

Minutes of the Regular meeting of the Syracuse City Council held on February 10, 2015, at 7:10 p.m., in the Council Chambers, 1979 West 1900 South, Syracuse City, Davis County, Utah.

Present: Councilmembers: Brian Duncan
Mike Gailey
Craig A. Johnson
Karianne Lisonbee
Douglas Peterson

City Manager Brody Bovero
City Recorder Cassie Z. Brown

Excused: Mayor Terry Palmer

City Employees Present:

Finance Director Steve Marshall
Public Works Director Robert Whiteley
Fire Chief Eric Froerer
Police Chief Garret Atkin
Parks and Recreation Director Kresta Robinson
Community Development Director Sherrie Christensen

1. Meeting Called to Order/Adopt Agenda

Mayor Pro Tem Lisonbee called the meeting to order at 7:07 p.m. as a regularly scheduled meeting, with notice of time, place, and agenda provided 24 hours in advance to the newspaper and each Councilmember. Councilmember Gailey provided an invocation. Councilmember Peterson then led all present in the Pledge of Allegiance.

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COUNCILMEMBER PETERSON MOVED TO ADOPT THE AGENDA. COUNCILMEMBER GAILEY SECONDED THE MOTION; ALL VOTED IN FAVOR.

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2a. Presentation of the Syracuse City and Wendy's "Award for Excellence" To Noelle Shakespear and Zachary Michaelson.

The City wishes to recognize citizens who strive for excellence in athletics, academics, arts and/or community service. To that end, in an effort to recognize students and individuals residing in the City, the Community and Economic Development, in conjunction with Jeff Gibson, present the recipients for the "Syracuse City & Wendy's Award for Excellence". This monthly award recognizes the outstanding performance of a male and female who excel in athletics, academics, arts, and/or community service. The monthly award recipients will each receive a certificate and be recognized at a City Council meeting; have their photograph placed at City Hall and the Community Center; be written about in the City Newsletter, City's Facebook and Twitter Feed, and City's website; be featured on the Wendy's product television; and receive a \$10 gift certificate to Wendy's.

Mayor Pro-Tem Lisonbee noted both teens receiving the award for February 2015 were nominated by Legacy Junior High staff.

Noelle Shakespear

Noelle is an excellent student, but more than that she is an excellent young lady who seeks to help elevate her peers and help them succeed at a higher level. She does all this with a smile on her face! Noelle is committed to making our school a better place. She has an outstanding vision and work ethic. She is helpful to everyone around her. Noelle is a young lady who is very creative. She is organized and responsible and follows through with everything she is asked to do or to which she volunteers. She is on top of her schoolwork. Teachers have been impressed with her work ethic and fun personality since 7th grade. She is an extraordinary person. Noelle has proven time and time again with many teachers that she can be trusted to do whatever is required of her. She is mindful of others and willing to listen to ideas that may be different than her own.

Zachary Michaelson

Zac Michaelson is one of the quiet giants among his peers at Legacy Junior High School. He is a leader who focuses on his school work and shows others by example who to be successful in school Zac is one of the hardest

working most diligent student who always helps the rest of class to understand difficult concepts and ideas. His understanding is usually far beyond his peers and his explanations almost always make information more relatable to his peers. His cheerful demeanor and cooperative attitude impress all of his teachers. He is willing to work with others, and does his best in whatever he is asked to do. Teachers are very pleased to have him in class.

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2b. Recognition of Athletic Excellence in the community.

A staff memo from Parks and Recreation Director Robinson explained the City Council would like to recognize the Athletic Excellence we have in our community. This past football season two of our Syracuse Storm Football teams made it to the Mini Bowl Championship. We would first like to recognize and congratulate our Jr. Pee Wee Black team. In the Jr. Pee Wee Mini Bowl, our Black team competed in a well-played game as they came up just short against North Ogden. Jr. Pee Wee Black finished the year off with an incredible 10-1 record. We'd like Head Coach Jake Raymond, his assistant Coaches and the Jr. Pee Wee Black team to come up and receive a Recognition of Athletic Excellence Certificate from the council. Next we'd like to recognize our Bantam Black Team. In the Bantam Mini bowl, our Black team capped off an undefeated season by beating a tough Kaysville team, and was able to take home a well-deserved championship trophy. Bantam Black finished the year 11-0. We'd like Head Coach Jed DeVries, his assistant Coaches and the Jr. Pee Wee Black team to come up and receive a Recognition of Athletic Excellence Certificate from the Council.

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Mayor Pro-Tem Lisonbee reviewed Ms. Robinson's memo and recognized the coaches and players present for this agenda item.

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3. Approval of Minutes:

The following minutes were reviewed by the City Council: Work Session and Regular Meeting of January 13, 2015 and the Work Session and Special Meeting of January 27, 2015.

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COUNCILMEMBER GAILEY MADE A MOTION TO APPROVE THE MINUTES LISTED ON THE AGENDA, AS PRESENTED. COUNCILMEMBER PETERSON SECONDED THE MOTION; ALL VOTED IN FAVOR.

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4. Public Comments

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Gary Pratt stated he is a small business owner with a home based business; he pays \$25 to the State of Utah for that privilege, but pays \$75 to the City. He can pay \$50 to the Syracuse Chamber of Commerce and get better service from them than from Syracuse City. He encouraged the Council to discuss this issue during their upcoming budget retreat. He also congratulated the little league football teams that were recognized this evening and noted that a local flag-football team playing in a league in Ogden enjoyed great success this year. There are also two young ladies in the City that have been invited to participate in Olympic development activities for their sport, which is soccer.

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Pat Zaugg commented on a recent home invasion incident in the City that was related to the operation of a group home located in the neighborhood in which the incident occurred; she noted she understands the City's ordinance does not require that neighbors of a potential group home be notified of the proposed use and she would ask that the Council consider amending the City Code to require such a notice regarding a group home application. She is not sure as to whether noticing of neighbors would have changed the outcome of the situation, but she feels the issue should be addressed.

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5. Public Hearing – Proposed Resolution R15-04 amending the budget for the fiscal year ending June 30, 2015.

A staff memo from the Finance Director referenced an attached letter drafted by Mayor Palmer. He has requested that staff present his alternative proposal for the use of fund balance. He is proposing that the fund balance be saved and used for a future regional park facility. During the January 27, 2015 meeting, the Council discussed the budget opening and

potential changes. Staff has included the same information from the last meeting on this document updated with the revisions that were proposed by the City Council. To recap, there was discussion regarding funding additional road projects, increasing road surface treatment funding, and drawing down fund balance in order to pay off our 2005 sales tax bond. The following is how staff calculated the projected fund balance change for FY2015 and the use of existing fund balance to pay off the 2005 sales tax bond:

- **\$400,000** – Transfer to Class C roads fund to fund new road projects and surface treatments. This is the projected increase in fund balance for FY2015. This is a combination of an increase in revenues (i.e. sales tax up 7.5%) and a decrease in expenses (departments not spending entire budget allotment).
 - **\$500,000** – Transfer to park impact fee fund to pay off 2005 sales tax bond.
We owe \$835,000 in additional principal on the bond. We can use \$500,000 from the general fund unrestricted balance in combination with \$335,000 from the parks impact fee fund balance to pay off the additional \$835,000 owed on the bond. **Total interest savings = \$108,875.**
 - **\$335,000** – budget additional funds from the park impact fee fund balance to pay off the 2005 sales tax bond. This amount combined with the \$500,000 of unrestricted general fund balance would pay the additional \$835,000 owed on the bond.
- **General Fund - Unrestricted Fund Balance Calculation:**
 - **FY2014 fund balance** = \$2,145,746 or 22.3% of \$9,636,109 FY2014 revenues.
 - **FY2015 fund balance estimate** = \$2,545,746 or 25.8% of \$9,850,000 FY2015 revenue estimate.
 - **FY2015 - 16.7% minimum balance** = \$1,645,000 of \$9,850,000 FY2015 revenues estimated.
 - **Fund balance available to use** = \$900,746 (\$2,545,746 – 1,645,000)
 - \$400,000 to Class C roads
 - \$500,000 to Park Impact fund to pay off 2005 sales tax bonds.
 - Please review the detailed capital projects listing attached with this document for recommended changes. As a summary, here are the proposed changes to capital projects for FY2014 – 2015. I have worked with Brody Bovero and Robert Whiteley in updating and revising this capital projects list.
 - Antelope Drive / 3000 West intersection improvement = \$440,500.
 - Allison Way – Sewer main replacement with road repair = \$160,000.
 - 1000 West – 1700 South to 2075 South – all utilities and road reconstruction = \$685,000.
 - Various road improvement projects (1475 west, 3300 south, etc) = \$290,000.
 - Along with the capital project changes and debt pay off, I have included a list below of other requested budget changes in this budget opening:

General Fund

- \$100,000 increase in sales tax revenue.
- -\$4,000 decrease for liquor fund allotment.
- \$25,000 increase in ambulance revenue.
- \$6,500 increase for basketball program revenues.
- \$3,000 increase for ice skating rink sponsorships.
- -\$50,000 decrease in court fines.
- \$10,000 increase in park reservations revenue.
- \$27,000 increase in professional & technical for efficiency audit (total budget of \$50,000)
- \$51,325 increase for purchase of ice rink, skates, and construction supplies.
- \$20,000 increase in salary and wages for Community & Economic Development.
- \$6,000 decrease in expense for liquor fund expenses.
- \$400,000 increase in transfer of funds to transportation fund to pay for additional road construction projects and surface treatments.
- \$500,000 increase in transfer to Park Impact Fee Fund to pay off the 2005 sales tax bond.

Park Impact Fee Fund

- \$500,000 increase in transfer from General Fund to pay off of the 2005 sales tax bond.
- \$166,616 decrease in park impact fee revenues. This is due primarily because development has lagged behind expectations and because impact fees for existing subdivisions are charged at a lower rate (if they paid a park purchase impact fee prior to our updated combined park impact fee.)
- Increase of \$835,000 in bond payment to pay off the 2005 sales tax bond.

Capital Projects Fund

- Decrease in capital lease payment of \$25,000 for police vehicle lease.
- Increase in capital equipment of \$25,000 for purchase of ambulance equipment and upgrades. The net change to the fund is 0.

The memo concluded staff recommends adopting proposed resolution R15-04 adjusting the Syracuse City budget for the fiscal year ending June 30, 2015.

Following is the letter sent to the City Council by Mayor Palmer:

“At the January 21h Council Work Session, members of the City Council gave instruction on the use of the General Fund balance for purposes of paying down debt and road improvements. It is my opinion that the fund balance should be used a little bit differently, and since I will be out of town on February 10 I would like you to present to the Council the alternative scenario outlined below. As I understand it, members of the Council instructed you to prepare the budget amendment as follow:

General Fund

\$400,000 Projected Surplus for road improvements, including 3000 W/Antelope Dr.
\$500,000 Fund balance for pay-off of Jensen Park bond
\$900,000

Park Impact Fee Fund

\$335,000 for pay-off of Jensen Park bond
\$335,000

\$1,235,000 Total

It is my opinion that the citizens of this City strongly desire a regional park. In addition, I believe that a regional park is a key component of sustaining our local businesses. Although I agree that paying off debt is always a good decision, sometimes there is even a better alternative. By using the \$500,000 from the fund balance and \$335,000 from the Park Impact Fee to pay off the Jensen Park bond, we are putting the regional park in jeopardy. I have been working diligently to find ways to fund a regional park without raising taxes. Even with this \$835,000, it is proving difficult to find the \$6-\$8 million we estimate for the park. Now with this money being used for the Jensen Park bond, we would drastically hamper our ability to construct the regional park without borrowing. For this reason, in addition to the proposed budget amendment directed by the Council, I would like you to also present the following scenario as alternative:

General Fund

\$400,000 Projected Surplus for road improvements, including 3000 W/Antelope Dr.
\$500,000 Fund balance reserved for regional park, pending outcome of Park Master Plan.
\$900,000

Park Impact Fee Fund

\$335,000 reserved for regional park, pending the outcome of Park Master Plan
\$335,000

\$1,235,000 Total

Thank you.
Sincerely,

Mayor Terry Palmer
Syracuse City”

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Mr. Marshall reviewed his staff memo.

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Mayor Pro-Tem Lisonbee opened the public hearing.

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Danny Hammon stated that some time ago the City developed a blueprint for its park system and year after year that blueprint has changed. Syracuse is a city that is nearly half built-out with a population that is growing with a growing sports program and the City needs a blueprint that will carry it through to build-out. The Council has an opportunity to use money to set the blue-print and get the City moving forward in the direction of a long term solution. His concern is that the City sold one significant asset and has yet to secure another piece of property to replace it. He spends a lot of time going to different parks in different cities with his family and large regional parks are an asset to a community; he recently visited Barnes Park in Kaysville and he noticed many different events taking place there that drew many families to the city that likely spent their money there. That is the type of thing Syracuse needs.

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Justin Stringfellow stated that after listening to Mr. Marshall's presentation regarding the financial position of the City, he is supportive of granting the Mayor's request and allowing him a two month extension to look more precisely at the options available for park development. He agreed with Mr. Hammon that timing is important regarding the development of a park and from his discussions with Mayor Palmer he understands there is something that could be very viable and cost effective for the City and it could occur in the next two months. He does not see how it would be harmful to wait for two months to see if that opportunity comes to fruition. He acknowledged an additional option is to pay down debt and no one will disagree that is a bad thing, but in the same token there may be a plan for retiring debt and he knows that there are other uses for that money. He stated he was visited by some members of the City Council who have indicated they support recreation in the community and this is a good time to show that.

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Roger Grow disclosed that he works closely with Mayor Palmer in his private business. He then stated that he is a member of the Syracuse Chamber of Commerce and he read a letter of support from the Chamber relative to acquisition of property for the use of building a regional park in Syracuse. The Chamber felt that a regional park will enhance the City's economics and help provide revenue to continue to improve the community. Mr. Grow then noted that in the past six months he moved closer to Jensen Park and he has been amazed by how many people use the park on a daily basis and he also uses it on a daily basis. He stated he would support the opportunity to develop a regional park.

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Lurlen Knight offered his support for a regional park and noted that he was very disappointed when the City sold a large parcel of property at Jensen Park. He feels the City needs to invest in its future and in the community and to do that a gathering place is needed. He stated the price of land will continue to increase year after year and he strongly encouraged the Council to decide to make that investment now or, at the very least, wait for two months as requested by Mayor Palmer. It is ironic that the City has such a large and successful recreation program, but there is not enough space for all of them to play within the City.

