

Minutes of the Work Session meeting of the Syracuse City Council held on April 24, 2018 at 6:08 p.m., in the Council Work Session Room, 1979 West 1900 South, Syracuse City, Davis County, Utah.

Present: Councilmembers: Andrea Anderson
Corinne N. Bolduc
Dave Maughan
Doug Peterson
Jordan Savage

Mayor Mike Gailey
City Manager Brody Bovero (participated via phone)
City Recorder Cassie Z. Brown

City Employees Present:
Finance Director Steve Marshall
City Attorney Paul Roberts
Community and Economic Development (CED) Director Brigham Mellor
Public Works Director Robert Whiteley
Fire Chief Aaron Byington
Parks and Recreation Director Kresta Robinson

The purpose of the Work Session was to receive public comments; hear a request to be on the agenda from Chad Scholer; discuss proposed Personnel Policies and Procedures Manual amendment pertaining to training pay; discuss five-year capital projects funding plan; receive a presentation of the concept plan for Regional Park Project by JUB Engineers; discussion Wasatch Integrated Waste Management District potential recycling program; discuss City Council agenda structure; review Syracuse City parking regulations in response to citizen feedback; review proposed amendments to door to door solicitor regulations; discuss proposed General Plan map amendment for property located at approximately 3400 South 2500 West; discuss arterial corridor master planned community zoning concept; discuss Davis County Interlocal Agreement for dispatch services; and discuss Council business.

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Councilmember Peterson provided an invocation. A local Boy Scout led the audience in the Pledge of Allegiance.

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Public comments

Erin Blankenship stated that she wanted to introduce herself to the City Council as a candidate for the Davis School Board. She stated she is running for the position with the hopes of providing a parent's voice on the Board; she currently has children in school and she lives with the decisions the Board makes on a daily basis. If elected, she plans to continue with Mona Andrus's budget and improving transparency; this includes an audit to keep track of money for which the Board is responsible, and ensuring money is reallocated to classrooms where it can better benefit students and teachers. She stated she is currently the Parent Teachers Association (PTA) President at Syracuse Junior High School and she has truly enjoyed the experience; she is also currently a board member for the Miss Syracuse Pageant and she loves being involved in and helping her community.

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Request to be on the agenda – Chad Scholer

An administrative staff memo explained Mr. Scholer is again requesting that the Council consider providing compensation above what was provided to him in 2006, when the City was granted a perpetual, ten-foot-wide utility easement to run a secondary water pipe through his side yard, beginning at his property line. Specifically, he is requesting that the Council exempt his property from paying secondary water fees in perpetuity.

Mr. Scholer was not in attendance and the item was continued to the next work session agenda.

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Discuss proposed Personnel Policies and Procedures Manual amendment pertaining to training pay

An administrative staff memo explained Administration is proposing adding the following language to Chapter 5.130 of the City's Personnel Policies and Procedures Manual relative to training pay:

- *With City Manager approval, employees who are assigned by Department Heads, or their designee, to train new employees may be eligible for training pay. This additional compensation shall be paid at the same rate as the City's on-call pay. To be eligible, the training employee must spend at least half of the daily scheduled work period directly training and overseeing the new employee. Employees submitting for training pay shall record the number of training days during that pay period on his or her timecard.*

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Mr. Marshall reviewed his staff memo and facilitated brief discussion among the Council regarding the implications of the proposed adjustment. The Council indicated they would like to be informed in the event training pay is implemented for an employee in a given Department to ensure Council awareness of the arrangement. Councilmember Maughan indicated he would also like to know if a training pay situation could cause a Department to be in jeopardy of exceeding their training budget in order to take official action regarding such a situation. City Manager Bovero noted that he only foresees training pay being used in the Police Department, Building Inspection Division, and Public Works Department and the fiscal impact of a typical training pay arrangement would be approximately \$600; he is not concerned about an assignment that would cause an employee to draw training pay to cause issues for a Department's training budget.

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Discussion regarding five-year capital projects funding plan.

A staff memo from the Finance Director referred to the City's five-year capital projects funding replacement plan.

- **Green = projects we can fund in our 5-year plan.**
- **Red = projects we cannot fund in our 5-year plan.**
- **Blue = projects that require debt financing to build.**
- **Yellow = estimated cash balances at end of fiscal year identified.**
- **Purple = utility rate increase calculated into funding.**
- **** = projects that must be completed before antelope widening and West Davis Corridor.**

Projects are prioritized by the need for replacement, funding availability, and timing of overlapping projects from UDOT.

