, which would result in a fee increase, which would affect the garbage and recycling rate. The increased garbage rate would affect all citizens whether they participated in the recycling program or not. As the rates increased, more citizens would opt out. It was a double negative. As long as the City provided an opportunity for people to opt out, they would do so, and the City would see increased garbage rates.

Ms. Spencer asked that the Council accept the tentative Fiscal Year 2016 budget for consideration and schedule a public hearing for June 2, 2015, at 6:00 p.m.

Councilman Cordova stated that he didn't see much of a difference in the garbage fees between those who participated in the recycling program and those who opted out. He felt there should be more of a difference to encourage people to participate in the recycling program. Ms. Spencer suggested that the increased garbage fees be spread only among those who opted out rather than across the board.

Councilman Tafoya asked that the administration provided a copy of Waste Management's contract to review during the Council's budget work session.

Councilman Cordova asked about using smaller recycling cans. Andy Blackburn said he would contract Waste Management to find out details about smaller cans.

Cathy Spencer stated that Waste Management did not charge a different rate for different size cans. The actual savings were in the decreased tipping fees.

Councilwoman Yeoman suggested including information about the recycling program in the City's newsletter. Waste Management was willing to send information to the City. Cathy Spencer said the City had a recycling handout it gave to new customers. It was also posted on the City's website.

Councilman Cordova said it came down to a lifestyle choice. Some chose to recycle; some did not.

**Councilman Cordova moved to accept the tentative Fiscal Year 2016 Budget for consideration and to set a public hearing for June 2, 2015, at 6:00 p.m. Councilwoman Yeoman seconded the motion. Council members Becraft, Cordova, Hilton, Tafoya, and Yeoman voted "aye." The motion carried.**

**3. CONSIDERATION OF ROY CITY CONTRACT NO. 2015-4 AN AGREEMENT BETWEEN ROY CITY AND RS CONTRACT MANAGEMENT**

Andy Blackburn stated that the City Council had discussed bringing on an economic consultant. Contract No. 2015-4 would approve an agreement with Randy Sant from RS

Contract Management. The agreement had been reviewed by both the City Attorney and himself. The agreement included a Termination of Convenience clause. He felt it was a good proposal.

Councilman Cordova felt the timing of the agreement was crucial. Randy Sant would soon be going to Las Vegas. If the agreement was approved, Roy City would be one of his clients. He would be able to speak for the City. He already had two meeting set up.

Councilman Tafoya said Randy Sant was a long time resident of Roy.

Councilman Hilton said the City had met with a few other consultants, but Randy Sant seemed like a natural fit at a good price.

Councilwoman Yeoman was encouraged that he already had two meeting set up.

**Councilman Hilton moved to approve Roy City Contract No. 2015-4, an agreement between Roy City and RS Contract Management. Councilwoman Becraft seconded the motion. A roll call vote was taken: Council members Yeoman, Hilton, Becraft, Tafoya, and Cordova voted "aye." The motion carried. (Copy filed for record).**

4. CONSIDERATION OF ORDINANCE NO. 1079 PROHIBITING THE AVOIDANCE OF TRAFFIC CONTROL DEVICES; CUTTING CORNERS

Andy Blackburn stated that the City Attorney had written Ordinance No. 1079 at the request of Councilman Cordova after he witnessed a traffic incident. The City determined that the State Code did not prohibit the avoidance of traffic control devices and City didn't either. If the Council approved Ordinance No. 1079 it would go into effect immediately.

Police Chief Carl Merino stated that he had reviewed the ordinance. The Police Department would not have a problem enforcing it. It was definitely a safety consideration.

**Councilwoman Yeoman moved to approve Ordinance No. 1079 prohibiting the avoidance of traffic control devices; cutting corners. Councilman Cordova seconded the motion. A roll call vote was taken: Council members Becraft, Tafoya, Cordova, Yeoman, and Hilton voted "aye." The motion carried. (Copy filed for record).**

5. CONSIDERATION OF RESOLUTION NO. 1076 DECLARING CERTAIN PROPERTY AS SURPLUS AND AUTHORIZING ITS SALE

Councilman Tafoya stated that Public Works wanted to surplus a 1993 Chevrolet, 2005 asphalt zipper, Whiteman concrete saw, and Graco Line Lazer II paint sprayer.

Councilwoman Becraft asked how the City would sell the saw and paint sprayer. Ross Oliver, Public Works Director, said they would be placed on KSL for the public to purchase.

**Councilwoman Becraft moved to approve Resolution No. 1076 declaring certain property as surplus and authorizing its sale. Councilman Hilton seconded the motion. A roll call vote was taken: Council members Cordova, Hilton, Tafoya, Yeoman and Becraft voted “aye.” The motion carried. (Copy filed for record).**

6. CONSIDERATION OF ORDINANCE NO. 1080 AMENDING TITLE 12 – FLOOD CONTROL

Steve Parkinson stated that a few months ago he was contacted by John Crofts from the Utah National Flood Insurance. Mr. Crofts informed the City that a new Flood Plain Map would be issued on June 2, 2015, and that the City needed to adopt or readopt new flood prevention measures to satisfy Code of Federal Regulations (CFR) 44 Section 60.3(b) before that date. Mr. Parkinson said he had compared Title 12 of the City Code with the new requirements in CFR 44. The amendments needed to make Title 12 comply with the requirements of CFR 44 were outlined in Ordinance No. 1080. Mr. Parkinson said that if the City did not readopt the federal regulations on or before June 2<sup>nd</sup>, the City would be suspended from the National Flood Insurance Program, and homes in the flood plain would not have flood insurance. There were about 12 homes in the flood plain. Title 12 was currently under the direction of the Public Works Director. However, all FEMA maps and questions regarding the maps were handled by the Planning and Zoning Office. The proposed amendments also changed which office was responsible for Title 12. The staff asked that the Council approve Ordinance No. 1080 as outlined.

