

**REGULAR MEETING AGENDA OF THE
CITY COUNCIL OF LAYTON, UTAH**

PUBLIC NOTICE is hereby given that the City Council of Layton, Utah, will hold a regular public meeting in the Council Chambers in the City Center Building, 437 North Wasatch Drive, Layton, Utah, commencing at **7:00 PM on March 19, 2015.**

AGENDA ITEMS:

1. CALL TO ORDER, PLEDGE, OPENING CEREMONY, RECOGNITION, APPROVAL OF MINUTES:

- A. Minutes of Layton City Council Strategic Planning Work Meeting - January 29, 2015
- B. Minutes of Layton City Council Work Meeting - February 5, 2015
- C. Minutes of Layton City Council Meeting - February 5, 2015

2. MUNICIPAL EVENT ANNOUNCEMENTS:

3. CITIZEN COMMENTS:

4. VERBAL PETITIONS AND PRESENTATIONS:

- A. Proclamation - National Fair Housing Month
- B. Proclamation - 2014-2015 Layton High School Boys Varsity Basketball Team

5. CONSENT ITEMS:(These items are considered by the City Council to be routine and will be enacted by a single motion. If discussion is desired on any particular consent item, that item may be removed from the consent agenda and considered separately.)

- A. Mutual Aid Interlocal Agreement for Utah Public Works Emergency Management - Resolution 15-16
- B. Notification to the Davis County Commission of Layton City's Intent to Submit an Opinion Question to Layton City Residents Regarding a RAMP Tax - Resolution 15-17
- C. Parcel Split – Angelika Paxman – Approximately 2500 East 475 North
- D. Amend Layton Municipal Code - Title 20 Appendix A, Freeway Sign Corridor Map; Section 20.01.020 Definitions; Section 20.04.120 (2) Detached Signs; Height Limits; Section 20.05.030 Square Footage and Location Allowed - Ordinance 15-12

6. PUBLIC HEARINGS:

7. PLANNING COMMISSION RECOMMENDATIONS:

8. NEW BUSINESS:

9. UNFINISHED BUSINESS:

10. SPECIAL REPORTS:

ADJOURN:

Notice is hereby given that:

- A Work Meeting will be held at 5:30 p.m. to discuss miscellaneous matters.
- In the event of an absence of a full quorum, agenda items will be continued to the next regularly scheduled meeting.
- This meeting may involve the use of electronic communications for some of the members of this public body. The anchor location for the meeting shall be the Layton City Council Chambers, 437 North Wasatch Drive, Layton City. Members at remote locations may be connected to the meeting telephonically.
- By motion of the Layton City Council, pursuant to Title 52, Chapter 4 of the Utah Code, the City Council may vote to hold a closed meeting for any of the purposes identified in that chapter.

Date: _____

By: _____

Thieda Wellman, City Recorder

LAYTON CITY does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in the employment or the provision of services. If you are planning to attend this public meeting and, due to a disability, need assistance in understanding or participating in the meeting, please notify Layton City eight or more hours in advance of the meeting. Please contact Kiley Day at 437 North Wasatch Drive, Layton, Utah 84041, 801.336.3825 or 801.336.3820.

Citizen Comment Guidelines

For the benefit of all who participate in a PUBLIC HEARING or in giving PUBLIC COMMENT during a City Council meeting, we respectfully request that the following procedures be observed so that all concerned individuals may have an opportunity to speak.

Electronic Information: An electronic or hard copy of any electronic information presented to the City Council must be submitted to the City Recorder by the end of the meeting.

Time: If you are giving public input on any item on the agenda, please limit comments to three (3) minutes. If greater time is necessary to discuss the item, the matter may, upon request, be placed on a future City Council agenda for further discussion.

New Information: Please limit comments to new information only to avoid repeating the same information multiple times.

Spokesperson: Please, if you are part of a large group, select a spokesperson for the group.

Courtesy: Please be courteous to those making comments by avoiding applauding or verbal outbursts either in favor of or against what is being said.

Comments: Your comments are important. To give order to the meeting, please direct comments to and through the person conducting the meeting.

Thank you.

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MINUTES OF LAYTON CITY COUNCIL STRATEGIC PLANNING WORK MEETING

JANUARY 29, 2015; 7:33 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,
PETER MATSON, JAMES (WOODY) WOODRUFF,
AND THIEDA WELLMAN**

OTHERS PRESENT:

**KERI BENSON, CLEARFIELD CITY COUNCIL;
RANDY JEFFRIES, UDOT; AND MIKE BROWN
AND ROGER BORGENICHT, SHARED
SOLUTIONS**

The meeting was held in the Council Conference Room of the Layton City Center.

Mayor Pro Tem Brown opened the meeting and indicated that Mayor Stevenson was running a little late. She had everyone introduce themselves. Councilmember Brown turned the time over to Mr. Randy Jeffries with UDOT.

DISCUSSION REGARDING WEST DAVIS CORRIDOR ALTERNATIVES

Mr. Randy Jeffries explained the EIS portion of the West Davis Corridor project and the requirement to review all alternatives for the project. He said the suggested shared solution alternative was one proposal that did not include a new highway, and proposed land use changes within each city. Mr. Jeffries said UDOT had been following approved general plans and the Wasatch Front Regional Council adopted land use scenario, but this alternative suggested that if there was no highway there would potentially be a different land use scenario, which should be studied.

Mr. Jeffries said they had been working with the coalition and UDOT wanted to make sure that they were thoroughly evaluating all alternatives. He said as part of this effort, UDOT agreed that if the cities accepted the land use changes that the coalition was proposing, then UDOT would consider the shared solution alternative as a viable alternative and study it further. Mr. Jeffries said the coalition had been presenting their land use scenario to all of the cities. He said UDOT was asking for formal feedback from

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the cities, which could be in the form of a letter or resolution from the Mayor and Council. Mr. Jeffries said they were not asking for any land use change at this time, but they would like to know if Layton City felt that the land use changes being proposed were reasonable, which meant were they technically and economically feasible. If that were the case, they would like to know if Layton City would be willing to change their General Plan in the event that this alternative was ultimately selected. Mr. Jeffries turned the time over to Roger Borgenicht.

Mayor Stevenson arrived at 7:38 p.m.

Mr. Roger Borgenicht stated that the State couldn't build its way out of congestion. He said additional highways would not reduce congestion on arterial and collector streets, or at intersections. Mr. Borgenicht said they had proposed this shared solution with residents in Davis County because of the challenge with the population from 2009 to 2040 growing by 1.4 million, which was a 68% growth. He said the prediction was that vehicle miles traveled would grow from 49 million miles to over 90 million miles by 2040, which was an 84% increase. Mr. Borgenicht said the Regional Transportation Plan had a goal of having vehicle miles grow no faster than population, but they believed that continuing to feed 98% of the trips by automobile would negate that possibility. He said they also knew that land use and transportation affect each other; there would be a different outcome if boulevards, activity centers and town centers were built. Mr. Borgenicht said that was part of the Wasatch Choice for 2040.

Mr. Borgenicht displayed a vision map from Wasatch Choice for 2040 that was based on 1/3 of the development between now and 2040 being on 3% of the land, with 2/3 being single family homes. He said there was a demographic shift with millennials and baby boomers who were asking for something different. Mr. Borgenicht said it had been shown in market forces around the country where walkable suburban activity centers could provide another focus for suburban towns to provide that choice. He said the shared solution was based on this and the fact that the City had a wonderful I-15 corridor and Frontrunner. Mr. Borgenicht said the shared solution was a pilot project for putting on the ground what the Wasatch Choice for 2040 was putting forward as a way to grow, and not tank our quality of life as our population grew.

Mr. Mike Brown said he used to work for Wasatch Front Regional Council. He said the Wasatch Choice for 2040 was a good vision coordinated with the cities relative to land use, but there wasn't a lot of definition on how to get from where we were to where we wanted to be. Mr. Brown said one of the

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concepts of the shared solution was that part of the reason for congestion on 1-15 was because jobs were in Salt Lake City. He said they needed to find a way to motivate companies to locate in northern Davis County. Mr. Brown said the opposite would be true if a new freeway was constructed; farms would develop faster and there would be some new jobs but mostly it would be housing with jobs remaining in Salt Lake City. He said it would also create more environmental harm.

Mr. Brown said the focus needed to be on the transportation grid that was already in place and improving arterial capacity. He displayed a map of the shared solution alternative. Mr. Brown indicated that it would reduce congestion and create jobs. He displayed a map of proposed bus/rapid transit concepts. Mr. Brown indicated that the principles of the shared solution included compact mixed use developments at boulevard nodes; boulevard roadway configurations; incentivized transit; connected protected bikeways; preventative ramp metering; and strategically placed 1-15 overpasses.

Mr. Brown displayed conceptual drawings of proposed cross sections of streets that included protected bike paths. He discussed the great example at Farmington Station.

Councilmember Brown said Farmington Station didn't have a lot of high paying jobs that kept residents in Farmington from commuting to Salt Lake City.

Mr. Brown said that was correct. He said the higher paying tech jobs were ending up in Utah County for the most part. He said there were plenty of companies that could select Davis County as a location.

Mr. Borgenicht said PluralSight was a technical company locating in Farmington Station that had about 200 employees.

Councilmember Freitag asked what the residential element was of Farmington Station. He said Farmington Station was still primarily a vehicle supported or driven development.

Mr. Brown said that was correct.

Mr. Borgenicht said there were hundreds of housing units just north and west of Park Lane.

Councilmember Brown said most of those people would not want to cross that busy road with their

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children, either walking or on bikes. She made several comments about biking being a recreational use in Utah and not for commuting. Utah had large families and families didn't commute by bike. Councilmember Brown said winter weather also created a huge impact.

Mr. Brown said he would agree; this was America and Americans drove cars. He said there would never be a development that wasn't mostly serviced by automobile. Mr. Brown said that wasn't the goal; the goal was to increase the share of trips that occurred by something other than automobile. He said it was also about reducing the trip length.

Councilmember Francis mentioned the West Layton Village project and the problems that one isolated General Plan amendment caused.

Mr. Brown said it was possible that in that instance it wasn't the right location, but maybe there were other locations, such as Main Street, where people could support it. He said it was a matter of testing the water.

Councilmember Day asked if Farmington City had any plans to connect the high density housing to Farmington Station with things such as pedestrian overpasses or underpasses.

Mr. Borgenicht said they did have some plans for changes to that area.

Councilmember Brown said even if bike lanes were added under or over Park Lane, Utahns didn't commute by bike, or go to the grocery store on a bike.

Mr. Borgenicht said that was correct, but they were looking at the peak demand times; work trips.

Mr. Brown said their model considered that 2/3 of the homes would be single family homes. He said currently 1 to 1 1/2% of work trips per day were serviced by bike. Mr. Brown said through their proposals they might be able to increase that to 3%. He said even if it was being used primarily for a recreational use, there wasn't a problem with that.

Councilmember Brown said no one on the Council had a problem with increased recreational options or trails, it just wasn't moving traffic.

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Mr. Brown said that was why they were calling this a shared solution; they recognized that all of these small projects couldn't compete with a freeway. He said the combination of a bunch of them together would add up to a pretty significant result. Mr. Brown said it wasn't hard to compete with this particular freeway; this freeway would not be a heavily used freeway. He said it would take just enough congestion away from I-15 that I-15 could work okay in 2040; but it was a lot of money and it wasn't being used to the level you would expect.

Mr. Jeffries said right now Legacy Parkway had 23,000 cars a day; the West Davis Corridor would have 30,000 cars a day. He said you couldn't say that it would be underutilized; it would meet the intended use of the freeway.

Councilmember Brown said the idea of building a new road was that in the beginning it would not be at capacity, but in the future it would be.

Mr. Jeffries said the idea was that it would have a 20 year life.

Mr. Brown showed data relative to the expected congestion in various scenarios. He said the shared solution compared very well with the other alternatives relative to congestion, but was about 50% better with east/west movement. Mr. Brown said the general congestion was about 30% better with the shared solution. He displayed maps and highlighted the areas of congestion in 2040 with three scenarios; no build, building of the freeway, and the shared solution.

Mr. Brown displayed a map of the Layton area with proposed land uses.

Councilmember Brown asked if the map showed apartments all along Main Street.

Mr. Brown said there was a generalization that along the boulevards, they would hope that communities could change their zoning to mixed use. He said that didn't mean it would only be apartments; it may not be apartments at all; it was completely market driven. Mr. Brown said there was a lot of evidence that communities had too much general commercial along boulevards. He said there was not enough demand for retail to be everywhere.

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Mr. Brown said this would allow for the option of apartments or condominiums. He said they would hope for mixed use zoning and form based code so that the focus was on the quality of what was built.

Councilmember Freitag asked how much of the proposed land use changes had to take place in order for the shared solution to meet its goals relative to transportation impacts.

Mr. Brown said it might not be much at all; it might not require much action by cities. He said the big picture goal was to get jobs into Davis County. Mr. Brown said if jobs were brought in, people wouldn't commute as far. He said the more you mixed uses the more likely it would be that someone would walk to restaurants or work. Mr. Brown said if the streets were beautified the City might not have to do much else to increase the odds of attracting jobs into the area. He said in order for people to live in the area the City might need to make more locations in the City legal for mixed use zoning. Mr. Brown said there was the likelihood that the more action the City took to support mixed use zoning the more it would help.

Councilmember Petro asked where they came up with their model.

Mr. Borgenicht said it was a UDOT model that measured land use and transportation infrastructure to determine congestion.

Mr. Brown explained the model.

Councilmember Brown asked what other streets in Layton would be considered boulevards besides Main Street and Hill Field Road. She said other than Main Street, Highway 193 and Hill Field Road, there weren't other streets in the City that were 100 feet wide. Councilmember Brown said any other street would require the taking of homes.

Mr. Borgenicht said those were the main ones they had identified as boulevards.

Councilmember Brown said Layton's main traffic problems were with east/west movement; Gordon Avenue, Antelope Drive, Gentile Street; etc. She said if those were made into boulevards they would be taking out homes. Councilmember Brown said none of this addressed any of those traffic problems. She said the West Davis Corridor would relieve east/west traffic problems on those streets.

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Mr. Borgenicht said the models showed most of the congestion along the I-15 corridor and that east/west congestion would be lowered by almost 50%.

