

**MINUTES OF LAYTON CITY  
COUNCIL MEETING**

**SEPTEMBER 18, 2014; 7:00 P.M.**

**MAYOR AND COUNCILMEMBERS  
PRESENT:**

**MAYOR BOB STEVENSON, JOYCE BROWN, TOM  
DAY, JORY FRANCIS, SCOTT FREITAG AND JOY  
PETRO**

**STAFF PRESENT:**

**ALEX JENSEN, GARY CRANE, BILL WRIGHT,  
KENT ANDERSEN, PETER MATSON AND  
THIEDA WELLMAN**

**The meeting was held in the Council Chambers of the Layton City Center.**

Mayor Stevenson opened the meeting and led the Pledge of Allegiance. Brook Ryma gave the invocation. Scouts and students were welcomed.

**MINUTES:**

**MOTION:** Councilmember Freitag moved and Councilmember Petro seconded to approve the minutes of:  
**Layton City Council Meeting – July 17, 2014;**  
**Layton City Council Work Meeting – August 21, 2014;**  
**Layton City Council Meeting – August 21, 2014; and**  
**Layton City Council Meeting – September 4, 2014.**

The vote was unanimous to approve the minutes as written.

Councilmember Freitag asked about the three month final extension that was granted during the July 17, 2014, meeting.

Bill Wright, Community and Economic Development Director, said Staff would be watchful of that.

**MUNICIPAL EVENT ANNOUNCEMENTS:**

Councilmember Brown reminded everyone that the Layton City marathon would be a week from Saturday on the 27th.

Councilmember Brown said the Annual Fire Department Open House was set for October 1st at Station 51, which was located on Hill Field Road and 2200 West. She said this was a great opportunity for children to learn about fire safety and there would be fun activities for children.

Councilmember Petro said Walter Parrish, a longtime Layton resident, had turned 100 years old.

Kent Andersen, Community and Economic Development Deputy Director, said in a report from 24/7 Wall Street, an analysis of America's 50 best cities to live indicated that Layton City was ranked 39th in cities with a population of 65,000 or more. He said the report looked at 550 cities, and took into consideration economy, crime, education, and housing; and it also looked at leisure and infrastructure. Kent said for economy, Layton City was ranked 5th out of 550 cities. He said the residents could be very proud of this ranking. Kent said on the online version of the report, several citizens commented that Layton was a great city to live in.

Mayor Stevenson said the quality of life in Layton was wonderful. He said he was able to interact with military personnel at the Base, and many retirees stayed in Layton because it was such a great area.

**PRESENTATIONS:**

**YOUTH COURT GRADUATION AND SWEARING IN**

Karlene Kidman, Youth Court Advisor, explained the Youth Court program and reported on statistical information. She introduced the Youth Court members, who came forward to receive their certificates and to shake hands with the Mayor and Council.

City Recorder Thieda Wellman administered the oath of office to the Youth Court members.

**CONSENT AGENDA:**

**AMEND TITLE 8, CHAPTERS 8.01 THROUGH 8.06 INCLUSIVE OF THE LAYTON MUNICIPAL CODE ENABLING A COMMUNITY CAT PROGRAM – ORDINANCE 14-19**

Gary Crane, City Attorney, said this change in the ordinance would implement provisions in the Code that would accommodate what was suggested to the Council a couple of meetings ago by Davis County relative to a community cat program. He said Davis County handled animal control efforts for the City. Gary said the proposition was that rather than have feral cats multiplying and running around the City, and having to capture them and euthanize them, the community cat program would allow for the cats to be caught, ear-clipped, neutered and then set loose again. He said the purpose was to diminish the number of feral cats in neighborhoods. Gary said there were individuals in neighborhoods that took care of these cats. He said it would cost the City \$25 each time one of the cats was picked up. If a cat was reported a second time, and then picked up on the third time, the cat would be euthanized. Gary said this should reduce the costs over time. He suggested that the Council closely monitor the contract with the County to verify that those costs were going down rather than an exponential increase in the number of cats they were taking in and charging \$25 for. Gary said Staff recommended approval of Ordinance 14-19.

Councilmember Brown mentioned a similar program where her son lived that worked very well. She said when the County presented information about the program, they mentioned that not just anyone could be a cat caretaker; it had to be someone assigned. Councilmember Brown asked if that needed to be added to the definition of the “community cat caretaker.” Did the definition need to state that it was an assigned person? She said the City wouldn’t want someone that had more cats than were allowed by ordinance to be able to say that they were a community cat caretaker.