- **3 Million Gallon Culinary Water Tank**
 - Should be completed by 2020 based upon our water master plan.
 - Not enough money in utility fund to pay for water tank.
 - Bonding is our only option if we want to build the tank now.
 - *Example Bond Payment schedules for 7 and 10-year terms in packet.*
 - Estimated Timeline:
 - Summer & Fall 2018 – purchase land, zone change, proper approvals, finish design and engineering
 - Winter 2018 – Competitive Bid for construction of water tank
 - Spring 2019 – Competitive Bid for financing – i.e. Water Bond
 - Spring to Summer 2019 – commence construction of water tank
 - 18–24 month completion time.
- **Automated Meter Reading / Radio Read Proposal**
 - We have discussed with the Council a proposal to implement automated radio reads on our culinary water meters.
 - Budget proposal in FY2019 for \$110,000 the following:
 - Purchase automated meter reading equipment
 - Drive by system in vehicles
 - Software System at City Hall
 - Retro fit 500 businesses and/or homes with radio read equipment.
 - Change engineering standards so that all new homes would be required to install radio meter reading equipment when built.

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Finance Director Marshall reviewed his staff memo and facilitated discussion among the Council regarding the justification for various projects listed in the memo and funding mechanisms for critical projects. There was a focus on road maintenance and repair projects; the project associated with the abandoned well at the Cemetery; and the timing for the culinary water tank project, which is dependent on the funding mechanism selected by the Council. Relative to the culinary water tank project, the Council concluded to direct staff to research bond options for the project and bring back clear information regarding a bond amount and repayment schedule to the Council. Mr. Marshall stated that information will be based on design and engineering estimates for the project and City Administration will begin working on those details.

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City Manager Bovero then discussed the automated meter reading proposal discussed in Mr. Marshall's memo. He noted that if the Council decides to proceed with a bond for the culinary water tank project, he would recommend only retrofitting a small number of meters in the City per year during the bond term, and then get more aggressive in implementing radio read equipment once the bond is paid off. Brief discussion centered on options for communicating with developers about the City's plans to implement a radio read system and encourage them to include the necessary equipment in their plans for imminent projects even though a new policy requiring the equipment has not been adopted.

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Presentation of concept plan for Regional Park Project by JUB Engineers

A staff memo from the Parks and Recreation Department explained Greg Graves, Project Manager and Jenna McRory, Landscape Architect, for the regional park design project for JUB Engineers, have been working with the regional park task force the past few months on a conceptual design. Greg and Jenna will present to the Council the latest drafted plan. Below is the outlined Master Planning Scope of Work from the regional park design contract. As you can see, JUB's original assumption of the process was that staff would hold meetings under the direction of a steering committee, so it may seem a little confusing at first. However, if you generally view the 'staff meetings' as the task force meetings and the 'Steering Committee' and 'City Council' meetings as just Council meetings, it makes a little more sense. Progress-wise, we are currently at section 'D' of the scope of work **(highlighted in yellow below)**.

- MASTER PLANNING
 - This vital task will be a team effort, combining the experience and expertise of various team members in developing a final master plan which will serve as the construction footprint for the project. We will work closely with the City and other stakeholders to establish a Steering Committee to review work as it is generated. We will gather their input and produce the most appropriate plan possible for the park. Specific steps in this dynamic process will include:
- A. Project Kick-Off Meeting
 - 1. Meet with the Steering Committee up to three (3) times to review progress, present results and findings, gather input and feedback.
 - 2. City Staff Meeting 1 will be the Project Kick-Off Meeting. Its purpose is to review and refine the project scope of work, schedule, project goals and expectations, establish lines of communication, review existing concept plan, and otherwise prepare for work to begin.
- B. Concept Alternatives
 - 1. Based on direction generated in the Project Kick-Off Meeting, J-U-B will develop up to two (2) concept alternatives showing how the site may accommodate the desired program elements.
 - a. Include proposed circulation, parking, buildings, possible field layouts, drainage systems as needed, lighting, fencing, utilities, playground(s), site furniture, and other site amenities as outlined in the RFP.
- C. Progress Meeting
 - 1. City Staff Meeting 2 to review the prepared concepts and select a preferred alternative for further refinement.
- D. Preferred Alternative
 - 1. J-U-B will make adjustments and revisions to refine the Preferred Alternative as the final master plan for the project.
 - 2. Plan and 3D color rendered graphics will be created to capture the vision of the Preferred Alternative.
 - 3. A preliminary opinion of probable construction costs will also be generated.

