

Minutes of the Special meeting of the Syracuse City Council held on October 22, 2013, at 8:24 p.m., in the Council Chambers, 1979 West 1900 South, Syracuse City, Davis County, Utah.

Present: Councilmembers: Brian Duncan
Craig A. Johnson
Kariannee Lisonbee
Douglas Peterson
Larry D. Shingleton

Mayor Jamie Nagle
Acting City Manager/Finance Director Steve Marshall
City Recorder Cassie Z. Brown

City Employees Present:
Public Works Director Robert Whiteley
City Attorney Clint Drake
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

8:24:19 PM

Mayor Nagle called the meeting to order at 8:24 p.m. as a special meeting, with notice of time, place, and agenda provided 24 hours in advance to the newspaper and each Councilmember.

8:24:26 PM

COUNCILMEMBER SHINGLETON MADE A MOTION TO ADD PUBLIC COMMENT TO THE AGENDA AND ADOPT THE AGENDA WITH THAT CHANGE. COUNCILMEMBER LISONBEE SECONDED THE MOTION; ALL VOTED IN FAVOR.

Public Comment

8:24:27 PM

TJ Jensen stated he wanted to offer clarification to the Council's discussion regarding the proposed ordinance to amend Titles Eight and Ten of the City Code. He provided an explanation of discussions regarding the proposed changes during recent Planning Commission meetings.

8:25:23 PM

Michael Bennett stated he is present on behalf of his wife. He stated he understands there is surplus funding in the City and he noted the community has been very supportive of Chloe's Sunshine Park and he would like for the City to use some of the surplus funding for that project.

8:26:21 PM

2. Approval of Minutes:

The minutes of the Work Session and Regular Meetings of October 8, 2013 were reviewed.

8:26:23 PM

COUNCILMEMBER PETERSON MADE A MOTION TO APPROVE THE MINUTES OF THE WORK SESSION AND REGULAR MEETINGS OF OCTOBER 8, 2013 AS PRESENTED. COUNCILMEMBER SHINGLETON SECONDED THE MOTION; ALL VOTED IN FAVOR.

8:26:37 PM

3. Public Hearing – Proposed Ordinance 13-16 amending Chapter Nine of Title Three of the Syracuse City Code relative to Syracuse City Arts Council appointments.

A staff memo from the City Recorder explained that during the work session meeting of October 8, 2013, the Council expressed a desire to amend Section 3.09.020(B) of the Syracuse City Code to make the appointment procedure for

the Syracuse City Arts Council less restrictive. Staff has drafted an ordinance and noticed a public hearing in order to allow the Council to formally make the desired change.

Mayor Nagle convened the public hearing; there were not persons appearing to be heard and the public hearing was closed.

[8:26:59 PM](#)

COUNCILMEMBER JOHNSON MADE A MOTION TO ADOPT PROPOSED ORDINANCE 13-16 AMENDING CHAPTER NINE OF TITLE THREE OF THE SYRACUSE CITY CODE RELATIVE TO SYRACUSE CITY ARTS COUNCIL APPOINTMENTS. COUNCILMEMBER DUNCAN SECONDED THE MOTION; ALL VOTED IN FAVOR.

[8:27:15 PM](#)

4. Proposed Resolution R13-25 making appointments to the Syracuse Arts Council.

A letter from Arts Council Chair Jamie Murray explained due to the loss of Heather Steed, Shannon Elmer, and Brandon Bills in the fall of 2012, the Syracuse City Arts Council needed new Board members. In January 2013, Darren Maxfield contacted many individuals about joining the Board, and Sam Porter, James Hansen, Mariah Bailey, and Jamie Murray submitted letters of interest. After review and consideration during the January 29, 2013, Board meeting, Darren Maxfield, Judy Merrill, and Kresta Robinson nominated all four volunteers to the Board. Judy Merrill offered to step down from the Board but agreed to continue serving as Secretary. The former City Attorney, Will Carlson, conducted a Public and Open Meetings training for the Board on June 4, 2013. During the August 7, 2013, Board meeting, Darren Maxfield pointed out that he had been serving for more than a year as Chair and was resigning from the Board. Kresta Robinson, as Vice Chair, then became the Chair Pro Tem. Jamie Murray advertised the need for new Board members on the Syracuse City Arts Council web page. She also posted the needs on the following Facebook pages and group sites: SCAC Annie Cast, Clearfield Three Musketeers Cast, Northern Utah Community Theater, Syracuse City Arts Council Theater Troupe, SCAC Summer Musical, CPT Christmas Carol 2012 (Centerpoint Theater), SCAC Into the Woods & B4 Ever After, Syracuse Citizens, and Syracuse City. Jamie Murray, James Hansen, Mariah Bailey, and Sam Porter also made phone calls, talked to neighbors, and connected with current and former actors and previous Board members asking for referrals and letters of interest. The Board received four letters of interest, from Jared Jensen, Becky Snarr, Melanie Rollins, and Spencer Rollins. On September 11, 2013, the Board reviewed these letters and asked questions of the interested volunteers. Jamie Murray proposed lightening everyone's responsibilities and ensuring compliance with the Public and Open Meetings law by increasing the number of Board members and accepting all four volunteers as nominees for appointment to the Syracuse City Arts Council along with all those currently serving on the Board. Jamie Murray subsequently made that a motion, and all voted in favor. During this same meeting, the Board also elected Jamie Murray as the new Syracuse City Arts Council Chair.

