

MINUTES OF THE MAY 3, 2011, ROY CITY COUNCIL MEETING

1. Approval of April 5, 2011, minutes
2. Presentation of Tentative FY2012 Budget
3. Motion to adjourn the City Council Meeting and convene a Redevelopment Agency Meeting
4. Motion to adjourn the Redevelopment Agency Meeting and reconvene the City Council Meeting
5. Approval of Roy City Contract Number 2011-7 - an Interlocal Agreement for Paramedic Aboard Charges
6. Appointment of the 2011 Planning Commission Chair and Vice Chair
7. Public comments
8. Consideration of Ordinance No. 1038 vacating Lot No. 19 of the Russell Farm Estates Subdivision
9. Consideration of a request for a conditional use to allow a personal instruction service business on property located at approximately 1821 West 4000 South
10. Consideration of a request for a conditional use to allow an electronic message center sign on property located at approximately 4070 South Midland Drive
11. Consideration of a request for a conditional use to allow a Class B Beer license on property located at approximately 1853 West 5600 South
12. Consideration of a request for a conditional use to allow a Class B Liquor license on property located at approximately 1853 West 5600 South
13. Request for approval of alcoholic beverage licenses for Golden Peony DBA So Delicious located at approximately 1853 West 5600 South
14. City Manager's report
15. Mayor and Council reports
16. Adjourn

Minutes of the Roy City Council Meeting held May 3, 2011, 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 Willard Cragun
Councilman Brad Hilton
Councilman Larry Peterson
Councilman Dave Tafoya

City Manager Chris Davis
Secretary Michelle Drago

Excused: Councilman Michael Stokes and City Attorney Andy Blackburn

Also present were: Jon Ritchie, Fie Chief; Tony Reynolds, Community and Economic Development Director; Cathy Spencer, Management Services Director; Greg Whinham, Police Chief; Adam Bowers; Rachel Trotter; Kenny Russell; Christopher Kolinski; Val Iverson; Terry Atkinson; Tod Spendlove; Janet Baird; Theresa Chantry; and Jonathan Chantry.

Moment of Silence: Councilman Peterson

Pledge of Allegiance: Councilman Peterson

1. APPROVAL OF APRIL 5, 2011, MINUTES

Councilman Hilton moved to approve the minutes of April 5, 2011, as written. Councilman Tafoya seconded the motion. Council members Cragun, Hilton, Peterson, and Tafoya voted "aye." The motion carried.

2. PRESENTATION OF TENTATIVE FY2012 BUDGET

Cathy Spencer, Management Services Director, stated that the preliminary budget for FY2012 was \$14,822,961 and was very similar to the budgets for the past couple of years. There were no additions to the staff and very little capital. The department heads had listed needed capital and personnel items, but they were not included in the budget. There were a few fee increases in animal services and the Police Department for records reports. There was an increase in the Utility Enterprise Fund due to a 25% increase by Central Weber Sewer. The budget did not propose to increase property taxes or use the reserve fund to balance the budget. Ms. Spencer asked the Council to accept the tentative budget and set a public hearing to consider the final budget on June 7th or 21st.

Councilman Peterson moved to accept the tentative FY2012 budget. Councilman Cragun seconded the motion. Council members Cragun, Hilton, Peterson, and Tafoya voted “aye.” The motion carried.

Councilman Peterson suggested that the notice for the public hearing include notification that the City would adjust the property tax rate to capture new growth.

Councilman Peterson moved to set a public hearing on June 7, 2011, at 6:00 p.m. to consider the final FY2012 budget. Councilman Hilton seconded the motion. Council members Cragun, Hilton, Peterson, and Tafoya voted “aye.” The motion carried.

3. MOTION TO ADJOURN THE CITY COUNCIL MEETING AND CONVENE A REDEVELOPMENT AGENCY MEETING

Councilman Peterson moved to adjourn the City Council meeting at 6:05 p.m. and convene a Redevelopment Agency Meeting. Councilman Tafoya seconded the motion. Council members Cragun, Hilton, Peterson, Stokes, and Tafoya voted “aye.” The motion carried.

4. MOTION TO ADJOURN THE REDEVELOPMENT AGENCY MEETING AND RECONVENE THE CITY COUNCIL MEETING

Councilman Cragun moved to adjourn the Redevelopment Agency Meeting at 6:08 p.m. and reconvene the City Council meeting. Councilman Tafoya seconded the motion. Council members Cragun, Hilton, Peterson, and Tafoya voted “aye.” The motion carried.