- 4. The Steering Committee will then review the Preferred Alternative and provide comment and input for final revisions as needed (City Staff Meeting 3).
- E. Community Outreach Meeting
 - 1. Conduct a community outreach meeting or open house to present the revised Preferred Alternative.
 - 2. Gather input and feedback from the local community and stakeholder groups for refinement of the Preferred Alternative.
 - 3. Depending on the findings and input from previous steps and outreach, we might consider alternative methods for engaging with the public, such as social media avenues, online community meetings and commenting, and other engagement strategies that might allow for more engagement that is accessible to the interested public beyond attendance at a physical meeting.
 - 4. Revise the Preferred Alternative as required to accommodate appropriate public input.
- F. Presentation to City Council
 - 1. The Master Plan will be presented to the City Council, along with an updated opinion of probable construction costs developed by our cost control experts specifically to address the true total cost of the project (construction, maintenance, manpower).
 - a. This estimate shall be considered and used to establish the appropriate phasing and construction decisions regarding the park.
- G. Final Master Plan
 - 1. Per feedback from City Council, we will make necessary adjustments and changes to the Preferred Alternative, creating a Final Master Plan.
 - a. This plan will serve as the footprint for future construction plans documents.
- H. Final Presentation to City Council
 - 1. Present the Final Master Plan to the City Council, along with any updated opinion of probable construction costs.
 - 2. Receive official approval and acceptance for the Final Master Plan and direction to proceed with construction documents.
- I. Miscellaneous Project Management Tasks
 - 1. Coordination, phone calls, emails, project administration, accounting, and QA/QC operations throughout the planning and design process.

Per the contract with JUB, below is the breakdown of costs by service category:

Task 1. Topographical Survey	\$9,600.00
Task 2. Master Plan	\$64,150.00
Task 3. Project Design	\$156,500.00
Task 4. Bidding Assistance	\$7,425.00
Task 5. Construction Observation Services	\$157,825.00
GRAND TOTAL	\$395,500.00

To date, the City has spent the following:

- Topographical Survey: \$5,856.00
- Master Planning: \$20,528.00

The memo referred to the following attachments: Regional Park Concept Design and Regional Park 3-D Concept Images. The regional park task force is seeking a decision from the council on whether this draft is the preferred alternative, and for any final edits to the draft. Following the Council’s comments, JUB will proceed with developing a probable cost of construction. Based on the cost estimate, the task force and City Council will decide if any modifications will need to be made prior to proceeding with the Community Outreach effort.

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Mayor Gailey indicated that for this agenda item, he would like to give Mr. Graves and Ms. McRory 20 minutes to review their design; 15 minutes to Councilmembers Bolduc, Peterson, and Savage for questions or suggestions about the design; and the final 15 minutes to Councilmembers Anderson and Maughan to discuss their ideas.

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Parks and Recreation Director Robinson reviewed the staff memo and introduced Mr. Graves and Ms. McRory of JUB Engineers, who used the aid of a PowerPoint presentation and a two-dimensional scaled rendering to provide the Council with an overview of the changes that have been made to the Park Plan since the Council’s last review and discussion

of the matter. There was discussion regarding various components of the project, including the location of sports fields; the common area including seating areas and shade structures; the addition of a flag pole; planters and the plants to be planted in those structures that require less maintenance; drop-off/pick-up areas; fencing materials;

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Councilmember Peterson communicated the things he likes about the project, including parking accommodations. However, he asked if there will be opportunities for on-street parking. Public Works Director Whiteley indicated the City owns the right of way so if the Council would like to widen the road further to provide for on-street parking, that is an option. Councilmember Peterson stated he likes the amenities included in the common space, but he is unsure whether the ball sculptures are needed. He noted one improvement he would like to see is locating the play structure area closer to the softball field areas. He stated he is still not convinced of the need for so many pickleball courts, but he feels there is a great amount of first class field space.

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Councilmember Bolduc stated she likes the idea of a concession area but made a comment about the idea to allow food trucks at the park, which led to high level discussion about an opportunity to create an area that would be dedicated to food trucks only. Councilmember Maughan stated he would like to see an area that could be gated off for food trucks to ensure safety of park patrons. Councilmember Bolduc stated it would also be nice to include gas lines that could be used to power gas heaters in the winter months to make the park usable year-round. Discussion centered on opportunities for providing heaters or fire places that would make the park attractive to visitors in the winter.

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Councilmember Savage stated he likes Councilmember Bolduc's idea of creating a fire pit area. It would be nice to co-locate the ice skating rink at the park for use in the winter months and it would be great for the rink to be located in close proximity of the concession area. He shared Councilmember Peterson's concern about the children's play structure being located too far from the softball fields. He concluded he likes the concept of creating a premiere park, which includes things like first class stadium seating, but he is concerned about the budget for the project.