Councilman Cordova asked where the flood plain in Roy was located geographically. Mr. Parkinson said it was northwest of Sandridge Junior High.

Councilman Tafoya asked that a copy of the flood plain map be attached to Ordinance No. 1080. Mr. Parkinson said he would attach a copy of the new Flood Plain Map to Ordinance No. 1080 when it arrived.

Councilman Hilton asked which section of Title 12 listed which office was responsible for its administration. Mr. Parkinson said it was located in Chapter 4.

Councilman Tafoya stated that one of the major flood problems in the City was the golf course. It was not in the flood plain. Would flood insurance help the homeowners along the west side of the golf course? Andy Blackburn said he would find out.

Councilman Cordova asked if the golf course pond was on City property or private. Mr. Blackburn thought it was located on the City's property. Ross Oliver said the pond was on the City property. Last year, the City put a drain line along the northwest end of the golf course and ran it to 5200 South.

Councilman Hilton thanked Steve Parkinson for his efforts to update Title 12.

**Councilman Cordova moved to approve Ordinance No. 1080 adopting the floodplain management measures of the Federal Emergency Management Agency's (FEMA) National Flood Insurance Program (NFIP). Councilwoman Becraft seconded the motion a roll call vote was taken: Council members Hilton, Cordova, Becraft, Tafoya, and Yeoman voted "aye." The motion carried. (Copy filed for record).**

#### 7. CITY MANAGER'S REPORT

Andy Blackburn stated that the Comcast Cares Day on April 25<sup>th</sup> was very successful. There were over 500 hundred volunteers who helped clean up Sandridge Park and lay sod at Emma Russell Park.

Andy Blackburn stated that he met with the attorney who would be handling the annexation of unincorporated islands in Roy City. The paperwork would be completed before long. The attorney was working in conjunction with the City Engineer to make sure all of the legal descriptions were correct.

Andy Blackburn reported that the City was working on an agreement with Reagan Sign. He hoped to have something to present to the Council at the next meeting. Councilman Cordova asked if there would be an electric sign on both sides. Mr. Blackburn said there would be an electronic sign for southbound traffic only due to the cost.

Andy Blackburn said he met with Randy Jeffries from UDOT about the 1750 West Riverdale Road intersection. UDOT was having their engineers look at the intersection again. UDOT said they wouldn't do anything until they got in touch with the City. Councilman Tafoya asked that Mr. Blackburn contact Brent Litz about the intersection.

Andy Blackburn stated that he would be out of the office for the rest of the week; Clint Drake, City Attorney, and the Mayor would be out of town as well.

#### 8. PUBLIC COMMENTS

Brian Fowers, 2040 West 4350 South, stated that the City Manager never contacted him about the construction plans for North Park. Councilman Tafoya asked that Mr. Fowers contact Travis Flint, the Parks and Recreation Director.

#### 9. MAYOR AND COUNCIL REPORTS

Councilwoman Becraft reported that the lights for downtown had been delivered. The sign would be installed within 30 to 45 days. A Request for Proposal for the water feature by Harmon's was advertised. Unfortunately, no proposals were received. The City could re-advertise or sub the work out. Andy Blackburn said the City might be able to save money by subbing the work out. It seemed the sign contractors were leery of the waterfall feature. The City Engineer could contact the sign contractors directly.

Councilwoman Yeoman felt it would be best to sub the work out rather than wait any longer.

Councilwoman Yeoman asked about the status of the lights on 1900 West. Ross Oliver said the staff had met with UDOT and submitted the requested information, but the City still had not received a permit.

Councilman Hilton stated that last weekend there was a serious automobile accident in Roy involving an 11-year-old girl. She was thrown through the windshield. Roy's EMS responded very quickly, but could not establish an airway. They rushed her to the Davis ER on 5600 South. The team of doctors, nurses and Roy's EMS were able to stabilize her for a life flight to Primary Children's Hospital. She was now doing fine. This type of situation was exactly why the City brought the ER to Roy. The hospital received a letter from Primary Children's indicating that she would not have survived if the ER had not been there. Kudos to the Roy City EMS and police officers involved.

Councilwoman Yeoman stated that she would not be able to attend the next two Council meetings.

Councilman Cordova stated that several meetings ago Kim Dixon informed the Council about her plans to put up flags throughout Roy to honor the World War II veterans from Roy on Victory in Europe Day – Friday May 8<sup>th</sup>. Her plans had changed. All of the flags would now be displayed in front of the Fire Station from 8:00 a.m. to 8:00 p.m. He asked that the staff look into portable lights to light the flags.

#### 9. ADJOURN

**Councilwoman Yeoman moved to adjourn the Council meeting at 6:29 p.m. and convene a Redevelopment Agency Meeting. Councilman Hilton seconded the motion. Council members Becraft, Cordova, Hilton, Tafoya, and Yeoman voted "aye." The motion carried.**

Attest:

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Dave Tafoya  
Mayor-Pro Tem

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Amy Mortenson  
Recorder