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Gary Pratt stated a regional sports park is very important to him and he has had the opportunity to visit seven major regional parks that offer many opportunities for kids to excel at sports. There is not a large enough place in Syracuse to accommodate all the youth that participate in sports and that has forced them to go to other communities and counties. He then stated that a sports park would be the only entity that could produce revenue for the City and that is based on the history of sports parks being operated in other cities. He offered an example of a three day soccer tournament at a regional park in Layton City, which generated over \$400,000 in net revenue to the City. That money can be used to develop other parks, pay down debt, or for other needed projects. He stated there are seven different competitive sports programs and all of them would use the fields at a regional park. Soccer alone would net the City \$1 million each year, year in and year out. More importantly, sports programs mean a lot to kids and they develop kids more than any other thing besides parents interacting in their child's school. Sports develop character and offer an outlet. The City's facilities are current lackluster, run down, and too small and it is not even an option to host a competitive program in the City. He stated the City has been talking about a regional sports park for over 10 years and in 2006 Epic Engineering was hired to develop a site plan for such a park; that plan was put in a file and sits there today. He concluded the time the Mayor is asking for is reasonable and he feel the Council should honor that request; the information provided may or may not change the Council's mind, but it is necessary to have complete information.

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Jed DeVries stated that he coaches teams that play in other cities and he has compared the facilities in other cities to the facilities available in Syracuse; in North Ogden the park has a flag pole and an audio system where the national anthem is played before each game. Kaysville is the same way. Visitors come to Syracuse and see the facilities at the parks and form

their perception of Syracuse based upon that; a sports complex is a great thing because it would cause Syracuse to be a destination and would improve the City's image. Many of the sports complexes in other cities are booked one year in advance and they are in demand; if the City has the opportunity to create something like that, it should happen.

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Kyle Finlayson stated the Syracuse Lacrosse team has made it to the championship round of playoffs for the past two years and their home field is in Clinton; they practice in West Point and have been kicked off of fields in Syracuse to allow baseball teams to practice. He stated lacrosse is a sport that is growing at a phenomenal rate and facilities are needed similar to those that are available in other communities. He recently returned from a tournament that drew over 72 teams and he asked the Council to think how it would be to have a facility in Syracuse that would draw that many teams and spectators. He asked that the kids be given some place to play.

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Jeff Ross stated he also coaches lacrosse and football and he is a business owner; he is also in favor of parks. He reiterated the comments made regarding the growth of the lacrosse program in Syracuse and nationwide and noted that within five years there could be 750 players in the Syracuse program. That presents the City with a challenge and that is where those kids will play and how they will be supported. He stated a tournament in the City would be a great draw and the people coming to a tournament will spend their money on food, gas, and lodging as well as other things. He stated there are other areas that are improving their facilities to accommodate growing sports programs; they have figured out what needs to be done and he wondered why Syracuse can't do the same thing. He stated the youth that play lacrosse are great young men that are learning great life lessons through their sport.

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TJ Jensen echoed the comments that have been made regarding the past development of a park plan for the City as well as the sale of a portion of property at Jensen Park. A regional park is the last piece of the puzzle that is Syracuse; the City has a new fire station, police station, community center, and city hall as well as several smaller parks throughout the City and a regional park is needed. There are several land purchase opportunities for a regional park and a parks committee has been created to study what the City needs in a regional park. He asked that this decision be tabled until the committee's decision has been made and a recommendation has been forwarded to the City Council.

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Kimball Hardy stated he would like for the Council to invest in his future as well as the future of his friends and brothers. His baseball currently travels to many other cities to practice and play baseball because there are not adequate facilities in Syracuse; this is the reason he thinks the City needs a park.

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Dave Maughn praised the City Council and employees that have managed the budget in a manner that has provided surplus funds; this kind of responsibility puts the City in a great position. At the same time, he understands it is popular to talk about what things people want in the community, but the money that is being discussed tonight will not make a dent in the project that everyone is talking about and what could actually happen is that the City could get even deeper in debt to make a commitment to a project that cannot be accomplished. There are many other small projects that the City cannot seem to complete due to the fact that pennies are pinched elsewhere. He stated he understands the fiscal responsibility that comes with paying off debt, but he recommended the Council consider the amount of money that is available in surplus funds and find places to put that money that will actually make a difference. His favorite park is the park located in Tuscany Meadows, which finally has some grass, but nothing else and a small amount of money could be dedicated to that project and other similar projects and it would go a long way to complete unfinished projects. He stated no matter what decision is made, he would urge the Council not to indebt the City to a project that there is no chance of finishing in the next decade. Until the City can find enough money to finish the project, it is waste to consider spending the money to secure something that will likely not be talked about again for several years.

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Pat Zaugg stated she does not think that the City can wait any longer to address this issue that has been discussed for several years. As that discussion has been happening, the availability of land has dwindled and the cost of land has increased. There is no investment more worthy than one that would be made in the youth of the City. She stated she worked for the recreation department when there were just two employees and at that time they talked about needing more and bigger parks because there were so many youth that wanted to participate in the program, but there were not adequate facilities to accommodate them; that was 20 years ago. The kids of the City have asked for a regional park and there is funding available to work towards building a park; if the park can be built and it can generate the kind of money mentioned by Mr. Pratt, the park would be paid for in a few years. She reiterated the City cannot wait any longer to invest in the youth of the City; if

they kids are not given somewhere to go, they are the kids that are out causing mischief in the City and creating more work for the Police Department. If kids are not involved in some worthy activity, such as sports, they will go astray. She acknowledged it is great to pay off debt, but if it is possible to invest in the future of the City, it should be done.

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Ray Zaugg stated that if the Council is considering paying off a debt that will save \$100,000 in interest, that averages out to \$20,000 per year for the five years that would have been left on the life of the bond. That money can be invested better and used towards a regional park. The park has been discussed for several years and many of the studies that have been conducted regarding the development of the City, which have focused on the area around the high school, have called for a recreation center including open park space to accommodate various sports activities. Now in 2015 most of that property around the high school is gone and will be consumed by homes and other uses. There may be 50 acres left in that area, but the price of that land will continue to increase and over a five year term it will increase more than the \$20,000 per year that the City is going to save in interest by paying off the debt early. He encouraged the Council to get moving on a regional park to invest in the youth of the community.

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Ralph Vaughn stated the greatest responsibility the Council has is to watch over the finances of the City; citizens generally do not understand the great financial responsibilities of a City, but the Council, with the help of skilled staff and advisors, must gain that understanding. There is not a person in this room that would not like to see a first class sports facility in the City because it would be a great magnet for the City, but he would urge the Council to use caution when spending large amounts of the City's money and listen to the wise counsel of trained experts. He concluded he is not speaking either for or against the sports park, but he would ask that the Council use wise financial discretion when watching over the City's finances.

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Haley Goodman stated she has had an opportunity to speak with some of the citizens of Syracuse on this particular matter and the majority has informed her that they would like a regional park. They feel it would be good for businesses and would provide a wonderful, safe place for the City to gather. All through her youth and still today parks have been her refuge and they provide her safety. She urged the Council to consider the desires and wants of the citizens. She does not understand the complexities of the City's budget and debt service and generally she is in favor of reducing debt, but in this situation she feels building a regional park is a great plan and she feels it can be accomplished.

