

**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 April 4, 2019.**

AGENDA ITEMS:

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

- A. Minutes of Layton City Council Work Meeting - January 17, 2019
- B. Minutes of Layton City Council Meeting - February 7, 2019
- C. Minutes of Layton City Council Special Meeting - February 28, 2019
- D. Minutes of Layton City Council Strategic Planning Work Meeting - February 28, 2019

2. MUNICIPAL EVENT ANNOUNCEMENTS:

3. VERBAL PETITIONS AND PRESENTATIONS:

- A. Presentation - Dr. Mark Oraskovich
- B. Proclamation - National Fair Housing Month
- C. Proclamation - Sexual Assault Awareness Month

4. CITIZEN COMMENTS:

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. Appointment to the Parks and Recreation Commission - Resolution 19-25
- B. Bid Award – Cache Valley Electric – Gordon Avenue Auxiliary Lanes, Project 18-72 – Resolution 19-24 – Intersection of Gordon Avenue and Fort Lane
- C. Bid Award – Morgan Pavement Maintenance, Inc. – Slurry Seal, Project 19-52 – Resolution 19-23 – Various Locations Throughout the City
- D. Bid Award – Superior Asphalt, LLC – 2019-2020 Crack Seal, Project 19-53 – Resolution 19-22 – Various Locations Throughout the City

6. PUBLIC HEARINGS:

7. OTHER BUSINESS:

ADJOURN:

Notice is hereby given that:

- A Redevelopment Agency Meeting will be held at 5:30 PM. A Work Meeting will be held at 5:30 PM 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:** _____
Kimberly S Read, 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.

D R A F T

MINUTES OF LAYTON CITY COUNCIL WORK MEETING

JANUARY 17, 2019; 5:32 P.M.

MAYOR AND COUNCILMEMBERS PRESENT:

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

STAFF PRESENT:

**ALEX JENSEN, GARY CRANE, TERRY COBURN,
STEVE JACKSON, TIM WATKINS, LON
CROWELL, DAVID PRICE, JOELLEN GRANDY
AND KIM READ**

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

Mayor Freitag opened the meeting and turned the time over to Staff.

AGENDA:

GATEWAY SIGNAGE UPDATE

David Price, Parks and Recreation Director, and JoEllen Grandy, Parks Planner, shared a visual illustration of the proposed gateway signage to be located at the interchanges of Layton Parkway, Hill Field and Antelope. She reviewed the proposed products which would be used on the signage and the benefits of those products. She reviewed the funding sources identified for the project and the proposed costs to complete the project which reflected the need of additional funding of \$29,668 or the lighting amenity could be eliminated in order to complete the project within budgeted parameters.

Councilmember Petro asked if the lighting could be eliminated and completed at a later date. Mr. Price responded the lighting could be completed at a later date; however, the City would need to proceed through the extensive UDOT project process and a discussion followed. Alex Jensen, City Manager, stated Staff's recommendation would be to complete the project at this time and appropriate the additional funding. Mr. Price indicated solar lighting wouldn't be successful for this type of project and stated the electrical lighting would be directional to the signage eliminating light pollution.

Mayor Freitag asked about future gateway signage along Highway 89 and Mr. Jensen responded that would be considered a "betterment" which would result in a cost to the City and indicated those discussions could take place at a more appropriate time. The Council directed Staff to proceed with

D R A F T

completing the project using the General Fund.

Mr. Jensen reported Staff had been negotiating with UDOT (Utah Department of Transportation) for the acquisition of property on the east side of Highway 89 for the location of a future fire station. He explained with the re-design of Highway 89 the property trade/sale was delayed and in the meantime the City identified another parcel it believed was better suited for the project. A visual illustration identified the parcel which illustrated its access and visibility. He reported UDOT had approved the new parcel and indicated documents would now need to be signed to close on the property. A discussion took place regarding the parcel and adjacent parcels and Mr. Jensen explained how they would benefit the City.

Mr. Jensen reminded the Council about the joint venture with Weber Basin for the water tank project in the area. Councilmember Day inquired if parking for the trail system would still be incorporated with the project and Mr. Jensen emphasized the property had been preserved for that purpose. Mr. Price pointed out where the future parking would be located and also the location of the pedestrian crossing for Adams Canyon future trail.

TEXT AMENDMENT – MIXED-USE (MU) AND MIXED-USE OVERLAY (DO-1) ZONING DISTRICT AMENDMENTS – AMENDING TITLE 19, ZONING, CHAPTER 19.04.010 ZONING DISTRICTS AND CLASSIFICATION ESTABLISHED TO INCLUDE MIXED-USE (MU), AND DO-1 MIXED-USE DESIGN OVERLAY DISTRICT; AMENDING SECTION 19.04.020 PURPOSE OF ZONING DISTRICTS TO INCLUDE MIXED-USE (MU), AND DO-1 MIXED-USE DESIGN OVERLAY DISTRICT; AND AMENDING CHAPTER 19.25, MIXED-USE (MU) ZONING DISTRICT – ORDINANCE 19-07 (FORMERLY ORDINANCE 18-38)

Tim Watkins, City Planner, stated the intent in amending the Mixed-Use (MU) zoning district was to provide more flexibility for the increasing demand for MU development. He reviewed the proposed text amendments in the ordinance and explained it would allow up to four or five stories of residential development with the MU Overlay being applied. He pointed out the MU could be either commercial or residential and suggested the flexibility was needed when introducing residential into an already established commercial area. He suggested density not be limited by a formula or number; but rather the physical form of the building. He stated there were built in protections if applied to single family residential. He spoke to fencing and other buffers which would be allowed. He reviewed the floor to floor allowance and parking flexibility.

Councilmember Brown asked if the parking requirements would need to be changed if a commercial use

D R A F T

took place on the lower level of the building. Mr. Watkins responded the requirements would be based on the combination of uses on the site and explained the hours of usage would also be considered.

Mayor Freitag requested Mr. Watkins provide an update based on comments received at the Planning Commissions meeting. Mr. Watkins pointed out the text amendments had been reviewed by the Planning Commission for about a month and no public comments had been expressed specific to the zoning text amendments. He indicated the Planning Commission recommended approval.

Councilmember Petro asked if the ordinance would be applied on a case by case basis or it would be applicable city-wide. Mr. Wright clarified the MU zone was currently available in a few areas of the City and added a zone change could be requested for property. He emphasized the Mixed-Use Overlay (DO-1) could also be applied in certain circumstances recommended by the Planning Commission. Mr. Watkins suggested the General Plan would identify areas in which the additional building height would be appropriate.

DEVELOPMENT AGREEMENT, REZONE REQUEST – WARNICK REZONE – BUSINESS AND RESEARCH PARK (B-RP) TO MIXED-USE, MIXED-USE DESIGN OVERLAY (MU, DO-1) – RESOLUTION 19-08 (FORMERLY RESOLUTION 18-70) AND ORDINANCE 19-08 (FORMERLY ORDINANCE 18-33) – 1814 NORTH LAYTON HILLS PARKWAY

Mr. Watkins oriented the Council with the parcel and indicated the rezone would allow for the Mixed-Use Design Overlay (MU, DO-1), pending the adoption of the previously explained text amendment. He mentioned the property was currently zoned Business Research Park (B-RP) and was approximately 3.3 acres. He suggested this rezone would provide the opportunity to test the application of the Design Overlay as it was applied to the Midtown area as it transitioned to a Mixed Use Urban District. He identified the surrounding uses: a large variety of commercial services and the Conference Center and mentioned there wasn't much residential at this time. He shared a concept plan and the proposed application of MU, DO-1 and shared a visual illustration of a four-story building.

Mr. Wright identified the property owned by the City to the north for a future fire station and also the City owned property to the south used as a detention basin. Mr. Watkins reported no public comments had been received specific to the rezone and indicated the developer had visited residents door to door.

Councilmember Petro inquired about the wall. Mr. Jensen explained how development had taken place north of Layton Hills Mall and the City's investment in building roads which had resulted in the

D R A F T

development now in place. Mr. Wright identified the current vacant lots in that specific area and pointed out the route of the free Midtown trolley in that area and indicated it was referred to as a “last mile connection” to the FrontRunner rapid transit system and pointed out those benefits.