Bill Wright, Community and Economic Development Director, said the statement that this wouldn't be a significant change was misleading. He said near the Frontrunner Station they had identified that their solution would need to have 1,245 households; right now there were 156 at Kays Crossing. Bill said it would grow from 156 units to 1,245, and the employment would also grow to 2,900 employees. He said that was significant.

Bill said from the Frontrunner Station north to Hill Field Road along Main Street, their model showed that that corridor would grow to have 1,456 dwelling units. He said at the mall area they were showing a growth of 1,700 dwelling units, and there were currently about 400 in that area. Bill said this would be a significant change for Layton City.

Mr. Brown said they would need to look at the actual geographical coverage; there may be more acreage. He said at this moment they were not exactly sure which variables were making the most contribution to the reduction in congestion. Mr. Brown said they had proposed things on I-15; they proposed innovative intersections; etc. He said what they did know was that the combination of everything had a pretty big effect. Mr. Brown said they wouldn't know what the impact of 1,200 units on the Frontrunner site would be until they got rid of those units and then tested the model again.

There was discussion about various impacts to the model.

Councilmember Day asked if the model would be tested again with various components eliminated to verify what the impacts would be.

Mr. Jeffries said every city had been asked to look at the proposal for their city, and they would only be coming to the cities once. They would not bring multiple modified proposals back to the City. He said if a city didn't accept the land use, those assumptions would be taken out of the model.

Councilmember Brown said the City hoped that there would eventually be a hospital and medical buildings in the TOD zoned area that would have high income jobs, but it wouldn't be 2,900 jobs at one hospital.

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Councilmember Freitag said you couldn't have both; a hospital and 2,900 jobs.

Keri Benson, Clearfield Councilmember, asked where the jobs would come from; what research had been done on companies coming to the area.

Mr. Borgenicht said they had talked with developers and UDOT had just agreed to bring in one of the most reputable national firms to look at those questions. He said typical office jobs and higher paying jobs looked at transit rich locations. Mr. Borgenicht said they would have that information probably in the near future.

Mr. Jeffries said they wanted the cities to indicate if this was something they envisioned for their city. He said whether or not the transportation side of it would work would be something UDOT would figure out; whether or not it was something the markets would support, they had consultants that could figure that out. Mr. Jeffries said the land use proposal, including the types of developments; was that something the City would support. Was it something the City felt was reasonable for their City? He said the market analysis results would probably not be available for each city and they didn't have the transportation analysis available for each city, but he felt that the three were independent.

Councilmember Brown said there had been a lot of new jobs created in Utah County, but when you considered where those jobs were located, you didn't see big apartment buildings. She said those people were still commuting from somewhere to get to that area. Councilmember Brown said some of the things that brought those companies to that area were the expansion of I-15 and the other new roads in the area that helped move traffic to those businesses. She said by just putting people in the area didn't bring jobs.

Councilmember Brown said Layton City had spent countless hours looking at what the population was going to be in 2040, and how they could make sure there was sufficient water, roads, etc., to service the people. She said this model was adding people that the City might not be able to service, and in the process removing some of the commercial development to put in more housing. Commercial development was a large portion of what paid for the services.

Councilmember Francis said he didn't see definitive answers. He said if the City tried to zone for 3,000 apartments, he would run for his life. Councilmember Francis said it was a big issue with the West

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Layton Village area because it allowed for apartments.

Mr. Brown said that was because it was on rural farmland.

Councilmember Brown said no; it was also the fact that the people were concerned with impacts to schools, churches, roads, etc. She asked how long the West Davis Corridor had been in the planning stages.

Mr. Jeffries said this study had been ongoing for five years, but it went back much further than that.

Councilmember Brown asked why we were at this late of a date and all of a sudden they were proposing this solution. They could have come to any of the public meetings that she had attended over the years; why were they able to put their foot in the door at this late date.

Mr. Borgenicht said they presented comments in 2010.

Councilmember Brown said those comments must not have gotten any ground. She said she was having a hard time with there being a very small group that was putting its foot in the door when she was trying to do what was best for the entire community.

Councilmember Petro said she felt that they were putting the cart before the horse; they needed the information from the studies.

Mr. Brown said UDOT could only react to a proposal for an alternative. In the past it was more of a conversation of wishing there was another way; UDOT couldn't react to that.

Mr. Borgenicht said they had talked about the shared solution during the comment time period, but UDOT didn't respond to it in writing.

Mr. Jeffries said the point of this meeting was not to talk about one alternative versus another. He said there were 46 alternatives, and anybody that wanted to propose any type of alternative had ample opportunity to do that, and every comment was responded to.

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Councilmember Petro asked what UDOT hoped to get out of this meeting.

Mr. Jeffries said his goal was to make sure the Council understood what the land use proposal was, and for Layton City to discuss that proposal. He said UDOT needed a formal response from the City with feedback on the proposal; whether the City felt that it was reasonable or not. Mr. Jeffries said his goal tonight was to make sure the Council understood the land use proposal.

Councilmember Petro asked what the time frame was.

Mr. Jeffries said the City could take as much time as needed. He said they were hoping to see feedback by mid February, but if that was too soon UDOT would be patient.

Councilmember Freitag said the land use question was enormous and had an enormous impact in Layton by what they had seen this evening. He said in trying to determine if that made sense or not, he needed to know if that much change could happen and how much it would cost. Councilmember Freitag said he didn't think they would get those answers in the next two weeks, and he didn't know any councilmember that would make that big of a decision on land use changes without knowing some of that information. He said any decision the Council would give would have to be based on a little bit of data and information. Councilmember Freitag said the economics of it was a big part and the Council would have to consider that.

Councilmember Freitag said the two block project that happened in Salt Lake City cost 1.5 billion dollars and was all private funds. He asked if the City decided to move forward with the proposal, would the funding be there to make it happen without the cities contributing significantly.

Mr. Jeffries said UDOT would do the roadway work and UTA would do the transit, but the funding for these types of developments would come from the development community. He said the City would be responsible for landscape improvements in the rights of way and there were some grants available for those betterments. Mr. Jeffries said UDOT could contribute ¾% toward those betterments, but ultimately they became the responsibility of the developer.

There was discussion about the costs associated with the various alternative proposals. Cost had not been determined on the shared solution proposal.

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Mr. Jeffries said they didn't need a final answer from the City tonight; they just needed enough information from the City to know if it was worth spending the time to study this alternative in greater detail to work out what the costs were, and to see what the impacts would be. He said if the cities did not feel that it was reasonable, then they probably shouldn't spend the time to determine those things.

Councilmember Petro asked how many cities had already received this presentation.

Mr. Jeffries said Layton was their third city; they still had about ten to go.

Councilmember Brown said she didn't see East Gate considered in this proposal, or the business nod that had been planned at the West Davis Corridor connection. She said there was no consideration for the issues of moving traffic east and west. Councilmember Brown said the City had been working on these types of issues for many years, but they would not get the City to 2040. She said there was congestion on Main Street, Hill Field Road, and Antelope Drive, and with the solutions the City had already been working on for this next year it still wouldn't get the City to 2040, much less with all the proposed additional housing units to these areas.

Councilmember Francis asked Mr. Brown and Mr. Borgenicht what their objection was to the West Davis Corridor.

Mr. Brown said for him it wasn't so much an objection to the West Davis Corridor, but if he had \$700,000,000 he would spend it in these types of community building ways and tackle that problem first. He said relative to the land use question, he thought that it was likely with this discussion, this would not be desirable to Layton City. Mr. Brown said he could appreciate that the numbers of housing units proposed in the shared solution might not be reasonable, but he would hope that the City would suggest what might be reasonable and not close the door on this idea.

Gary Crane, City Attorney, said the shared solution relied a lot on changes the City might be willing to make in the future. He said the West Davis Corridor relied on what the City's current Master Plan had designated, which was the safe place to be because people had already agreed to it. Gary said there were two different types of bodies that made decisions in the State of Utah; one was the elected officials and the other was the people through referenda or initiatives. He said a lot of the shared solution was relying

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on what individual and private developers would bring to the community, and would rely on private investment. Gary said UDOT would only build the roads and they would not invest in the betterments being proposed. He said the City might say that this was fantastic and they wanted 500 units in a given area; master plan it and try to rezone for it, and then the public could said no way were you going to put that many units in that area, or no way were you going to put mixed use in that area, or they didn't believe in form based code. He said this is what happened the last time the City tried this with the West Layton Village Center.

Gary said the shared solution hadn't taken into consideration the incredible risk of another form of government called the vote by the people. He said citizens could easily stop this from coming together even if the City loved it. Gary said it was stopped out west on 106 acres. He said it was happening more and more, and the courts were not only saying you could do it on zoning issues but they were saying you could do it on something as small as a development agreement or a subdivision. All of these could be taken to a vote through the referendum process. Gary said that was ominous for a governing body that was looking at giving up this other possibility, which accommodated the current Master Plan, and bet on this with the idea that everybody in Layton was going to go along with it.

Gary said he would like to see extensive information about a referendum and how they would propose to deal with that if this proposal moved forward. He said the Council had to consider the possibility that the people would take this to a referendum and reverse the decision.

Mr. Brown said right now they were not sure if the land use element of the shared solution was 50% of the benefit or 10% of the benefit. He said it wouldn't be that challenging to run the same model with the other land use element. Mr. Brown said that would help answer a lot of the questions. He said they might be able to rely on the market based part of the jobs attraction, which was a separate issue. Mr. Brown said he felt that the beautiful arterial streets and walkableness of it was worth making an attempt.

Mr. Borgenicht said besides the impacts of the West Davis Corridor to neighborhoods, this was an air quality issue. He said there was a study published in August 2014 on the background air quality and mitigation strategies for the Mountain View Corridor, and the study talked about the link between nearby roadway air pollution and the number of health affects including the onset of childhood asthma and impaired lung function. Mr. Borgenicht said there were five schools that would be within 500 feet of the roadway.

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Mr. Borgenicht said it would increase miles traveled, it would increase auto dependence and increase air pollution. He said freeways typically divided communities, boulevards bound them together. Mr. Borgenicht displayed a picture of a rundown main street with pawn shops, overhead power lines and blighted conditions. He said they would spend \$700,000,000 on the freeway and there would be no money to beautify the local streets.

Councilmember Freitag said he appreciated what Mr. Borgenicht said, and from a 10,000 foot level most people would not disagree with him. He said there was no money set aside to fix the local streets; where would the money come from.

Mr. Borgenicht said it would come from the project funds.

Councilmember Brown said the money slated for the West Davis Corridor would not improve all the local streets.

Mr. Jeffries said transportation funds would not be used to put power lines underground, and the landscaping would not be funded beyond the ¾%.

Councilmember Day asked Mr. Jeffries if he was saying that if \$700,000,000 was not spent building the West Davis Corridor then that money would go to the cities.

Mr. Jeffries said that would be a legislative decision.

Councilmember Brown said it may go to Utah County.

Mr. Brown said his point was that if the money was spent on the Corridor, it was pretty certain that there wouldn't be any money left over to beautify local streets and there might not be any funding anyway because of policy. He said he cared about public money being spent wisely. Mr. Brown said in his opinion it was wise to spend the money on the Corridor, but it was wiser to spend the money on local streets. He said spending money to move more cars to Salt Lake City would not attract jobs to this area. Mr. Brown said we had to want it first; policies could change and funding could become available.

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Mr. Borgenicht said looking out 25 years; things would be very different than they were today. He read a UDOT policy that considered bicycle and pedestrian trails as aesthetic features and not as potential transportation modes. Mr. Borgenicht said the world was changing; the Active Transportation Committee, and Davis County was a leader in that, was moving towards a change where people biked to Frontrunner; where people biked in communities where there were connected, protected bikeways. He said UDOT had a wonderful active policy that they completed last year, but it had to go from policy down to implementation. Mr. Borgenicht said he felt that policies would change and 2040 would be very different than it was today. If we wanted to grow up to be Los Angeles we would continue to feed the 98% of trips that were done by automobile, but if we wanted to try to deal with the peak hour traffic by getting people on transit, it would be a very big change.

Mr. Borgenicht said this was a complicated issue. He said the numbers in the model needed to be adjusted based on reasonableness and market based consulting, but they had to start somewhere. Mr. Borgenicht said the numbers presented in the model were not final numbers, they were a beginning point, that could reduce vehicle miles traveled and improve air quality.

Councilmember Freitag expressed appreciation for the work that had been done. He said it was something different and something for the Council to consider.

The meeting adjourned at 9:16 p.m.

Thieda Wellman, City Recorder

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**MINUTES OF LAYTON CITY
COUNCIL WORK MEETING**

FEBRUARY 5, 2015; 5:31 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, TRACY
PROBERT, DAVID PRICE, BILL WRIGHT, KENT
ANDERSEN, TERRY COBURN, JAMES (WOODY)
WOODRUFF, AND TORI CAMPBELL**

The meeting was held in the Council Conference Room of the Layton City Center.

Mayor Pro Tem Brown opened the meeting and indicated that Mayor Stevenson and Councilmember Francis were running a little late. She turned the time over to Staff.

AGENDA:

FINANCIAL UPDATE

Tracy Probert, Finance Director, indicated that the City had collected five months of sales tax revenue for this year. He said all five months had been over \$1,000,000 each in collected sales tax; last year at this point there were only two months where the sales tax was over \$1,000,000. Tracy said sales tax was about \$300,000 ahead of last year, or 6%. He said other revenues were looking good and were in line with where they should be.

INNOPRISE CONTRACT PAYMENT TERMS AMENDMENT

Tracy Probert said shortly after the agreement was signed with Innoprise in December for the new financial software, they came to the City with an offer to extend the ability to pay for the services portion of the contract. He said it didn't increase the price or anything, but instead of being required to pay that within 120 days, they had extended it through this calendar year. Tracy said the amendment to the contract simply laid out those payments from February through December, rather than within 120 days.

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MID-YEAR BUDGET AMENDMENTS FOR FISCAL YEAR 2014-2015

Tracy Probert reviewed proposed mid-year budget amendments for fiscal year 2014-2015. He said so far this year in the general fund approximately \$175,000 in amendments had been made with \$102,000 coming from appropriation of fund balance. Tracy said of the \$102,000, \$64,000 was related to the health insurance increase that was discussed in December; and \$25,000 was additional money for the boiler at the Central Davis Armory. Tracy said there was an additional \$60,000 in grant revenue that was unanticipated, which needed to be recognized, and there was \$12,000 in other revenues received.