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Councilmembers Anderson and Maughan then facilitated discussion among the Council to get their feedback on various park components, including the large building included in the plan and whether it could be scaled down to only include a concession area and restrooms. The Council ultimately concluded scale down the size of the building space to accommodate bathrooms and some storage space in favor of providing concessions through food truck venues. Other topics of discussion included the total length of sidewalks in the design, seating capacity and premiere seating for the ball fields, the location of the play structure in proximity to the ball fields, and the potential of locating a dog park at the regional park, sculptures to be incorporated into the facility. In conclusion, the Council reached a consensus to develop a premiere ball field area, but to shrink the concrete seating area and bullpen areas to reduce costs.

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Mayor Gailey asked Mr. Bovero and Ms. Robinson to meet with Mr. Graves to incorporate the recommended design adjustments into a design to be presented to the task force and ultimately to the entire City Council. Councilmember Maughan expressed his concern about leaving the task force out of the initial discussion regarding the design adjustments. Mayor Gailey stated that the task force will be involved in a review of the design before it is presented to the entire Council; he simply wants Mr. Graves to have the opportunity to discuss his understanding of the feedback of the Council with City Administration before meeting with the entire task force. He called the discussion of the agenda item to a close.

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Councilmember Savage stated he would like to understand the potential budget for the project. Mr. Graves stated that once the design is finalized, he can begin to work to develop an engineer's estimate for the project. Councilmember Savage complimented Mr. Graves on the design work done on the project to date.

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Discussion regarding Wasatch Integrated Waste Management District potential recycling program.

An administrative staff memo explained Mayor Gailey added this item to the agenda to present a brief informational video regarding recycling programs being considered by the District and to facilitate discussion among the Council regarding their feelings regarding such programs.

Mayor Gailey removed this item from the agenda.

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Discussion of arterial corridor master planned community zoning concept.

A staff memo from the Community and Economic Development (CED) Department explained there have been multiple residential development concepts brought to the city for consideration over the years. None of which are possible under our present ordinances. This discussion will provide an opportunity for staff and council to share their ideas on how some development concepts might fit in Syracuse. Including transfer development right concepts.

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CED Director Mellor reviewed his staff memo and facilitated discussion among the Council regarding residential zoning and development concept along arterial corridors; the transfer of development right concept would allow for a developer to pay the City a defined amount of money to the City to secure park land in other areas of the City rather than including a certain amount of open space in their own development. The types of developments typically used in this concept include cluster housing, which will increase the number of vehicle trips per day along arterial corridors and this will help the City's economic development efforts given that most businesses require a certain number of vehicular trips or a certain number of rooftops in a defined proximity of their location. High level discussion and debate among the Council and staff centered on the type of residential units the Council would be comfortable allowing for residential developments along arterial corridors. The Council indicated that they would only be comfortable allowing higher density residential developments so long as clear and strict design guidelines are in place and the City is able to negotiate a strong development agreement with the developer.

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Mr. Mellor asked the Council if they are willing to consider a policy that would allow for transfer of development right concepts in the City. The Council discussed the concept and indicated they are comfortable discussing the concept. Mr. Mellor reviewed for basic higher density zoning classifications and asked the Council if they are willing to entertain the creation of those zones. The Council concluded they want to provide flexibility in the zoning designations of the City, but were not supportive of allowing large apartment complexes in the City. There was support for mixed use development that includes a residential component, smaller townhome developments, and cluster residential development.

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Discussion of City Council agenda structure.

An administrative staff memo explained that previously, the Council agenda included a general reporting item for Councilmembers, the Mayor, and City Manager to report on various items. Recently, the Council decided to remove this agenda item with the intention of instead providing a publicly available written report on the City's website. Members of the Council have asked to readdress the issue, and better define the items that need to be reported at the Council meeting versus written reports for the public.

The various Mayor/Council board assignments can be categorized as follows based on the difference in the role of the body, as well as the role of the Councilmember assigned to that body:

Quasi-Independent Entities Under the City's Umbrella: These entities typically serve a specific role for the City and operate largely outside of the involvement of the Council other than, perhaps, budgetary or general policy controls. The Councilmember is assigned to be a supportive role and to act as a communication conduit from the City Council. The following are examples:

- Arts Council
- Museum Board
- Youth Council
- Miss Syracuse
- Board of Adjustment
- Youth Court

Internal Administrative Bodies: These entities are an extension of the City's administration but involve the Council as active participants. The following is an example:

- Employee Appeals Board

External Representation of the City: These entities are governed by laws and bylaws outside of the City’s control. The Mayor or a Councilmember is assigned to represent the official voice of the City on these boards either as a voting or non-voting member. The following are examples:

- Wasatch Integrated Waste Management District
- North Davis Sewer District
- Syracuse Chamber of Commerce
- Davis Chamber of Commerce
- Layton Canal Board
- Davis & Weber Canal Board
- School Community Councils

It should be noted that these entities typically produce their own public meeting records and are made available to Councilmembers and the public to review details.