Mr. Watkins reviewed specifics identified in the development agreement:

- Existing masonry wall
- Easement or change in ownership of property at the wall
- 2 inch caliper tree measurement every 30 ft along 700 west
- Utilities to serve the property
- Exterior products allowed on the buildings such as metal cladding

GENERAL PLAN AMENDMENT, DEVELOPMENT AGREEMENT, AND REZONE REQUEST – OPEN SPACE TO RESIDENTIAL (GENERAL PLAN AMENDMENT) – BUSINESS RESEARCH PARK (B-RP) TO SINGLE FAMILY RESIDENTIAL (R-1-8), PLANNED RESIDENTIAL UNIT DEVELOPMENT (R-1-8 PRUD) AND CONDOMINIUM/TOWNHOUSE (C-TH) - ORDINANCE 19-04, RESOLUTION 19-01, AND ORDINANCE 19-05 – 850 NORTH 2200 WEST

Mayor Freitag announced this public hearing had been continued from the meeting on Thursday, January 3, 2019. He explained how he would like to address the public hearing during the policy session following this meeting; comments would be limited to new or different information. Gary Crane, City Attorney, advised the Council that it would in its best interest to close the public hearing following public comment and quickly taking action on the item. He explained how a substitute motion could be made. He stated whenever a planning decision was asked to be made, such as a rezone, the Mayor will call for discussion on the motion following the second to the motion. He added this would allow discussion from the Council based on the General Plan and indicated this would also allow for members of the Council to state “why” in the motion.

Councilmember Davis requested clarification regarding Roberts Rules of Order and Mr. Crane responded he would be available to assist the councilmembers during the meeting. Councilmember Brown asked if it would be appropriate if a reason was given by the councilmember making the motion and Mr. Crane stated he would prefer if that information was expressed during the discussion as opposed to reasons being part of the motion.

Mr. Wright reviewed the timeline associated with the proposal: amending the General Plan and the

D R A F T

rezone. He reviewed what had previously taken place and identified proposed future meeting dates. Mayor Freitag shared a Land Use and housing update from his COG (Council of Government) meeting. He stated the Legislative leadership was pleased with Layton's direction regarding housing and believed the City could be a leader in this area.

Mr. Wright oriented the Council with the location of the property, its current zoning and reviewed surrounding properties and uses. He reviewed the Planning Commission's recommendation which included a variety of zones, lot sizes and housing options and sizes as part of the proposed housing component. He pointed out the following:

- Rear loaded housing along 2200 West
- Mansion Homes along Gordon Avenue and Ellison Park to the south
- Connection points within the development allowing pedestrian access to Ellison Park or Ellison Elementary School and the Rail Trail System
- Access points to the development (two at Gordon Avenue and two at 2200 West)

Mr. Watkins pointed out the mansion homes fronting the trail would provide a safety enhancement to not only the mansion style homes but the entire development. Mr. Wright stated fencing around the park was currently in place at that location and mentioned any additional buffer or fencing at that location had not yet been determined.

He continued to point out the following associated with the proposal:

- 272 housing units
- Traffic analysis had been completed

He reminded the Council traffic analysis had been completed and all streets within the development would be public streets with the exception of the rear loaded alleys.

Councilmember Davis inquired about the funding and timeline associated with the street improvements for 2200 West. Mr. Wright shared a visual illustration and stated City Engineers had completed a traffic study to identify any impact the proposed development might have for 2200 West and reported the two lane road could accommodate the additional traffic. He spoke to the widening of 2200 West which would generally take place in conjunction with the development of the property adjacent to the west. He reported Staff had identified the need to rebuild 2200 West and a study had been completed to determine the cost to combine both the widening of the small section and the rebuild. He emphasized the developer would be required to provide the right hand turn lane from 2200 West on Gordon in conjunction with this

D R A F T

development.

Steve Jackson, City Engineer, stated comments were expressed during the public hearing regarding the traffic counts and reported the two lane road capacity was 5,000 vehicles per day. He stated the number identified in the Traffic Master Plan was 7,800 cars per day and pointed out the Hill Field Interchange was under construction which accounted for the high number in 2015. He informed the Council a traffic study had been completed in 2017 and that number reflected a capacity of 3,050 per day. He emphasized the 3,500 was a planning number only. He suggested the development would generate approximately 4,200 cars; which was 84% of the actual level of service (capacity). He continued to explain the difference between the full capacity of the road and the capacity of the road at a specific level of service.

Councilmember Davis clarified 2200 West could currently accommodate the additional traffic from the proposed development and Mr. Jackson responded in the affirmative. He pointed out how the capacity would be significantly increased once improvements were completed and emphasized it wouldn't increase the number of vehicles using the road.

Councilmember Brown requested clarification regarding potential overlay for 2200 West. Mr. Jackson responded the City had identified 2200 West, from Gordon to Hill Field, would need to be reconstructed for an estimated cost of \$285,000. He added additional costs of \$145,000 would allow for the center turn lane. Councilmember Brown expressed her opinion it would be in the best interest of the City to complete all road improvements at once to minimize inconvenience to the citizens and inquired if funds could be appropriated during the next budget for that purpose.

Mr. Jensen referred to a traffic study recently completed by students at Utah State regarding the state of the City's roads indicated funds could be identified in the FY2020 budget for this purpose. He recommended the City not build infrastructure which wasn't needed. Mayor Freitag pointed out it would take some time before capacity issues would be recognized in relation to the impact of the development.

Mr. Watkins spoke to expressed concerns regarding on-street parking and indicated there would be adequate room for a parking once the three lane road improvement had been completed.

Mr. Wright spoke to the public comments regarding the available parking for the smaller lot, rear loaded homes. He identified those locations in the concept plan that could accommodate for on street parking within the development and expressed his opinion there was sufficient parking for residents and visitors. He reminded the Council of its site visit tour and believed standards had been identified to ensure a

D R A F T

quality product. He believed the applicant had an understanding of Council's and City's expectation. He stated the Design Review Committee was in place by ordinance and was responsible for providing recommendations to Staff identified during the preliminary plan process. He explained the City's process in using the Design Review Committee and indicated applicants didn't object with the process.

Councilmember Petro inquired if information shared during a Planning Commission meeting or public hearing was passed on to the Design Review Committee. Mr. Wright responded in the affirmative. Councilmember Davis asked if the Planning Commission or City Council could reject those recommendations and Mr. Wright responded in the affirmative. He identified the members currently serving on the Design Review Committee. He reported the Planning Commission accepted comments during a public hearing and recommended approval of the amended plan to the Council.

PRELIMINARY PLAN – GENTILE STATION TOWNHOMES – APPROXIMATELY 325 WEST GENTILE STREET

Mr. Wright reviewed the proposal with the Council and shared specific details proposed for the housing along Gentile Street and believed the developer had implemented similar design principles such as roof pitch and façade products associated with the housing. He identified those concepts which were included in the approval with the Development Agreement and expressed his opinion the developer had attempted to follow the design characteristics.

Gary Crane, City Attorney, reminded the Council this application was different than the items which had a public hearing associated with its approval. He indicated it had progressed past the public hearing and rezone and had now reached an administrative decision by the Council and clarified those types of decisions were based on the Code or the Development Agreement and was bound within those parameters. He pointed out the developer vested in what had already been approved and the Council cannot impose a new requirement not identified in the Development Agreement.

2019 COUNCIL ASSIGNMENTS

Mayor Freitag indicated he had provided a list to members of the Council and indicated he would like to discuss his considerations with each councilmember. He informed the Council that the Wasatch Integrated Board had met on Wednesday, January 16, 2019, at which time it passed an increase of \$2 per can beginning in July 2019 and a discussion followed. He announced the two agenda items specific to appointments would be removed from the agenda.

D R A F T

DISCUSSION – CITY COUNCIL MEMBER MID-TERM REPLACEMENT PROCESS

Mr. Crane explained Mayor Freitag was still a member of the Council until he officially resigned from the Council which could possibly take place during any City Council meeting. He explained the voting of a Mayor was different than that of a Councilmember; in that the Mayor would only vote in the event of a tie.

Mr. Crane asked the Council to submit available dates to appoint the councilmember. He reminded the Council the notice was a two week notice and that time would need to be allowed for submissions as well as to allow the Council time to review the received submissions. A discussion took place and it was suggested to hold the meeting on Tuesday, February 26, 2019.

The meeting adjourned at 7:04 p.m.

Kimberly S Read, City Recorder

D R A F T

MINUTES OF LAYTON CITY COUNCIL MEETING

FEBRUARY 7, 2019; 7:05 P.M.

MAYOR AND COUNCILMEMBERS PRESENT:

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

STAFF PRESENT:

**ALEX JENSEN, GARY CRANE, TERRY COBURN,
DAVID PRICE, MORGAN CLOWARD AND KIM
READ**

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

Mayor Freitag opened the meeting and led the Pledge of Allegiance. Tammy Freitag gave the invocation. Scouts and students were welcomed.