Tracy said in the CDBG fund they were re-appropriating \$19,000 from prior year grants toward the school house projects with the Davis School District; in the impact fee fund they were appropriating \$8,000 for the park impact fee study; in the E911 dispatch fund at the end of last year there was a budget amendment to pay for the Spillman server and that money needed to be taken out of the current year budget; and in the water fund \$162,000 was appropriated for the water meter replacement project. He said every year the City budgeted money for water meter replacement and the funds weren't keeping up with the need.

Tracy said after an analysis of the water meters it was determined that there were some that were out of warranty, and some that were close to being out of warranty that were providing inaccurate reads. He said a few water projects were re-prioritized so that water meter replacement could be placed on a four year schedule allowing for complete replacement over the next four years; some this year and then larger amounts in the next three years.

Councilmember Brown asked if these would be residential meters. She asked if anything had to be dug up.

Tracy said there would be commercial and residential replacements. He said most of the replacements would be for the registers that sat on top of the meters in existing meter boxes; nothing would be dug up. Tracy said the life of the batteries in the registers was 10 years. Most of the City's meters were installed through a bonding agreement in 2003.

Tracy said in the EMS fund \$30,000 would be appropriated for new EKG and defibrillator equipment; in the storm water fund \$1,500 would be appropriated for merit increases above estimates for employees in the storm water fund; and all of the funds, other than the general fund, had to have adjustments for the

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increased health insurance cost in the amount of \$18,000.

Councilmember Freitag asked if this had already taken place or was Staff proposing that it take place this budget year.

Tracy said the amendments were being presented now, and a public hearing was scheduled for the next Council meeting to adopt the amendments. He said this would give the Council time to review the proposed amendments and get any concerns to him before the public hearing. Tracy said most of these had been discussed in the past.

Councilmember Petro asked if the amount allocated for the Parks and Recreation fee analysis was additional funds needed.

David Price, Parks and Recreation Director, said it was the total amount needed to do the park impact fee analysis.

Mayor Stevenson arrived at 5:38 p.m.

Tracy said at some point in the year the City had to realign money with what it had agreed to do. He said as long as there was money in the budget, it was okay to go ahead and spend the money, but at some point the budget had to be realigned. Tracy said in the past this was only done at the end of the year, but he felt that it was a better approach to do it mid-year.

DISCUSSION – PARKS AND RECREATION DEPARTMENT PROJECTS – NEIGHBORHOOD PARK AT 3500 NORTH 2100 EAST, AND PARKS AND RECREATION MASTER PLAN UPDATE

David Price said Staff wanted to update the Council on two projects.

Councilmember Brown said that on the conceptual drawing of the park it still excluded the parcel with the cell tower. She asked if Staff had gotten that resolved.

David indicated that nothing had yet been decided on that. He said currently Wasatch Integrated was working with the leaseholder to have that removed from the property.

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David reviewed the conceptual map of the park with the Council. He said the biggest change from previous concepts was that the parking area was moved to the west side. David indicated that there would be a soccer field, basketball court, tennis court and pickleball court. He said the exercise equipment had been centralized near the playground area. David said if the Council approved the conceptual drawing, Staff would move forward with construction drawings with the architect. He said they anticipated putting the project out for bid early this spring.

Councilmember Francis arrived at 5:44 p.m.

Councilmember Day asked if the native element would be irrigated.

David said the native grass would get a little bit of water, but it wouldn't be fully irrigated.

Councilmember Brown asked if the play area for older children would still incorporate the hillside and have a climbing wall.

David said they were still looking at several different types of play equipment. He said the rock climbing walls were terribly expensive, but they were looking at some other climbing elements. David said they hadn't narrowed it down to specific equipment yet.

David said the second project they wanted to update the Council on was the Parks and Recreation element of the General Plan, and hiring an outside consultant. He said that element was last updated in 1995. David said Staff had been trying to update the Plan internally, with Scott Carter updating the trail section, and a user survey was conducted. He said at this point Staff would like to hire an outside consultant to finalize the project. David said it was a timing issue and a professional level of service issue. He said Staff would like to have it done in conjunction with the impact fee analysis. David said both documents should work together and support each other. He said the Master Plan element of the General Plan helped set service levels that were crucial to the park impact fee analysis.

David said the consultant that had submitted a proposal was Landmark Design. He said they were recommended by Susie Becker, with Zions Bank, who was the consultant doing the impact fee analysis. David reviewed the scope of work that would be done.

Councilmember Day asked how long it would take.

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David indicated that it would be done in July.

Councilmember Freitag asked when they would begin and how it would be funded.

David said they would begin as soon as Council gave the okay and it would be funded through impact fees.

Councilmember Freitag asked why Staff chose not to do an RFP.

David said after talking with Ms. Becker and other cities that had done this type of work, there were not many people qualified to do the work. He said in addition to providing a cost for doing the work, Landmark provided information about what other cities had paid for the same type of study. David said the cost to do Layton's study was less than other cities because of the work that had already been done in-house. He said the City Staff would like to be involved in the first element with the Public Hearings.

Councilmember Freitag asked if they looked at outside elements like cultural issues.

David said yes; they looked at trails and cultural items as well. He said there was a lot of public involvement in prioritizing needs.

Councilmember Freitag said the document should be directed to the Council, not the public, but with feedback from the public. He said the ultimate document would be based on public feedback and direction from the Council.

David said the early part of the Master Plan process was an outreach to the public. They tried to receive information from the public to help the Council make the decisions further down the process. He said the public input was to help the Council know what the citizens wanted, but it would always be the Council's decision to set the priorities.

Councilmember Freitag said it wouldn't be terribly useful for the Council to receive a document that showed all the wants of the community, but it was something that couldn't be attained by the Council or it was in a different direction than what the Council had gone, meaning had the Council given direction ahead of time for where it sees parks and recreation opportunities, or were they waiting to get the feedback before making those decisions.

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David said it should be handled in steps. He said not only would they look to see how the City handled things in the past, they would ask the public for information they could provide, and then they would come back to the Council to set the parameters on how they wanted to move forward. David said the document needed the Council's input.

Alex Jensen, City Manager, said it would be best to have a meeting with the consultants and the Council so that the parameters of the analysis were clear and the direction of the Council was clear. He said he understood exactly what Councilmember Freitag was stating.

Councilmember Freitag said he didn't see in their proposal where that came in; it was an option category to have discussions with the Planning Commission or Council.

Alex said it couldn't be optional. He said in his view they were an extension of the Council; they were a tool the Council and City had chosen to use to gather information and help to provide input that would allow the Council to more effectively make decisions. Alex said it had to be driven by the Council and City, not the other way around.

David said he thought that they may need to demonstrate that stronger as they worked through the proposal. He said one of the first elements was setting up of the project management team. David said the team would meet four times and was made up of Staff and the Council.

Alex asked if there were any concerns in terms of the direction Staff was heading.

Councilmember Freitag said in Task 7 of the agreement it should state that, "Landmark Design will" instead of "can."

Discussion suggested having a review with the Council at the beginning of the project, in the middle, and at the end.

DISCUSSION – 2015 REVISED DEVELOPMENT GUIDELINES AND DESIGN STANDARDS

James "Woody" Woodruff, City Engineer, presented the Revised Developmental Guidelines and Design Standards. He mentioned that some corrections and updates needed to take place.

Woody talked about new water meters for culinary water that were being adopted into development

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standards. He said the new meters would be ultra sonic and more accurate.

Woody indicated that new State regulations were being included in the standards. He discussed corrections made to the guidelines relative to land drains. Woody said the City had required developers to do traffic impact studies, but there were no formal documents in the regulations to help clarify those requirements. He said based on the type of development, a table had been established with guidelines on how big of an area would need to be studied with respect to intersections and other safety measures within the area.

Mayor Stevenson asked if a certain developer came in and presented their impact study, what would the City do.

Woody said the City would sit down with the developer and try to mitigate any problems. It would vary depending on the problems.

Mayor Stevenson asked if the City had been doing that in the past.

Woody said yes to some degree, based on the Master Plan and studies they provided to the City.

Mayor Stevenson asked for an example of what the mitigation would be.

Woody said in the past some developers had participated in signals, and some had helped establish turning movements and striping; similar to what UDOT would require at certain intersections. He said most impacts in the past had been minor.

Alex Jensen said with the Legacy Village development they were responsible for certain legs of the signal at Fairfield Road and Cherry Lane. He said another one being discussed was the WinCo site.

Woody said with the WinCo site there would be a right turn movement lane and one leg of the signal that they would be responsible for.

Councilmember Petro asked about the Gentile Street and Wasatch Drive intersection.

Woody said a full signal was planned for that intersection. He said they would be installing that entire signal. Woody said there would be other impacts with the widening of Gentile Street in that area.

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Woody said the last item that had been a concern to Staff was regarding developers not finishing sidewalk improvements, sometimes for long periods of time. He mentioned that the City had a meeting scheduled with the development community at the end of the month. Woody mentioned that some other communities made developers install sidewalks up front, but then there were concerns with construction vehicles damaging the infrastructure during the building phase. He indicated that some cities required cement for foundations to be pumped, which helped protect the infrastructure by not having cement trucks backing onto the building site. Woody said some of these concerns would be discussed at the meeting with developers. He said Staff would like to see sidewalks installed sooner rather than later. Woody said the intent was to look for what was best for the City.

Councilmember Brown said what Staff was trying to keep from happening was that if all but one lot was built in a subdivision, someone wouldn't have to go out into the street to walk around that one lot; it would have a sidewalk.

Woody said yes; typically when a subdivision was under construction, the roads were inundated with contractors. The only safe place for residents to walk was on a sidewalk; if there wasn't a sidewalk it could be dangerous for pedestrians. Woody said on the other hand, it could be expensive for developers that had to replace damaged sidewalk.

Councilmember Petro asked if that could be closely considered for areas where children were walking to schools. She said there was an issue with that near the Layton Parkway where children were going through a subdivision that was under construction to access the school. Councilmember Petro said she felt that it should be mandated where children were walking to schools.

Councilmember Freitag said they just finished the last house in his subdivision; it had been eight years without a sidewalk on that one lot.

Councilmember Day mentioned that the Evergreen Farms subdivision had all the sidewalks installed up front.

Woody said that was the problem associated with this. He said Staff felt that the sidewalk was part of the roadway network and infrastructure. Woody said a lot of communities required sidewalks to be installed up front.

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Councilmember Francis asked if there were problems with damaging sidewalks when building homes.

Alex said yes.

Councilmember Francis asked how you would balance that.

Mayor Stevenson said that was exactly what Woody was talking about. He said on new subdivisions where there was new concrete, by the time you got through constructing homes, probably 60% of the sidewalks were broken up. Mayor Stevenson said when trying to remove damaged pieces of sidewalk it was difficult not to damage additional sidewalk. He said the cost of removal and disposal was very high and very often much more than the cost of installation.

Councilmember Freitag asked about sidewalk in temporary turnarounds; the turnaround by him had been there for eight years without sidewalk.

Woody said this would be the same type of situation.

Mayor Stevenson said this type of situation, where it had gone on for eight years, was something the City didn't want to happen again.

Councilmember Freitag asked if the City would now require sidewalks with temporary turnarounds.

Woody said the City was now trying to avoid the turnaround situation that was in Councilmember Freitag's subdivision. He said the City wanted it to be permanent and was encouraging the design of developments to not require those turnarounds.

Alex said on this specific issue, the City tried to balance the interests and costs of the development community with the interests and impacts on the residents. He said the intention in this next developer meeting was to raise the issue and discuss the problem and find a way to resolve it.

Alex said under the ordinances of the City, the City Engineer had the responsibility to consider all of the different nuances having to do with development guidelines. As development standards and development methods changed, the City had to adjust to that. Alex said in the past those development standards were not brought back to the Council, but to avoid the situation where the City was imposing a standard and have the developer say that you couldn't ask them to do that, now on a yearly basis those were brought

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back to the Council for ratification. He said tonight, these were changes Staff felt were important to address.

Mayor Stevenson said part of this was so that you didn't have the last lot that didn't have sidewalk for eight years.

Woody said, as Council was aware, lighting was changed to reflect that the City would be installing lighting and not the developers. He mentioned changes to waterline laterals from copper pipe to PVC pipe.

Alex said the idea would be to bring the standards back to the Council for approval after meeting with the development community.

LEGISLATIVE UPDATE

Gary Crane, City Attorney, brought the Council up to date on Legislative issues. He touched on wild land fire issues; shifting tax revenues for automobile sales from the city where the vehicle was sold to the city where the purchaser lived; GRAMA appeals process; mandate for live streaming of City meetings; assessment areas; body cameras; use of force and entry to homes; and municipal government amendments.

Council and Staff discussed issues with some of the proposed legislation.

Councilmember Brown mentioned some bills the ULCT was supporting regarding referendums and charter schools.

Councilmember Freitag asked about Senator Harper's bill on Community Development and wanting to put together a task force to have State involvement in tax subsidies so that cities weren't cherry picking from each other.

Gary said Senator Harper wanted to eliminate zoning for dollars, but multiple ideas were brought up with Senator Harper thinking that he had the solution. Gary said he hadn't seen any bill yet.

Councilmember Freitag said Taylorsville had suffered from surrounding cities taking away their businesses. He said rather than have individual cities make those decisions, Senator Harper wanted to

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establish a State Task Force to review those issues. Councilmember Freitag said Senator Harper was the Community Development Director for Taylorsville.

Gary said he would check into it.

Mayor Stevenson asked when the legislation on the referendum issue would take effect if it were to pass.

Gary said it would become effective May 1st of this year.

Councilmember Day asked what the basis of the bill was.

Gary said a referendum generally affected the entire city. He said the philosophy was that there ought to be the minimum of required petition signatures in all of the precincts in the city before the referendum could move forward.

Councilmember Petro said what if it was only impacting one or two precincts; would it be citywide.

Gary said referendums did not only affect one or two precincts. Referendums were voted on by the entire city, not just a small portion of the city.

Councilmember Petro clarified that the petition signatures would need to come from the entire city.

Councilmember Brown said yes; 50% of the precincts would have to have the required percentage of signatures on the petition.