5. APPROVAL OF ROY CITY CONTRACT NUMBER 2011-7 - AN INTERLOCAL AGREEMENT FOR PARAMEDIC ABOARD CHARGES

Jon Ritchie, Fire Chief, stated that Contract 2011-7 would renew an interlocal agreement for paramedic aboard charges. The agreement involved eight entities. The agreement was started five years ago so that the entities involved could charge paramedic aboard fees to ambulance services. The rate for paramedic aboard fees was set by the State Bureau of Emergency Medical Services.

Councilman Cragun moved to approve Roy City Contract No. 2011-7 - an interlocal agreement for paramedic aboard charges. Councilman Hilton seconded the motion. A roll call vote was taken: Council members Hilton, Cragun, Peterson, and Tafoya voted “aye.” The motion carried. (Copy filed for record).

6. APPOINTMENT OF THE 2011 PLANNING COMMISSION CHAIR AND VICE CHAIR

Mayor Ritchie stated that the Planning Commission had asked that Tom Stonehocker and Lee Holt be appointed to serve as the Chair and Vice Chair of the Planning Commission for the remainder of the calendar year.

Councilman Tafoya moved to appoint Tom Stonehocker and Lee Holt as the Chair and Vice Chair of the Planning Commission for 2011. Councilman Hilton seconded the motion. Council members Cragun, Hilton, Peterson, and Tafoya voted "aye." The motion carried.

7. PUBLIC COMMENTS

Janet Baird, 6085 South 2450 West, stated that in March she approached the City Council about funding for Miss Dixie, who was a citizen of Roy City. She was told about the application and hearing process. On April 5th she turned in the required study, but she hadn't heard anything from the City Attorney, Andy Blackburn. She wondered about the status of her request. Mayor Ritchie knew that Mr. Blackburn had been working on the study. He was out of the office, but the staff would contact him to find out the status of Ms. Baird's study.

8. CONSIDERATION OF ORDINANCE NO. 1038 VACATING LOT NO. 19 OF THE RUSSELL FARM ESTATES SUBDIVISION

Mayor Ritchie stated that the City Council had previously reviewed the Russell Farm Estates Subdivision. Lot No. 19 had been separated from the original subdivision. In order for Lot No. 19 to be subdivided, the County Recorder's office required that the original lot be vacated along with rights-of-way and easements. Ordinance No. 1038 would be recorded prior to the amended subdivision plat.

Councilman Cragun moved to approve Ordinance No. 1038 vacating Lot No. 19 of the Russell Farm Estates Subdivision subject to the ordinance being recorded prior to the amended plat. Councilman Peterson seconded the motion. A roll call vote was taken: Council member Tafoya, Cragun, Hilton, and Peterson voted "aye." The motion carried. (Copy filed for record).

9. CONSIDERATION OF A REQUEST FOR A CONDITIONAL USE TO ALLOW A PERSONAL INSTRUCTION SERVICE BUSINESS ON PROPERTY LOCATED AT APPROXIMATELY 1821 WEST 4000 SOUTH

Mayor Ritchie stated that the City had received a request for a conditional use for a personal instruction service that would be located in part of the building previously occupied by the Boys & Girls Club. The business would be a trampoline gym known as Get Air. The staff and Planning Commission had reviewed the request and recommended that it be approved.

Councilman Tafoya asked if the facilities would be just for training or if they would be open to the public. Tony Reynolds said it would be a little of both. There would be time set aside for training and time that would be open for people to come in.

Councilman Hilton asked if the facility would be similar to the one in Orem. Mr. Reynolds said it would. The trampolines would come up the walls.

Councilman Hilton moved to approve a conditional use for a personal instruction service business on property located at approximately 1821 West 4000 South based on the findings and recommendations of the staff and Planning Commission. Councilman Tafoya seconded the motion. Council members Cragun, Hilton, Peterson, and Tafoya voted "aye." The motion carried.

10. CONSIDERATION OF A REQUEST FOR A CONDITIONAL USE TO ALLOW AN ELECTRONIC MESSAGE CENTER SIGN ON PROPERTY LOCATED AT APPROXIMATELY 4070 SOUTH MIDLAND DRIVE

Mayor Ritchie stated that McDonald's had applied for a conditional use to have an electronic message center for their monument sign. The staff and Planning Commission had reviewed the request and recommended that it be approved.

Councilman Peterson moved to approve a conditional use for an electronic message center sign at 4070 South Midland Drive based on the findings and recommendations of the staff and Planning Commission. Councilman Hilton seconded the motion. Council members Cragun, Hilton, Peterson, and Tafoya voted "aye." The motion carried.

11. CONSIDERATION OF A REQUEST FOR A CONDITIONAL USE TO ALLOW A CLASS B BEER LICENSE ON PROPERTY LOCATED AT APPROXIMATELY 1853 WEST 5600 SOUTH

Mayor Ritchie stated that the City had received a request for a conditional use to allow a Class B Beer license for a restaurant located at 1853 West 5600 South. The staff and Planning Commission had reviewed the request and recommended that it be approved.