MUNICIPAL EVENT ANNOUNCEMENTS:

Councilmember Petro announced the following events:

- Parks and Recreation's Free Family activity would be the Valentine's Dance on Friday, February 15, 2019, from 7:00-9:30 p.m. at Central Davis Jr. High. She stated participants would be dancing to a live band and emphasized it was a "family" activity.
- On Pitch Performance would be presenting "AIDA" several dates in February. She encouraged residents to check the City calendar on the website. She stated the cost was \$15 per seat.
- Friday, March 1, 2019, the Davis Arts Council was sponsoring a free concert, "Beautiful Dreamer" at 254 West 2675 North from 7:00 to 8:00 p.m.
- Parks and Recreation's Free Family activity on Friday, March 8, 2019, from 6:30-8:30 p.m., "Night at the Library" with a "Ticket to Ride" theme. She clarified the activity would be a great opportunity to learn about trains and the Spike 150 celebration.
- Saturday, March 16, 2019, St. Patty's Day fun run at Ellison Park. She stated there would be a \$25 entry fee and all the green pancakes you could want.

Councilmember Brown announced the City hosted an open house and unveiled the Layton Forward General Plan for Layton City. She indicated public comment was still being accepted and encouraged residents to visit the website to participate in the online survey which would be available until Wednesday, February 20, 2019.

D R A F T

PRESENTATIONS:

PROCLAMATION – PURPLE HEART CITY

Mayor Freitag read the proclamation and invited Dee Gibson, Commander of Department of Utah Military Order of the Purple Heart.

He stated the City was appreciative of the Military and expressed gratitude for those that have served and those that will serve.

Mr. Gibson thanked Layton City and the Mayor for supporting veterans. He expressed appreciation to the citizens of Layton City and the City Council for the Vietnam Memorial Wall in the park. He presented Mayor Freitag with a plaque recognizing the City as a Purple Heart City and read it to the Council. Mr. Gibson stated Davis County was a “Purple Heart” County, West Point was a “Purple Heart” City and SUU (Southern Utah University) a “Purple Heart” University. Photos were taken with the Mayor and Council.

CITIZEN COMMENTS:

Lily St. Clair, 860 Sapphire Drive, believed Commons Park lacked food for the ducks. She reminded the Council she had expressed her concern last month. She believed many of the ducks were starving and she had been purchasing food to feed them; however, she couldn’t continue to purchase the 50 pound bags of feed at \$25 each. She also expressed concern the Layton High School students continue to park along the street during the day leaving no available parking for visitors to the park.

Mayor’s Freitag reported he would like to discuss the issue and her concerns with David Price, Parks and Recreation Department Director, and Councilmember Day. He requested her contact information and stated her would be in contact with her regarding her concerns.

Ms. St. Clair also expressed concern regarding the health of one particular duck.

Joshua Christensen, Layton City Youth Court Vice President, announced Ms. Kidman, Youth Court Advisor, was unable to attend tonight’s meeting due to her duties with the State Program. He expressed the Court’s appreciation for the City’s support in providing a venue to hold Youth Court and for the funding it received from Layton City.

D R A F T

Mayor Freitag indicated the Public Hearing associated with CDBG funding would take place later in the meeting.

CONSENT AGENDA:

2019 COUNCIL ASSIGNMENTS

This item was removed from agenda.

APPOINT A MEMBER TO THE ADMINISTRATIVE CONTROL BOARD OF THE WASATCH INTEGRATED WASTE MANAGEMENT DISTRICT – RESOLUTION 19-11 AND **APPOINT A MEMBER TO THE NORTH DAVIS SEWER DISTRICT BOARD OF TRUSTEES – RESOLUTION 19-10**

Mayor Freitag announced Nathan Rich, Director of Wasatch Integrated Waste Management District (WIWMD), had expressed a desire to share an update regarding WIWMD with the Council at a future meeting.

Mayor Freitag stated the recommendation was to appoint Mayor Freitag to the Administrative Control Board of Wasatch Integrated Waste Management District.

He informed the Council the appointment to the North Davis Sewer District Board of Trustees has previously been the Mayor. He reported currently the Board primarily consists of Mayors with the exception of one or two members from member cities. He announced his recommendation would be Councilmember Petro and called for discussion from the Council.

Councilmember Davis stated he was supportive of both of the recommendations.

Councilmember Day stated he was also in support of the recommendations.

Councilmember Brown stated she had visited with Commissioner Stevenson regarding both positions. She believed that since most of the participating communities had appointed their respective Mayors, she believed the City should continue that practice. She clarified her position in that it would illustrate the City's commitment to the Board and believed the Mayor should fulfill both appointments.

D R A F T

Councilmember Davis pointed out it could be a burden for him to fulfill both responsibilities.

Councilmember Brown pointed out both Boards met in the evenings and meetings were once a month and recalled then Mayor Stevenson expressing his opinion those positions should be represented by the Mayor.

Councilmember Petro stated she was aware of councilmembers serving on these Boards from other municipalities and didn't believe it was required the Mayor serve in this capacity and stated she was willing to accept this responsibility.

Alex Jensen, City Manager, emphasized the City needed adequate representation on the Boards.

Mayor Freitag stated his recommendation to the Council would be to approve as presented.

BID AWARD – DALE COX CONTRACTING – VALLEY VIEW 2.0 MG TANK, PROJECT 18-04 – RESOLUTION 19-13 – APPROXIMATELY 1400 NORTH VALLEY VIEW DRIVE

Terry Coburn, Public Works Director, stated Resolution 19-13 would authorize an agreement with Dale Cox Contracting for the Valley View 2.0 MG Tank Project 18-04. He reviewed the scope of the project which included construction of a reinforced concrete culinary water storage tank with a 2.0 million gallon capacity, booster pump station, valve vault, piping, site work, and appurtenances. He indicated this tank would replace the existing Oak Hills Tank which was being removed by UDOT as part of Highway 89 expansion project. He stated three bids were received with the lowest responsive bid from Dale Cox Contracting in the amount of the \$3,650,022.70. He reported the engineer's estimate was \$3,223,436.00.00 and Staff recommended approval of the award of bid to Dale Cox

Councilmember Day asked about the time estimate to complete the project and Mr. Coburn responded the project would take approximately one year. He mentioned the dirt removed for the placement of the tank would be moved to properties for future fire stations.

Councilmember Brown requested clarification if this tank project was in conjunction with Weber Basin and Mr. Coburn explained that was the original intent; however, Weber Basin needed a larger tank located higher in elevation. He stated Weber Basin would be constructing its own tank higher on the mountain.

AMENDMENT NO. 3 TO INTERLOCAL COOPERATION AGREEMENT FOR ANIMAL

D R A F T

SERVICES BETWEEN DAVIS COUNTY AND LAYTON CITY – RESOLUTION 19-15

Gary Crane, City Attorney, reminded the Council the City contracted with Davis County for animal control services and stated the amendment to the contract identified a cost increase of approximately \$25,000 due to an increase in the number of calls and population increase. He stated Staff recommended approval of the amendment.

LAND DONATION AGREEMENT BETWEEN LAYTON CITY AND BARLOW CORPORATION, DUNCAN E. BARLOW, STEWART F. BARLOW, AND SERVICE MORTGAGE CORPORATION – RESOLUTION 19-16 – APPROXIMATELY 2125 EAST GORDON AVENUE TO APPROXIMATELY 2400 EAST GORDON AVENUE

Mr. Crane explained the resolution would approve a Land Donation Agreement between the City and the Barlow Corporation associated with the Gordon Avenue extension project to Highway 89. He explained the process used to evaluate the exactions required by a developer or property owner and indicated the developer had chosen to donate the underlying ground for a portion of the new road, which was needed as an exaction. He emphasized the land donation would save the City from having to purchase the property for the project and referred to information included in the packet identifying the parcel. Staff recommended approval of the Agreement.

APPROVE EXCHANGE AGREEMENT BETWEEN LAYTON CITY AND MEDICAL BUILDING LLC – RESOLUTION 19-14 – APPROXIMATELY 50 WEST LAYTON PARKWAY

Lon Crowell, Economic Development Deputy Director, explained the resolution would authorize a Land Exchange Agreement between Layton City and Medical Building LLC. He shared a visual illustration and explained the small parcel of property was part of the City's right-of-way and had been identified as an insignificant parcel of property. The City desires to have a water main pipeline moved from its current location into the City street rather than in the previously identified remnant parcel of property. The City and Medical Building had determined that the value of the improvements required for the moving and construction of the pipeline were roughly proportional to the value of the remnant parcel of the City's property. The City and Medical Building desire to exchange the improvements for the City property.

MOTION: Councilmember Davis moved to approve Consent items B, C, D, E, F, and G as presented and Councilmember Petro seconded the motion. Mayor Freitag called for discussion on the motion and there was none. The motion passed unanimously.