Councilmember Day asked if the percentages were changing.

Gary said no.

Mayor Stevenson asked if any bills relative to fiber had surfaced.

Gary said no. He said there were FCC rulings indicating that states ought not to limit municipalities from building fiber networks. Gary said there were over 400 municipalities in the country that had municipal networks. He said there were 21 states that had enacted prohibitions on municipal networks. Gary said the FCC came out with their ruling indicating that states should not be allowed to limit broadband

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connectivity. He said Tennessee challenged the ruling, and the FCC issued a ruling indicating that states could not do that; the Federal Government preempted the states.

Jay Dansie, Layton City Resident, indicated that Gary should inform his neighbors that UTOPIA would not be free in that area. Mr. Dansie said the rumor was that the fiber being installed in that area would be free.

Gary said nobody had been told that it would be free. He said his neighbors didn't think that it would be free.

Mr. Dansie indicated that Gary's neighbors said he had told them that it would be free.

Gary said that was not the case.

MAYOR'S REPORT

Mayor Stevenson mentioned that some decisions regarding Macquarie would be taking place. He said he would keep the Council updated.

Mayor Stevenson mentioned that the RAMP tax was being studied within the City and with the Parks and Recreation Commission.

Mayor Stevenson asked Woody if he had any updates on the West Davis Corridor. He said there had been discussion about the alignment being pushed down some into the wetlands, or whether it would be pushed to the northeast some.

Woody said things had been placed on hold with the Shared Solution presentations, but the City could move forward and not identify the specific location for the interchange. He said the transportation study could move forward and generalize the location. Woody said the impact fees could be put in and hold off on the decision for the location of the interchange until that information was available.

Discussion suggested having a presentation at a future Work Meeting.

Mayor Stevenson handed out a letter prepared by the City to give to the Shared Solution group. He suggested that the Council read the letter and see if any changes needed to be made.

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Alex explained the information that was included in the letter.

Mayor Stevenson asked if a formal decision had to be made in an open meeting, or if the letter could just be sent.

Alex said he had checked with the Legal Department today and the letter indicated that the Mayor and Council were stating an opinion; they were not taking a formal action. He said a vote of acclamation could be taken to formalize it and then send the letter. Alex said if the Mayor and Council wanted to add emphasis, a resolution could be adopted at a later date. He said it wouldn't be any more binding, but that could be done at the next meeting.

Mayor Stevenson said this was basically the Council sharing their feelings; they asked how the Council felt about the Shared Solution, and this was the Council's response.

The meeting adjourned at 6:56 p.m.

Thieda Wellman, City Recorder

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**MINUTES OF LAYTON CITY
COUNCIL MEETING**

FEBRUARY 5, 2015; 7:01 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,
PETER MATSON, KENT ANDERSEN AND TORI
CAMPBELL**

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

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

MINUTES:

MOTION: Councilmember Freitag moved and Councilmember Francis seconded to approve the minutes of:

**Layton City Council Work Meeting – December 18, 2014;
Layton City Council Meeting – December 18, 2014;
Layton City Council Special Meeting – January 14, 2015;
Layton City Council Work Meeting – January 15, 2015; and
Layton City Council Meeting – January 15, 2015.**

The vote was unanimous to approve the minutes as written.

MUNICIPAL EVENT ANNOUNCEMENTS:

Councilmember Brown indicated that the Family Recreation Valentine's Day Dance would be held on February 13th. She said this was a free activity that was a great family activity.

Mayor Stevenson mentioned that he had spent most of the afternoon at Hill Air Force Base. He said it was wonderful to see what was happening up there and how it would help the community in the future.

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Mayor Stevenson mentioned the Sounds of Freedom that would be held on June 13th, which would also include recognition of Veterans.

PRESENTATIONS:

YEARS OF SERVICE AWARDS

Alex Jensen, City Manager, presented Service Awards to Staff that had been with the City for 20 or more years. The Mayor and Council congratulated Staff as they come forward to receive their awards.

Alex and Mayor Stevenson thanked the Staff and their spouses and families for their service and support.

CONSENT AGENDA:

WEBER STATE UNIVERSITY CENTER FOR COMMUNITY ENGAGED LEARNING – KEYS TO OUR COMMUNITIES AWARD – RESOLUTION 15-04

Mayor Stevenson said the Center for Community Engaged Learning at Weber State University was established in 2007. He said the Center's mission was to engage students, faculty and staff members in service, democratic engagement and community research to promote civic participation, build community capacity, enhance the educational experience, and enrich the community. Mayor Stevenson said since its inception, over 44,000 students had contributed more than 942,000 hours of community engagement with an estimated dollar equivalent of \$17,000,000. He said Layton City was recognizing the Center by participating with Weber State University in giving them the Keys to Our Communities Award. Mayor Stevenson said the presentation would take place in a few days at Weber State. He said Resolution 15-04 outlined the City's support.

COMMERCIAL CONDOMINIUM PLAT APPROVAL – THURGOOD PROFESSIONAL CONDOMINIUM PLAZA – 1449 NORTH 1200 WEST

Bill Wright, Community and Economic Development Director, said this was a commercial condominium plat approval for the Thurgood Professional Condominium Plaza located at 1449 North 1200 West. He identified the property on a map. Bill said the applicant was Bob Thurgood and the request was for approval of a condominium plat on an existing building. He said the desire was to separate ownership of the building

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between three entities that would occupy the building. Bill said the Planning Commission recommended approval and Staff supported that recommendation.

FINAL PLAT APPROVALS – MAJOR ESTATES SUBDIVISION PHASES 1 AND 2 – APPROXIMATELY 72 NORTH 3200 WEST

Bill Wright said this was final plat approval for Major Estates Subdivision, Phases 1 and 2, located at approximately 72 North 3200 West. He said the property contained approximately 17.75 acres. Bill said in April 2014 the Planning Commission approved the preliminary plat for the subdivision and they had since been working on details of the subdivision. He said Phase 1 would begin on the western portion of the property at 3200 West and would proceed toward the power corridor and would contain 23 lots; Phase 2 would contain 18 lots. Bill said the subdivision was zoned R-S and all of the lots met the requirements of the zone. He said the subdivision would include a roundabout located at the midpoint of a ½ mile long road through the subdivision. Bill said the roundabout would provide connection to the properties to the north and south for future development access, and provide traffic calming on the long street. He said the Planning Commission recommended approval and Staff supported that recommendation.

Councilmember Petro asked if the entire road would be completed or only through Phase 1.

Bill said they would begin at Phase 1 and the road would be finished, along with the roundabout, during Phase 2. He stated that the fence was in the process of being built.

Councilmember Petro asked when Phase 2 would be started.

Jeff Taylor, Developer, said in about 18 months.

PARCEL SPLIT – ANN WILLIAMS – 884 EAST ROSEWOOD LANE

Bill Wright said this was a parcel split request from Ann Williams for property located at 884 East Rosewood Lane. He said the desire was to split the property to allow for an additional building lot. Bill said after the split, the parcels would contain close to ½ acre each. He said there was an existing home on one of the parcels. Bill identified the property on a map. He said there were some outbuildings on the second parcel that would have to be removed before a building permit could be issued. Bill said the Planning Commission recommended approval and Staff supported that recommendation.

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PARCEL SPLIT – GREEN CHERRY LANE – 1604 EAST CHERRY LANE

Bill Wright said this was a parcel split request for property located at approximately 1604 East Cherry Lane. He said the applicant was Ed Green. Bill said the purpose was to split the property so that an existing home would be on a separate parcel from the remaining property. He said the property was zoned R-1-8. Bill said the Planning Commission recommended approval and Staff supported that recommendation.

Councilmember Brown asked about the road narrowing at this point.

Bill said this parcel split would not require the road to be widened at this point. He said that would come at the time when there was an application for a subdivision.

Ed Green mentioned his intent for this parcel split.

MOTION: Councilmember Brown moved to approve the Consent Agenda as presented. Councilmember Freitag seconded the motion, which passed unanimously.

PUBLIC HEARINGS:

COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ANNUAL ACTION PLAN FOR FISCAL YEAR 2015-2016

Kent Andersen, Community and Economic Development Deputy Director, said as part of the CDBG grant, the City was required to develop an Annual Action Plan, which would outline how the City would allocate its allotment of CDBG funds for the upcoming program year. He said this public hearing was the first of two required public hearings. Kent mentioned some of the things CDBG funds were use for, including the homes that were built in partnership with the Davis School District, and reconstruction of the train station building.

Kent said the City received \$307,000 in funding in the current year. He said there was a 15% cap on funds that could be allocated to public service organizations. Kent said the City would be accepting applications from nonprofit organizations for the upcoming fund year, which ran from July 1, 2015, to June 30, 2016.

Mayor Stevenson asked if he knew how much money the City would be receiving.

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Kent said he hadn't seen the allocation amounts for this year. He said he understood that it would be similar to the current year.

Mayor Stevenson opened the meeting for public input.

Karlene Kidman, Layton Community Action Council, indicated that she was the Director of Layton Youth Court. She expressed appreciation to the City for their support of the Youth Court. Ms. Kidman explained the Youth Court program. She said they were in their 17th year and they had heard over 1,750 cases with a completion rate last year of 94%. Ms. Kidman said they had trained over 528 youth to run the court; of those members eight were practicing attorneys, one was in law school, two were physician assistants, two were in medical school, 17 had gone on to receive Master's Degrees, and over 98% had completed at least Associate's Degrees. She said 7% were former offenders who came to Youth Court and were now members of the Court. She reviewed statistical information about the success of the Youth Court program and the number of volunteer hours they gave to the City. Ms. Kidman asked that the City continue to fund Youth Court through the CDBG grant.

Councilmember Day said the Youth Court did a good job.

Kendra Wyckoff, Executive Director Safe Harbor, expressed appreciation to the City for their support. She explained the services proved by Safe Harbor and how CDBG funds had helped them provide services to residents. Ms. Wyckoff asked for the City's continued support.

Mayor Stevenson said this money was used to support some wonderful groups.

MOTION: Councilmember Francis moved to close the public hearing. Councilmember Petro seconded the motion, which passed unanimously.

The meeting adjourned at 7:44 p.m.

Thieda Wellman, City Recorder

**LAYTON CITY COUNCIL MEETING
AGENDA ITEM COVER SHEET**

Item Number: 4.A.

Subject:

Proclamation - National Fair Housing Month

Background:

The Mayor will proclaim April as National Fair Housing Month.

Alternatives:

N/A

Recommendation:

N/A

Whereas, the month of April, 2015 has been designated as *National Fair Housing Month* by the U.S. Department of Housing & Urban Development; and

Whereas, April marks the 47th anniversary of the passage of the Federal Fair Housing Law, Title VIII of the Civil Rights Act of 1968, as amended, which enunciates a national policy of fair housing without regard to race, color, national origin, religion, sex, financial status or disability and encourages fair housing opportunities for all citizens; and

Whereas, the City of Layton receives a direct allocation from the U.S. Department of Housing & Urban Development Community Development Block Grant (CDBG) Program for the development of affordable housing and public services in the City; and

Whereas, the City of Layton continues to utilize CDBG allocations to remove barriers to affordable housing, provide supportive services to vulnerable and at risk populations, and improve the quality of life to the residents of the community; and

Whereas, the City of Layton welcomes opportunities to reaffirm our commitment to the principal of fair housing including participation in the Davis County: Fair Housing Equity Assessment and Regional Analysis of Impediments; and

Whereas, the U.S. Department of Housing & Urban Development has determined that the theme of this year's Fair Housing month is "*Fair Housing is Your Right. Use it!*"

Now Therefore, Be It Resolved that I, Robert J Stevenson, Mayor of Layton City, Utah, along with the Layton City Council, do hereby proclaim April, 2015, as *Layton City Fair Housing Month*.

In Witness Whereof: I have caused the Seal of the City of Layton, Utah, to be affixed on this 19th day of March 2015.

Mayor _____

Date _____

**LAYTON CITY COUNCIL MEETING
AGENDA ITEM COVER SHEET**

Item Number: 4.B.

Subject:

Proclamation - 2014-2015 Layton High School Boys Varsity Basketball Team

Background:

The Mayor and Council will recognize the 2014-2015 Layton High School Boys Varsity Basketball Team as 5A State Champions.

Alternatives:

N/A

Recommendation:

N/A

Whereas, the 2014-2015 Layton High School Boys Varsity Basketball Team experienced unparalleled success within the State this year; and

Whereas, the Layton High School basketball program is centered around hard work, dedication, honor, class and pride; and

Whereas, six players received recognition as All Region, one player received recognition as 1st Team All Region, one player was chosen for the All Tournament 1st Team and one player was chosen as the State Tournament Most Valuable Player; and

Whereas, the team started the season with a 0-4 record, then 1-5 and then went 17-2 over the last 19 games; and

Whereas, the last time Layton High School won a State Basketball Championship was in 1988 and that year the team also started with a 1-5 record and went 17-2 over the last 19 games; and

Whereas, the Lancers set the 5A record this season for the longest winning streak with thirteen consecutive wins; and

Whereas, the first and last wins of the year were against Brighton High School; and

Whereas, the team represented not only their school, but the community of Layton.

Now, Therefore, Layton City proclaims its recognition of the 2014-2015 Layton High School Boys Varsity Basketball Team as 5A State Champions.

In Witness Whereof, I have hereunto set my hand, and caused the Seal of the City of Layton, Utah, to be affixed on this 19th day of March 2015.

Mayor _____

Date _____

**LAYTON CITY COUNCIL MEETING
AGENDA ITEM COVER SHEET**

Item Number: 5.A.

Subject:

Mutual Aid Interlocal Agreement for Utah Public Works Emergency Management - Resolution 15-16

Background:

The purpose of this Agreement is to assist local governments in helping one another in times of need. It provides a method whereby a local government or agency that has sustained damage from a natural or manmade disaster can obtain emergency assistance, in the form of personnel, equipment, materials and other associated services, from other participating agencies. The Agreement provides procedures for assistance and reimbursement of expenses, and supports and compliments the Utah Mutual Aid Agreement (UAC R704-2).

Participating agencies maintain their right of refusal for whatever reason they may have. There is no obligation for a participating agency to render assistance to another. It should be noted that the UTWARN (Utah Water Wastewater Response Network) Agreement was used as a basis for this Agreement, and the UTWARN Agreement has been accepted by over 85 participating agencies throughout the state of Utah.

