

**MINUTES OF LAYTON CITY
COUNCIL WORK MEETING**

JUNE 20, 2019; 5:43 P.M.

**MAYOR AND COUNCILMEMBERS
PRESENT:**

MAYOR PRO TEM JOYCE BROWN, SCOTT CARTER, BRUCE DAVIS, TOM DAY, AND JOY PETRO

EXCUSED:

MAYOR SCOTT FREITAG

STAFF PRESENT:

ALEX JENSEN, STEVE GARSIDE, TERRY COBURN, TYLER WEBSTER, STEVE JACKSON, ALAN MCKEAN, TRACY PROBERT, CHAD WILKINSON, LON CROWELL, KEVIN WARD, DOUG BITTON, AND KIM READ

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

Mayor Pro Tem Brown opened the meeting and turned the time over to Staff.

AGENDA:

MAYOR'S REPORT

Mayor Pro Tem Brown mentioned the Hometown Hero nominations were due tomorrow. She reported nine applications had been received thus far. She indicated she scheduled appointments for Tuesday, June 25, 2019 and invited the Councilmembers to participate. She stated a decision would need to be made as to who would be designated as the Grand Marshal of the parade.

PRESENTATION – 2019 FIREWORKS RESTRICTIONS

Kevin Ward, Fire Chief, distributed a handout which reflected the 2019 Fireworks sales and discharge dates identified by the Utah State Fire Marshal and indicated they were the same as last year and reviewed it with the Council. He stated this information was published on the State Fire Marshal's website and indicated it was also included on the City's website. Doug Bitton, Fire Marshal, shared a presentation with the Council illustrating how the interactive map could be used by a resident.

Chief Ward estimated it could be a significant fire season at the lower elevations because of the amount of rain received during the spring months had resulted in a large crop of weeds; however, the upper elevations would experience a light year.

Chief Ward requested the Council's approval in keeping the same restrictions specific to aeriels and banning all fireworks east of Highway 89. He informed the Council how department personnel would be on duty to enforce the firework regulations. He announced residents living within the restricted area would be allowed to discharge fireworks at Andy Adams and Sandridge Parks during designated hours and dates and stated fire department personnel would also be in the parks during discharge hours.

Mr. Bitton indicated a physical map, as well as a URL code which can be scanned, would also be available at all fireworks stands. He mentioned a link would also provide information regarding the City's prohibition against sky lanterns within the City.

Councilmember Day reminded the Council of comments shared during a previous Citizen Comment period in which a resident requested the designated parks for fireworks discharge rotate from year to year. Chief Ward responded that issue had been discussed by Fire Department Staff; however, these were two

popular parks and he believed Andy Adams Park was the prime location. He stated concern had been expressed about possible discharge of illegal fireworks and indicated Staff would be onsite to monitor that possibility. He pointed out there were some aerial fireworks which could legally be discharged.

Councilmember Day clarified the firework display in Ellison Park a few weeks ago was allowed due to a private permit and Chief Ward responded in the affirmative and mentioned the City hadn't received any complaints. He added the event was sponsored by one of the vendors that sold fireworks within the City. Alex Jensen, City Manager, indicated the issue would be discussed during a future meeting and stated Parks and Recreation was completing some research. He reported there were significant issues experienced during this past event which the City might need to address.

Mayor Pro Tem Brown pointed out Andy Adams and Sandridge Parks were located close to the areas in which the fire restrictions were applicable and believed those residents wouldn't want to drive a significant distance for the purpose of discharging fireworks and suggested the proximity contributed to the success of the controlled environment.

Chief Ward reported the Fourth of July fireworks would be a fantastic show and a discussion took place regarding the cost of the fireworks.

AMEND THE ADOPTED BUDGET FOR FISCAL YEAR 2018-2019 – ORDINANCE 19-19

Tracy Probert, Finance Director, provided a summary of the budget amendments with the Council and reviewed the following:

- Vietnam Wall completion
- Pavilion demolition by the wall
- Salt and sand
- Interchange sign lighting
- Museum waterline
- Shop insurance claim
- Police and Fire special services
- Donations for Vietnam Wall
- Unanticipated Grant revenue
- CDBG Homebuyer Assistance Program
- Grant revenue for Davis Metro
- Capital Projects including: Vietnam Wall, Midtown Crossing, and interchange signs
- Oak Hills Trail Project
- Development fees for street lights, and water meters
- Increases in Enterprise Funds
- Grant and wildland fire reimbursements

He asked if there were any questions and stated Staff was recommending approval. There were no questions from the Council.

ADOPT THE TENTATIVE BUDGET, PROPOSED PROPERTY TAX RATE AND COMPENSATION SCHEDULE FOR ELECTED, STATUTORY AND APPOINTED OFFICERS FOR FISCAL YEAR 2019-2020 AND SET A PUBLIC HEARING DATE FOR THE PROPOSED PROPERTY TAX RATE INCREASE AND TO SET A DATE FOR THE ADOPTION OF THE FINAL BUDGET FOR FISCAL YEAR 2019-2020 – ORDINANCE 19-20

Mr. Probert reviewed the items included in the agenda item and pointed out the Council would be setting a public hearing for the proposed property tax increase for August 8, 2019, at 7:00 p.m. and setting a public hearing for the adoption of the final budget for August 15, 2019, at 7:00 p.m. He informed the Council a public open house would be scheduled at Station 51 on Wednesday, July 31, 2019, from 6:00-8:00 p.m. He identified the following changes since the tentative budget was approved in May.