Recommending Bodies: These entities serve primarily in an advisory role to the City Council. They may have other administrative duties as well. The Councilmember is assigned primarily to act as a communication conduit from the City Council, but also may play a supporting role when appropriate.

- Planning Commission
- Disaster Preparedness Committee
- Tree Board

It should be noted that these entities typically produce their own public meeting records and are made available to Councilmembers and the public to review details.

The memo discussed several purposes of reporting. For example, the Council may desire to receive reports from the various assignments for the following reasons:

1. To stay informed as a councilmember.
2. To present a dilemma and receive feedback from the entire Council.
3. To receive authorization to speak on behalf of the City on a certain issue related to the board assignment.
4. To make the public aware of the current activities of a board.
5. To share and celebrate notable accomplishments of a board.

Key to the discussion is the question of which venue should each of the types of reports take place. Some reports are most productive and effective during a Council meeting, while other reports might be a better use of everyone’s time through an email or the website. Below is an example of how the Council could divide it up:

Purpose	Venue		
	Council Meeting	Email to Council	Website & Email
Inform the Council		X	
Inform the Public			X
Receive Feedback	X		
Get Authorization	X		
Celebrate Accomplishments			X

This is just an example, and the Council can choose any scenario that it prefers. In the case of reporting in a Council meeting, it would be preferred to place the issue specifically on the agenda. Not only does this provide proper notice to the public, but it also allows the Council to discuss the item in more depth.

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City Manager Bovero reviewed his staff memo.

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Council discussion of the matter centered on opportunities for providing Council reports via the City website, which Mayor Gailey and the Council expressed support for; the Council ultimately concluded to include an agenda item on each work session and business meeting agenda to provide Councilmembers the ability to make announcements of upcoming City events.

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Councilmember Peterson asked for follow-up discussion on a recommendation made in the past to hold a work session meeting after business meetings for which the agenda appears to be short. Mayor Gailey stated that he will call such work sessions in the event of a business meeting with a low number of agenda items, but he plans to make that a rare occurrence.

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Review of Syracuse City parking regulations in response to citizen feedback.

A staff memo from the City Attorney explained a citizen has complained that Syracuse's parking code is not restrictive enough, following a car accident in which her vehicle was hit after entering an intersection. She noted that a large truck and an enclosed trailer were parked 20 feet from the intersection, partially obstructing her view. She has asked the Council to address parking near intersections and obstructing views, with an aim of preventing such accidents in the future.

There are several options available to the Council: (1) adopt a code change that would apply throughout the city, (2) ask the Mayor to initiate a traffic study at the particular intersection where the accident occurred, and determine whether additional traffic control devices are warranted, or (3) leave the code as it is. Staff does not believe that the code is deficient.

Current, Applicable Codes: State code provides the baseline of traffic regulations for parking in the state. As it relates to parking near an intersection or crosswalk, it prohibits parking within an intersection or on a crosswalk, or any place where a traffic-control device prohibits stopping, standing or parking. Utah Code Ann. § 41-6a-1401(1)(a). It prohibits parking in the following cases, but allows momentary stopping to drop off or pick up passengers: in front of a driveway; within 20 feet of a crosswalk; within 30 feet upon the approach to a flashing signal, stop sign, yield sign or traffic control device located at the side of a roadway; or any place where a traffic-control device prohibits standing. *Id.* § 41-6a-1401(1)(b).

City code has some additional restrictions. It limits the parking in residential zones of vehicles exceeding 50,000 pu to two hours, and those between 10,000 lbs. lbs. 50,000 lbs. from parking for more than 24 hours. Syracuse Mun. Code § 11.20.060. Vehicles over 24 feet in length, and between 20 and 24 feet in length are subject to the same restrictions, respectively. *Id.* Trailers may only be parked on a public street for up to 24 hours and may not impede visibility of driveways. *Id.* § 11.20.070. Trailers on private property are restricted from impeding visibility on a corner lot. *Id.* § 11.20.070(C).

The American Association of State Highway and Transportation Officials (AASHTO) Highway Safety Manual, p. 4-74, recommends ending parking lanes (or curbside parking) at least 20 feet from the intersection. If a recessed parking lane (in which the sidewalk juts back toward the road near the intersection) is used, then an additional 8 feet is recommended. AASHTO does not recommend a specific parking regimen related to trailers.

Samples of neighboring jurisdiction's codes: Similar to Syracuse, our neighbors have adopted some parking regulations for their communities. These regulations relate to the issue of parking near intersections or associated with large vehicles or trailers.

West Point: § 10.05.050(G) - No parking of trailers or vehicles for more than 48 hours on street

Clinton: § 16-7-1 – State code copied

§ 16-7-20 – 1 ½ ton vehicle or trailer, or greater than 40 feet, or higher than 14 feet, may only park for up to 12 hours, and only when loading/unloading;

§ 16-7-21 – Recreational vehicles may not be parked within 40 feet of intersection.