Councilman Tafoya asked what type of restaurant it would be. Tony Reynolds said the restaurant would be called So Delicious. It would serve a mixture of Chinese, American, and Hawaiian. Councilman Tafoya asked if it would have table service. Mr. Reynolds said it would.

Councilman Hilton asked if a bar would be located in the middle like Applebee's and Chili's. Mr. Reynolds did not know. The restaurant would have to meet State requirements.

Councilman Tafoya asked if the proponent had received State approval. Mr. Reynolds said the City had to approve a conditional use and license before the proponent could apply to the State.

Councilman Tafoya moved to approve a conditional use for a Class B Beer license on property located at 1853 West 5600 South based on the findings and recommendations of the staff and Planning Commission. Councilman Cragun seconded the motion. Council members Cragun, Hilton, Peterson, and Tafoya voted "aye." The motion carried.

12. CONSIDERATION OF A REQUEST FOR A CONDITIONAL USE TO ALLOW A CLASS B LIQUOR LICENSE ON PROPERTY LOCATED AT APPROXIMATELY 1853 WEST 5600 SOUTH

Mayor Ritchie stated that the restaurant at 1853 West 5600 South had also requested a conditional use for a Class B liquor license. The staff and Planning Commission had reviewed the request and recommended that it be approved.

Councilman Tafoya moved to approve a conditional use for a Class B liquor license at 1853 West 5600 South based on the findings and recommendations of the staff and Planning Commission. Councilman Cragun seconded the motion. Council members Cragun, Hilton, Peterson, and Tafoya voted "aye." The motion carried.

13. REQUEST FOR APPROVAL OF ALCOHOLIC BEVERAGE LICENSES FOR GOLDEN PEONY DBA SO DELICIOUS LOCATED AT APPROXIMATELY 1853 WEST 5600 SOUTH

Mayor Ritchie stated that the owner of a restaurant located at 1853 West 5600 South had applied for a Class B beer license and a Class B liquor license. The Council just approved

conditional uses for those licenses. The applications had been reviewed by the appropriate departments.

Councilman Cragun moved to approve alcoholic beverage licenses for Golden Peony DBA So Delicious at 1853 West 5600 South. Councilman Hilton seconded the motion. Council members Cragun, Hilton, Peterson, and Tafoya voted "aye." The motion carried.

14. CITY MANAGER'S REPORT

Chris Davis stated that he met with the RASA (Roy Association of Senior Adults) Board. They were soliciting membership renewals and asked that the Council members be reminded that they could join. The membership fee was \$10. Their annual garage sale would be held on July 9th in the upper parking lot. They were looking for 'gently' used items for their sale. Notice of the sale would be included in the next newsletter.

Chris Davis stated that the Comcast Cares Day on Saturday, April 30th, was phenomenally successful. There were 467 participants, which was more than Comcast had anticipated. It was one of the largest groups they had ever had. Great cooperation was received from all kinds of community groups - Cub Scouts, Boy Scouts, Girl Scouts, Boys & Girls Club, Job Corp, LDS missionaries, the high school, and individual families. The City planned four to five projects - Sandridge, Airport Road, 2700 West, and the Municipal Building parking lot.. Three projects were completed, and work was started on the fourth. The Boys & Girls Club used their bus to transport people. Comcast was looking at another project next year.

Mayor Ritchie complimented Rachel Trotter for her article about Comcast Cares Day in the *Standard Examiner*.

Chris Davis stated that the work session on the budget would be held on May 18th at 6:00 p.m. in the Hope Community Center. The budget and strategic planning would be discussed.

15. MAYOR AND COUNCIL REPORTS

Councilman Cragun asked about the status of the D&RG trail project. Chris Davis stated that the City was waiting for UDOT to sign a maintenance agreement for the last portion of the trail near Hinckley Drive. The final review of the plans had been made. JUB Engineering had submitted the plans to UDOT. After the maintenance agreement was signed, the project would be put out to bid, which would take around 30 days. The contractor would then have a few weeks to get the project started. The trail should be paved by the end of the summer.

Councilman Hilton thanked Chris Davis and Ross Oliver for their response to the problem on 6000 South at about 2075 West. Mr. Davis said Public Works had been working with the homeowner. Councilman Cragun was impressed with the letter Mayor Ritchie sent to the owner.

16. ADJOURN

Councilman Cragun moved to adjourn at 6:32 p.m.

Attest:

Joe H. Ritchie
Mayor

Amy Mortenson
Recorder

dc:cmay311