

1 City of Washington Terrace

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3 **Minutes of a Regular City Council meeting**
4 **Held on August 16, 2022**

5 **City Hall, 5249 South 400 East, Washington Terrace City,**
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8 **MAYOR, COUNCIL, AND STAFF MEMBERS PRESENT**

9 Mayor Mark C. Allen

10 Council Member F. Carey Seal

11 Council Member Jeff West - excused

12 Council Member Jill Christiansen

13 Council Member Scott Barker

14 Council Member Randy Ferlin

15 City Manager Tom Hanson

16 City Recorder Amy Rodriguez
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18 **Others Present**

19 Mike Lawrence
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22 **1. WORK SESSION:**

5:00 P.M.

23 **Topic to include; but not limited to:**

- 24
 - Council Policies and Priorities Review
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26 Hanson presented the Council Policies and Priorities that were constructed out of the Council Retreat that
27 was held at the end of last year.

28 Hanson stated that the goal is to identify what success looks like in each section of the Policy Priorities of
29 Council.

30 Hanson reviewed the Strength, Challenges, Opportunities and Threats, and asked for Council feedback.
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32 Council Member Barker stated that it is a list of good things that we want to accomplish for the City. He
33 does not see why we would take anything off the list. Hanson stated that the list is there to gauge how we
34 have moved the needle, and improved on some things.
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36 **Vision Statement**

37 A Community of Diversity and Unity for all.
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39 Council Member Christiansen agreed with Mayor Allen that the vision statement language is a bit soft.

40 Council Member Barker asked how we accomplish unity for all the residents. He stated that the vision
41 statement is a tough one, because it is hard to figure out how to unite everyone. He stated that there are a
42 lot of different people in the City with different ideas and the vision is to unite everyone. He asked how we
43 get to the vision. Hanson stated that the vision statement should show where it is moving us and how we
44 get there.

45 Mayor Allen stated that the Council tried to describe our community back in November. Council Member

Barker stated that this is our community and we want to accept diversity and unite everyone. He asked how we solve the divided community. He stated that we need to take opportunities to teach people or instruct them on the issues. He stated that the Community of Diversity and Unity is bigger than what we are making it out to be. Council Member Ferlin stated that we can stay broad on the vision statement and still expand on the mission statement. Hanson stated that the vision and mission statement can get intertwined. Council Member Seal stated that the vision should stay short and the mission should be larger. Hanson asked what does “diversity and unity “ really mean. He stated that it doesn’t help him move us towards where we are taking the city. He would like more direction in the vision statement. Council Member Barker asked why we can’t define the action items in the mission statement.

Mission Statement

Making life better: We pledge to provide essential progressive services in a timely manner through openness and reliability.

Council Member Barker stated that our mission is to provide the best service to residents, with the financial responsibility. Council Member Christiansen stated that we need to promote something more than cheap services. We need to promote community. Council Member Barker stated that we need to focus that we are a community and need to come together to do what is the best for the entire community. He stated that there is diversity, but we need to unify the community.

MAYOR, COUNCIL, AND STAFF MEMBERS PRESENT

Mayor Mark C. Allen
Council Member F. Carey Seal
Council Member Jeff West - excused
Council Member Jill Christiansen
Council Member Scott Barker
Council Member Randy Ferlin
City Manager Tom Hanson
City Recorder Amy Rodriguez

Others Present

Charles and Reba Allen, Mike Lawrence, Val Shupe, Shirley and John Miller, Amy Miller, Kathlyn Craynor, Steve Jacobson, Jeremy Frank, Anna Graff, Karen Padilla, Gail Melcher, Amanda Hartley, Becky Parr, Nancy Rhinehart, Steve Nielson, Sharae Neilson, Leland Geiger, Linda Fannesbeck, Ullis Gardiner, Dan Fannesbeck, Speirs Fannesbeck, Emie Fannesbeck, Liza Fannesbeck, Tiffany Halterman

2. ROLL CALL

6:00 P.M.

3. PLEDGE OF ALLEGIANCE

4. WELCOME

5. CONSENT ITEMS

5.1 APPROVAL OF AGENDA

5.2 APPROVAL OF JULY 19, 2022, MEETING MINUTES

Items 5.1 and 5.2 were approved by general consent.

6. CITIZEN COMMENTS

Amy Miller, from the Methodist Church, stated that there was a great campaign this year to deliver school supplies to children in need. She stated that they will be passing out flyers in the school year to let families know of free activities for the children.