Sunset: § 6-1-3 – No parking a vehicle or unattached trailer for more than 24 hours

Roy: § 6-2-1(A)(3) – Prohibition against all vehicles 21,000 lbs. or greater;

§ 6-2-1(A)(4) – vehicles or trailer exceeding 30', unless temporarily loading/unloading;

§ 6-2-1(A)(19) – Within 20' of crosswalk;

Clearfield: § 7-3-1 – State code copied;

§ 7-3-23 – 1 ½ ton vehicle or trailer, or greater than 45 feet, may only park for up to 8 hours, and only when loading/unloading;

§ 7-3-24 – Recreational vehicles may not park within 30 feet of intersection, and no more than 24 hours.

Layton: § 10.62.030(5) – RV, trailer, boat, only for unloading/loading, and no more than 24 hours

South Weber: § 6.01.040(D)(8) – Large vehicles (>35'), or greater than 24,000 lbs., limited to 1 hour

Kaysville: None applicable

Fruit Heights: § 6-1-4(F) – RV, trailer, boat, only for unloading/loading, and no more than 24 hours;

§ 6-1-4(N) – No street parking of any vehicle for more than 24 hours during a 7-day period

Farmington: § 14-5-060.1 – Large vehicles (12,000 lbs. or >24 ft), in residential zones, only permitted while making deliveries or working onsite

Options: The City Engineer and Police Chief do not believe that our parking regulations are inadequate; the ordinances largely strike a balance between the use of roadways for travel and their use for parking. However, the Council may adopt city-wide regulations, if it wishes. These could include: restrictions on parking trailers or RV's within a certain number of feet from an intersection or crosswalk; restricting enclosed trailers of a certain height from parking within a certain distance from an intersection/crosswalk; prohibiting the parking of RV's or trailers on roads entirely; or increasing the distance from which all vehicles must park from an intersection/crosswalk.

If the concern is with a particular intersection, rather than a city-wide concern, then the City Engineer could conduct a study of the intersection and determine if additional traffic control devices (which could include red-curbings or signage prohibiting parking at certain times of day or to a certain distance), are warranted. The Council could request that the Mayor direct the Engineer to conduct that study and to implement warranted changes.

Or if the Council is satisfied with this review of the city's ordinances, it may retain the current regulatory scheme without making changes.

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City Attorney Roberts reviewed his staff memo and facilitated discussion among the Council regarding the complaint received regarding the traffic code and sought feedback regarding whether the Council felt ordinance amendments are needed. The Council ultimately concluded they are comfortable with the current parking regulations given that the City's parking ordinance is more restrictive than State Code and

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Review proposed amendments to door to door solicitor regulations.

Staff are proposing a few amendments to the door-to-door solicitation ordinance. The need for change has largely been spurred by a concern that we will be unable to obtain criminal history reports for those who are from out-of-state. While we were reviewing the chapter, some other potential changes have been drafted.

The main changes include the following:

- (1) 5.30.030
 - a. "Advocacy": Emphasizing that signature gathering for petitions are equally protected as advocacy. This section has been interpreted by our city attorney as applying to this constitutionally protected activity, but this addition will avoid misunderstanding.
 - b. Removal of "BCI" (explained below)
 - c. "Charitable activities" adds fundraising to the list – such activities are protected speech under the First Amendment – this will help avoid misunderstanding
 - d. "Criminal Background Check" discussed below
 - e. "Disqualifying status" – more compact definition; calls out the type of "moral turpitude" crimes that we are concerned with; removes prohibition of being on probation to any court (could include traffic offenses); adds stalking to the type of protective orders that will prevent issuance
- (2) Background check provisions. Depending upon the residency of the applicants, the following will apply:
 - a. Utah residents (5 years): Utah BCI report
 - b. Resided elsewhere in past 5 years: (1) FBI report, (2) criminal background reports from each other state in which they have resided
 - c. Available to all applicants: Criminal background check by third party approved by city – If desired, City will facilitate background check for fee
- (3) 5.30.070 – No longer lists the questions verbatim – refers to list of disqualifying statuses
- (4) 5.30.100 – Temporary certificate to be immediately issued, rather than a 10-day waiting period – the ten days are subject to challenge as an unreasonable restriction on speech – allowing immediate issuance alleviates this risk
- (5) 5.30.210 – Penalties for violation recommended to be varied, with certain offenses as Class B misdemeanors, and the remainder as infractions:
 - a. Class B violations: 5.30.040 – Solicitation without authorization; 5.30.060 – Solicitation without registering; 5.30.140 – Deceptive Practices; 5.30.180(C) – (G) – Certain conduct (refusing to leave when asked, using deception or concealment to secure an audience with the resident, making physical contact with resident without consent, following someone into house without consent, continuing to solicit after resident has clearly and unequivocally stated their lack of interest)

b. Infractions: Everything else

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City Attorney Roberts reviewed his staff memo and sought feedback from the Council regarding the changes to the door-to-door solicitor regulations staff is recommending. The Council concluded they support the proposed amendments and Councilmember Anderson suggested that Mr. Roberts include an article in an upcoming publication of the City’s magazine to inform residents of their rights when dealing with a solicitor.