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Ryan Rentmeister stated he is a business owner and a member of the Syracuse Chamber of Commerce; in the Chamber's meeting today there were 25 business owners present and none objected the regional park; the letter read by Mr. Grow earlier in the meeting not just from him or his company, but it represents all businesses of the Chamber. There are other things to consider besides the City's fiscal position; the other issue is the livelihood of businesses in the City. Businesses pay taxes and it is nice to see businesses being successful in the City; one thing a regional park would do is strengthen businesses in the City and fill vacant spaces in the commercial district. The City needs something to make it a destination City; if the park is built, businesses will thrive. Paying off debt is great, but there is a time when debt is acceptable, especially when there is a high return on investment. He would like for the City's support of the Chamber to continue and he appreciates the opportunity to provide information to the Council.

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Neil Finlayson stated the park would be very cool for the youth of the City and it would give them a place to gather and participate in their sport of choice.

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Robin Oliver stated she is a mother of three kids that participate in sports in the community; her oldest child is 17 and she has been hearing about this regional park since he was seven or eight years old. She has spent a lot of money at gas stations, grocery stores, and restaurants when travelling to different cities to support her kids in sporting events. There is an opportunity to bring that money to the City to support the future and the youth. She agreed with Ms. Zaugg's comments about the importance of getting kids involved in sports and keeping them out of trouble. She understands the desire to pay off debt, but it is also appropriate to make an investment in the future of the City and it would be wise to start the process of building a park and show the community it is a goal to work towards.

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John Perry stated he has heard good points on both sides of this issue; he does not believe the amount of money the City will save by paying off the bond early will be offset by the benefits that could be realized. He stated that in the

neighborhood he lives in there is a space for a small park that has never been built; the developer paid into a fund to build that park, but that money went elsewhere to build other parks. He asked that the Council take into account the long range plan of the City and honor commitment that have been made to existing residents relative to park space within their neighborhoods. If there is a need for a regional park, it may be best to add the issue to an election ballot to allow them to vote and pay for the project up front. He reiterated he would like for the regional park project to be balanced with the commitments that were made to existing citizens.

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There were no additional persons appearing to be heard and Mayor Pro-Tem Lisonbee closed the public hearing.

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Council discussion regarding the proposed budget opening ensued. Councilmember Peterson indicated he is supportive of paying more money towards debt, but he does not feel it is necessary to completely pay off the Jensen Park bond at this time and, instead, some of the money that would have been dedicated to that purpose could be saved and used for a regional park project. He acknowledged \$500,000 is a drop in the bucket for a regional park project, but every drop matters and he asked that the Council defer this decision for a couple of months as requested by the Mayor so that the Council can see and understand the recommendation that will be made by the Parks and Recreation Advisory Committee. He noted there is already some funding available for the purchase of park land and when \$500,000 is added to that money, the goal of a regional park is more attainable. He stated he would support approving certain items within the budget opening resolution this evening and tabling a decision regarding the dedication of surplus funding at this point.

Councilmember Duncan reported on some information that he has gathered as well and noted that if the bond is paid off at this time, the City will be in the same position it is now after only two years and after five years the City will actually have \$608,000 available to be used for other projects, such as a regional park. He noted the Council has been working on a regional park project longer than Mayor Palmer has been in office and there are many things in the works that could be made public soon. He referenced the data presented by Mr. Pratt regarding Layton City and noted that their sales tax revenue is \$35 million per year, compared to a total budget of \$7 million in Syracuse City. He stated Layton is building their regional park one section at a time and they have said they are lucky to break even on their regional parks. He understands the desire for a regional park, but noted 10 percent of the City's budget is used for debt service and he feels strongly about freeing up the money that is used for that debt service. He added that paying off the bond early will also benefit the City's secondary water fund, which is operating at a deficit and if that practice continues for much longer it may be necessary to increase utility rates. He concluded there are some things that could be made public soon that will make a dramatic difference in how the City approaches the idea of a regional park, but he sees no evidence that a regional park will actually generate revenues in the City. The buildout of the park will cost \$7 million to \$8 million and may not be completed in the near future. Prior City Councils and Administrations placed a higher priority on other projects, such as City Hall and a Community Center, and delayed the construction of a regional park. He reiterated that he is not confident that a regional park will provide the City with additional revenue to pay off debt, but he is still supportive of the project and believes there will be opportunities to build it in the future.

Councilmember Johnson added that tonight's vote is not a vote for or against a sports park; much of the opinions expressed tonight are based on misinformation that has been spread through the community. The entire Council has been working to develop a regional park with Mayor Palmer and there is some information that could become public soon that will prove that. He reiterated Councilmember Duncan's comments regarding how paying off debt will benefit the City's utility funds and will create a situation where more money is available in the near future for a park project. The Council has invested in parks and there is money available in the park development fund now to purchase property for a future regional park. Paying off debt will provide for more opportunities in the long-term. Fiscal responsibility is very important to him and will allow the City to reap countless benefits. Councilmember Duncan agreed and noted there is currently \$2.1 million available in the City's park fund; the proposal to pay off debt will result in a net gain of \$608,000 for that parks fund. Councilmember Peterson stated that is not entirely true, because the proposal to pay off debt requires borrowing \$335,000 from the parks fund to pay off the bond. Councilmember Duncan stated that \$335,000 plus an additional \$608,000 will go back into the fund. Councilmember Peterson stated a two year payback assessment is not accurate. Councilmember Duncan stated that the \$335,000 will be paid back in two years and the \$608,000 will be added after five years. Councilmember Johnson stated the point is that both desires are attainable and he reiterated that the citizens have been misinformed that paying off debt will require the regional park project to be delayed.

Councilmember Lisonbee noted that over the past several years the Council has been encouraged to increase utility bills for citizens; part of the problem is that the secondary water fund is operating at a deficit and part of the payment for the Jensen Park bond is paid from that utility fund. Paying off the debt will free up that debt service amount in the secondary

water fund to prevent the need to raise utility rates. She added the rainy day fund has \$2.5 million and the Council set a policy last July dictating the minimum percentage of the general fund budget that will be held in that fund; the Council decided 16.7 percent is the minimum amount that will be kept in the fund balance. Due to the availability of surplus monies, it is possible to achieve some of the goals set out in the fund balance policy while not dipping below that 16.7 percent threshold. She does not feel the Council would favor going below that threshold for items that are not absolutely needed. She reviewed the history of bonding proposals in the City and noted the citizens have voted against bonding options that would have been used for things like comprehensive road repairs in the City. The Council is trying to catch up on road repair projects in the City while continuing to make debt service payments. She is not opposed to a regional park and actually supports the project, but noted that she understands that regional parks in other cities do not create a windfall of revenue for the cities in which they are located. She acknowledged that a park would be a boon to the businesses in the City and she is supportive of that kind of economic growth, but she feels it is unfortunate that people have been incited by misinformation and they feel that the vote this evening is a vote for or against a regional park. She added she has received emails and messages from people that are opposed to the regional park project, but she did not receive any emails supporting a park. She thanked those attending tonight's meeting to express their opinions, but reiterated she feels those opinions have been formed based on misinformation. She stated there are good things happening in the City in the spirit of working towards making a regional park a reality, but it is necessary to keep in mind that there are other obligations in the City. She reiterated she is frustrated by the misinformation and feels bad that people have gotten so emotional about something that is a non-issue in her opinion. She concluded that if the Council were to forego paying off debt and dedicate the \$500,000 to a regional park, that would not guarantee that the project would happen because there are too many variables to consider when contemplating the project.

