

MINUTES OF THE SPECIAL NOVEMBER 7, 2012, ROY CITY COUNCIL MEETING

1. Approval of October 16, 2012, minutes
2. Ratification of the Mayor's appointments to the Planning Commission
3. Consideration of an Interlocal Agreement for Fire Department consulting services - Roy City Contract No. 2012-5
4. Public comments
5. Consideration of an Interlocal Agreement ratifying the previous creation of an Interlocal Law Enforcement Agency Agreement for the specific purpose of reducing the manufacture, distribution and use of illegal controlled substances within Weber and Morgan County - Roy City Contract No. 2012-6
6. Consideration of a request for preliminary approval of a commercial subdivision on property located at approximately 5160 South 1900 West (Vorwaller Commercial Subdivision)
7. Consideration of a request for conditional use approval to allow Class B Liquor and Beer licenses for La Frontera Restaurant located at approximately 5390 South 1900 West
8. Request for approval of an alcoholic beverage license for La Frontera Roy, Inc. located at approximately 5390 South 1900 West
9. City Manager's report
10. Mayor and Council reports
11. Motion to adjourn and convene a Redevelopment Agency Meeting

Minutes of the Special Roy City Council Meeting held November 7, 2012, at 6:00 p.m. in the City Council Room of the Roy City Municipal Building.

The meeting was a special meeting. 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 Willard Cragun
Councilman Brad Hilton
Councilman Dave Tafoya

City Manager Chris Davis
City Attorney Andy Blackburn
Secretary Michelle Drago

Excused: Councilman Michael Stokes

Also present were: Jared Hall, Planner; Greg Whinham, Police Chief; Rachel Trotter; Joe Adair; Chatana Adair; Dan Moore; Erica Amaya; Greg Seegmiller; Porter Seegmiller; and Boy Scout Troop 337.

Moment of Silence: Councilman Tafoya

Pledge of Allegiance: Councilman Tafoya

Mayor Ritchie welcomed students from Fremont High Schools and Boy Scout Troop 337.

1. APPROVAL OF OCTOBER 16, 2012, MINUTES

Commissioner Hilton moved to approve the minutes of October 16, 2012, as written. Councilman Cordova seconded the motion. Council members Cordova, Cragun, Hilton, and Tafoya voted “aye.” The motion carried.

2. RATIFICATION OF THE MAYOR'S APPOINTMENTS TO THE PLANNING COMMISSION

Mayor Ritchie stated that there were currently two vacancies on the Planning Commission. A third vacancy would be opening in the near future. He had interviewed the applicants recommended by Jared Hall and extended appointments to Joe Paul, who would replace Bill Merx, and Karlene Yeoman, who would fill the unexpired portion of Dave Dickson's term. He asked that the City Council to ratify his appointments.

Councilman Tafoya moved to ratify the Mayor's appointments of Joe Paul and Karlene Yeoman to the Planning Commission. Councilman Hilton seconded the motion. Council members Cordova, Cragun, Hilton, and Tafoya voted “aye.” The motion carried.

Mayor Ritchie stated that he would make the third appointment when the time was appropriate.

3. CONSIDERATION OF AN INTERLOCAL AGREEMENT FOR FIRE DEPARTMENT CONSULTING SERVICES - ROY CITY CONTRACT NO. 2012-5

Chris Davis stated that this agreement was between Roy City and Riverdale City for Fire Department consulting services. The agreement was to provide guidance to Riverdale City's interim fire chief. The original agreement had been modified to comply with the Utah Retirement System. The agreement could be terminated by either party with 60 days notice.

Councilman Cordova asked if the agreement was for guidance only. Mr. Davis said it was. The interim fire chief would need a lot of guidance.

Councilman Hilton asked about attending Riverdale Council meetings. Mr. Davis said attendance at Riverdale's Council meetings would be at the discretion of Riverdale's city manager. Riverdale's meetings would not conflict with Roy's.

Councilman Hilton asked about the compensation amount of 30%. Mr. Davis said the agreement had been changed from 30% to a specific dollar amount of about \$3,500 a month. The dollar amount was based on the anticipated time constraint.

Mr. Davis asked that this item be tabled until the Council could be provided with an up-to-date copy of the agreement.

4. PUBLIC COMMENTS

There were none.

5. CONSIDERATION OF AN INTERLOCAL AGREEMENT RATIFYING THE PREVIOUS CREATION OF AN INTERLOCAL LAW ENFORCEMENT AGENCY AGREEMENT FOR THE SPECIFIC PURPOSE OF REDUCING THE MANUFACTURE, DISTRIBUTION AND USE OF ILLEGAL CONTROLLED SUBSTANCES WITHIN WEBER AND MORGAN COUNTY - ROY CITY CONTRACT NO. 2012-6

Chris Davis stated that this was an update of the Weber/Morgan Strike Force agreement. Nothing in the agreement had been changed. It was merely recognizing that there had been changes in entities over time.

Councilman Cragun stated that the Strike Force had been a very valuable tool in Weber County since its establishment. He commended this agreement. If each agency tried to foot the bill for such a tool, it would be disastrous. The Strike Force did a great job and worked well together.

Mayor Ritchie stated that the City did not have sufficient manpower to do this by itself.

Councilman Tafoya asked if anyone from Roy had ever been commander of the Strike Force. Chief Whinham said they had not. The current commander was from Weber County. The previous commander was from South Ogden. In order for someone from Roy to be a commander, it would require a deputy chief position. Councilman Tafoya encouraged Roy City to take the opportunity to serve as a commander if it came.