D R A F T

PUBLIC HEARINGS:

COMMUNITY DEVELOPMENT BLOCK GRANT ANNUAL ACTION PLAN FOR FISCAL YEAR 2019-2020

Morgan Cloward, CDBG Coordinator, announced this was the City's first public hearing for the CDBG Annual Action Plan for the 2019-2020 Program Year. He shared a visual illustration and reviewed the CDBG program and services and identified some of the previous recipients of the grant funding. He indicated the programs and activities benefitted low to moderate income families within the City. He stated the Annual Action Plan outlined how the City would allocate funding. He announced a second hearing would take place in May. He reviewed some of the programs and beneficiaries of grant funding highlighting the following: a new home for the Espinoza family and the Midtown Trolley providing free transportation throughout the community. He reviewed previous CDBG funding recipients and allocations as well as the proposed CDBG allocation.

Councilmember Brown requested clarification whether the Davis School District would be constructing a home this year. Mr. Cloward responded construction had been delayed; however, Layton High School would be constructing a home.

Councilmember Brown requested an update regarding the emergency home repairs and Mr. Cloward explained the City had been able to assist a resident with needed bathroom repairs in which an old bathtub was removed to provide a walk-in shower with wheelchair accessibility. He added other projects had included the replacement of windows which have contributed to lower heating costs to residents.

Mayor Freitag opened the public hearing at 7:52 p.m.

Josh Christensen, Layton City Youth Court Vice President announced Ms. Kidman, Youth Court Advisor, was unable to attend tonight's meeting due to her duties with the State Program. He expressed the Court's appreciation for the City's support in providing a venue to hold Youth Court and for the funding it received from Layton City.

Kristen Floyd, Safe Harbor Domestic Violence and Crisis Center, expressed appreciation to previous funding received from Layton City. She reported the Center had served 206 Layton City residents to date which was an increase from 154 at this same time last year. She stated not every client identified the location from

D R A F T

which they were coming from. She reported the Center was currently at capacity and indicated approximately 400 people had been turned away. She explained how the federal government shutdown had impacted capacity numbers until full funding had been restored.

Ms. Floyd mentioned the outreach building to be located at the new IHC hospital to provide outreach services including training space, donation space, children's area, store to purchase needed items, and sexual assault awareness program. She reminded the Council of previous presentations which would provide sexual assault nurses. She announced they would also be working in collaboration with the VA group from Ogden with a focus on domestic violence with a Veterans focus and indicated this would be the first in the State. She stated they were looking to expand the shelter to allow for double the capacity of the current shelter as well as doubling the capacity of the transitional housing at the current campus. She stated the CDBG funding request was to continue to receive funding for staff, program needs and hotel vouchers. She expressed her opinion this was needed because clients were being turned away and they needed to provide housing for all genders. She added there were also maintenance needs in the facilities.

Mayor Freitag inquired about the Board representatives and Ms. Floyd reported the Board consisted of a County Commissioner, a survivor, a representative from the LGBTQ community, attorney, and diversity of culture members. She believed all genders and communities were represented. There were no questions from the Council.

Jason Wilde, Open Doors Executive Director, stated the facility was located on Highway 193 and Fairfield Road which housed the food bank and community action center. He expressed appreciation to the Council for its support of the Food Bank, the Circles Self-sufficiency Program and the Respite nursery located in Clearfield. He reported CDBG funding had also been used for hotel vouchers until housing could be identified.

There were no questions from the Council.

Taylor Winsness, Road Home Shelter, expressed appreciation for assistance with the homeless and reported it was affecting communities and residents in Utah. She reported over 15,000 people experienced homelessness in Utah. She stated the Road Home looked forward to a continued partnership in assisting the community with a comfortable home.

Mayor Freitag asked about changes regarding the Road Home moving forward in relation to the new shelters.

D R A F T

Ms. Winsness stated Shelter the Homeless, the non-profit organization which previously owned the Road Home building on Rio Grand Street, owned the three new resource centers and explained who would be operating each one. She reported in moving forward Shelter the Homeless would be working with the state in building new facilities and identified when the three new resource centers would become operational. She informed the Council the Road Home facility would continue operating and providing housing until 2020.

Mayor Freitag inquired whether the current employees and volunteers associated with the Road Home would transition to the other housing shelters. Ms. Winsness responded some of the staff would continue working at the women's or men's center and the administration staff would be located offsite at a different location. She added volunteers would continue to work the different centers.

Councilmember Petro asked if there were figures specific to the percentage of homeless from Davis County, more particularly Layton City. Ms. Winsness responded she didn't have that information with her but would be happy to provide those statistics in an email to Councilmember Petro.

Councilmember Day pointed out Ms. Kidman, Youth Court Advisor, was unable to participate in the public hearing as she was preparing for the Utah Association of Youth Court convention tomorrow. He expressed appreciation for the City's support of the Youth Court and Council on her behalf.

Councilmember Petro believed the Youth Council lacked funding to attend training at Utah State and inquired if there was appropriate funding this year.

Mario Krago, Layton High Student, responded participants would need to contribute a portion of the registration costs.

Mayor Freitag asked how many participants would be attending the training at Utah State and Ms. Krago didn't know how many would be participating this year. She believed there were 10-15 that attended last year.

MOTION: Councilmember Day moved to close the public hearing at 8:07 p.m. Councilmember Petro seconded the motion, which passed unanimously.

The Council adjourned to reconvene in a work meeting at 8:08 p.m.

D R A F T

Kimberly S Read, City Recorder

D R A F T

MINUTES OF LAYTON CITY SPECIAL COUNCIL MEETING

FEBRAURY 28, 2019; 4:05 P.M.

MAYOR AND COUNCILMEMBERS PRESENT:

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

STAFF PRESENT:

ALEX JENSEN, GARY CRANE, AND KIM READ

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

Mayor Freitag opened the meeting and Councilmember Davis offered the Pledge of Allegiance and Invocation. Members of the public were welcomed.

Gary Crane, City Attorney, explained Mayor Freitag would need to officially resign from the Council prior to beginning the selection process. He reviewed the process which would be used to select the new councilmember which had been determined by the City Council and allowed by State Code.

Mayor Freitag called for a motion.

Councilmember Day requested further clarification on the process and Mr. Crane explained the process which would be followed to determine the final two candidates and reviewed scenarios in which the Mayor would need to vote to break a tie vote.

Councilmember Brown clarified when questions would be asked and Mr. Crane indicated questions would be asked of either the initial four selected candidates, or the successful two selected candidates.

MOTION: Councilmember Brown moved to approve the process of selecting the councilmember as described and presented by City Attorney, Gary Crane, seconded by Councilmember Petro. The motion passed with the following vote; VOTING AYE - Councilmembers Davis, Petro, Freitag, Day and Brown. VOTING NO - None.

Councilmember Freitag announced his resignation effective today from the City Council and Mayor Freitag accepted the resignation.

D R A F T

SELECTION OF COUNCIL MEMBER

The candidates selected the order in which they would address the Council.

Dante Fratto introduced himself and stated he had served on several non-profit boards. He stated his family had opportunities to move out of the City and had made the choice to remain in Layton City. He complimented the current City Council and stated he desired to be a part of the team.

Tricia Pilny explained her background to the Council and identified the reasons she believed would make her a great councilmember and how she could contribute to the development and growth of Layton in a positive way.

Dawn Fitzpatrick expressed appreciation for the opportunity and consideration for the councilmember position. She introduced herself to the Council and shared some of her previous volunteer experience with Layton City and other non-profits throughout the community. She expressed her desire to serve the residents in the capacity of councilmember.

Troy Hudson introduced himself and his family to the Council and mentioned he had lived in several areas and announced he considered Davis County and Layton City his home. He shared his political experience with the two political parties and stated he was disenfranchised by that experience. He stated he wanted to become involved in local politics and was prepared to be accountable to the residents and was prepared to lead with integrity.

Shilo Kestel informed the Council he had chosen to move to Layton City and stated he wanted to be a part of the change and development in Layton City. He shared his knowledge and explained how he believed that knowledge could be used to better the City. He stated he believed his age and lack of life experience could be an asset as he represented a certain demographic within the City.

Christ Crowder stated he had a lot of fond memories of Layton City and expressed appreciation for the opportunity to address the Council and introduced himself to the Council. He shared his philosophy of “Listen More, Talk Less” and believed the phrase would benefit him if he was selected to serve on the Council. He reminded the Council of the paper he authored comparing Layton City to Ogden City when

D R A F T

he was pursuing his Master's Degree in Public Administration. He believed he was passionate for helping people and solving solutions and suggested his profession was similar to a project manager for a non-profit provided him with the skillset which could benefit the City.

Mike Kolendrianos stated he was a long-time resident over 50 years and highlighted some of his involvement within the community and State of Utah which provided housing to low-income residents, refugees, emigrants and foster children aging out of the system. He also shared his experience and involvement with a Greek organization. He shared his personal experience which spurred him to become more involved in local government. He stated his philosophy of being a leader as to observe what his competition was doing right and implementing those qualities.