Councilmember Gailey asked if the bond payment is due April 1. Mr. Marshall answered yes and noted that payment has been included in the budget. Councilmember Gailey stated his concern is that the Mayor has asked for a two month delay on this decision in order to have continued discussion on the issue of a regional park. He would like to take an action on the items in the budget opening that are immediate needs, but wait to make a decision on the \$500,000 in surplus funds.

[8:46:21 PM](#)

COUNCILMEMBER JOHNSON MADE A MOTION TO ADOPT PROPOSED RESOLUTION R15-04 AMENDING THE BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2015. COUNCILMEMBER DUNCAN SECONDED THE MOTION.

[8:46:43 PM](#)

Councilmember Gailey stated it is a matter of courtesy to give the Mayor what he has asked for. Discussion of the motion ensued, with Councilmember Johnson reiterating a vote to pay off debt is not a vote against the regional park. Councilmember Lisonbee stated she would vote to pay off the bond today, but she is willing to give Mayor Palmer the time that he has asked for to have continued discussion. She proposed an alternate motion for the Council to consider. Mr. Marshall added that there is a restriction in place that will not allow the City to pay off the bond until April 1, 2015, which is when the regular bond payment is scheduled to be paid. He noted that even if the Council votes to pay off the bond tonight, the payment cannot be made until April 1, 2015. He also referenced the 3000 West road project in the budget opening and noted that it is necessary to increase the funding for the project from the secondary water impact fee fund from \$200,000 to \$106,000 as well as to move money to the secondary water fund increasing that amount from \$0 to \$176,000 with a reimbursement scheduled to be paid by the Wasatch Front Regional Council (WFRC) of \$157,000. The scope of the project includes upsizing and replacing the secondary water line in the roadway.

Councilmember Lisonbee stated she does not believe she will change her mind about paying off debt between now and the time that Mayor Palmer has the opportunity to present his ideas, but she agrees it would be nice to hear Mayor Palmer's thoughts. She suggested the Council make a motion to table action on the surplus funding until the first meeting in March. Mr. Marshall referenced the projects that are immediate needs and asked that the Council take action on those items tonight. There was a general discussion regarding the need to hold an additional public hearing regarding the surplus funding.

[8:54:10 PM](#)

Councilmember Johnson stated he recognizes the Mayor's desire to participate in this discussion, but noted that the Mayor was aware of the misinformation circulating about this issue and a lot of the misinformation was sent through the community by Gary Pratt in order to create a network of people to speak about this issue. It seems to him that there was an upper hand played by sharing some information, but not complete information, with citizens to create a personal uprising that would result in the vote being postponed. He stated not everyone is innocent; he respects the Mayor's request for additional

time on this matter, but the Mayor had an opportunity to express his opinion in the last few meetings and he does not see any reason to table the issue and allow him to repeat what has already been said. He stated that if the Council is apologizing about misinformation, it is important to be clear that not all information was provided to citizens.

Councilmember Duncan asked how a resolution can be partially tabled and partially adopted. City Attorney Drake noted the resolution could simply be amended before it is adopted. Discussion regarding continuation of the public hearing continued.

[8:56:53 PM](#)

COUNCILMEMBER GAILEY MOVED TO AMEND THE PROPOSED RESOLUTION BY REMOVING ALL ITEMS DEALING WITH FUND BALANCE SURPLUS AND REALLOCATING FUNDING FROM THE SECONDARY WATER IMPACT FEE FUND TO THE SECONDARY WATER FUND AS DETAILED BY FINANCE DIRECTOR MARSHALL. COUNCILMEMBER PETERSON SECONDED THE MOTION. ALL VOTED IN FAVOR, WITH THE EXCEPTION OF COUNCILMEMBER JOHNSON, WHO VOTED IN OPPOSITION.

[8:58:07 PM](#)

Mayor Pro-Tem Lisonbee stated there has been a motion and second to adopt the proposed resolution, which has now been amended, and she called for a vote. ALL VOTED IN FAVOR.

[8:59:52 PM](#)

6. Public Hearing - Proposed Ordinance 15-02 amending Title Four of the Syracuse City Code pertaining to utility cross connections.

A staff memo from the Public Works Director explained the city is required by Federal Law 104-182 and by State Law 19-4-112 (2d) to protect the water system from cross connections. Our current cross connection ordinance requires clarification to administer the program. Staff recommends updating the City's ordinance to clarify requirements necessary to administer the cross connection control of the City's water system.

[9:00:13 PM](#)

Mr. Whiteley summarized his staff memo.

[9:02:07 PM](#)

Mayor Pro-Tem Lisonbee opened the public hearing.

[9:02:46 PM](#)

John Perry stated he wants to ensure that the proposed ordinance does not change ownership of the backflow preventers installed throughout the City. Mr. Whiteley stated it does not.

[9:03:36 PM](#)

Mayor Pro-Tem Lisonbee closed the public hearing.

[9:03:43 PM](#)

COUNCILMEMBER JOHNSON MADE A MOTION TO ADOPT PROPOSED ORDINANCE 15-02 AMENDING TITLE FOUR OF THE SYRACUSE CITY CODE PERTAINING TO UTILITY CROSS CONNECTIONS. COUNCILMEMBER GAILEY SECONDED THE MOTION; ALL VOTED IN FAVOR.

[9:04:14 PM](#)

COUNCILMEMBER DUNCAN MADE A MOTION TO RECONSIDER THE PROPOSED ORDINANCE. COUNCILMEMBER JOHNSON SECONDED THE MOTION; ALL VOTED IN FAVOR.

[9:04:26 PM](#)

COUNCILMEMBER DUNCAN MADE A MOTION TO AMEND PROPOSED ORDINANCE 15-02 BY ADDING LANGUAGE INDICATING THAT BUSINESSES SUBJECT TO A CROSS CONNECTION INSPECTION WILL BE GIVEN 24 HOURS ADVANCE NOTICE OF SUCH INSPECTION. COUNCILMEMBER JOHNSON SECONDED THE MOTION; ALL VOTED IN FAVOR.