After entering into this Agreement, participating agencies are encouraged to continue to be active supporters of this Agreement by organizing annual emergency management training exercises, making sure that all equipment lists are current, sending a representative to the APWA (American Public Works Association) Fall Conference and being ready to assist other participating agencies in the event of flooding, severe weather, fires, earthquakes and other natural or manmade emergencies.

Alternatives:

Alternatives are to 1) Adopt Resolution 15-16 and the Mutual Aid Interlocal Agreement For Utah Public Works Emergency Management; 2) Adopt Resolution 15-16 with any amendments the Council deems appropriate; or 3) Not adopt Resolution 15-16 and remand to Staff with directions.

Recommendation:

Staff recommends the Council adopt Resolution 15-16 and the Mutual Aid Interlocal Agreement For Utah Public Works Emergency Management.

RESOLUTION 15-16

**A RESOLUTION ADOPTING THE MUTUAL AID INTERLOCAL AGREEMENT
FOR UTAH PUBLIC WORKS EMERGENCY MANAGEMENT**

WHEREAS, the Mutual Aid Interlocal Agreement for Utah Public Works Emergency Management provides a method whereby a local government or agency that has sustained damage from a natural or man-made disaster can obtain emergency assistance, in the form of personnel, equipment, materials and other associated services, from other participating agencies; and

WHEREAS, the Agreement provides procedures for assistance and reimbursement of expenses, and supports and compliments the Utah Mutual Aid Agreement (UAC R704-2); and

WHEREAS, the Agreement does not obligate a Participating Agency to render assistance to another Participating Agency in the time of need; and

WHEREAS, it is beneficial for there to be a Mutual Aid Interlocal Agreement For Utah Public Works Emergency Management and the City deems this action to be in the best interest of its citizens.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF LAYTON, UTAH:

1. That the Council does hereby adopt The Mutual Aid Interlocal Agreement For Utah Public Works Emergency Management.

2. That the City Manager is hereby designated as the representative of Layton City to execute the agreement, which is attached hereto and made a part hereof by this reference.

PASSED AND ADOPTED by the City Council of Layton, Utah, this _____ **day of March, 2015.**


ROBERT J STEVENSON, Mayor

ATTEST:

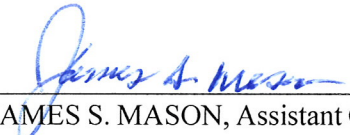
THIEDA WELLMAN, City Recorder

APPROVED AS TO FORM:

SUBMITTED BY:



STEVEN L. GARSIDE, Assistant City Attorney



JAMES S. MASON, Assistant City Manager

MUTUAL AID INTERLOCAL AGREEMENT FOR UTAH PUBLIC WORKS EMERGENCY MANAGEMENT

THIS MUTUAL AID INTERLOCAL COOPERATION AGREEMENT is entered into this ____ day of _____, by _____ and the other Participating Agencies as described herein.

ARTICLE I. PURPOSE

This Agreement is made and entered into by those Public Works and Related Service Agencies who have adopted and signed this Agreement to provide mutual assistance in times of emergency. This Public Works Emergency Management Alliance mutual aid program is established to provide a method whereby Participating Agencies which sustain damage from natural or man-made disasters can obtain emergency assistance, in the form of personnel, equipment, materials, and other associated services, from other Agencies. This Agreement also provides a method whereby responding Agencies may be provided with reimbursement for personnel, equipment, materials and other associated services that are made available on an emergency basis. Nothing herein is intended to replace or terminate any pre-existing agreement between any of the Participating Agencies that provide assistance by one Participating Agency's department within the political boundaries of another on a regular or routine basis. Participating Agencies intend by this Agreement to commit to assist each other whenever possible, while allowing each Participating Agency the sole discretion to determine when its personnel and equipment cannot be spared for assisting other Participating Agencies.

In consideration of the mutual covenants and agreements hereinafter set forth, the parties agree to provide mutual assistance to one another in times of emergency in accordance with the terms and conditions of this Agreement.

This document is intended to be a companion document to the UTAH WARN (Water, Wastewater Response Network) agreement and used in conjunction with the State of Utah Mutual Aid Agreement (Utah Administrative Code, R704-2, State Wide Mutual Aid Activation).

ARTICLE II. DEFINITIONS

- A. AGREEMENT - The Mutual Aid Interlocal Agreement for Utah Public Works Emergency Management. The original Agreement(s) and all signatory pages shall be kept at the Salt Lake County Public Works Administration Building located at 604 West 6960 South, Midvale, Utah 84047, or other location as directed by the Utah Chapter of the American Public Works Association.
- B. ALLIANCE - UTAH PUBLIC WORKS EMERGENCY MANAGEMENT ALLIANCE – The mutual aid network consisting of and available to the Participating Agencies as described in this Agreement and the administration of that network.
- C. APWA - American Public Works Association
- D. ASSISTING Agency – ANY Participating Agency which agrees to provide assistance to a Requesting Agency pursuant to this Agreement.
- E. AUTHORIZED REPRESENTATIVE – An employee of a Participating Agency authorized by that Agency to request or offer assistance under the terms of this Agreement.
- F. EMERGENCY – Any disaster or calamity involving the area of operation of the Participating Agency, caused by fire, flood, storm, earthquake, civil disturbance, terrorism, or other condition which is or is likely to be beyond the control or ability of the services, personnel, equipment and facilities of a Participating Agency or a “disaster”, “state of emergency” or “local emergency” as those terms are defined by the *Emergency Management Act* and the *Disaster Response and Recovery Act* as set forth in Title 53, Chapter 2a, *Utah Code*, as those sections currently exist or may hereafter be amended.

- G. EXPENSES – All costs incurred by the Assisting Agency during the Period of Assistance to provide personnel, equipment, materials and other associated services when responding to the Requesting Agency as described in Article VI.
- H. PARTICIPATING Agency or Agencies – ANY Agency which executes this Agreement. Participating Agencies may include, City Public Works, County Public Works, Public Utilities (including water, wastewater, power, gas, etc.), Public Services (including solid waste facilities, sanitation, etc.), Special Districts, State Agencies (including UDOT, DFCM, DEQ, etc.), Utah National Guard, and any other agency or group that provides services similar to standard public works type operations.
- I. PERIOD OF ASSISTANCE - The period of time beginning with the mobilization of any personnel of the Assisting Agency from any point for the purpose of traveling to the Requesting Agency in order to provide assistance and ending upon the demobilization of all personnel of the Assisting Agency, after providing the assistance requested, to their residence or place of work whichever is first to occur.

- J. REQUESTING Agency – ANY Participating Agency which sustains physical damage to its infrastructure due to natural or man-made causes that seeks assistance pursuant to this Agreement.
- K. SCHEDULE OF EQUIPMENT RATES – The latest rates published by the Federal Emergency Management Agency (FEMA) under the response and recovery directorate applicable to major disasters and emergencies or the pre-published schedule provided by a Participating Agency by January 15 of each year.
- L. WORK OR WORK-RELATED PERIOD – Any period of time in which either the personnel or equipment of the Assisting Agency are being used to render assistance to the Requesting Agency. Specifically included within such period of time are breaks when the personnel of the Assisting Agency will return to work within a reasonable period of time. Also included is mutually agreed upon rotation(s) of personnel and equipment.

ARTICLE III. APPLICABILITY

This Agreement is available to all Participating Agencies, upon signing of the Agreement and maintaining a current resource equipment list (as per Utah Administrative Code R704-2) and a schedule of equipment and manpower rates.

ARTICLE IV. ADMINISTRATION

The administration of the Utah Public Works Emergency Management Alliance (Alliance) will be through the Utah Chapter of APWA. The Utah APWA Emergency Management Committee acts as the committee representing the Utah Chapter of APWA.

The Utah Chapter of APWA, on behalf of the Participating Agencies (Alliance) shall:

- A. Sponsor an annual meeting for Participating Agencies (scheduled as part of the annual APWA Fall Conference).
- B. Maintain a data base of information.
- C. Meet as a committee to address and resolve concerns, create and modify procedures and address and resolve any additional policy or legal issues related to the Alliance.
- D. Maintain a web site to track Participating Agencies. (Currently, this website is located at <http://utah.apwa.net/>)
- E. The web site may be password protected for only the use of Participating Agencies if deemed appropriate by the APWA Emergency Management Committee.
- F. Facilitate and promote a minimum of one training exercise per year. Each Participating Agency is responsible to plan, coordinate, budget and execute one emergency exercise annually.

ARTICLE V. PROCEDURES

In the event that a particular Participating Agency becomes a Requesting Agency, the following procedures shall be followed:

- A. A Participating Agency shall not be held liable for failing to be an Assisting Agency.
- B. Each Assisting Agency shall respond, when practicable, to requests for emergency assistance by providing such resources as are reasonably available to the Assisting Agency. The Assisting Agency shall have the discretion of determining which resources are reasonably available.
- C. The execution of this Agreement shall not create any duty to respond on the part of any Participating Agency.
- D. The Requesting Agency may contact other participating members of the Alliance that may be able to provide the requested resources.
- E. Necessary information in accordance with the procedures defined in this Agreement shall be shared between Requesting and Assisting Agencies.
- F. When contacted by a Requesting Agency, the Authorized Representative of a Participating Agency shall assess if it is capable of providing assistance. If the Authorized Representative determines that the Participating Agency is capable and willing to provide assistance, the Authorized Representative shall notify the Requesting Agency and provide the Requesting Agency with the information as required.
- G. The personnel and equipment of the Assisting Agency shall remain, at all times, under the direct supervision of the designated supervisory personnel of the Assisting Agency. The Incident Commander or Unified Commander, as designated by the Requesting Agency, shall provide work assignments and suggest schedules for the personnel and equipment of the Assisting Agency; however, the designated supervisory personnel of the Assisting Agency shall have the exclusive responsibility and authority for assigning Work and establishing Work schedules for the personnel and equipment of the Assisting Agency. The designated supervisory personnel of the Assisting Agency shall maintain daily personnel time records and a log of equipment hours (including breakdowns, if any), be responsible for the operation and maintenance of the equipment furnished by the Assisting Agency, see to the safety of Assisting Agency personnel and report work progress to the Requesting Agency and/or the Incident Commander.
- H. When possible, the Requesting Agency shall supply reasonable food and shelter for the Assisting Agency personnel. If the Requesting Agency does not provide food and shelter for the Assisting Agency, the Assisting Agency's designated supervisor is authorized to secure, at the expense of the Requesting Agency, the resources

reasonably necessary to meet the needs of its personnel in coordination with the Requesting Agency's procedures. The cost for such resources must not exceed the state per diem rate for that area. Where costs exceed the per diem rate, the Assisting Agency must document and demonstrate that the additional costs were reasonable and necessary under the circumstances.

- I. The Requesting Agency shall provide a communications plan to the Assisting Agency prior to arrival.
- J. The command structure established during the Emergency shall comply with the requirements of the National Incident Management System (NIMS)
- K. The Incident Commander or Unified Commander shall, as soon as reasonably possible, release the personnel, equipment and materials of the Assisting Agency from the Emergency. The personnel, equipment and materials of the Assisting Agency shall, if practical, be released before the personnel, equipment and materials of the Requesting Agency are released.
- L. To the extent permitted by law, Assisting Agency personnel who hold valid licenses, certificates, or permits evidencing professional, mechanical, or other skills shall be allowed to carry out activities and tasks relevant and related to their respective credentials during the specified Period of Assistance.
- M. Personnel, equipment and materials of the Assisting Agency shall be released from the Emergency when it is determined by the Incident Commander or the Unified Commander that the services provided by the Assisting Agency are no longer required or when the supervisory personnel of the Assisting Agency informs the Incident Commander or the Unified Commander that the personnel, equipment and materials provided by the Assisting Agency are otherwise needed by the Assisting Agency.
- N. Credentialing; Each Participating Agency shall provide its own credentialing for identification purposes.

ARTICLE VI. REIMBURSABLE EXPENSES

The terms and conditions governing reimbursement for any assistance provided under this Agreement shall be determined by standard and prevailing rates of the Participating Agencies. If the Assisting Agency and the Requesting Agency agree to the reimbursement of expenses, reimbursement shall be in accordance with the following provisions:

- A. PERSONNEL – During the Period of Assistance, the Assisting Agency shall continue to pay its employees according to its then prevailing rules, regulations, policies and procedures. The Requesting Agency shall reimburse the Assisting Agency for all direct and indirect payroll costs and expenses incurred during the Period of Assistance, including, but not limited to, employee pensions and benefits.

- B. EQUIPMENT – The Requesting Agency shall reimburse the Assisting Agency for the use of the Assisting Agency’s equipment during the Period of Assistance according to the *Schedule of Equipment Rates* established and published by FEMA. All Participating Agencies shall maintain a current list of equipment available (as per Utah Administrative Code R704-2) and the rates for that equipment upon executing this Agreement. If an Assisting Agency uses an alternate basis of rates for equipment listed on the FEMA *Schedule of Equipment Rates*, the rates of the Assisting Agency shall prevail.
- C. MATERIALS AND SUPPLIES – The Requesting Agency shall reimburse the Assisting Agency for all materials and supplies furnished by the Assisting Agency and used or damaged during the Period of Assistance, unless such damage is caused by the negligence of the Assisting Agency’s personnel. The measure of reimbursement shall be the replacement cost of the materials and supplies used or damaged. In the alternative, the parties may agree that the Requesting Agency will replace, with a like kind and quality as determined by the Assisting Agency, the materials and supplies used or damaged.
- D. PAYMENT – Unless mutually agreed otherwise, the Assisting Agency shall bill the Requesting Agency for all expenses no later than ninety (90) days following the release of the Assisting Agency’s personnel and equipment from the Period of Assistance. The Requesting Agency shall pay the bill in full no later than forty-five (45) days following the billing date. Unpaid bills shall become delinquent upon the forty-sixth (46th) day following the billing date. The Assisting Agency may request additional periods of time within which to submit the itemized bill, and the Requesting Agency shall not unreasonably withhold consent to such request, provided, however, that all payment shall occur not later than one year after the date a final itemized bill is submitted to the Requesting Agency.
- E. Each Assisting Agency and its duly authorized representatives shall have access to a Requesting Agency’s books, documents, notes, reports, papers and records which are directly pertinent to this Agreement for the purposes of reviewing the accuracy of a cost bill or making a financial, maintenance or regulatory audit. Each Requesting Agency and their duly authorized representatives shall have access to the Assisting Agency’s books, documents, notes, reports, papers and records which are directly pertinent to this Agreement for the purposes of reviewing the accuracy of a cost bill or making a financial, maintenance or regulatory audit. Such records shall be maintained for at least three (3) years where required by law.
- F. DISPUTED BILLINGS – Undisputed portions of a billing shall be paid under this payment plan. Disputed portions of the billing shall be coordinated and addressed as appropriate between the Agencies involved in the dispute.