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Mayor Gailey called for a brief recess in the meeting at 9:05 p.m. The meeting reconvened at 9:10 p.m.

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Discuss proposed General Plan map amendment for property located at approximately 3400 South 2500 West.

A staff memo from the Community and Economic Development (CED) Department explained Syracuse Municipal Code (SMC) Section 10.50.020 states that “*The City Council, with recommendations by the Planning Commission, shall determine at the time of annexation the most appropriate zoning of all property hereafter annexed into Syracuse City.*”

However, SMC 10.20.070 states that a rezone “*shall be consistent with the current general plan and general plan map, and in making an amendment.*”

So, what this has meant over the years is that when a property is annexed into the city the property’s zoning default is what is specified on the general plan. In cases where property is annexing in to the city - it is in the best interest of the city from staff’s perspective that the property’s default zoning when there is no annexation agreement in place between the city and the landowner’s – land use entitlement be limited to agricultural zoning (A-1). This allows the council and planning commission to retain more land use authority before the property develops. There is a good possibility these two properties in Exhibit A will be annexed into the city soon. At this point they are not part of the annexation agreement, hence it makes sense for them to remain A-1 at the point they enter the city’s jurisdictional boundaries. At this point it is our (staff’s) desire to receive direction from the council on how to proceed.

Exhibit A (As is)

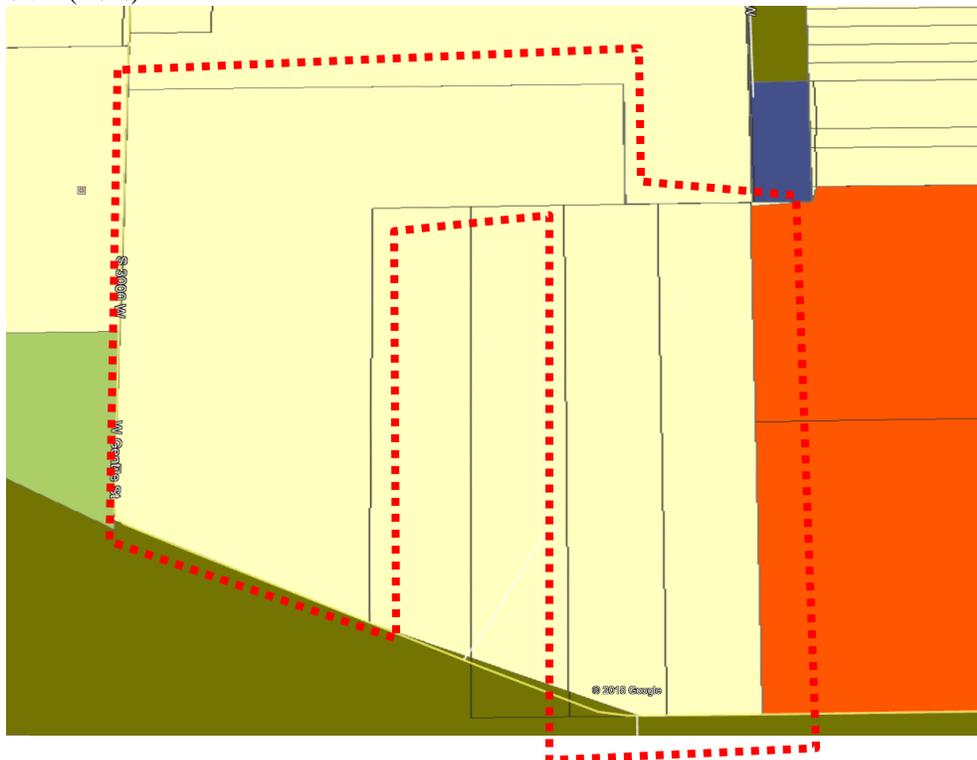
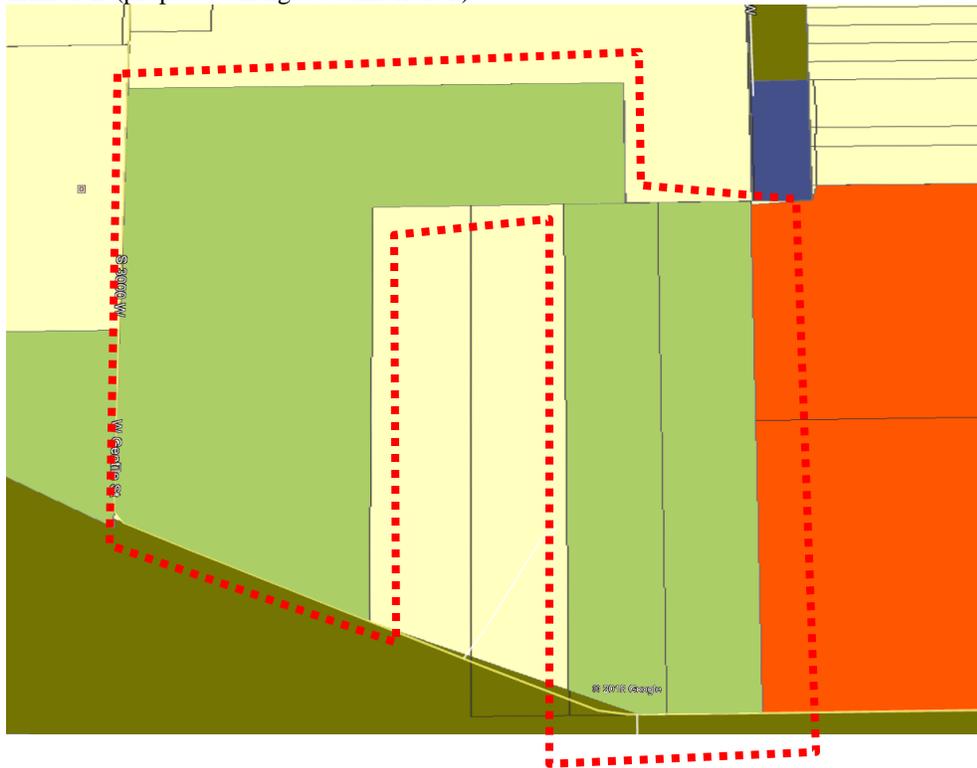