[9:05:01 PM](#)

7. Authorize Administration to execute agreement with EnerNOC for an Irrigation Load Control Program.

A staff memo from the Public Works Director explained Rocky Mountain Power has partnered with EnerNOC to provide an energy reduction incentive program, so named the Irrigation Load Control Program to eligible customers in Utah and Idaho. This program was developed to ease the burden of high peak power demands from irrigation pumping during June 1 to Sept 30. Those who choose to enroll in the program will earn cash incentives for temporarily reducing electricity use by

shutting off irrigation pumps during peak demand periods. Incentive rates can be up to \$25/kW savings, which is estimated at approximately \$13,000/year for all three of our pump stations. There is no enrollment fee for Syracuse City to participate in the program. Load Control Events are determined and notification is made 24 hours in advance. Syracuse is given the option to participate during the event. Opting out has no penalties. Events can last up to four hours/day, but are limited to 52 hours per season. Agreement and Earnings estimates are attached. The memo provided additional information explaining on January 20th, George Neble and Rachel Bethany, (both from EnerNOC) met on a conference call with Mayor Palmer, Councilmember Lisonbee, Brody Bovero, Robert Whiteley, and Ryan Mills. The purpose of the meeting was to make inquiries that were brought up during the previous council meeting on January 13th. All of the inquiries were answered. A summary is as follows:

1. The Customer Data described in Section 5.c. is limited to contact information of relevant on-site personnel, electricity usage billing data provided by Rocky Mountain Power, and electricity usage data measured in kilowatts and collected by the EnerNOC Site Server device that will be installed on-site. EnerNOC does not monitor or collect any data specific to water volume or usage. The data that is collected will be used to calculate average electricity usage at each site during the Program Hours and to monitor real-time energy reduction during Demand Response Events, both for the purpose of maximizing payments to the city. Additionally, all data is confidential and will not be re-distributed without customer consent.
2. The payout the city will receive per site enrolled in the Program is based on average energy usage (not savings) during the Program Hours and the percent of events in which each site participates. If there are 6 events in a year and a site participates in all events, then the site will receive 100% of its potential payout. However, if there are 6 events in a year but the site only participates in 3 events, then the site earns 50% of its potential payout. More event hours do not necessarily mean a higher payment but with more event hours, each “opt-out” does have a smaller impact.
3. The city will never be penalized for opting out of an event. The city will be notified the evening (by 5pm at the latest) before the event that there is going to be an event the following day. If the city elects to opt-out of participation the city would simply have to notify EnerNOC’s Operations Center which pumps would elect to opt-out. The only negative for opting out is not earning as much. This is why EnerNOC uses 60% participation in the revenue estimate, because that is what is seen from EnerNOC’s entire portfolio of over 1,000 pumps in RMP.
4. The City will maintain full control of the operation of the pumps.

The memo concluded staff recommends the City enter into an Energy Management Agreement with EnerNOC in order to enroll in the program for a term of seven years.

[9:05:09 PM](#)

Mr. Whiteley summarized his staff memo. Councilmember Duncan stated he appreciates staff working to get the answers from RMP to address the concerns previously expressed by the Council.

[9:08:24 PM](#)

COUNCILMEMBER PETERSON MADE A MOTION TO AUTHORIZE ADMINISTRATION TO EXECUTE AGREEMENT WITH ENERNOC FOR AN IRRIGATION LOAD CONTROL PROGRAM. COUNCILMEMBER LISONBEE SECONDED THE MOTION; ALL VOTED IN FAVOR, WITH THE EXCEPTION OF COUNCILMEMBER JOHNSON, WHO VOTED IN OPPOSITION.

[9:08:57 PM](#)

8. Proposed Resolution R15-06 establishing the Payback Agreement for costs related to the installation of City infrastructure, which may include, but is not limited to: engineering design and services during construction; construction costs such as labor, materials, and equipment; administrative attorney; permit; plan review fees or other costs incidental thereto; establishing the ten (10) year payback period; and designating the City to collect such costs for reimbursement to the developer as herein proportioned.

A staff memo from the Community and Economic Development Department explained Section 8.10.140 of the Subdivision ordinance addresses written agreements with developers who install infrastructure adjacent to undeveloped

properties in the course of development approval. The purpose of the regulation is to provide a method where the developer is compensated on a pro-ratio basis for the installation of that infrastructure at the time the vacant parcel is developed.

8.10.140 Written agreements.

When and as written agreements are deemed to be necessary for the protection and understanding of all parties concerned, then they shall be entered into by all parties concerned, i.e., to cover areas of concern not specifically addressed by the subdivision ordinance or other requirements of the City, and shall be submitted with the final plats to the Planning Commission and the City Council.

(A) Payback Agreement.

(1) The City may enter into a payback agreement with a developer who installs improvements or facilities for water, secondary water, land drains, storm sewer, roads, or parks, where the improvements installed extend, expand, or improve the City's water, secondary water, land drains, sewer, storm sewer, roads, or parks, beyond the improvements required to service or benefit the subdivision or development proposed by the developer or where a developer installs improvements due to the layout or ownership of the land that benefit another landowner or developer who would or should in equity normally pay a portion of the improvements. The payback agreement is not mandatory, but may be used at the option of the City upon approval of the payback agreement by the City Council.

(2) The dollar amount of the payback to the developer shall be solely determined by the City under the direction of the City Engineer after consideration of the portion of the improvements or facilities installed that benefit the developer's development, and the portion of the improvements or facilities that are specifically oversized or installed to provide for future development or benefit other landowners or future developers.

(3) The City shall, in all cases, be immune and not liable for any payments to the developer if the payback agreement is determined to be unenforceable or if the City is not able to collect from future developers. At the time a payback agreement is entered into with a developer, the City shall record a notice against the benefited property with the county recorder's office, which notice shall inform the benefited landowners that at such time as they develop the benefited property they will be required to pay for a portion of the improvements previously installed.

(4) The payback agreement shall not confer a benefit upon any third party and shall be in a form approved by the City Administrator or his designee. The responsibility for payment of the required improvements or facilities shall rest entirely with the developer.

(5) The payback agreement shall expire 10 years from the date of the payback agreement or at such time as the developer has recovered the costs specified in the payback agreement, whichever comes first.

(6) If any part of this title is found to be invalid by a court of competent jurisdiction, or if the Legislature of the state of Utah should pass a law which would invalidate any portion of this title, all parties to the payback agreement shall be released from further responsibility thereunder and shall be relieved from any and all responsibility thereunder. [Ord. 13-02 § 1 (Exhibit); Ord. 09-11 § 2; Code 1971 § 8-2-14.]

[9:09:09 PM](#)

Mr. Whiteley reviewed the staff memo.

[9:10:40 PM](#)

COUNCILMEMBER DUNCAN MADE A MOTION TO ADOPT PROPOSED RESOLUTION R15-06 ESTABLISHING THE PAYBACK AGREEMENT FOR COSTS RELATED TO THE INSTALLATION OF CITY INFRASTRUCTURE, WHICH MAY INCLUDE, BUT IS NOT LIMITED TO: ENGINEERING DESIGN AND SERVICES DURING CONSTRUCTION; CONSTRUCTION COSTS SUCH AS LABOR, MATERIALS, AND EQUIPMENT; ADMINISTRATIVE ATTORNEY; PERMIT; PLAN REVIEW FES OR OTHER COSTS INCIDENTAL THERETO; ESTABLISHING THE TEN (10) YEAR PAYBACK PERIOD; AND DESIGNATING THE CITY TO COLLECT SUCH COSTS FOR REIMBURSEMENT TO THE DEVELOPER AS HEREIN PROPORTIONED. COUNCILMEMBER JOHNSON SECONDED THE MOTION; ALL VOTED IN FAVOR.

[9:11:00 PM](#)

9. Proposed Resolution R15-07 adopting comprehensive edits to the first 11 chapters of the Personnel Policies and Procedures Manual.