An additional staff memo explained eight members of the Arts Council are being appointed at this time and the term expiration dates of each member are included in the proposed resolution. Syracuse City Code Title Three provides a process for appointing members of the Arts Council as follows:

3.09.020(A) The Board shall consist of not less than six (6) voting members, including a member of the Recreation Department staff assigned by the Department Director to oversee the Syracuse City Arts Council activities. The Mayor shall appoint the remaining five (5) members with the advice and consent of the City Council. The Mayor may appoint additional members to the Syracuse City Arts Council as voting at-large members with the advice and consent of the City Council. All members of the Board must live within the Syracuse City limits. The Mayor may appoint non-voting, ex-officio members with the advice and consent of the City Council. Each Board member should demonstrate interest, competence, and knowledge in the operation and functions of the Syracuse City Arts Council.

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. (If Ordinance 13-16 is adopted)**

Acting City Manager Marshall reviewed the packet documentation regarding the item.

[8:27:18 PM](#)

COUNCILMEMBER SHINGLETON MADE A MOTION TO ADOPT PROPOSED RESOLUTION 13-25 MAKING APPOINTMENTS TO THE SYRACUSE ARTS COUNCIL. COUNCILMEMBER PETERSON SECONDED THE MOTION.

[8:27:34 PM](#)

Council and staff discussion regarding the motion ensued.

[8:27:40 PM](#)

Mayor Nagle stated there has been a motion and second to table the proposed resolution and she called for a vote. ALL VOTED IN FAVOR.

[8:27:51 PM](#)

6. Proposed Ordinance 13-15 amending various sections of Title Eight and Title Ten of the Syracuse City Municipal Code pertaining to land use.

A memo from the Community Development Department explained the Planning Commission has been reviewing the Cluster Subdivision Ordinance for the past few months in order to clarify open space requirements, provide further clarification on minimum lot standards, and refine the requirements for density bonus.

Staff has identified various minor code changes to Title VIII and Title X in the administration of the code that will alleviate confusion, provide clarification and streamline processes.

The Planning Commission held a public hearing on the proposed amendments on September 17, 2013. At a public meeting that same night the Planning Commission recommended to the City Council the adoption of the proposed amendments.

Summary of Amendments

Section 8.02.020 Provides for the City Engineer to approve installation of infrastructure prior to recording final plat, changes inspection from Building Official to City Engineer.

Section 8.04.010 Specifies number of copies to be provided

Section 8.05.010 Specifies number of copies to be provided

Section 8.06.030 Specifies number of copies to be provided, clarifies the procedure to record final plat to conform with current procedures, specify when a final plat approval expires

Section 10.02.040 Define cluster subdivision-currently 5 acres in Chapter 2 and 10 acres in Chapter 16

Section 10.04.090(D)1 Add provision for landscape architect signature Table 1, Chapter 4 Change public hearing notice to 10 days for plat amendments, consistent with other public hearing notice requirements

Section 10.06.060 Clarify maximum height of fences in front setback, current language is subjective and unenforceable.

Section 10.08.030 All the Planning Commission to permit parking in front of a building in Multi-family, Industrial, or Commercial uses.

Chapter 9 Change heading to reflect chapter content

Section 10.16.020(C) Correct grammar error

Section 10.16.020(E) Add minimum lot standards for single family lots

Section 10.16.020(G) Clarify where measurement is taken

Section 10.16.020(H) Specify open space shall be provided for all residents of subdivision

Section 10.16.020(I) Specify that HOA be professionally managed

Section 10.16.040 Clarify required and optional elements to qualify for bonus density, remove inconsistent language, add optional moderate income housing bonus.

Section 10.16.070(A) Remove the word "generally"

Section 10.16.070(E) Add professionally managed HOA

Section 10.16.070(F) Require developer to fund HOA for 3 years and pay dues for lots when owning less than 40% of the lots

Section 10.25.020 Require sensitive lands documents with application for preliminary plat

Section 10.26.080 Allow a reduction in cell tower setback, provided an equivalent fall zone easement is obtained from adjacent property

[8:28:01 PM](#)

Ms. Christensen reviewed her staff memo.

Council discussion regarding the proposed ordinance ensued.

[8:28:26 PM](#)

COUNCILMEMBER SHINGLETON MADE A MOTION TO ADOPT PROPOSED ORDINANCE 13-15 AMENDING VARIOUS SECTIONS OF TITLES EIGHT AND TEN OF THE CITY CODE PERTAINING TO LAND USE WITH THE AMENDMENTS REFERENCED BY COMMUNITY DEVELOPMENT DIRECTOR CHRISTENSEN. COUNCILMEMBER DUNCAN SECONDED THE MOTION.

[8:29:45 PM](#)

Council discussion of the motion ensued.

[8:31:28 PM](#)

Mayor Nagle stated there has been a motion and second to table the proposed ordinance and she called for a vote. ALL VOTED IN FAVOR. Councilmember Peterson was not present when this vote was taken.

[8:31:36 PM](#)

At 8:31 p.m. COUNCILMEMBER PETERSON MADE A MOTION TO ADJOURN. COUNCILMEMBER JOHNSON SECONDED THE MOTION; ALL VOTED IN FAVOR.

Jamie Nagle
Mayor

Cassie Z. Brown, CMC
City Recorder

Date approved: November 12, 2013