- Construction of a fourth Fire Station
- Proposed property tax increase
- Department of Defense Joint Land Use Grant
- Victim Services Grant

He stated the proposed property tax rate of .001780 represented a 25% increase above the Certified Tax Rate provided by Davis County and the Utah State Tax Commission.

Mayor Pro Tem Brown stated the public hearing dates needed to be included in the motion.

Mayor Pro Tem Brown requested clarification if she should vote on items during the City Council meeting and Steve Garside, Assistant City Attorney, responded she would not need to vote since she was acting as the Mayor.

PRESENTATION – REVIEW OF THE LOCAL TECHNICAL ASSISTANCE PROGRAM (LTAP) ROAD STUDY

Mr. Jensen stated as part of Utah State University's engineering program, it offers, as a service to communities, a complete LTAP program, providing road analysis to identify and evaluate condition of City streets and roads and make recommendations to extend the life of the roads. He indicated the highlights of the Study would be shared with the Council.

Steve Jackson, City Engineer, introduced Alan McKean, Assistant City Engineer, Tyler Webster, Street Supervisor, and shared a visual illustration. He explained the term TAMS (Traffic Asset Management Software) and as part of the Pavement Management System, a complete GIS based inventory was provided and an analysis of maintenance programs and recommended preservation treatments to maximize the RSL (Remaining Service Life). He explained the rating levels of RSL which indicated the service life of the pavements of City roads and shared some illustrations to help identify the classifications with the Council. He pointed the appearance of the road surface didn't necessarily mean it was in poor condition. The RSL was based on the structural integrity of the road and added a responsible maintenance program would implement strategies that would contribute to the service life of the roadway consisting of preventative and rehabilitation treatments to delay the reconstruction as long as possible.

Councilmember Petro inquired about the classification of West Gentile Street and Mr. Jackson responded the City had experienced some issues with the road and a discussion followed. He summarized the underlying roadway was still in good condition even though it was experiencing some issues. Councilmember Petro indicated the railroad crossing was worse now than before improvements had been completed by UDOT and the Railroad. Mr. Jackson reported Mr. McKean had worked extensively with the railroad regarding the crossings and informed the Council of the difficulty with recognizing satisfaction.

Mr. Jackson continued to review the average RSL of City roads and explained how the preventative and rehabilitation treatments could extend the life of the roads. He emphasized the structural integrity of the roads could be intact even though the road might not look nice. He explained the difference between preventative maintenance and rehabilitation treatments. He also identified the costs associated with each of the treatment types of preventative maintenance and rehabilitation compared to reconstruction. He also explained the different mechanisms used to measure structural integrity of roads.

Mr. Jackson reviewed the causes of pavement distress which compromise the integrity of the road with the Council and a discussion took place regarding utility cuts. He stated utility cuts could shorten the life of the road by approximately eight years and reported the City prohibited street cuts for the first three years and required street cut permits with an assessed fee after that time and a discussion followed. He also reviewed the process used to determine the distress of the pavement.

Councilmember Carter asked if the City's older streets identified to be near failure status had been

“cored” to identify any subsurface issues and Mr. Jackson responded that hadn’t been completed with this study and a discussion took place. Councilmember Petro asked about the lifespan comparison between concrete and asphalt and Mr. Jackson responded concrete roads had a longer life and added UDOT used concrete because most of those roads were in areas in which they wouldn’t be cut and stated concrete wasn’t a long term solution to municipalities.

He reviewed the distresses identified in the Study with the Council and expressed concern it reflected 42% of the asphalt was distressed on City roads and were classified as “fatigued” and a discussion followed regarding surface water and its effect on asphalt. He reported no distress had been identified on 11% of City roads. He stated the Study reflected the City received an “average” rating for its roads which suggested the City was in a good position.

He shared information specific to preservation strategies and recommended treatments proposed for City roads with the Council pointing out the following:

- Pavement costs have increased significantly over the last ten years
- Revenue received from B & C Road funds was only a fraction of what was needed to preserve roads and shared some strategies used by other municipalities
- Cities are experiencing difficulty in keeping pace with cost effective pavement preservation
- Identify other road funding sources or allow lower function roads to deteriorate

Councilmember Davis asked how the hybrid and electric vehicles were impacting the B & C Road fund. Mr. Jackson indicated UDOT was proposing to implement a “cost by the mile” program for these types of vehicles. He also stated some cities had implemented a Road Utility Fee; however, that was being legally challenged.

He summarized the Report reflected the City had adequately maintained its roads which indicated the following:

- The City’s average RSL was 11
- .32% of terminal serviceability, which meant the City had .32% of City roads were at zero
- Estimated the City’s RSL would drop to 9.19 by 2023
- That same year the City would experience an increase in “road failure” of 2.68% if the City continued to spend recommended funding of \$2.4 million

He informed the Council these statistics were concerning to him specifically the terminal serviceability as well as decreasing from an average rating of 11 to nine, which was below the City’s goal of remaining at a level of 10.

He shared a chart identifying the average remaining service life vs. budget options and a discussion took place regarding costs associated with recent road projects and others identified to be completed in the future. Mr. Jackson pointed out the graph included information specific to bonding and recommended the City identify other sources for road projects. Mr. Jensen pointed out the Council had appropriated additional funding in the proposed budget, which was on the agenda later tonight, and pointed out this would allow additional road projects to be funded. He suggested future discussions would be needed to address these concerns in coming years. He also pointed out how increasing the appropriation for initial maintenance early on would significantly impact the longevity of the road.

The meeting adjourned at 6:55 p.m.

Kimberly S Read, City Recorder