A memo from the Finance Director referred to attached policy manual PDF documents; there was both a red line and a clean copy of the proposed edits to the first 11 chapters of the policy manual. We discussed the comprehensive edits to the Syracuse City Personnel Policies and Procedures manual at our last City Council meeting. There were a few suggested changes that we have incorporated in the updated draft. They are as follows:

- 1.040 Amendments: Changed language on how minor vs. significant changes will be handled.
- 1.050 Distribution: Changed may to shall in the last sentence.
- 1.060 Acknowledgement Form: Grammar error fixed
- 1.070 Disclaimer: Added language about Mayor
- 2.010 Human Resource Specialist: Deleted the City Council in the last sentence.
- 2.040 Personnel Records. (d) Access: Added language about direct Department Head and non-direct Department Head.
- 3.030 Nepotism: Deleted the end of the first sentence.
- 3.070 Newly Created and Existing Positions: Grammar error fixed.
- 3.100 Application Process: Changed the age back to 14.
- 5.120 On-Call Pay: Added the word Non-exempt to the beginning.
- 5.130 Special Programs: Grammar error fixed.
- 6.030 Breaks and Meal Periods: Changed the word lunch to meal to be consistent with the remainder of the policy.
- 7.030 Medical, Dental and Vision Insurance: Added the word employees after Full-Time.
- 8.130 Funeral Leave: Added Step-Parent to the list.
- 9.130 Social Networking: Deleted the word excessive and added the word any.
Added the exception of discretion of city manager and when employee has approval not to use sites excessively.
- 10.040 Definitions. (a): Added the words an adverse or negative and deleted the word retaliatory.

Staff recommends adopting proposed resolution R15-07 Approving comprehensive edits to the first 11 chapters of the Syracuse City Personnel Policies and Procedures Manual.

[9:11:09 PM](#)

Mr. Marshall reviewed his staff memo.

[9:11:40 PM](#)

COUNCILMEMBER GAILEY MADE A MOTION TO ADOPT PROPOSED RESOLUTION R15-07 ADOPTING COMPREHENSIVE EDITS TO THE FIRST 11 CHAPTERS OF THE PERSONNEL POLICIES AND PROCEDURES MANUAL. COUNCILMEMBER DUNCAN SECONDED THE MOTION; ALL VOTED IN FAVOR.

[9:12:07 PM](#)

10. Proposed Resolution R15-05, appointing Councilmembers to various positions and assignments.

An administrative memo explained that at the beginning of each calendar year, the City Council reviews the list of appointments and assignments and makes changes according to recent election results or other determining factors. This item was discussed during the January 27, 2015 work session meeting and I have prepared a resolution to formalize the decisions made during that meeting regarding the various committee assignments and appointments. Subsequent to the Council's decision to change the voting members on the ULCT Legislative Policy Committee, staff emailed League representatives to notify them of the change and they informed me that Syracuse City actually has three voting positions on the Committee and one non-voting position. Please select a City representative, elected or appointed, to serve in the additional voting position.

[9:12:30 PM](#)

COUNCILMEMBER DUNCAN MADE A MOTION TO ADOPT PROPOSED RESOLUTION R15-05 APPOINTING COUNCILMEMBERS TO VARIOUS POSITIONS AND ASSIGNMENTS, WITH THE AMENDMENT THAT SBOSS BE CHANGED TO THE SYRACUSE CHAMBER. COUNCILMEMBER GAILEY SECONDED THE MOTION.

[9:13:08 PM](#)

The Council engaged in a discussion about items that should be changed in the resolution, such as a rotation for the position of Mayor Pro-Tem and subsequent positions. Councilmember Peterson suggested that staff be directed to implement the appropriation rotation in the adopted resolution. Discussion also ensued about the three people holding voting positions on the ULCT Legislative Policy Committee.

[9:17:54 PM](#)

COUNCILMEMBER DUNCAN WITHDREW HIS MOTION.

[9:17:56 PM](#)

COUNCILMEMBER DUNCAN MADE A MOTION TO ADOPT PROPOSED RESOLUTION R15-05 APPOINTING COUNCILMEMBERS TO VARIOUS POSITIONS AND ASSIGNMENTS, WITH THE FOLLOWING AMENDMENTS:

- BRODY BOVERO IS APPOINTED AS A VOTING MEMBER OF THE ULCT LEGISLATIVE POLICY COMMITTEE
- SBOSS IS CHANGED TO SYRACUSE CHAMBER OF COMMERCE
- ROTATION OF MAYOR PRO-TEM SHALL BE IMPLEMENTED.

COUNCILMEMBER JOHNSON SECONDED THE MOTION; ALL VOTED IN FAVOR.

[9:19:34 PM](#)

11. Proposed Ordinance 15-03 amending Title 10 of the Syracuse City Code pertaining to basement kitchens and landscaping.

A memo from the Community Development Department explained staff has requested the proposed revisions to the City Code Title 10 regarding administrative issues regarding: second kitchens, not part of an accessory dwelling unit and a requirement for landscaping to be installed within one year of occupancy of a dwelling. Staff has requested this amendment to allow home owners to construct second kitchens in their homes without requiring a conditional use permit for an accessory dwelling unit. Many people wish to have a second kitchen in their basements for entertaining or canning purposes. The Building Code and the Zoning Code currently require that be viewed as a second living unit and as such require additional permitting and expensive construction for fire walls, utility access, etc. The proposed amendment would allow homeowners to build a second kitchen, file a notice on the property that the kitchen is not approved as a second living unit, until such time that appropriate permits are obtained. This protects future home buyers who will receive notice prior to closing on the home that they cannot rent the basement as an apartment until it is brought up to code and has a permit issued. A draft Second Kitchen Agreement has been created to demonstrate how the ordinance would be administered. The agreement would be recorded and would only be binding until such time that permits were obtained to use the kitchen as part of an accessory dwelling unit. This is a common method used in many cities, examples can be found in Draper, Herriman, Hurricane, Murray, Pleasant Grove, Salt Lake City, Provo, and West Point. Also in the packet are excerpts from the International Building Codes. Under these codes the Building Inspector would still need to treat a kitchen as a second dwelling unit, unless the agreement noted above was recorded for assurance. The second part of the requested amendment is a requirement that landscaping be installed within one year of issuance of a certificate of occupancy. This will give homeowners at least one summer season to complete landscaping regardless of the month the home is completed. The Planning Commission held public hearings on the proposed amendments on October 21, 2014. At a public meeting on November 18, 2014 the Planning Commission recommended to the City Council the adoption of the proposed amendments. In making determination on Code amendments the City Council should review the City Municipal Code, Section 10-4-070(E)(1), which states the following:

(E) Approval Standards. A decision to amend the text of this Title or the zoning map is a matter of legislative discretion by City Council and not controlled by any one standard. However, in making an amendment, the City Council should consider: (Ord. 10-02)

1. Whether it would be is consistent with goals, objectives and policies of the City's General Plan; (Ord. 10-02)

The memo concluded the Syracuse City Planning Commission hereby recommends that the City Council approve the adoption of the proposed ordinance Amending Title Ten. Staff has amended the proposed ordinance in accordance with direction received from the Council on January 27, 2015.

[9:20:32 PM](#)

City Planner Schow reviewed the staff memo.

[9:21:01 PM](#)

Council discussion of the proposed ordinance ensued, with a brief focus on the Planning Commission's vote to recommend the amendments.

