

**MINUTES OF LAYTON CITY  
COUNCIL MEETING**

**MARCH 7, 2019; 7:00 P.M.**

**MAYOR AND COUNCILMEMBERS  
PRESENT:**

**MAYOR SCOTT FREITAG, JOYCE BROWN,  
SCOTT CARTER, BRUCE DAVIS, TOM DAY, AND  
JOY PETRO**

**STAFF PRESENT:**

**ALEX JENSEN, GARY CRANE, TIM WATKINS,  
LON CROWELL, AND KIM READ**

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

Mayor Freitag acknowledged newly appointed Councilmember Scott Carter. He announced the following positions which would be on the ballot for the 2019 Municipal Election: Mayor and three Councilmember positions; the Mayor for a two year term and the Councilmember positions would be four year terms. Scouts and students were welcomed.

Mayor Freitag opened the meeting and led the Pledge of Allegiance. Pastor Darrell Carnley, Mountain View Baptist Church, introduced himself to the Council. He read scripture from 1 Timothy Chapter 2, followed by the invocation.

**MINUTES:**

**MOTION:** Councilmember Davis moved and Councilmember Petro seconded to approve the minutes of:

**Layton City Council Special Meeting – January 15, 2019; and  
Layton City Council Work Meeting – February 7, 2019.**

The vote was unanimous to approve the minutes as written.

**MUNICIPAL EVENT ANNOUNCEMENTS:**

Councilmember Petro announced the following events:

- Friday, March 8, 2019, from 6:00 to 8:00 p.m., Free Family Recreation activity at the Davis County Library Layton Branch. She indicated it would be a train themed activity titled (Ticket to Ride) and mentioned it would be a fun learning activity specific to the railroads meeting in Utah known as the Spike 150.
- Saturday, March 16, 2019, special “Fun Run” beginning at Ellison Park. She stated information could be obtained from the City’s website, although this wasn’t sponsored by the City. She mentioned there was a fee associated with the event.
- Wednesday, March 20, 2019, the Layton City Fire Corps would be sponsoring an activity regarding food storage in the Council Chambers at Layton City Hall from 6:30 to 7:30 p.m.
- Friday, March 29, 2019 had been designated as Vietnam Veterans Day recognition. She announced beginning at 10:00 a.m. a special ceremony would take place at the State Capitol followed by a program beginning at 1:00 p.m. at the Vietnam Wall in Layton Commons Park. She invited everyone to attend.

## **CITIZEN COMMENTS:**

Mark Wallentine 705 Abbey Way, announced he was addressing the Council due to a situation he had with the City which he didn't believe had been fairly resolved. He explained he had filed a claim against the City a year ago for damage to his trees by City Staff completing maintenance near the Kays Creek Trail. He reported he had met with David Price, Parks and Recreation Director, regarding the trimmed trees at which time Mr. Price had offered to purchase new trees. Mr. Wallentine stated he had declined that offer and at that time filed a claim against the City for the cost of the trees and fencing as he had considered the trees as "fencing". He expressed frustration with the City regarding the denial of his claim. He briefly shared another experience which took place months later in which he met with Mr. Price and Ryan Pickup, Parks Superintendent. He emphasized his desire to be on record expressing his complaint and believed he was being deceived by City Staff. He requested his claim be reconsidered.

Mayor Freitag stated discussions would take place with pertinent City Staff and someone from the City would get back with him.

## **CONSENT AGENDA:**

### **RE-APPROVE ANNEXATION REQUEST – PHILLIPS STREET ANNEXATION – ORDINANCE 18-39 – A PORTION OF PHILLIPS STREET, BETWEEN FLINT STREET AND INTERSTATE 15**

Tim Watkins, City Planner, explained the City Council had originally approved Resolution 18-39 authorizing the annexation of 1.63 acres of property known as the Phillips Street annexation, which the City agreed to annex a portion of the right-of-way. He indicated State Law required the annexation ordinance be recorded with the annexation plat 30 days from the Council approval date. Subsequently, the 30 day requirement had not been met and Staff requested re-approval of the Ordinance to provide a more recent date of adoption.

There were no questions from the Council.

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

## **OTHER BUSINESS:**

Mayor Freitag asked if the students in the audience needed anything from the Council to meet the requirements for their assignment.

He asked if the students were aware of the food pantry which was recently established at Layton High. Marissa Christensen, Layton High Student, announced the Grand Opening took place on Tuesday, March 5, 2019 and would be open every Tuesday from 3:00 – 5:00 p.m. She stated anyone could donate shelf staple items and the majority of food donated thus far had come from Lincoln Elementary.

Councilmember Brown stated she represented the City at the ribbon cutting and reported students had raised \$10,000 to benefit the food pantry. She mentioned the food pantry was located in one of the portable classrooms on the north side of the school.

## **Legislative Update:**

Mayor Freitag announced the Legislative session would conclude on Thursday, March 14, 2019. He stated Gary Crane, City Attorney, represented Layton City at the Legislature.

Mr. Crane indicated he had received an update from Councilmember Brown earlier tonight the tax bill would be taken to interim.

He provided an update on the following:

- One-time funding bills such as:
  - Tier II retirement
  - Secondary water metering
  - Communications network bill
- Container bill (plastic bags) He indicated the proposed bill wouldn't allow cities to regulate or legislate the use of plastic bags and believed it would probably pass. He stated the vote would take place on Friday, March 8, 2019.
- Total prohibition of cell phone usage under the age of 18 while driving.
- Vaping legislation

Mayor Freitag requested Mr. Crane provide a final update to the proposed Sales Tax bill to the Council.

Mr. Crane mentioned the proposed legislation to pre-empt local government from regulating gravel pits. He pointed out the City had a gravel pit within its boundaries. He suggested a truce had been reached between the gravel pit companies, counties, and cities. He reported cities had agreed no regulations would be passed within the next year and in return the gravel pits had agreed to not expand its uses outside of the boundaries already established. He concluded land use criteria, specific to gravel pits, would be drafted within the next year and believed there was a need for regulation.

Mayor Freitag stated since the public relations position had been previously approved and funded, he directed Staff to proceed with the hiring process. He expressed his opinion a "voice" for the City would be necessary in the event of an emergency or when the City desires to disseminate information to the community. He asked if the Council was comfortable with moving forward.

Councilmember Brown believed the position was long overdue and desired to get somebody in place. Mr. Jensen emphasized the position was funded and stated Staff would proceed with creating a job description and recruitment process to select a qualified individual. He believed the process would take approximately four to five weeks to identify the right individual and expressed agreement it would be an important position.

Mayor Freitag stated Staff would like to be involved in the vetting process similar to what takes place in selecting a department head.

Mayor Freitag mentioned the Council had received resumes for the Parks & Recreation Commission and recommended Councilmembers Brown and Petro be involved in reviewing the submissions and participate with Staff during the interview process.

Councilmember Carter asked about the vacancies and Councilmember Brown responded there were three vacancies on the Commission.

Councilmember Petro asked about an update regarding the landfill. Mayor Freitag responded Nathan Rich, Wasatch Integrated Waste, has been scheduled to provide a presentation to the Council during a future work meeting.

Councilmember Brown also suggested the Council consider the continuation of the Layton Today newspaper as the contract was due for renewal in June. Mayor Freitag requested that item also be included on a future work meeting agenda.

Mayor Freitag also indicated the roles of the Mayor, City Manager, and Councilmembers would be identified and discussed as well as the responsibilities and policies for each position.

**The meeting adjourned at 7:50 p.m.**

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Kimberly S Read, City Recorder