Linda Fannesbeck stated that the idea of having backyard chickens has been introduced many times. She stated that the economy and inflation is out of control. She stated that the situation is different now than when the item has been introduced in the past and asked that Council consider the benefits of self reliance to the community during this economy.

Becky Parr stated that she has had backyard chickens for two years. She stated that hens make noise but only sing a song when they are proud to lay their eggs and lasts for 5 minutes. She stated that her chickens do not make noise during the evening, whereas dogs bark all night. She stated that if the food is kept responsibly, the pests will not be an issue. She stated that she understands the thought process behind

138 regulating chickens, but for economical reasons, she would like Council to know that those who properly
139 care for their chickens will work within the guidelines that Council would set.

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141 Val Shupe posed several questions to be considered when deciding on allowing chickens: Who will
142 determine the health and welfare of the birds, who will mandate the size of the pens and the enclosures,
143 what chickens are susceptible to disease and in what weather conditions, who is going to monitor the
144 chickens, especially in the winter time, how many chickens can someone own. He stated that taxpayers
145 will be expected to help pay for the manpower to handle the issues, as it does not fall under the peruse of
146 the animal control contract. Shue stated that chickens do smell and can be noisy.
147 Shupe asked who will handle the complaints from residents on smells and noise, as well as complaints
148 from residents if their chickens are killed by dogs, foxes, or other means.
149 He stated that the Terrace does not need to add to the Ordinance enforcement issues that we already have.
150 He stated that chickens lower property values. He stated that the city has residents who live in close
151 proximity to each other and horses, goats, chickens and other farm animals belong in a farm environment.
152 He asked Council not to pass an ordinance so people can have a few fresh eggs while causing issues for
153 the City and its residents. He stated that previous Councils have rejected ordinance for the reasons listed
154 above and this Council should do the same.

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156 Paul Klema stated that he lives three houses from chickens and hasn't heard or smelled anything.

157
158 Amanda Hartley stated that the animal control in Weber County and Davis County have told her that they
159 typically receive one complaint a month for noise from roosters, in which the Chicken Alliance is not
160 advocating. She stated that they are advocating for hens for egg production, healthy gardens, and a clean
161 way of living.
162 She stated that the potential pest issues can be mitigated by wording of the code. She stated that Clearfield
163 ordinance is worth reading, as it has specific qualifications and an agreement as to the care of the chickens.
164 She stated that if the chicken coop its covered, it significantly decreases the chances of smell. She stated
165 that she has spoken to neighbors and they do not realize she has chickens. She stated that she feels that it is
166 important to consider a town hall meeting, or a survey so that the residents can voice their opinions.
167 Mayor Allen stated that the Clearfield code is a good on to read. He stated that he is appreciative of Ms.
168 Hartley's civility and her knowledge and consideration.

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170 Tiffany Halterman stated that she is for freedom and feels that the city does not need a lot of policing over
171 the chickens and let freedom ring.

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173 Gail Melcher stated that she has been cited for her chickens and spoke to her neighbors. She stated that
174 most said that they didn't even realize that she had chickens. She stated that she appreciates the
175 conversation concerning chickens and advocates for a survey.

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177 Leland Geiger stated that he moved to the city recently because he thought he could have chickens. He
178 stated that if there are issues with the codes that the city is trying to enforce, maybe we need less codes. He
179 stated that we are trying to govern more than we have to. He stated that some people have already felt the
180 effects of the economy and Council needs to take that into and work on a new ordinance. He stated that it
181 doesn't need to be as extensive as Clearfield's ordinance.

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183 Anna Graff stated that repeat offenders will always be repeat offenders. She stated that she does not want

184 chickens but wants others to have chickens. She stated that she feels that the city is picking and choosing
185 what to enforce.

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187 Shirley Miller stated that she is not opposed to people having chickens. She stated that sometimes she feels
188 that people are penalized for not having a lot. She stated that she is in support to help people who want
189 them. She asked why Council doesn't do something about dogs and their waste.

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191 Ullis Gardiner stated that he feels that the city is penalizing people who want to help themselves out. He
192 stated that the cost of eggs is outrageous. He stated that it is one thing if people don't take care of the
193 chickens, but if they do, Council should help them out. He stated otherwise their freedoms are being taken
194 away. He stated chickens keep the bugs down. He stated that Council is in control of people's freedoms.