Councilman Tafoya moved to approve Roy City Contract No. 2012-6 approving an interlocal agreement ratifying the previous creation of an Interlocal Law Enforcement Agency Agreement for the specific purpose of reducing the manufacture, distribution and use of illegal controlled substances within Weber and Morgan County. Councilman Hilton seconded the motion. A roll call vote was taken: Council members Hilton, Cordova, Tafoya, and Cragun voted "aye." The motion carried. (Copy filed for record).

6 CONSIDERATION OF A REQUEST FOR PRELIMINARY APPROVAL OF A COMMERCIAL SUBDIVISION ON PROPERTY LOCATED AT APPROXIMATELY 5160 SOUTH 1900 WEST (VORWALLER COMMERCIAL SUBDIVISION)

Jared Hall stated the City had received a request for preliminary approval of a commercial subdivision for the Vorwaller property, more commonly known as the Sparetime Bowling Alley. The property extended from 1900 West to Airport Road. The proposed subdivision split the property into two lots. The new lot consisted of 0.59 acres and would be located on the east end. It would have frontage onto 5150 South and Airport Road. The existing bowling alley would be located on the remaining lot and would have 2.43 acres. The proposed subdivision would include the north half of the 5200 South right-of-way which the Council recently agreed to vacate. The two lots would share access and parking. The new lot would be a single user building. It would not contain a strip mall. The Development Review Committee and the Planning Commission both recommended that the Council grant preliminary approval of the proposed subdivision.

Mayor Ritchie asked if the second lot would share a driveway with the bowling alley. Mr. Hall said it was likely that the two lots would share a driveway approach.

Councilman Cordova asked about the vacation of the 5200 South right-of-way. Mr. Hall said the vacation had allowed room for Lot No. 2 to have better access.

Councilman Tafoya asked if part of 5200 South would be used for roadway access. Mr. Hall said the west end of 5200 South would remain a public right-of-way and would be used by the surrounding businesses.

Councilman Hilton asked if the staff had been able to reach an agreement with Mr. Lee. Mr. Hall said the end result of the vacation was that access for the Elks Lodge would not get worse. It could get better if Mr. Lee would participate in an access agreement. Mr. Lee would pick up the southern half of the vacated right-of-way. He currently had access to his properties from Riverdale Road. It was likely that the Elks Lodge, Vorwaller, and owner of the new lot would have a shared access agreement. Hopefully, Mr. Lee would agree to participate in that agreement.

Councilman Cragun moved to grant preliminary approval of the Vorwaller Commercial Subdivision located at approximately 5160 South 1900 West based on the staff's findings and the recommendations of the staff and Planning Commission. Councilman Hilton seconded the motion. Council members Cordova, Cragun, Hilton, and Tafoya voted "aye." The motion carried.

7. CONSIDERATION OF A REQUEST FOR CONDITIONAL USE APPROVAL TO ALLOW CLASS B LIQUOR AND BEER LICENSES FOR LA FRONTERA RESTAURANT LOCATED AT APPROXIMATELY 5390 SOUTH 1900 WEST

Mayor Ritchie stated that the City had received a request for a conditional use permit from the La Frontera Restaurant for Class B Beer and Class B Liquor licenses. Both licenses would be for on-premise consumption. The staff and Planning Commission had reviewed the request and recommended approval.

Councilman Cordova moved to approve a conditional use permit for Class B Beer and Class B Liquor licenses for a restaurant located at 5390 South 1900 West based on the staff's findings and 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.

8 REQUEST FOR APPROVAL OF AN ALCOHOLIC BEVERAGE LICENSE FOR LA FRONTERA ROY, INC. LOCATED AT APPROXIMATELY 5390 SOUTH 1900 WEST

Mayor Ritchie stated that now the conditional use permit had been approved the La Frontera Restaurant was asking that the City approve the actual Class B Beer and Class B Liquor licenses. Approval of the licenses would allow them to complete their State licensing. Approval of the licenses was the City's permission for them to have a State license.

Councilman Cordova moved to approve Class B Beer and Class B Liquor licenses for the restaurant located at 5390 South 1900 West. Councilman Cragun seconded the motion. Council members Cordova, Cragun, Hilton, and Tafoya voted "aye." The motion carried.

9. CITY MANAGER'S REPORT

Chris Davis reminded the City Council that the annual Tree Lighting Ceremony would be held on November 19th at 5:30 p.m.

Chris Davis stated that the ribbon cutting for the Iasis Medical Center would be held on November 8th at 9:30 a.m. The Council had been invited to attend.

Chris Davis stated that on Saturday, December 8th, a dinner with the 75th Anniversary Committee had been scheduled. It would be held at the Maddox Restaurant at 7:00 p.m.

Chris Davis stated that the Council needed to schedule a work session in December. The Council agreed to meet on December 12th.

Chris Davis stated that the City Council had received invitations from Roy High School for December 13th.

10. MAYOR AND COUNCIL REPORTS

There were none.

11. MOTION TO ADJOURN AND CONVENE A REDEVELOPMENT AGENCY MEETING

Councilman Hilton moved to adjourn the City Council Meeting at 6:22 p.m. and convene a Redevelopment Agency Meeting. Councilman Tafoya seconded the motion. Council members Cordova, Cragun, Hilton, and Tafoya voted "aye." The motion carried.

Joe H. Ritchie
Mayor

Attest:

Amy Mortenson
Recorder

dc:cnov712