Tom Cavanaugh believed freedom doesn't come free and that everyone should provide a service to their respective communities. He believed civic leaders should to listen to its constituents and shared his personal experience in working in local government. He stated his family had chosen to move back to Layton City and mentioned the diversity was one of those reasons. He pointed out how fast the City was growing and stated he wanted to be involved and part of those decisions.

Clint Morris introduced himself to the Council and expressed his appreciation at the opportunity to address it today. He highlighted the qualities of living in Layton City even as it continued to grow and expressed a desire to be involved in future growth decisions. He also reviewed his many volunteer opportunities of serving the City and Davis County community. He informed the Council of his career experience and believed he had a lot to offer the City.

Brian Hicks expressed his appreciation for the opportunity to address the Council and introduced himself. He believed his professional experience would be a benefit to the Council. He expressed concern about the lack of affordable housing and the lack of vacant property for future development. He shared some suggestions he believed would be an opportunity to address those deficiencies. He also suggested offering small business owners a grant program to encourage new small businesses within the City. He shared an object lesson which illustrated a "new perspective" philosophy and stated he wanted to be that new philosophy.

Mike Bouwhuis reminded the council of his experience in previously serving on a City Council and re-introduced himself to the Council. He shared some of his professional experience and other projects

D R A F T

which he had been involved with not only in capacity of City Council, but with his profession and other volunteer opportunities within the community. He stated he missed his involvement in the community since his retirement from (DATC) Davis Applied Technology College. He believed he was qualified for the position and believed his experience would allow him to begin serving immediately.

Jesse Barocia expressed his appreciation for the opportunity to address the Council and be considered for the councilmember seat. He introduced himself to the Council and announced he and his wife believed Layton was a great place to call home and stated this was the kind of City where he wanted to raise his children. He applauded the Council, Planning Commission and Staff for the Layton Forward General Plan which planned for growth. He shared his professional experience and how he believed it would benefit the position of councilmember for the City. He also highlighted his experience as a Delegate and stated he was willing to listen to his neighbors and residents.

Tyson Plastow expressed appreciation to the Council for their service. He shared his reason in choosing to live in Layton as he had grown up in a military family. He announced he was ready for public service and shared a very personal experience. He shared some of his professional experience and identified those reasons why those would be a benefit to the Council.

Scott Carter spoke to those things which he would like to implement within the City and shared his personal history associated with Layton City. He stated he had the desire to again be involved with the City and identified a few qualities which he believed would benefit him serving. He believed the City should promote growth in bringing commerce and jobs, not just housing to the community. He mentioned the importance of building bridges between other communities.

Daniela Harding expressed appreciation for the opportunity and introduced herself to the Council. She reviewed her educational and professional experiences and informed the Council of why she and her family chose to live in Layton. She reviewed her volunteer experience within the community and how she believed they would benefit her in serving on the council. She expressed a desire for the General Plan to get approved and expand the trail system. She also spoke of those things she believed were important moving forward. She identified three specific reasons why she applied for the councilmember vacancy.

Mayor Freitag expressed appreciation to the candidates for each of their presentations and their desire to serve and become involved with Layton City.

D R A F T

Mr. Crane requested each councilmember select one candidate of their choice and he collected the ballots. Mr. Crane and Kimberly Read, City Recorder, counted the ballots.

The Council took a break at 5:30 p.m.

The Meeting resumed at 5:37 p.m.

Mr. Crane announced Scott Carter had received two votes and would advance as a candidate. He asked the Council to vote for either Mike Kolendrianos or Chris Crowder to determine the other candidate. The votes were counted and Mr. Crane announced Chris Crowder would be the second candidate selected by the Council.

Mayor Freitag asked both candidates to respond to the following question: “What do you see the biggest challenges to be for the City currently, and in the future, and how should the City meet those challenges?”

Scott Carter believed the biggest challenge was to create a community that had the ability to serve all; having neighborhoods that have needed neighborhood services. He suggested the Master Plan should create a smart plan which could provide services for people of all ages. He believed commercial centers need to be close to neighborhood centers allowing accessibility without having to travel. He added ensuring proper infrastructure such as water, sewer services, fire services, transportation services all work together to make a better community. He believed the City had success with this in the past and believed it could continue in the future with the appropriate planning.

Chris Crowder believed the most critical challenge was transportation and the flow throughout the City. He mentioned infrastructure was important but if a resident had difficulty getting from point A to point B without frustration that wouldn't matter. He pointed out some of the recent improvements such as the I-15 reconstruction, Hill Field Road and the new flyover bridge had solved some of the issues. He stated he appreciated the town centers which incorporated commercial components and was impressed with how the City would be laid out and believed the General Plan was solving these issues.

Mayor Freitag asked the candidates to respond to the following question: “The City Council may have an issue in which the clear requirements of the law were contrary to the position of the majority of the citizens. As the Council discusses the issue it might create strong disagreements among councilmembers.

D R A F T

What would your approach be in addressing these conflicts?”

Chris Crowder responded he had identified and learned his leadership style during his schooling. He stated regardless of the disagreement spoke of the importance of being respectful with one another. He stated he would talk less and listen more, and be slow to judgement.

Scott Carter emphasized the Council was obligated to follow the law and believed the Council could work together through the lengthy process to change the law. He suggested gathering input, disseminating information and patience with everyone involved. He believed community participation would be key to all processes.

Mayor Freitag requested the councilmembers select one of the candidates and write down that name and submit it to Mr. Crane.

Mr. Crane announced there was a tie and Mayor Freitag would need to vote to break the tie between Scott Carter and Chris Crowder. Mayor Freitag announced Scott Carter would be the new Councilmember.

OATH OF OFFICE

Ms. Read conducted the Oath of Office ceremony for Councilmember Scott Carter.

MOTION: Councilmember Brown moved to re-affirm the process and confirm the appointment of Scott Carter as a member of the City Council, seconded by Councilmember Davis. The motion passed with the following vote; VOTING AYE - Councilmembers Brown, Davis, Day and Petro. Voting NO - None.

The meeting adjourned at 6:00 p.m.

Kimberly S Read, City Recorder

D R A F T

MINUTES OF LAYTON CITY COUNCIL STRATEGIC PLANNING WORK MEETING

FEBRUARY 28, 2019; 6:16 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, TRACY PROBERT
AND KIM READ**

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

Mayor Freitag opened the meeting and turned the time over to Staff.

Mayor Freitag welcomed Scott Carter to the Council.

BUDGET DISCUSSION

Mayor Freitag announced Tracy Probert, Finance Director, was present to respond to any questions of the Council regarding budget requests for the 2019-2020 Fiscal Year Budget.

Councilmember Day suggested each Councilmember identify his/her respective priorities for the upcoming budget year.

The following items were identified and discussed:

- Councilmember Day expressed concern with a small parcel of property used as a city park known as Peacefield Park

Councilmember Carter recollected the small subdivision had accepted the responsibility to maintain a small parcel as part of the “open space” required during the approval process which would be included in the Development Agreement. Mr. Crane pointed out part of the property was “agriculturally protected” and believed some of the area was required to be natural grass as part of the conservation easement. Councilmember Day requested Staff review the development agreement to determine who was responsible for maintenance and then enforce.

D R A F T

- Councilmember Petro wanted to move forward with a Community Center/gathering place for all ages. Mayor Freitag expressed agreement and pointed out the difficulty in identifying an appropriate place to host the COG (Council of Government) Meeting.
- Councilmember Davis inquired about the status regarding the swimming pool or new pool facility. Mayor Freitag updated the Council on discussions with Davis Schools regarding the following:
 - Lacrosse artificial turf fields
 - Pool partnership

Alex Jensen, City Manager, arrived at 6:42 p.m.

Mr. Jensen requested the Council provide a priority list of projects to Staff. Councilmember Brown suggested the Council and Staff discuss the pool issue during a future Strategic Planning work meeting and Mr. Jensen added Staff had some great ideas from the architectural company.

The following items continued to be identified by the Council:

- Full time Public Relations position
- Fire Stations (Highway 89 and Layton Parkway near IHC)
 - What would become the higher priority and identifying capital costs associated with the “new” station. Mr. Jensen responded the new station proposed for Highway 89 had been identified as the higher priority by Staff.
- Street repairs
 - Signaled intersection at Church Street between Fort Lane and Fairfield
- Additional War Memorials in conjunction with the Vietnam Wall

Mr. Jensen suggested the Council provide a prioritized list to allow Staff the opportunity to focus its efforts.