Exhibit B (proposed changes at annexation)



[6:47:08 PM](#)

CED Director Mellor reviewed his staff memo and asked for Council direction regarding whether they would like to consider a code text amendment to dictate that all properties that could be annexed in the future will be assigned the A-1 zoning designation, with the understanding that an annexation agreement between the City and the applicant will be negotiated to determine the final zoning designation. The Council indicated they would like the Planning Commission to take under advisement the potential to change the code text as explained by Mr. Mellor.

[6:52:35 PM](#)

Discuss Davis County Interlocal Agreement for dispatch services

A staff memo from the City Manager explained the attached draft agreement outlines the terms of the City's use of the Davis County 9-1-1 communications center for emergency dispatch. The agreement is for FY 2019 (July 1, 2018-June 30, 2019). Fire Department fees are based on a 5-year average of annual calls. For FY2019, the Fire Department fee will be \$25,408.04. This is a \$2,341.10 increase from the current year's fee (FY2018). Police Department fees are based on the number of officers. For FY2019, the Police Department fee will be \$52,578.00. This is a \$5,979 increase from the current year's fee (FY2018).

This item is on the agenda for informational purposes, and staff will be available to answer any questions. If the Council agrees, this item can be placed on the May 8 consent agenda.

[6:52:45 PM](#)

Mr. Bovero reviewed his staff memo.

[6:54:00 PM](#)

Councilmember Anderson asked if the fee is being increased as a result of increased call volume or because the County is increasing the charge per call. Mr. Bovero stated it is his understanding the fee increase is related to increased call volume; the average of the last five years call volume is higher than the previous five years.

[6:56:43 PM](#)

The Council concluded they are comfortable with the item being added to the May 8 consent agenda.

[6:58:12 PM](#)

Public comments

There were no public comments.

[6:58:31 PM](#)

The Council briefly discussed the need for future agenda items, including a discussion item for the Council to determine distribution of Recreation, Arts, Parks (RAP) Tax revenues for various Heritage Days events, i.e. monetary awards for a photo contest or bird house contest. Councilmember Savage stated he would like to provide a report of the outcome of the recent mock disaster.

[7:02:14 PM](#)

Mayor Gailey then asked that the Council be careful to not meet in pairs in the parking lot following Council meetings; if continued discussion is necessary, Councilmembers can remain in City Hall for those discussions, but he asked that they not linger in the parking lot.

The meeting adjourned at 9:31 p.m.

Mike Gailey
Mayor

Cassie Z. Brown, MMC
City Recorder

Date approved: June 12, 2018