ARTICLE VII. INSURANCE

Each Participating Agency shall bear the risk of its own actions, as it does with its day-to-day operations, and determine for itself what kinds of insurance and in what amounts, it should carry. Nothing herein shall act or be construed as a waiver of any

sovereign immunity provided by the Governmental Immunity Act of Utah or other exemption or limitation on liability that a Participating Agency may enjoy.

ARTICLE VIII. NO SEPARATE ENTITY OR ACQUISITION OF PROPERTY

This Agreement is an interlocal cooperative agreement under Utah Code. This Agreement does not create any separate legal entity. To the extent this Agreement requires administration other than as set forth herein, it shall be administered by the Authorized Representatives of the Participating Agencies, acting as a joint board.

No real or personal property shall be acquired jointly by the Participating Agencies to perform the conditions of this Agreement unless such acquisition is specifically agreed to in writing by all Participating Agencies. To the extent that a Participating Agency acquires, holds, or disposes of any real or personal property for use in the joint or cooperative undertaking contemplated by this Agreement, it shall do so in the same manner that it deals with other property of such Participating Agency.

ARTICLE IX. LAWFUL RESPONSIBILITY

This Agreement shall not relieve any Participating Agency of any obligation or responsibility imposed upon it by law or other agreement.

ARTICLE X. INDEMNIFICATION AND HOLD HARMLESS

- A. Consistent with Utah Code, the Requesting Agency shall indemnify and save harmless the Assisting Agency and the officers, employees and representatives of the Assisting Agency, if they are acting within the course and scope of their duties, from all claims, suits, actions, damages and costs of every kind, including but not limited to reasonable attorney's fees and court costs, arising or resulting from the performance or provision of services and materials by the Assisting Agency under this Agreement unless there is a determination that such claims are the result of negligence of the Assisting Agency or the officers, employees or representatives of the Assisting Agency. This Agreement shall not be construed to be a waiver of any rights or protections provided to any Participating Agency under the Governmental Immunity Act of Utah.
- B. The Assisting Agency shall hold harmless and indemnify the Requesting Agency and the officers, employees and representatives of the Requesting Agency against any liability for any and all claims arising from any damages or injuries caused by negligence of the Assisting Agency or the officers, employees or representatives of the Assisting Agency except to the extent of the negligence of the Requesting Agency or the officers, employees or representatives of the Requesting Agency. This agreement shall not be construed to be a waiver of any rights or protections

provided to any Participating Agency under the Governmental Immunity Act of Utah.

- C. Subject to the foregoing, nothing in this Agreement shall be construed as an agreement by a Participating Agency to indemnify or hold harmless, or in any way assume liability, if there is a determination that any personal injury, death or property loss or damage was caused by the negligence of any other Participating Agency or person.
- D. Nothing herein shall be construed to waive any of the privileges and immunities associated with public works services or other related services, including emergency or other services of any of the Participating Agencies. No party waives any defenses or immunity available under the Utah Governmental Immunity Act, nor does any party waive any limits of liability currently provided by the Act.
- E. Each Participating Agency shall be solely responsible for providing workers compensation, insurance, and benefits for its own personnel who provide assistance under this Agreement unless the parties otherwise agree. Each Participating Agency shall provide insurance or shall self-insure to cover the negligent acts and omissions of its own personnel rendering services under this Agreement.

ARTICLE XI. TERM

This Agreement shall have an initial term of fifty (50) years commencing upon the effective date of this Agreement.

ARTICLE XII. TERMINATION

Any Participating Agency may terminate its obligations under and participation in this Agreement, with or without cause, by giving the Alliance at least thirty (30) days prior written notice of the intent to terminate. The termination of this Agreement by any individual Participating Agency shall not affect the validity of this Agreement as to the remaining Participating Agencies. Withdrawal from this Agreement shall in no way affect a Requesting Agency's duty to reimburse the Assisting Agency for costs incurred during a Period of Assistance which occurred during the term of this Agreement, which duty shall survive such withdrawal.

ARTICLE XIII. WHOLE AGREEMENT, AMENDMENTS

This Agreement constitutes the whole agreement of the parties, written or oral, relating to the subject matter of this Agreement. This Agreement may be amended in whole or in part at any time by the Participating Agencies by submitting a written amendment to the Alliance. The amendment shall be submitted to the Participating Agencies of the Alliance for a majority vote. The vote by the Participating Agencies will be conducted by mail. Participating Agencies who fail to vote will have their vote counted as an affirmative vote.

ARTICLE XIV. SEVERABILITY

If any provisions of this Agreement are held to be invalid or unenforceable by a court of proper jurisdiction, the remaining provisions shall remain in full force and effect.

ARTICLE XV. NO THIRD PARTY BENEFICIARIES

This Agreement is not intended to benefit any party or person not named as a Participating Agency specifically herein.

ARTICLE XVI. EFFECTIVE DATE

This Agreement shall be effective as to a particular Participating Agency executing this Agreement upon the date of execution of this Agreement by that Participating Agency. Completion and maintaining of a resource equipment list (as per Utah Administrative Code R704.2) and a schedule of equipment and manpower rates is required thereafter.

ARTICLE XVII. AUTHORIZATION

The individuals signing this Agreement on behalf of the Participating Agency confirm that they are a duly Authorized Representative of the Participating Agency and are lawfully enabled to sign this Agreement on behalf of the Participating Agency.

ARTICLE XVIII. REVIEW BY AUTHORIZED ATTORNEY

In accordance with the Utah Interlocal Cooperation Act this Agreement shall be submitted to the attorney authorized to represent each Participating Agency for review as to proper form and compliance with applicable law before this Agreement may take effect.

ARTICLE XIX. RESOLUTIONS OF APPROVAL NOT REQUIRED

This Agreement may be approved and executed as an executive function in accordance with the provisions of the Utah Interlocal Cooperation Act and the adoption of a resolution of approval is normally not required.

ARTICLE XX. COUNTERPARTS

This Agreement and any amendments to it may be executed in counterparts, each of which shall be deemed an original.

ARTICLE XXI. GOVERNING LAW

This Agreement shall be governed by and construed in accordance with the applicable laws of the United States and the State of Utah.

ARTICLE XXII. FILING OF AGREEMENT

An executed counterpart of this Agreement shall be filed with the keeper of records of each Participating Agency. An executed counterpart of this Agreement shall also be filed with the APWA Utah Chapter, representing the Alliance.

In witness whereof, each Participating Agency hereto has executed this Agreement on the respective signature page of that Participating Agency as of the date specified by its signature block.

ARTICLE XXIII. PERSONNEL NOT AGENTS

The employees of the Participating Agencies providing services pursuant to or consistent with the terms of this Agreement are solely the officers, agents, or employees of the Participating Agency that hired them. Each Participating Agency shall assume any and all liability for the payment of salaries, wages, or other compensation due or claimed due, including workers' compensation claims, and each Participating Agency shall hold the other harmless therefrom. The Participating Agencies shall not be liable for compensation or indemnity to any other Participating Agency's employee for any injury or sickness arising out of his or her employment, and the Participating Agencies shall not be liable for compensation or indemnity to any other Participating Agency's employee for injury or sickness arising out of his or her employment, and each party hereby agrees to hold the other party harmless against any such claim.

ARTICLE XXIV. ADDITIONAL AGENCIES

Any subdivision of the State of Utah not specifically named herein ("Prospective Agency") which shall hereafter sign this Agreement or a copy hereof shall become a Participating Agency. Any Agency which becomes a newly accepted Participating Agency is entitled to all the rights and privileges and subject to the obligations of any Participating Agency as set out herein.

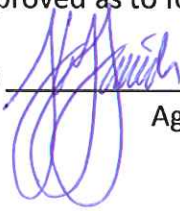
NOW, THEREFORE, in consideration of the covenants and obligations contained herein, the Participating Agency listed here, as a Participating Agency, duly executes this Mutual Aid Interlocal Agreement for Utah Public Works Emergency Management this _____ day of _____, 20__.

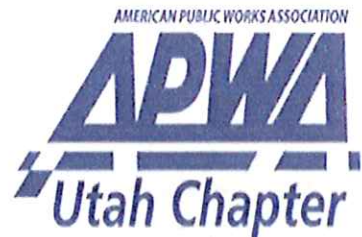
Agency _____

By: _____ By: _____

Title _____ Title: _____

Approved as to form and ~~legality~~

By:  _____ Feb 23, 2015
Agency's Attorney



MUTUAL AID INTERLOCAL AGREEMENT FOR UTAH PUBLIC WORKS EMERGENCY MANAGEMENT

Help us bring you into the Utah Public Works Emergency Management Alliance!

Please call either of the individuals listed below for more information or mail the contact information requested below along with a signed copy of the "Mutual Aid Interlocal Agreement for the Utah Public Works Emergency Management" to:

The Utah APWA Emergency Management Committee

c/o Michael Leon Berrett, P.E., Operations Associate Director
Utah APWA Emergency Management Committee Chair
Salt Lake County Public Works
604 West 6960 South
Midvale, Utah 84047
385-468-6129 office
e-mail: lberrett@slco.org

Alternate Contact
Tim Peters, Public Services Manager for the City of West Jordan
Utah APWA Emergency Management Committee Vice Chair
8030 South 4000 West
West Jordan, UT 84088
(801) 569-5722
e-mail: timp@wjordan.com

APWA-Utah Chapter Website

<http://utah.apwa.net/MenuHomepage/292/Emergency-Management>

Organization Name:

First Contact

Title

Office Phone

Email

Cell Phone

Second Contact

Title

Office Phone

Email

Cell Phone

Third Contact

Title

Office Phone

Email

Cell Phone

Email

Address of Correspondence:

FAQs

Mutual Aid Interlocal Agreement for Utah Public Works Emergency Management

What is the purpose of this Agreement?

The purpose of this Agreement is to assist local governments in helping one another in times of need. It provides a method whereby a local government or agency that has sustained damage from a natural or man-made disaster can obtain emergency assistance, in the form of personnel, equipment, materials, and other associated services, from other participating agencies.

What does the Agreement do?

The Agreement provides procedures for assistance and reimbursement of expenses, and supports and compliments the Utah Mutual Aid Agreement (UAC R704-2).

Are we obligated to help if another agency requests our assistance?

No. Each Participating Agency in the Alliance is not required to render assistance to another Participating Agency in the time of need. Every Participating Agency maintains their right of refusal for whatever reason they may have.

Has this Agreement had legal reviews?

Yes. Attorneys from Salt Lake County, Salt Lake City, Utah County, along with other local attorneys have reviewed and provided assistance in the preparation of this document.

Can we make changes to the Agreement before we sign it?

No, not at this time. In order to ensure the timely implementation of this Agreement with multiple partners, this Agreement needs to be approved as is. However, the Agreement does include provisions for making changes in the future. It should be noted that the UTWARN Agreement (Utah Water, Wastewater Response Network) was used as a basis for this Agreement. The

UTWARN Agreement has been accepted by over 85 participating agencies throughout the state.

Who should sign this Agreement?

All local government agencies, service districts, and state agencies that can provide, or would require public works assistance, after a natural or man-made disaster should sign this Agreement.

After we have signed, what's next?

We encourage all Participating Agencies in the Alliance to continue to be active supporters of the Agreement by organizing annual Emergency Management training exercises, making sure that all equipment lists are current, ensuring that you have a representative attend our annual meeting at the APWA Fall Conference, and being ready to assist each other in the event of flooding, severe weather, fires, earthquakes and other natural or manmade emergencies.

How do I get more information?

Please view our website at <http://utah.apwa.net/MenuHomepage/292/Emergency-Management> or contact the APWA Utah Chapter Emergency Management Committee.

M. Leon Berrett, P.E. – Chair
Operations Associate Director
Salt Lake County Public Works
(385) 468-6129
LBerrett@slco.org

Tim Peters – Vice Chair
Public Services Manager
City of West Jordan Public Works
(801) 569-5722
timp@wjordan.com

**LAYTON CITY COUNCIL MEETING
AGENDA ITEM COVER SHEET**

Item Number: 5.B.

Subject:

Notification to the Davis County Commission of Layton City's Intent to Submit an Opinion Question to Layton City Residents Regarding a RAMP Tax - Resolution 15-17

Background:

Utah State Code authorizes a City to submit an opinion question to its voters as to whether or not the City should impose a local sales and use tax of 0.1% to finance recreation, arts, museums and park facilities and the operating expenses of these facilities. Before Layton can place this opinion question to its voters, Layton City must first submit, to the Davis County Commission, a written notice of intent to submit the opinion question to the residents of Layton City. Once that notice has been submitted to the County, the County has sixty days to respond to the City. The County must provide Layton with either a resolution stating that Davis County does not seek to impose a countywide local RAMP tax or provide written notice that the County will submit an opinion question to the County voters as to whether Davis County should impose a county wide RAMP tax.

Alternatives:

Alternatives are to 1) Adopt Resolution 15-17 to notify the Davis County Commission of Layton City's intent to submit an opinion question to Layton City residents regarding a RAMP tax; 2) Adopt Resolution 15-17 with any amendments the Council deems appropriate; or 3) Not adopt Resolution 15-17 and remand to Staff with directions.

Recommendation:

Staff recommends the Council adopt Resolution 15-17 to notify the Davis County Commission of Layton City's intent to submit an opinion question to Layton City residents regarding a RAMP tax.