- Identify property on southwest portion of the City
 - Dispose of available property near Ellison Park identified for future development to fund the purchase of property in the unserved area of the City
- Trash along roadways, weeds, areas within the City that are unsightly and Mayor Freitag suggested the City consider a different approach encouraging compliance compared to citing

D R A F T

residents. A discussion took place regarding “Adopt a Road” program.

Mr. Jensen suggested the City transition to a full-time Fire Department and justified the proposal by pointing out the difficulty in retaining part-time employees and the cost associated with training them. He indicated he was also concerned, in addition to the Public Works Staff, regarding the condition of certain roads within the City. He reported engineering students from Utah State University had recently completed an analysis and study identifying the maintenance needs for City roads to preserve the life of the existing road which suggested the City had fallen behind in this area.

Mr. Probert distributed a Capital Improvement Plan which identified department requests and reviewed them with the Council and the following items were discussed:

- Firearms Training Facility
- Gordon Avenue 1800 East to Highway 89 (the identified appropriation reflected the possible maximum amount)
- 1640 North Angel Street Sidewalk Improvements near the new flyover

Councilmember Day pointed out a sidewalk was needed along West Hill Field Road west of the Union Pacific Railroad Tracks and mentioned the following:

- Christmas Tree lighting expansion
- RAMP funding

Mr. Jensen pointed out the value associated with RAMP and Prop 1 funding and suggested the Council remember those funds should be used for one time projects and cautioned the Council in appropriating funds to cover debt. Gary Crane, City Attorney, updated the Council on proposed legislation which could affect the City’s bottom line associated with Sales Tax distribution and a discussion followed.

Mr. Probert suggested the Council review the additional pages in the handout regarding the 5-year requests.

MAYORS REPORT:

Mayor Freitag reported four individuals had been interviewed for the Community and Economic Development Director position and stated the applicants were currently in the review process.

D R A F T

Mr. Jensen updated the Council on a continuing discussion regarding a possible development opportunity.

Mr. Jensen informed the Council of the Staffing at the Pool specific to the Aquatics Supervisor and Assistant Aquatic Supervisor. He reviewed some of the challenges currently being experienced with the current system in place and after discussing the issue with David Price, Parks & Recreation Department Director, suggested hiring a full-time Assistant Aquatic Supervisor and the Council expressed agreement.

Councilmember Petro distributed the Davis Arts Council Strategic Plan Survey completed by the Arts Council. She also informed the Council the Republican Women would be sponsoring a luncheon on Wednesday, March 6, 2019 during which Patricia Hurst will be speaking on the topic of pornography. She commented this was the same day as the Council's All-day Budget Meeting and inquired if any councilmembers were interested in attending. She reminded the Council there was a similar conflict last year and the lunch schedule had been modified to allow attendance Mr. Jensen explained there were options which would allow the councilmembers to attend, if it so desired. Mayor Freitag believed the budget discussion should be the priority that day. The Council determined the All-day Budget Meeting was of importance and it would forego the Republican Women meeting

The meeting adjourned at 8:43 p.m.

Kimberly S Read, City Recorder

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

Item Number: 3.A.

Subject:

Presentation - Dr. Mark Oraskovich

Background:

Layton City and the Layton City Fire Department would like to recognize Dr. Mark Oraskovich for his 20 years of service as the Advising Physician for the Layton City Fire Department.

Alternatives:

N/A

Recommendation:

N/A

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

Item Number: 3.B.

Subject:

Proclamation - National Fair Housing Month

Background:

April will be recognized as National Fair Housing Month.

Alternatives:

N/A

Recommendation:

N/A

Whereas, the month of April 2019, has been designated as *National Fair Housing Month* by the U.S. Department of Housing & Urban Development; and

Whereas, April marks the 51st 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.

Now Therefore, Be It Resolved that I, Scott Freitag, Mayor of Layton City, Utah, along with the Layton City Council, do hereby proclaim April 2019, 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 4th day of April, 2019.

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

Item Number: 3.C.

Subject:

Proclamation - Sexual Assault Awareness Month

Background:

April will be recognized as Sexual Assault Awareness Month.

Alternatives:

N/A

Recommendation:

N/A

Whereas, the month of April is recognized as *Sexual Assault Awareness Month* in the United States; and

Whereas, April 2019 is the 18th anniversary of Sexual Assault Awareness Month with the theme “I Ask” championing the message that asking for consent is a healthy, normal, and necessary part of everyday interactions; and

Whereas, the goal of Sexual Assault Awareness Month is to raise public awareness about sexual violence and educate communities on how to prevent it; and

Whereas, prevention is possible, the City of Layton welcomes the opportunity to reaffirm our commitment to end sexual violence and embrace our voice to create a safe and respectful community.

Now Therefore, Be It Resolved that I, Scott Freitag, Mayor of Layton City, Utah, along with the Layton City Council, do hereby proclaim April 2019, as ***Layton City Sexual Assault Awareness Month.***

In Witness Whereof: I have caused the Seal of the City of Layton, Utah, to be affixed on this 4th day of April, 2019.

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

Item Number: 5.A.

Subject:

Appointment to the Parks and Recreation Commission - Resolution 19-25

Background:

The Parks and Recreation Commission has three vacant positions as Don Wilhelm, Rick Brady, and Sara Beckstead have fulfilled their terms as members of the Parks and Recreation Commission. Mayor Freitag recommends the appointment of Katie Mansell, CJ Benson, and Angela F. Richards, to serve as regular members to the Parks and Recreation Commission, for designated terms. Katie Mansell is currently serving as an alternate member of the Parks and Recreation Commission.

Kathy Blackner has fulfilled one term as a member of the Parks and Recreation Commission. Mayor Freitag recommends the reappointment of Kathy Blackner to serve as a regular member to the Parks and Recreation Commission, for a designated term.

The Mayor recommends the appointment of Rachelle Woodbury to serve as an alternate member on the Parks and Recreation Commission, for a designated term.

The Mayor recommends the appointment of Don Wilhelm to serve as an emeritus member on the Parks and Recreation Commission.

Alternatives:

Alternatives are to 1) Adopt Resolution 19-25 appointing Kathy Blackner and Katie Mansell to serve on the Parks and Recreation Commission, with a term to expire on February 1, 2021; and appoint CJ Benson and Angela F. Richards to serve on the Parks and Recreation Commission, with a term to expire on February 1, 2022; and appoint Rachelle Woodbury to serve as an alternate member of the Parks and Recreation Commission, with a term to expire on February 1, 2022; and that Don Wilhelm be appointed to serve as an emeritus member on the Parks and Recreation Commission; 2) Adopt Resolution 19-25 with any amendments the Council deems appropriate; or 3) Not Adopt Resolution 19-25 and remand to Staff with directions.

Recommendation:

Staff recommends the Council adopt Resolution 19-25 appointing Kathy Blackner and Katie Mansell to serve on the Parks and Recreation Commission, with a term to expire on February 1, 2021; and appoint CJ Benson and Angela F. Richards to serve on the Parks and Recreation Commission, with a term to expire on February 1, 2022; and appoint Rachelle Woodbury to serve as an alternate member of the Parks and Recreation Commission, with a term to expire on February 1, 2022; and that Don Wilhelm be appointed to serve as an emeritus member on the Parks and Recreation Commission.

RESOLUTION 19-25

A RESOLUTION APPOINTING KATIE MANSELL, CJ BENSON, ANGELA F. RICHARDS, AND THE REAPPOINTMENT OF KATHY BLACKNER TO THE PARKS AND RECREATION COMMISSION AND RACHELLE WOODBURY AS AN ALTERNATE MEMBER TO THE PARKS AND RECREATION COMMISSION AND DON WILHELM AS AN EMERITUS MEMBER OF THE PARKS AND RECREATION COMMISSION

WHEREAS, pursuant to Section 2.36.030 of the Layton Municipal Code, appointments or reappointments of members of the Parks and Recreation Commission shall be made upon recommendation by the Mayor, and a majority vote of the City Council; and

WHEREAS, the Parks and Recreation Commission has three vacant positions as Don Wilhelm, Rick Brady, and Sara Beckstead have fulfilled their terms as a member of the Parks and Recreation Commission; and

WHEREAS, Kathy Blackner has fulfilled one term as a member of the Parks and Recreation Commission; and

WHEREAS, the Mayor recommends the appointment of Katie Mansell, CJ Benson, Angela F. Richards and the reappointment of Kathy Blackner to serve on the Parks and Recreation Commission for a designated term; and

WHEREAS, the Mayor recommends the appointment of Rachelle Woodbury to serve as an alternate member on the Parks and Recreation Commission for a designated term; and

WHEREAS, the Mayor recommends the appointment of Don Wilhelm to serve as an emeritus member on the Parks and Recreation Commission; and

WHEREAS, the City Council finds it to be in the best interest of the citizens of Layton to have Katie Mansell, CJ Benson, Angela F. Richards, and Kathy Blackner serve as Parks and Recreation Commission members, for designated terms, as contemplated by ordinance; and

WHEREAS, the City Council finds it to be in the best interest of the citizens of Layton to have Rachelle Woodbury serve as an alternate member of the Parks and Recreation Commission, for a designated term, as contemplated by ordinance; and

WHEREAS, the City Council finds it to be in the best interest of the citizens of Layton to have Don Wilhelm serve as an emeritus member on the Parks and Recreation Commission, as contemplated by ordinance.