Gary said that could be added to the ordinance. He said the ordinance also indicated that the County would be able to account for the number of times an individual cat was picked up.

Mayor Stevenson said during the presentation from the County; the information was that this would help lower the cat population.

**APPROVE LEGACY COTTAGES OF LAYTON, LLC, AS THE SUCCESSOR AND ASSIGNEE OF MARIE S. ADAMS FAMILY TRUST IN THE DEVELOPMENT AGREEMENT DATED OCTOBER 4, 2012 – APPROXIMATELY 250 N. ADAMSWOOD ROAD – RESOLUTION 14-62**

Gary Crane said Resolution 14-62 would approve the assignment of a development agreement from the Marie Adams Family Trust to Legacy Cottages LLC. He said the development agreement indicated that it could be transferred, and could not unreasonably be withheld, but the City had to approve the transfer. Gary said this was more of a technicality than anything else. He said the resolution assigned Legacy Cottages LLC as a successor in interest of the project on Adamswood Road. Gary said he anticipated receiving another assign in a couple of weeks from Legacy Cottages LLC to the bank. He said Staff recommended approval.

**APPROVE THE FIRST AMENDMENT TO AGREEMENT FOR THE DEVELOPMENT OF LAND AND THE RIGHT OF EARLY ENTRY AND SUPPLEMENTAL AGREEMENT BETWEEN IHC HEALTH SERVICES, INC. AND LAYTON CITY, AND THE RESPECTIVE DEED AND EASEMENTS FOR THE CONSTRUCTION OF A PUBLIC RIGHT OF WAY – 2250 NORTH AND ANTELOPE DRIVE AT APPROXIMATELY 1300 WEST – RESOLUTION 14-64**

Gary Crane said there was a frontage road going in along I-15 at Antelope Drive that would provide access to some properties in the area and would be a great advantage to the City. He said IHC had agreed to sell the City some property for the purpose of putting the frontage road in. Gary said IHC had provided early access to allow the City to begin working on the property while the transaction was being completed for acquisition of the right of way. He said the City exchanged some of the value of the property for monies IHC owed the City for a sewer line that they would need on their Layton Parkway project. Gary said in the future IHC would owe the City a little less for the payback on the sewer line and the City would acquire this property. He said Staff recommended approval.

**ANNEXATION REQUEST – ERIC MARTZ – ACCEPTANCE OF THE REQUEST – 1242 EAST PHEASANT VIEW DRIVE – RESOLUTION 14-65**

Bill Wright, Community and Economic Development Director, said Resolution 14-65 was acceptance of an annexation request submitted by the property owner, Eric Martz. He said the property was located at approximately 1242 East Pheasant View Drive. Bill identified the property on a map.

Bill said this was a landlocked parcel of property that was situated between Layton City and Kaysville City, in the unincorporated area. He said if the Council approved this, Staff would continue working toward annexation of the property. Bill said Staff recommended approval.

**ANNEXATION REQUEST – RIVER RIDGE PARTNERS, LC – ACCEPTANCE AND CERTIFICATION OF THE PETITION – APPROXIMATELY 1300 NORTH 3300 EAST – RESOLUTIONS 14-60 AND 14-61**

Bill Wright said Resolution 14-60 was acceptance of an annexation request from River Ridge Partners LC and Resolution 14-61 was acceptance of the certification of the annexation by the City Recorder. He said the address was approximately 1300 North and 3300 East and was commonly referred to as the Daniel's Canyon Subdivision. Bill said the proposal was to annex 2.13 acres of property. He said there were three small areas of property involved. He identified the property on a map.

Bill said Daniel's Canyon Subdivision was annexed into the City in 1998. He said in 2002 the subdivision was submitted and went through a series of approvals. Since that time the road and infrastructure for the subdivision had been constructed. Bill said recently when the subdivision plat was submitted to the County for recording, it was discovered that the three areas were not included in the original annexation and were not a part of the City's jurisdictional boundary. He said the purpose of the annexation was to bring the subdivision boundary and the City's boundary into alignment. Bill said Staff recommended approval.

**MOTION:** Councilmember Freitag moved to approve the Consent Agenda as presented, including the amendment suggested by Councilmember Brown relative to the community cat ordinance. Councilmember Brown seconded the motion, which passed unanimously.

**The meeting adjourned at 7:32 p.m.**

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Thieda Wellman, City Recorder