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196 Council Member Barker stated that he appreciates seeing people come to Council meetings and
197 being interested in something. He stated that the Council deals with millions of dollars in the city
198 and no one comes to the meetings. He invites everyone to come back to the meetings and
199 give their opinions, along with solutions and not just complaints. Council Member Barker stated
200 that Council is trying to make the best decisions for everybody and have unity. He stated that
201 there are a lot of people here tonight that want chickens, but there are a lot of people in the city
202 that don't want to have chickens. He stated that there has to be a compromise somewhere. He
203 stated that the fact that people are interested in the community is a great positive thing.

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205 Council Member Ferlin stated that he appreciates the perspective that everyone brought tonight, noting
206 that everyone has had their own experiences. He stated that he is open to continue the conversation and
207 find the opportunity to compromise and continue the conversation as people continue to bring solutions
208 to the table.

209
210 Mayor Allen stated that he understands the issues brought up tonight (letting people do what they want
211 with their property, yard issues, etc.), however, he has to think about the 2500 homes in the city and the
212 impacts to neighbors. He stated that he wants the neighbors to be able to communicate with each other and
213 feel good about each other, and it is not happening now. He stated that there are too many people who
214 have given up on their yards and it is bringing down property values. He stated that he understands that it
215 is a hard year. He stated that the problem we have had with yards this year has gotten to the limit. He
216 stated that the City is being very proactive to improve our community and he is afraid to add one more
217 layer of problems of bad neighbors with chickens. He stated that he believes that there may be a lot of
218 good chicken owners but he is concerned with those who wouldn't be. Mayor Allen stated that it is good to
219 listen and wanted the audience to know that we are looking at things we can do and Council and staff are
220 listening to solutions and compromises. He stated that there have been at least a half dozen chicken
221 conversations over the last dozen years.

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223 Hanson stated that he appreciates the tone and civility of the comments. He stated that he and the Mayor
224 met with Amanda Hartley after the last Council meeting to see what things could look like. He stated that
225 the code issues that we are seeing now are basic and simple, like mowing weeds. He stated that he has
226 been looking seriously at the impacts of allowing chickens and what policies could look like. He stated
227 that staff has made a pros and cons list. He stated that he has a list of policy initiatives for those who can
228 raise chickens responsibly and those who do not.

229 He stated that he has been looking at other ordinances from cities that allow chickens. He stated that over

10 percent of households in the city have a code violation and mostly for basic things. Hanson stated that animal control has nothing to do with land use. Hanson stated that an ordinance change would have to go through the Planning Commission with a public hearing. He has spoken with an analytic company to see how much a statistical viable survey would cost and if it would be effective..

Mayor Allen stated that over 400 letters have been given out to homes that are unacceptable and have code violations. He stated that land rights is one thing, however, we are a community and we need to be considerate of our neighbors and 20 percent can't take care of their yards. He stated that Council is not just listening and ignoring comments, and that staff is looking into options.

7. NEW BUSINESS

7.1 DISCUSSION/ MOTION: APPROVAL TO AWARD THE CONSTRUCTION CONTRACT FOR THE ROHMER PARK PICKLEBALL PROJECT

Hanson stated that the City received \$500,000 from RAMP grants for the project (phase one), which consists of a pickleball court, roadway construction, and a parking lot. Hanson stated that the bids came in higher than the engineer's estimate, noting that the pricing came in at 1.2 million dollars, around \$500,000 more than anticipated. He stated that the project will be reevaluated to see what we can do to scale it back. He stated that we can use the value of the land as a match for phase two and capitalize on grant opportunities. He stated that phases three and four will need to be reevaluated. He stated that we have to pull back on the project at this time. He stated that it will come back to Council after considerations and strategies to see what can be accomplished.

Mayor Allen stated that the plan and grant was put together in January and the costs have increased dramatically since then.

Council Member Christiansen inquired on the time limit parameter on the grant. Hanson stated that we have an obligation to use the funds by June, however we can apply for an extension. Hanson stated that we want to strategize as how we can apply for the next batch of funding, and that we don't want to lose the 500,000 that we have been awarded. Hanson noted that we also don't want To compete with other general fund obligations.