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

1. That Kathy Blackner, and Katie Mansell be appointed to serve on the Parks and Recreation Commission until February 1, 2021.
2. That CJ Benson, and Angela F. Richards be appointed to serve on the Parks and Recreation Commission until February 1, 2022.
3. That Rachelle Woodbury be appointed to serve as an alternate member on the Parks and Recreation Commission until February 1, 2022.
4. That Don Wilhelm be appointed to serve on the Parks and Recreation Commission as an emeritus member.
5. The City wishes to express appreciation to all members of the Parks and Recreation

Commission for their desire to serve the public in this capacity.

PASSED AND ADOPTED by the City Council of Layton, Utah, this 4th day of April, 2019.

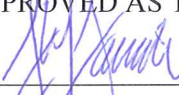
ATTEST:

SCOTT FREITAG, Mayor

KIMBERLY S READ, City Recorder

APPROVED AS TO FORM:

SUBMITTING DEPARTMENT:





Far GARY R. CRANE, City Attorney

DAVID R. PRICE, Parks and Recreation
Director

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

Item Number: 5.B.

Subject:

Bid Award – Cache Valley Electric – Gordon Avenue Auxiliary Lanes, Project 18-72 – Resolution 19-24 – Intersection of Gordon Avenue and Fort Lane

Background:

Resolution 19-24 authorizes the execution of an agreement between Layton City and Cache Valley Electric for the Gordon Avenue Auxiliary Lanes, Project 18-72. The project includes the relocation of two traffic signal poles, installing two turn pockets, three curb inlet boxes, and associated items.

One bid was received, with Cache Valley Electric submitting the lowest responsive, responsible bid in the amount of \$151,224.19. The engineer's estimate was \$130,000.00.

Alternatives:

Alternatives are to 1) Adopt Resolution 19-24 awarding the bid to Cache Valley Electric for the Gordon Avenue Auxiliary Lanes, Project 18-72; 2) Adopt Resolution 19-24 with any amendments the Council deems appropriate; or 3) Not adopt Resolution 19-24 and remand to Staff with directions.

Recommendation:

Staff recommends the Council adopt Resolution 19-24 awarding the bid to Cache Valley Electric for the Gordon Avenue Auxiliary Lanes, Project 18-72 and authorize the City Manager to execute the agreement .

RESOLUTION 19-24

ADOPTING AN AGREEMENT WITH CACHE VALLEY ELECTRIC FOR THE GORDON AVENUE AUXILIARY LANES, PROJECT 18-72

WHEREAS, Layton City (hereinafter “City”) has elected to complete street improvements to be known as Gordon Avenue Auxiliary Lanes, Project 18-72 (hereinafter “Project 18-72”); and

WHEREAS, the City received one bid for construction of the referenced project on March 20, 2019, with the results of the bid attached hereto for the Council’s review; and

WHEREAS, City Staff has reviewed and evaluated the response to the Advertisement for Bids and has found it to be in the best interest of the City and citizens of Layton City to conditionally select Cache Valley Electric (hereinafter “CVE”) as the contractor for Project 18-72.

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

1. CVE is conditionally selected as the lowest responsive and responsible bidder with whom the City Manager should conduct negotiations for Project 18-72.

2. The City Manager is directed to conduct negotiations for an agreement (hereinafter "Agreement") with CVE for Project 18-72. The terms of the Agreement shall address the terms and conditions of the Advertisement for Bids as well as the price contained in the proposal submitted by CVE that are consistent with the intent of the Advertisement for Bids. The Agreement shall include such other provisions as are deemed necessary to accomplish the purposes of the City in entering an agreement for Project 18-72.

3. When the Agreement is in a form acceptable to the City Manager and City Attorney and after CVE has properly executed said Agreement, the City Manager is authorized to execute the Agreement on behalf of the City. Execution of the Agreement by the City Manager shall constitute the City's acceptance of the offer by CVE and the formal award of the contract to CVE for Project 18-72, pursuant to the terms and conditions of the Agreement.

PASSED AND ADOPTED by the City Council of Layton, Utah, this 4th day of **April, 2019**.

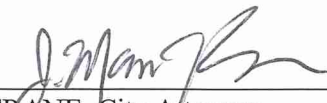
SCOTT FREITAG, Mayor

ATTEST:

KIMBERLY S READ, City Recorder

APPROVED AS TO FORM:

SUBMITTING DEPARTMENT:



GARY CRANE, City Attorney



TERRY COBURN, Public Works Director

LAYTON CITY CORPORATION
Gordon Avenue Auxiliary Lanes, Project 18-72

Bid Opening March 20, 2019, 5:00 p.m.

Engineer's Estimate: \$130,000

Project 18-72				Cache Valley Electric	
Schedule A - Street Construction		QTY	Unit	(\$ Per	TOTAL (\$)
A1	Mobilization	1	LS	\$8,400.00	\$8,400.00
A2	Clear and Excavate Right-of-Way	1	LS	\$12,369.50	\$12,369.50
A3	Construct Standard Concrete Curb and Gutter	470	LF	\$31.13	\$14,631.10
A4	Construct Concrete Sidewalk/ADA Ramps	2,770	SF	\$6.15	\$17,035.50
A5	Furnish and Install Subgrade Material	220	TN	\$33.35	\$7,337.00
A6	Furnish and Install Roadbase Material	300	TN	\$33.35	\$10,005.00
A7	Furnish and Install PG58-28 Performance Asphalt	85	TN	\$127.65	\$10,850.25
A8	Signal/Traffic Control/Striping/Tree Removal	1	LS	\$47,779.84	\$47,779.84
Schedule A Total:					\$128,408.19

Schedule B - Storm Drain Construction		QTY	Unit	(\$ Per	TOTAL (\$)
B1	Furnish and Install 1-Inch Gravel (Rock) for Pipe Bedding	20	TN	\$28.75	\$575.00
B2	Furnish and Install 3-Inch Minus, Select Borrow Material for Trench Backfill	80	TN	\$23.00	\$1,840.00
B3	Furnish and Install ASTM D3034 PVC Pipe (6" Diameter)	30	LF	\$32.20	\$966.00
B4	Furnish and Install Class III, C-76 Reinforced Concrete Pipe (15" Diameter)	25	LF	\$115.00	\$2,875.00
B5	Modify Existing Inlet Box to Accept a Cleanout Box Frame and Cover	2	EA	\$2,875.00	\$5,750.00
B6	Construct Standard Hooded Double Inlet Box	1	EA	\$5,750.00	\$5,750.00
B7	Construct Standard Hooded Single Inlet Box	2	EA	\$2,530.00	\$5,060.00
Schedule B Total:					\$22,816.00

Project Total					\$151,224.19
---------------	--	--	--	--	--------------

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

Item Number: 5.C.

Subject:

Bid Award – Morgan Pavement Maintenance, Inc. – Slurry Seal, Project 19-52 – Resolution 19-23 – Various Locations Throughout the City

Background:

Resolution 19-23 authorizes the execution of an agreement between Layton City and Morgan Pavement Maintenance, Inc. for the Slurry Seal, Project 19-52. The project includes the placement of approximately 400,000 square yards of type II slurry seal, approximately 25,000 square yards of type III slurry seal, and approximately 26,800 square feet of asphalt patching.

Three bids were received, with Morgan Pavement Maintenance, Inc. submitting the lowest responsive, responsible bid in the amount of \$617,400. The engineer's estimate was \$590,000.

Alternatives:

Alternatives are to 1) Adopt Resolution 19-23 awarding the bid to Morgan Pavement Maintenance, Inc. for the Slurry Seal, Project 19-52; 2) Adopt Resolution 19-23 with any amendments the Council deems appropriate; or 3) Not adopt Resolution 19-23 and remand to Staff with directions.

Recommendation:

Staff recommends the Council adopt Resolution 19-23 awarding the bid to Morgan Pavement Maintenance, Inc. for the Slurry Seal, Project 19-52 and authorize the City Manager to execute the agreement .