RESOLUTION 15-17

A RESOLUTION TO NOTIFY THE DAVIS COUNTY COMMISSION OF LAYTON CITY'S INTENT TO SUBMIT AN OPINION QUESTION TO LAYTON CITY RESIDENTS, PROVIDING EACH RESIDENT AN OPPORTUNITY TO EXPRESS AN OPINION ON THE IMPOSITION OF A LOCAL SALES AND USE TAX OF 0.1% TO FINANCE RECREATION, ARTS, MUSEUMS, AND PARK FACILITIES, AND THE OPERATING EXPENSES OF THESE PROPOSED FACILITIES WITHIN LAYTON CITY.

WHEREAS, the Utah Code (Section 59-12-1401, et seq.) authorizes a city to submit an opinion question to its voters as to whether the City should impose a local sales and use tax of 0.1 percent to finance recreation, arts, museums, and park facilities, and the operating expenses of these proposed recreation, arts, museums, and park facilities (commonly referred to as "RAMP tax" (Recreation Arts Museums, and Park) in Layton); and

WHEREAS, Utah Code Section 59-12-1402(6)(a)(i) states that before a city submits an opinion question to its voters regarding the RAMP tax, it must first "submit to the county legislative body in which the city or town is located a written notice of the intent to submit the opinion question to the residents of the city or town;" and

WHEREAS, State law gives the County sixty days from receipt of the City's notice to provide the City with either (1) a resolution stating that the County does not seek to impose a countywide RAMP tax, or (2) a written notice that the County will submit an opinion question to County voters as to whether the County should impose a county wide RAMP tax; and

WHEREAS, the City may proceed with its RAMP tax election if the County indicates that it does not seek to impose a countywide RAMP tax; the City may not proceed with the RAMP tax election if the County gives the City written notice that the County will have its own RAMP tax election; and

WHEREAS, the Layton City Council intends to proceed with an election to establish a RAMP tax, and thus desires to provide Davis County with notice of the City's intent as required by law.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF LAYTON, UTAH:

1. Layton City Council hereby declares its intent to submit an opinion question to Layton City residents as to whether Layton City should impose a local sales and use tax of 0.1 percent to finance recreation, arts, museums and park facilities, and the operating expenses of these proposed facilities within Layton City.
2. Layton City hereby gives the Davis County Commission notice of its intent, and respectfully requests Davis County respond to this notice as required by law.
3. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by the City Council of Layton, Utah, this **19th day of March, 2015**.

ATTEST:

THIEDA WELLMAN, City Recorder

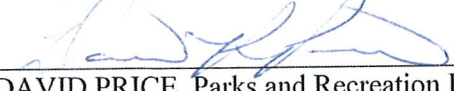
ROBERT J STEVENSON, Mayor

APPROVED AS TO FORM:

SUBMITTING DEPARTMENT:



GARY CRANE, City Attorney



DAVID PRICE, Parks and Recreation Director

**LAYTON CITY COUNCIL MEETING
AGENDA ITEM COVER SHEET**

Item Number: 5.C.

Subject:

Parcel Split – Angelika Paxman – Approximately 2500 East 475 North

Background:

The applicant, Angelika Paxman, is requesting parcel split approval to separate a parcel into two parcels for the purpose of building a future single family home.

Alternatives:

Alternatives are to 1) Grant parcel split approval to Angelika Paxman subject to meeting all Staff requirements as outlined in Staff memorandums; or 2) Deny granting parcel split approval.

Recommendation:

On March 10, 2015, the Planning Commission unanimously recommended the Council approve the Angelika Paxman parcel split subject to meeting all Staff requirements as outlined in Staff memorandums.

Staff supports the recommendation of the Planning Commission.



**COMMUNITY AND ECONOMIC
DEVELOPMENT DEPARTMENT
PLANNING DIVISION**

Staff Report

To: City Council

From: Kem Weaver, Planner II

A handwritten signature in black ink, appearing to read "Kem Weaver", written over a horizontal line.

Date: March 19, 2015

Re: Angelika Paxman Parcel Split

Location: Approximately 2500 East 475 North

Zoning: R-1-10 (Single Family Residential)

Background:

The applicant, Angelika Paxman, is requesting parcel split approval. The proposed parcel split will separate 2.68 acres into two parcels and create a single family building lot within the R-1-10 zone. The parcel being split off is vacant with the potential to receive a building permit from the City for a future single family home. Once split, the north parcel (Parcel 1) that is vacant will have 1.38 acres and the south parcel (Parcel 2), that has an existing single family home, will be 1.30 acres.

The applicant is planning to construct a single family home on Parcel 1. The home will be located immediately west of Lot 107 of the Red Fox Ridge Subdivision. As can be viewed on the aerial map and the attached site plan, there are geotechnical setback restraints that force the home to be setback 120 feet from the edge of slope on Parcel 1. Performed geotechnical reports state that all dwelling structures in this area are to be setback 120 feet minimum from the edge of the slope to the north. The street frontage for the home will be the stubbed portion of 475 North.

The applicant will be required to submit a lot specific geotechnical report when applying for a building permit for the future home.

Per the parcel split site plan, both lots meet the area requirements of the R-1-10 zone.

Staff Recommendation:

Staff recommends parcel split approval be granted subject to meeting all Staff requirements as outlined in Staff memorandums.

Engineering

A handwritten signature in black ink, appearing to be "JA", written over a horizontal line.

Planning

A handwritten signature in black ink, appearing to be "KW", written over a horizontal line.

Fire

A handwritten signature in black ink, appearing to be "DF", written over a horizontal line.

Planning Commission Action: On March 10, 2015, the Planning Commission voted unanimously to recommend the Council grant parcel split approval subject to meeting all Staff requirements.

The Commission asked for public comment. No public comments were given.



Attention Engineers & Developers: Please do not resubmit plans until you have received comments from Layton City Fire Department, Parks Department, Engineering Division and Planning Division. You may expect to receive comments within 7-10 business days of a submittal and within 7 business days of a resubmittal. Thank you.

MEMORANDUM

TO: Mike Wangemann; mikew@utahlandsurveying.com
Angelika Paxman; angelikap99@yahoo.com

FROM: Shannon Hansen, Assistant City Engineer

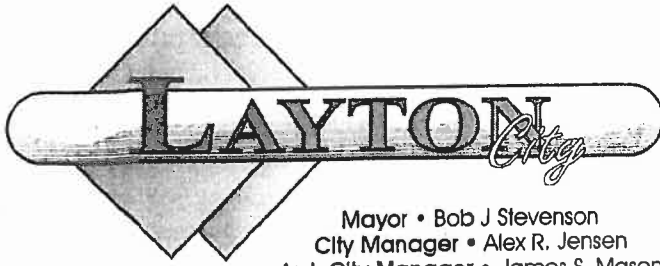
CC: Fire Department
Community Planning and Development Department

DATE: February 9, 2015

RE: **Angelika S Paxman Parcel Split (1352 N 3175 E)**

I have reviewed the parcel split submitted on February 3, 2015 and the title report submitted on February 6, 2015 for the property located at approximately 1352 North 3175 East. I recommend that the parcel split be approved with the following comments:

1. Under the Legal Description header, it will need to be noted that Parcel 2 is not included in the split.
2. The Public Utility and Drainage easements will need to be established by separate document. The descriptions will need to be submitted to verify placement on the parcels prior to recording.
3. Prior to issuing a building permit for the new parcel, a site plan will need to be submitted for review and approval. Some items to be included on the site plan are the installation of the sewer and water laterals and connections and a grading plan.
4. The property owner should note that Layton City passed an ordinance on November 4, 2004 requiring all development to provide irrigation water shares for water supply. This is required for all development regardless of secondary water use. The developer is required to provide Layton City with 3 acre-ft of water per acre of development. This will be required when the new parcel develops.




Mayor • Bob J Stevenson
City Manager • Alex R. Jensen
Asst. City Manager • James S. Mason

• Fire Department •
Kevin Ward • Fire Chief
Telephone: (801) 336-3940
Fax: (801) 546-0901

Attention Engineers & Developers: Please do not resubmit plans until you have received comments from Layton City Fire Department, Parks Department, Engineering Division and Planning Division. You may expect to receive comments within 7-10 business days of a submittal and within 7 business days of a resubmittal. Thank you.

MEMORANDUM

TO: Community Development, Attention: Julie Matthews

FROM: Douglas K. Bitton, Fire Prevention Specialist 

RE: Angelika S. Paxman Trust (Plat) @ 2475 E Oak Hills Drive

CC: 1) Mike Wangemann, mikew@utahlandsurveying.com
2) Angelika Paxman, angelikap99@yahoo.com

DATE: February 10, 2015

I have reviewed the plat received on February 3, 2015 for the above referenced project. The Fire Department, with regards to the plat, does not have any comments at this time. Refer to our previous comments on a Memorandum dated January 15, 2015.

These plans have been reviewed for Fire Department requirements only. Other departments may review these plans and will have their requirements. This review by the Fire Department must not be construed as final approval from Layton City.

DB\Angelika Paxman Plat:kn
Plan # S15-014, District
Project Tracker: #LAY 1501141493





Memorandum

To: Planning Commission
From: JoEllen Grandy, Parks Planner Intern
Date: January 21, 2015
Re: Angelika S. Paxman Trust, Final Approval

There haven't been any changes from the preliminary to the final plat for this subdivision that would affect the Parks & Recreation Department. Our input remains the same as for the previous preliminary submittals. That is:

These lots are outside of any planned park service areas nearby, those being Andy Adams, Snow Canyon and Boynton Park.

Recommendation

Parks & Recreation supports granting final approval to Angelica S. Paxman Trust.

Attention Engineers & Developers: Please do not resubmit plans until you have received comments from Layton City Fire Department, Parks Department, Engineering Division and Planning Division. You may expect to receive comments within 7-10 business days of a submittal and within 7 business days of a resubmittal. Thank you.

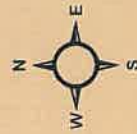
City Council

March 19, 2015

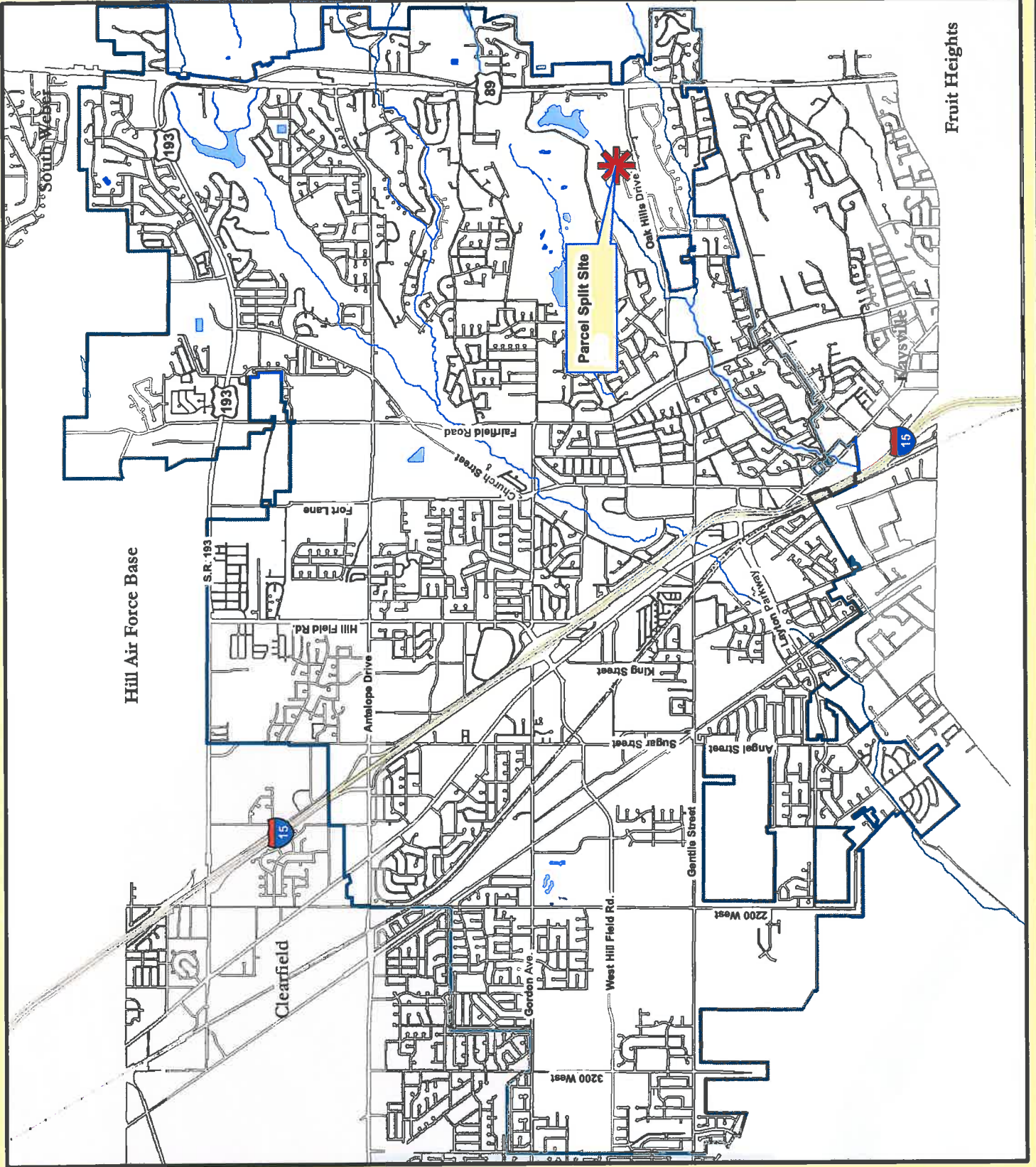
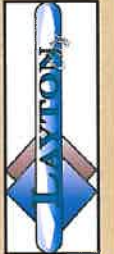
Angelika Paxman Parcel Split