7.2 MOTION/RESOLUTION 22-16: RESOLUTION TO APPROVE THE INTERLOCAL AGREEMENT BETWEEN WEBER COUNTY AND WASHINGTON TERRACE CITY RELATED TO THE NEW CHILDRENS JUSTICE CENTER

Hanson stated that the center is to help juvenile victims of abuse have a place to go to that has a homey environment to conduct interviews, exams, and other services, that doesn't have the institutionalized feel. Hanson stated that they outgrew the facility that they were using. Hanson stated that our calls for service for the center are real and we have a population that utilizes the services. The center asked for participation from the County, based on population to help with the building of the center.

Hanson stated that Council approved the donation of \$69,452 as a one-time contribution with no obligation for ongoing funding or obligations. This will be solidified with the interlocal agreement.

Hanson noted that the Center is a tremendous asset to the community and how important the center and services are to the entire community.

Mayor Allen stated that Weber County will donate 1 million dollars, and the Ogden School District will donate the land at 1845 Jackson Avenue. He stated that a lot of people are coming together to help with this center. He noted that Washington Terrace was asked for 17 percent of the funding, noting that our usage percentage is slightly higher than that.

**Motion by Council Member Barker
Seconded by Council Member Seal
To approve Resolution 22-16
Approving the interlocal agreement between Weber County
And Washington Terrace City
relating to the construction of the New Children's Justice Center
in the amount of \$69,452
Approved unanimously (4-0)
Roll Call Vote**

8. COUNCIL COMMUNICATION WITH STAFF

Council Member Seal stated that he went to a mosquito abatement board meeting and stated that the district has used different measures to spray for mosquitos. He stated that they will be using a medium size drone to spray, which is cheaper and efficient. He stated that lava floats through the air and land in water and mosquitos will form, especially in hot wet water. He cautioned not to have warm water lying around. He stated that if there is a huge problem, a resident can call the district and they will come out and assess the area.

Council Member Christiansen requests that if anyone comes to staff or Council for code issues, the staff member should cite code and also include the code number so that there is no miscommunication.

Council Member Barker asked for an update on the road reconstructions, and an update on Golden West Credit Union, and an update on current job openings.

Council Member Ferlin stated that he has been on the Recreation board and wanted to communicate to staff how excited he is to bring on our new Recreation Director. He stated that he is excited for the energy and positive influence that he will bring to the programs and City.

Mayor Allen stated that homecoming is going to be the first weekend in September. He stated that the City has come to a compromise on the painting of the streets for homecoming. Mayor Allen stated that he suggested that the corner of 4800 South and 200 East be allowed to have the students paint the traditional logo of the Anchor B. He stated that any other paintings will be painted in the parking lot of the school. Mayor Allen stated that there are a lot of Laker alumni and he wanted to help the school with school support. Hanson stated that the road in question should have a safe application of the paint and is a great compromise to make something work for the students.

Mayor Allen stated that the ULCT conference will be held on October 5-7 in Salt Lake City. He stated to let Rodriguez know so that she can get the registrations processed.

9. ADMINISTRATIVE REPORTS

Hanson stated that the 5200 South road project has been a disruptive project, however, it is on schedule and there will be a good outcome once it is completed. He stated that it is a good representation of how we have been able to leverage grant monies and opportunities for water, sewer, and storm monies. He stated that the City has an aggressive goal to protect infrastructure wherever it can.

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Hanson stated that Golden West Credit Union office complex is coming along. He stated that they are working on the basement plumbing and the complex will be three stories high. Hanson stated that the building will be a significant and substantial property tax base.

Hanson stated that the current employment openings for the city are Utility Billing Specialist part time position, Recreation Aide Part time position, and the Chief Building Official/ Community Development position.

Hanson stated that there was a recommendation by a resident to have the left hand “no turn” sign by Terrace Depot reinstated. Hanson stated that the restriction sign has been ordered and will be reinstalled.

10. UPCOMING EVENTS

August 25th: Planning Commission (tentative)
September 5th: City Offices closed for Labor Day
September 6th: City Council Meeting 6:00 p.m.
September 20th: City Council Meeting 6:00 p.m.
October 5-7th Mid-Year Utah League of Cities and Towns Convention (Salt Lake City)

11. ADJOURN THE MEETING: MAYOR ALLEN

**Motion by Council Member Christiansen
Seconded by Council Member Ferlin
To adjourn the meeting
Approved unanimously (4-0)
Time: 7:21 p.m.**

Date Approved

City Recorder