RESOLUTION 19-23

ADOPTING AN AGREEMENT WITH MORGAN PAVEMENT MAINTENANCE, INC. FOR THE SLURRY SEAL, PROJECT 19-52

WHEREAS, Layton City (hereinafter "City") has elected to construct street improvements, to be known as the Slurry Seal, Project 19-52 (hereinafter "Project 19-52"); and

WHEREAS, the City received three bids for construction of the referenced project on March 21, 2019, with the results of the bid attached hereto for the Council's review; and

WHEREAS, City Staff has reviewed and evaluated the response to the Advertisement for Bids and has found it to be in the best interest of the City and citizens of Layton City to conditionally select Morgan Pavement Maintenance, Inc. (hereinafter "Morgan Pavement") as the contractor for Project 19-52.

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

1. Morgan Pavement is conditionally selected as the lowest responsive and responsible bidder with whom the City Manager should conduct negotiations for Project 19-52.

2. The City Manager is directed to conduct negotiations for an agreement (hereinafter "Agreement") with Morgan Pavement for Project 19-52. The terms of the Agreement shall address the terms and conditions of the Advertisement for Bids as well as the price contained in the proposal submitted by Morgan Pavement that are consistent with the intent of the Advertisement for Bids. The Agreement shall include such other provisions as are deemed necessary to accomplish the purposes of the City in entering an agreement for Project 19-52.

3. When the Agreement is in a form acceptable to the City Manager and City Attorney and after Morgan Pavement has properly executed said Agreement, the City Manager is authorized to execute the Agreement on behalf of the City. Execution of the Agreement by the City Manager shall constitute the City's acceptance of the offer by Morgan Pavement and the formal award of the contract to Morgan Pavement for Project 19-52, pursuant to the terms and conditions of the Agreement.

PASSED AND ADOPTED by the City Council of Layton, Utah, this 4th day of **April, 2019**.

SCOTT FREITAG, Mayor

ATTEST:

KIMBERLY S READ, City Recorder

APPROVED AS TO FORM:



for GARY CRANE, City Attorney

SUBMITTING DEPARTMENT:



for TERRY COBURN, Public Works Director

LAYTON CITY CORPORATION
Slurry Seal, Project 19-52

Bid Opening March 21, 2019, 10:00 a.m.

Engineer's Estimate: \$590,000

Project 19-53				Morgan Pavement		M&M Asphalt Services		Intermountain Slurry Seal	
Schedule A				(\$)	TOTAL (\$)	(\$)	TOTAL (\$)	(\$)	TOTAL (\$)
		QTY	Unit	Per		Per		Per	
A1	Furnish and install type II slurry seal	400,000	SY	\$1.11	\$444,000.00	\$1.34	\$536,000.00	\$1.35	\$540,000.00
A2	Furnish and install type III slurry seal	25,000	SY	\$1.28	\$32,000.00	\$1.56	\$39,000.00	\$1.74	\$43,500.00
A3	Remove and replace asphalt <200 sf	8,850	SF	\$6.60	\$58,410.00	\$3.96	\$35,046.00	\$8.00	\$70,800.00
A4	Remove and replace asphalt >200 sf	17,950	SF	\$3.80	\$68,210.00	\$3.96	\$71,082.00	\$6.00	\$107,700.00
A5	Remove and replace roadbase	5,400	SF	\$1.95	\$10,530.00	\$2.07	\$11,178.00	\$3.00	\$16,200.00
A6	Restore existing striping	8,500	LF	\$0.50	\$4,250.00	\$0.51	\$4,335.00	\$0.65	\$5,525.00
Schedule A Total:					\$617,400.00	\$696,641.00		\$783,725.00	

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

Item Number: 5.D.

Subject:

Bid Award – Superior Asphalt, LLC – 2019-2020 Crack Seal, Project 19-53 – Resolution 19-22 – Various Locations Throughout the City

Background:

Resolution 19-22 authorizes the execution of an agreement between Layton City and Superior Asphalt, LLC for the 2019-2020 Crack Seal, Project 19-53. The project includes the installation of 112 tons of crack seal and associated items.

Six bids were received, with Superior Asphalt, LLC submitting the lowest responsive, responsible bid in the amount of \$223,216. The engineer's estimate was \$220,000.

Alternatives:

Alternatives are to 1) Adopt Resolution 19-22 awarding the bid to Superior Asphalt, LLC for the 2019-2020 Crack Seal, Project 19-53; 2) Adopt Resolution 19-22 with any amendments the Council deems appropriate; or 3) Not adopt Resolution 19-22 and remand to Staff with directions.

Recommendation:

Staff recommends the Council adopt Resolution 19-22 awarding the bid to Superior Asphalt, LLC for the 2019-2020 Crack Seal, Project 19-53 and authorize the City Manager to execute the agreement .

RESOLUTION 19-22

ADOPTING AN AGREEMENT WITH SUPERIOR ASPHALT, LLC FOR THE 2019-2020 CRACK SEAL, PROJECT 19-53

WHEREAS, Layton City (hereinafter "City") has elected to construct street improvements, to be known as the 2019-2020 Crack Seal, Project 19-53 (hereinafter "Project 19-53"); and

WHEREAS, the City received six bids for construction of the referenced project on March 14, 2019, with the results of the bid attached hereto for the Council's review; and

WHEREAS, City Staff has reviewed and evaluated the response to the Advertisement for Bids and has found it to be in the best interest of the City and citizens of Layton City to conditionally select Superior Asphalt, LLC (hereinafter "Superior Asphalt") as the contractor for Project 19-53.

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

1. Superior Asphalt is conditionally selected as the lowest responsive and responsible bidder with whom the City Manager should conduct negotiations for Project 19-53.

2. The City Manager is directed to conduct negotiations for an agreement (hereinafter "Agreement") with Superior Asphalt for Project 19-53. The terms of the Agreement shall address the terms and conditions of the Advertisement for Bids as well as the price contained in the proposal submitted by Superior Asphalt that are consistent with the intent of the Advertisement for Bids. The Agreement shall include such other provisions as are deemed necessary to accomplish the purposes of the City in entering an agreement for Project 19-53.

3. When the Agreement is in a form acceptable to the City Manager and City Attorney and after Superior Asphalt has properly executed said Agreement, the City Manager is authorized to execute the Agreement on behalf of the City. Execution of the Agreement by the City Manager shall constitute the City's acceptance of the offer by Superior Asphalt and the formal award of the contract to Superior Asphalt for Project 19-53, pursuant to the terms and conditions of the Agreement.

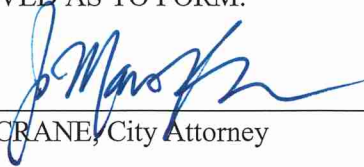
PASSED AND ADOPTED by the City Council of Layton, Utah, this 4th day of **April, 2019**.

SCOTT FREITAG, Mayor

ATTEST:

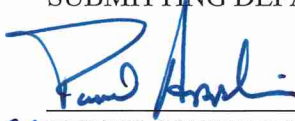
KIMBERLY S READ, City Recorder

APPROVED AS TO FORM:

for 

GARY CRANE, City Attorney

SUBMITTING DEPARTMENT:



for:TERRY COBURN, Public Works Director

LAYTON CITY CORPORATION
2019-2020 Crack Seal, Project 19-53

Bid Opening March 14, 2019, 10:00 a.m.

Engineer's Estimate: \$220,000

Project 19-53				Superior Asphalt		Advanced Pavement		Top Job	
Schedule A		QTY	Unit	(\$ Per	TOTAL (\$)	(\$ Per	TOTAL (\$)	(\$ Per	TOTAL (\$)
A1	Furnish and place asphalt material for crack sealant (Elastoflex 65 or equivalent) as directed on the drawings, and as directed by the City Engineer including cleaning the crack or joint by high pressure air jetting.	112	TN	\$1,993.00	\$223,216.00	\$2,115.00	\$236,880.00	\$2,279.00	\$255,248.00
Project Total:					\$223,216.00	\$236,880.00		\$255,248.00	

LAYTON CITY CORPORATION
2019-2020 Crack Seal, Project 19-53

Bid Opening March 14, 2019, 10:00 a.m.

Engineer's Estimate: \$220,000

Project 19-53				Asphalt Preservation		Morgan Pavement		M&M Asphalt	
Schedule A		QTY	Unit	(\$ Per	TOTAL (\$)	(\$ Per	TOTAL (\$)	(\$ Per	TOTAL (\$)
A1	Furnish and place asphalt material for crack sealant (Elastoflex 65 or equivalent) as directed on the drawings, and as directed by the City Engineer including cleaning the crack or joint by high pressure air jetting.	112	TN	\$2,457.19	\$275,205.28	\$2,479.00	\$277,648.00	\$2,770.19	\$310,261.28
Project Total:					\$275,205.28	\$277,648.00		\$310,261.28	