[9:22:05 PM](#)

COUNCILMEMBER JOHNSON MADE A MOTION TO ADOPT PROPOSED ORDINANCE 15-03 AMENDING TITLE 10 OF THE SYRACUSE CITY CODE PERTAINING TO BASEMENT KITCHENS, WITH THE FOLLOWING

AMENDMENT:

- CORRECT RUN-ON SENTENCE IN THE DEFINITION OF KITCHEN.
- STRIKE OUT SECTION 10-30-50(F).

COUNCILMEMBER DUNCAN SECONDED THE MOTION.

[9:23:17 PM](#)

Councilmember Duncan stated that he is hesitant to remove section 10-30-50(f) that requires that residents maintain their landscaping to avoid nuisances in neighborhoods. Councilmember Johnson stated he recommended the section be stricken based on his libertarian viewpoints. Councilmember Duncan stated that the community should have standards that allow for property values to be maintained in neighborhoods throughout the neighborhood; residents are currently allowed one year to install landscaping and he feels that is reasonable. Councilmember Johnson stated that he feels the paragraph allows government to overreach. Councilmember Gailey stated he would like for the section to remain intact. Councilmember Lisonbee stated that the paragraph only references the front and side yard, which is usually the smallest part of a yard and should be easy to install; she agreed it is necessary to provide and uphold a community standard. She asked if the Planning Commission discussed this issue. Ms. Schow answered yes and noted the Planning Commission made a recommendation to implement the language regarding the installation of landscaping. Discussion then centered on the City's ability to enforce the language, with the Council ultimately concluding to change the language to allow for 18 months to substantially complete landscaping of the front and side yard.

[9:29:53 PM](#)

COUNCILMEMBER JOHNSON WITHDREW HIS MOTION.

[9:29:59 PM](#)

COUNCILMEMBER JOHNSON MADE A MOTION TO ADOPT PROPOSED ORDINANCE 15-03 AMENDING TITLE 10 OF THE SYRACUSE CITY CODE PERTAINING TO BASEMENT KITCHENS, WITH THE FOLLOWING AMENDMENT:

- CORRECT RUN-ON SENTENCE IN THE DEFINITION OF KITCHEN.
- CHANGE SECTION 10-30-50(F) TO ALLOW RESIDENTS 18 MONTHS TO SUBSTANTIALLY COMPLETE LANDSCAPING INSTALLATION.

COUNCILMEMBER DUNCAN SECONDED THE MOTION; ALL VOTED IN FAVOR.

[9:30:44 PM](#)

12. Award and execute contract with Advanced Paving and Construction for 3000 West Road Improvements Project – Bluff Road to 200 South.

A staff memo from the Public Works Director explained this project is one that was identified in our list presented to city council as a high priority due to road width safety concerns and poor existing asphalt conditions. Bids for the project were opened February 4, 2015 for the above referenced project. This project includes culinary, secondary and storm drain utility infrastructure upgrades on 3000 West from Bluff Road to 700 South. The project will also widen the road with curb, gutter, sidewalk and new asphalt as well as installing a roundabout at the intersection of 3000 West and 700 South. The low bidder and bid amount are as follows: Low Bidder: Advanced Paving & Construction, Inc. - Bid Amount: \$2,898,999.00. Staff has reviewed the submitted bids from all bidders and recommend awarding the contract to Advanced Paving & Construction, Inc.

[9:31:01 PM](#)

Mr. Whiteley summarized his staff memo.

[9:32:20 PM](#)

COUNCILMEMBER JOHNSON MADE A MOTION TO AWARD AND EXECUTE CONTRACT WITH ADVANCED PAVING AND CONSTRUCTION FOR 3000 WEST ROAD IMPROVEMENTS PROJECT – BLUFF ROAD TO 200 SOUTH. COUNCILMEMBER DUNCAN SECONDED THE MOTION; ALL VOTED IN FAVOR.

[9:32:32 PM](#)

13. Authorize Administration to execute 2015 Animal Control Services Agreement with Davis County.

A memo from the City Manager explained this contract represents an interlocal agreement between Davis County and Syracuse City for animal control services. The contract is in effect from January 1, 2013, through December 31, 2017. The information submitted for your review does not represent any change in service; however, each year the rate we pay for animal control services is subject to adjustment based on the percentage of calls that Davis County Animal Care and Control

receives from Syracuse residents and the City. The total compensation amount noted in the 2014 contract was \$40,441.98; the total compensation amount for animal services noted in the 2015 amendment is \$42,339.41. Wildlife services are billed separately at \$25.75 per call, with a total fee for 2015 at \$2,034.25. The potential action by the Council is to vote on whether to authorize the Mayor to execute the contract amendment with Davis County Animal Care and Control.

[9:32:38 PM](#)

COUNCILMEMBER DUNCAN MADE A MOTION TO AUTHORIZE ADMINISTRATION TO EXECUTE THE 2015 ANIMAL CONTROL SERVICE AGREEMENT WITH DAVIS COUNTY. COUNCILMEMBER GAILEY SECONDED THE MOTION; ALL VOTED IN FAVOR.

[9:33:15 PM](#)

14. Proposed Resolution R15-08 appointing Spencer Frew to the Syracuse Arts Council with his term ending July 1, 2015.

An administrative memo explained Arts Council leadership has requested that Spencer Frew be appointed to the board to fill a vacancy. Syracuse City Code Title Three provides a process for appointing members of the Arts Council as follows:

- 3.09.020(B) Terms of Office. The terms of office for the five (5) Board members, who are not a member of the Recreation Department, shall be for five (5) years. These members' terms shall be staggered so that no more than one (1) member's term expires at the same time. The terms of office for at-large and ex-officio members shall be five (5) years from the date of appointment. The term of office for the Recreation Department staff designated as a member of the Board shall be as determined by the Department Director. Appointments to the Board shall be made no later than the first City Council meeting in July of each year. In circumstances where appointments are not made prior to the first City Council meeting in July of each year, said appointments shall be made as soon as reasonably possible thereafter.

[9:33:33 PM](#)

COUNCILMEMBER DUNCAN MADE A MOTION TO ADOPT PROPOSED RESOLUTION R15-08 APPOINTING SPENCER FREW TO THE SYRACUSE ARTS COUNCIL WITH HIS TERM EXPIRING JULY 1, 2015. COUNCILMEMBER PETERSON SECONDED THE MOTION; ALL VOTED IN FAVOR.

[9:34:26 PM](#)

15. Councilmember reports.

At each meeting the Councilmembers provide reports regarding the meetings and events they have participated in since the last City Council meeting. Councilmember Duncan's report began at [9:34:44 PM](#). He was followed by Councilmembers Johnson, Lisonbee, Gailey, and Peterson. Councilmember Peterson indicated he had nothing to report.

16. Mayor's Report.

Mayor Palmer was not present.

[9:45:34 PM](#)

17. City Manager report

City Manager Bovero's report began at [9:45:39 PM](#).

At [9:47:57 PM](#) COUNCILMEMBER GAILEY MADE A MOTION TO ADJOURN. COUNCILMEMBER LISONBEE SECONDED THE MOTION; ALL VOTED IN FAVOR.

City Council Regular Meeting
February 10, 2015

Mayor

City Recorder

Date approved: March 10, 2015