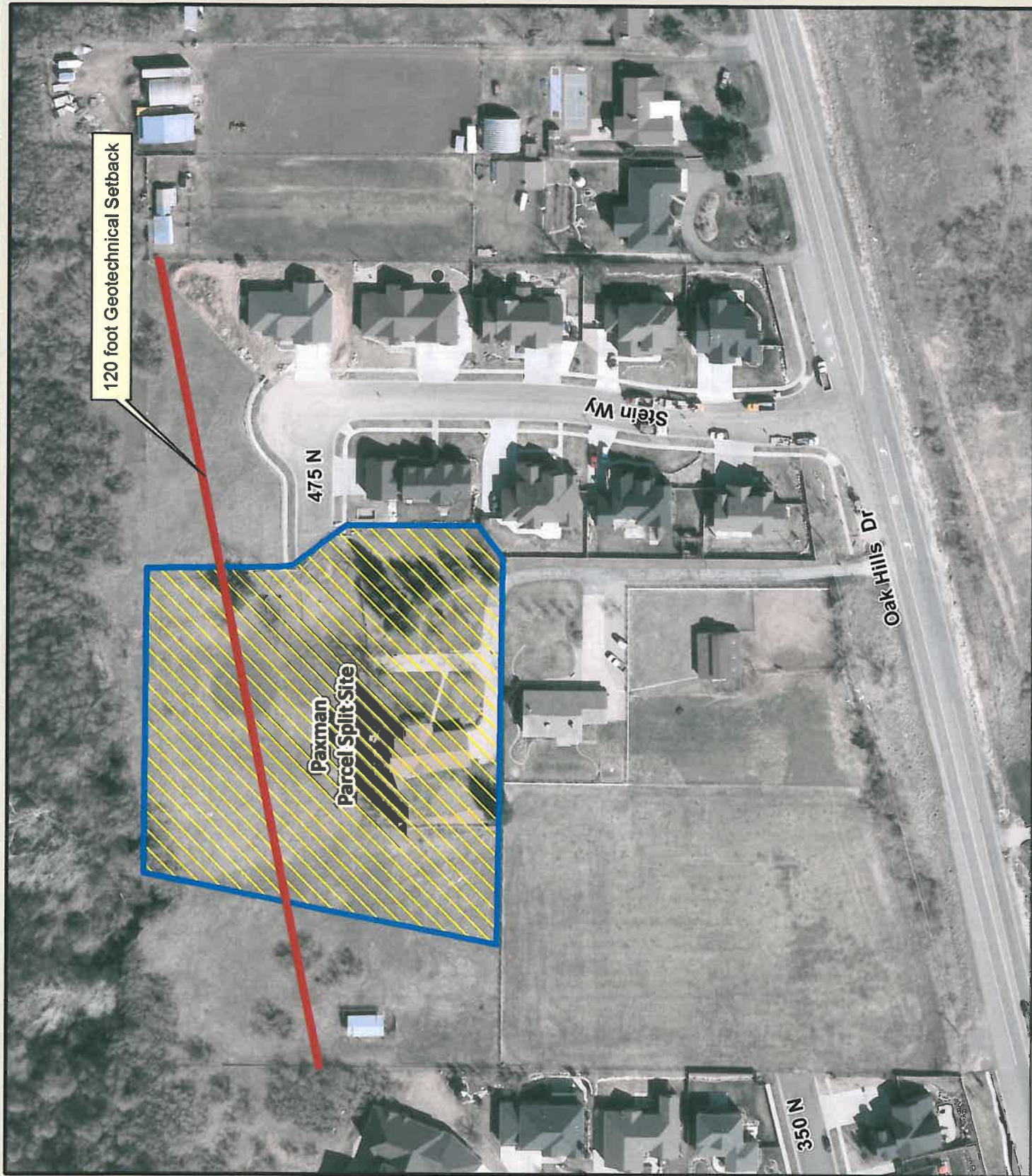
2500 East
475 North

- LEGEND**
- Rail Lines
 - Interstate 15
 - Layton City Boundary
 - Rights of Way
 - Lakes
 - Streams
 - Project Site



1 inch = 4,250 feet





City Council

March 19, 2015

**Angelika Paxman
Parcel Split**

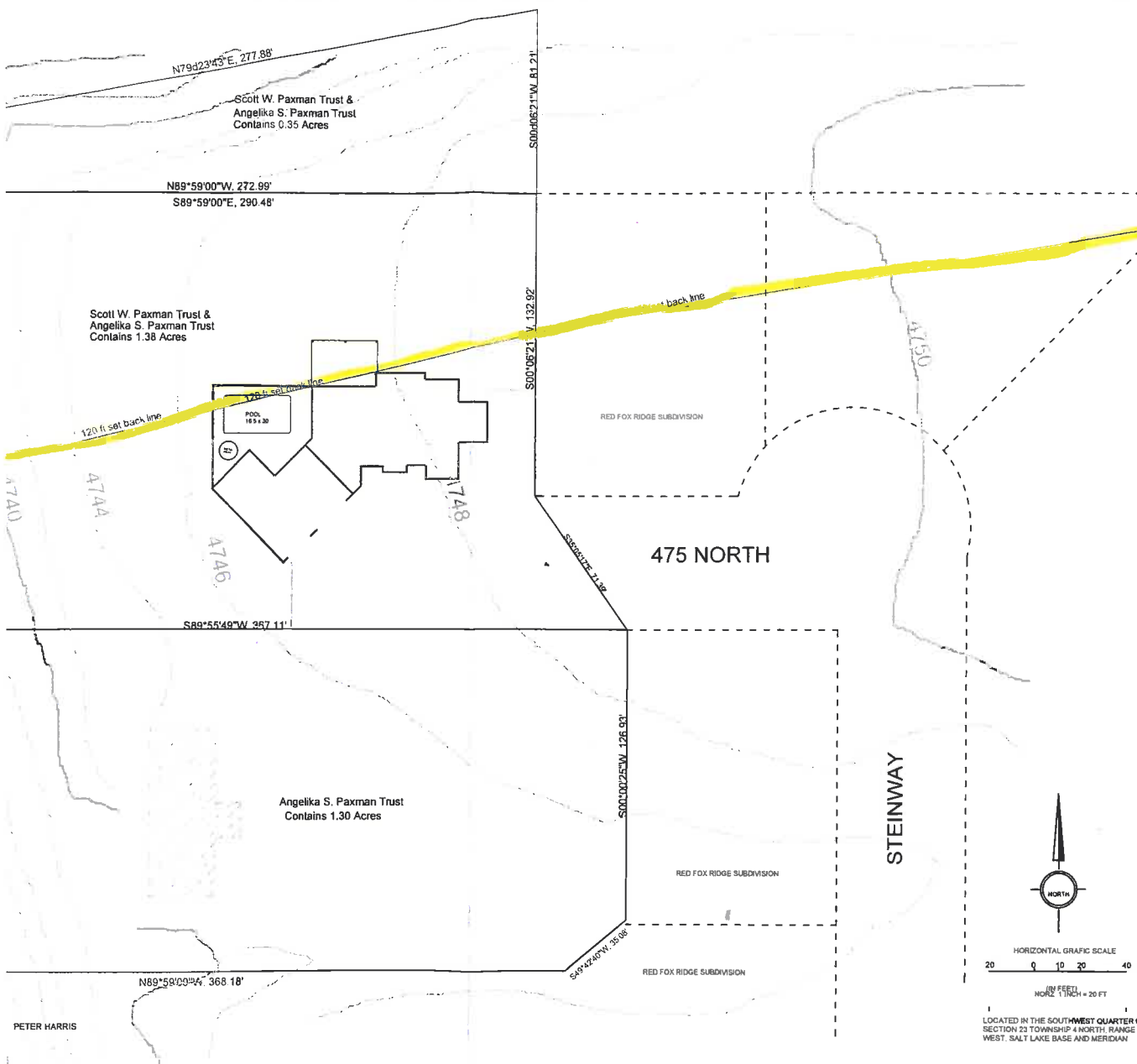
**2500 East
475 North**

LEGEND

-  Lanyon City Boundary
-  Lakes
-  Streams



1 inch = 125 feet

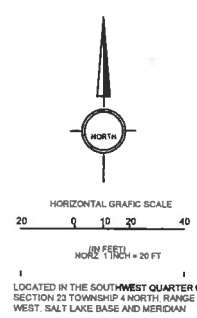


PAXMAN BUILDING LOT LAYOUT

2500 EAST 475 NORTH
LAYTON, UTAH

BUILDING LOT MAP

1 OF 1



**LAYTON CITY COUNCIL MEETING
AGENDA ITEM COVER SHEET**

Item Number: 5.D.

Subject:

Amend Layton Municipal Code - Title 20 Appendix A, Freeway Sign Corridor Map; Section 20.01.020 Definitions; Section 20.04.120 (2) Detached Signs; Height Limits; Section 20.05.030 Square Footage and Location Allowed - Ordinance 15-12

Background:

Title 20 of the Layton Municipal Code governs regulations for signage within the City. Special provisions for detached signs are allowed for signage located in the downtown corridor area. The term downtown corridor does not adequately describe areas in proximity to the freeway. Also, to reflect recent infrastructure improvements and city gateways, Appendix A – Freeway Sign Corridor Map, a map illustrating the corridor, needs to be expanded. The map was last updated on November 24, 2009.

The proposed amendment will rename the Downtown Corridor to Freeway Sign Corridor and update Appendix A – Freeway Sign Corridor Map to include additional areas adjacent to the freeway. The amendments will promote business and encourage future development.

Alternatives:

Alternatives are to 1) Adopt Ordinance 15-12 amending the Layton Municipal Code, Title 20 Appendix A, Freeway Sign Corridor Map, Section 20.01.020 Definitions; Section 20.04.120 (2) Detached Signs; Height Limits; Section 20.05.030 Square Footage and Location Allowed; or 2) Not Adopt Ordinance 15-12 and keep the Layton Municipal Code as is.

Recommendation:

Staff recommends the Council adopt Ordinance 15-12 amending the Layton Municipal Code, Title 20 Appendix A, Freeway Sign Corridor Map, Section 20.01.020 Definitions; Section 20.04.120 (2) Detached Signs; Height Limits; Section 20.05.030 Square Footage and Location Allowed.

ORDINANCE 15-12

AN ORDINANCE AMENDING TITLE 20 APPENDIX A FREEWAY SIGN CORRIDOR MAP, SECTION 20.01.020 OF THE LAYTON MUNICIPAL CODE ENTITLED "DEFINITIONS," SECTION 20.04.120 (2) ENTITLED "DETACHED SIGNS; HEIGHTS LIMITS," SECTION 20.05.030 ENTITLED "SQUARE FOOTAGE AND LOCATIONS ALLOWED"

WHEREAS, Layton City has determined that "Freeway sign corridor" more accurately describes areas in proximity to the freeway; and

WHEREAS, Layton City has determined that Title 20, appendix A map does not reflect recent developments and needs to be expanded; and

WHEREAS, it is Layton City's desire to allow sign provisions in areas adjacent to the freeway to promote business investment and encourage future development; and

WHEREAS, to preserve and improve the appearance of the City as a place in which to live and work, the City Council finds it to be in the best interest of its citizens to amend various provisions of Title 20, of the Layton Municipal Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF LAYTON, UTAH:

SECTION I: Repealer. If any provisions of the City's Code previously adopted are inconsistent herewith they are hereby repealed.

SECTION II: Enactment. Title 20, Chapter 20.01, Section 20.01.020 is amended to read as follows:

20.01.020 Definitions

...

~~"Downtown corridor"~~ **"Freeway sign corridor"** means an area of the City where, due to the proximity to major highways and the intensity of retail uses, free standing signs are allowed to be a maximum height of forty-five feet (45') (see map appendix A).

....

SECTION III: Enactment. Title 20, Chapter 20.04, Section 20.04.120 (2) is amended to read as follows:

(2) **Detached signs; Height limits.** The maximum height limit for detached signs shall be as follows:

In the B-RP, CP-1, and CP-2 zones: twenty feet (20') above average grade of the front property line except at locations designated in the ~~"downtown corridor"~~ **"freeway sign corridor"** area. Signs in these locations may be a maximum of forty-five feet (45') in height.

In the CP-3, CH, M-1, and M-2 zones: thirty five feet (35') above average grade of front property line except for areas determined to be in the ~~"downtown corridor"~~ **"freeway sign corridor."** Within the ~~"downtown corridor"~~ **"freeway sign corridor"** area signs may be a maximum of forty-five feet (45') above average grade of front property line (see map appendix A).

SECTION IV: Enactment. Title 20, Chapter 20.05, Section 20.05.030 is amended to read as follows:

20.05.030. Square footage and locations allowed.

Temporary signs, except balloons, shall not exceed one (1) square foot of sign area for every lineal foot of occupied frontage at the main entrance. In no case may any business have more than sixty (60) square feet of banner. Banners, valances, and pennants are only allowed to be located on the building to which they apply or attached to a permanent sign, so long as the requirements of 20.04.120 are still met.

All square footage used for temporary signs, other than balloons, will be counted against the square footage allowed for balloons. The allowable square footage of balloons shall be one (1) square foot of balloon area for every lineal foot of occupied frontage at the main entrance. Businesses with less than fifty (50) lineal feet of occupied frontage may be allowed fifty (50) square feet of balloon. There shall be a maximum square footage of two hundred fifty (250) square feet of balloon for any property. Balloons shall be set back one foot (1') for every one foot (1') in height from any property line. Balloons shall comply with the maximum height allowed as per Section 20.04.120. Except at locations in the ~~downtown corridor~~ freeway sign corridor area, balloons may be a maximum of one hundred feet (100') in height.

SECTION V: Severability. If any section, subsection, sentence, clause or phrase of this ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, said portion shall be severed and such declaration shall not affect the validity of the remainder of this ordinance.

SECTION VI: Effective Date. This ordinance shall be in effect twenty (20) days after publication or posting, or thirty (30) days after final passage by the governing body, whichever is sooner.


PASSED AND ADOPTED by the City Council of Layton, Utah, this **19th day of March, 2015**.

ROBERT J STEVENSON, Mayor

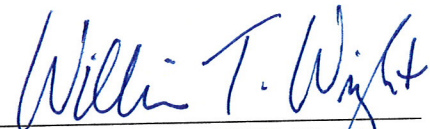
ATTEST:

APPROVED AS TO FORM:

SUBMITTING DEPARTMENT:

By: 

GARY CRANE, City Attorney

By: 

WILLIAM T. WRIGHT, Director
Community & Economic Development

Freeway Sign Corridor (Appendix A)

Legend

-  Freeway Sign Corridor
-  Proposed Freeway Sign Corridor
-  Expansion of Freeway Sign Corridor Area
-  Interstate 15
-  Boundary
-  Gateways
-  Lakes
-  Rights of Way
-  Property
-  Streams

Date: 3/11/2015

1 inch = 1,500 feet

