

**MINUTES OF LAYTON CITY
COUNCIL WORK MEETING**

FEBRUARY 3, 2022; 5:33 P.M.

**MAYOR AND COUNCILMEMBERS
PRESENT:**

**MAYOR JOY PETRO, ZACH BLOXHAM, CLINT
MORRIS, TYSON ROBERTS, BETTINA SMITH
EDMONDSON, AND DAVE THOMAS**

STAFF PRESENT:

**ALEX JENSEN, GARY CRANE, TERRY COBURN,
STEPHEN JACKSON, CHAD WILKINSON, DAVID
PRICE, ED FRAZIER, AND KIM READ**

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

Mayor Petro opened the meeting.

AGENDA:

COUNCILMEMBER REPORT

Councilmember Smith Edmondson reported she and Councilmember Roberts had participated in the CTC (Communities That Care) assessment meeting and indicated the committee was identifying which programs and resources would be beneficial to the Program, as there were many available programs and services which could support the youth in conjunction with CTC. She reported she had met with Alysa Stuart to identify the roles of the Councilmembers and explained what that would look like and what their respective roles would be. She requested the Council identify a time to meet with Ms. Stuart and a discussion followed. She invited the Council to participate in an all-day Board Meeting scheduled for Friday, February 25. She announced the proposed kick-off event was being planned for a day in March at the SeaQuest Aquarium and mentioned this event would be discussed further at the Board Meeting.

Councilmember Thomas mentioned the Valentine's Dance, was planned for Friday, February 11, 7:00-9:30 p.m. at Central Davis Jr. High.

Councilmember Roberts announced the Miracle of Agriculture Foundation's 'Share The Love' event was scheduled to take place at Weber State's Davis Campus on Monday, February 14, from 2:00-5:00 p.m. He mentioned volunteers were needed to help assemble boxes/bags for distribution to military members and their families. He inquired if the City would be willing to provide a fork-lift or front loader with forks, as well as 10-12 banquet length tables. Councilmember Morris indicated he could arrange for the tables to be delivered from Lifetime Products.

Councilmember Bloxham informed the Council of a bill regarding railroad crossing improvements and shared a brief history. He stated he had previously provided some testimony on behalf of the City and reported it had passed out of committee. He expressed his opinion it would be beneficial to the City, if approved by the Legislature. He mentioned the legislative meetings with the ULCT (Utah League of Cities and Towns) during which proposed bills were discussed. He indicated many of the discussed bills had not yet been drafted and made public.

Councilmember Morris mentioned the RAMP (Recreation, Arts, Museum, and Parks) Commission met on Monday, January 24, 2022, to begin reviewing grant submissions. He reported he also participated with the Steering Committee for the Active Transportation Plan and indicated the City was moving forward and was almost ready to survey the public regarding the Plan.

Mayor Petro reviewed the process associated with the Active Transportation Plan and expressed her confidence with it as a similar process was used previously when the General Plan was adopted. She mentioned the Davis Chamber of Commerce was also having difficulty tracking bills and informed the Council of the road use tax bill currently being discussed by the Legislature.

COUNCILMEMBER TRAINING

Mayor Petro announced the Councilmember Training agenda item would be addressed later in the meeting.

APPROVE LAYTON CITY'S DONATION AND SALE OF IDENTIFIED PROPERTIES TO THE UTAH DEPARTMENT OF TRANSPORTATION FOR THE CONSTRUCTION OF THE HIGHWAY 89

Stephen Jackson, City Engineer, explained approval of the resolution would authorize the donation of several parcels, and sale of one piece of property in conjunction with the Highway 89 construction project. He emphasized there were a total of 17 total properties and shared a visual illustration identifying the respective locations and directed the Council to the specific parcel, south of Oak Hills Drive, proposed to be sold to UDOT (Utah Department of Transportation) for the purpose of an interchange for off/on-ramp. He explained the remaining 16 properties were existing road public right-of-ways. He oriented the Council with the parcel locations and informed the Council the sale price for the property. He indicated once the project was fully completed the frontage roads would be returned to the City for future ownership and maintenance. Terry Coburn, Public Works Director, pointed out ownership of the roads was advantageous to the City for access in the event of broken water lines.

Mr. Jackson asked if there were any questions and Councilmember Bloxham clarified the parcels wouldn't be sold to other entities by UDOT for other uses and Mr. Jackson responded the transaction wouldn't change the current use of the parcels because they were already being used as part of the roadways.

Mayor Petro believed it made sense for UDOT to purchase the small remnant portion of an original larger parcel needed for the road. Alex Jensen, City Manager, pointed out the City had traded a larger parcel for the fire station property and this remnant was a result of that transaction.

Mayor Petro also expressed appreciation to the Public Works Department for its quick response in addressing a water situation within the City.

PHOTOGRAPHY IN OPEN SPACES

David Price, Parks and Recreation Director, announced he was prepared to continue the discussion associated with photography at the Welker Trailhead. He reported it had been suggested to implement restrictions as a policy instead of adopting an ordinance. He believed much of the same language could be transferred to a City Policy and suggested the most notable difference would be in how it was presented to the public.

He reviewed the proposed policy pointing out the following:

- The open spaces would be clearly defined
- Applicable regulations would also be identified
- Restoration Area definition and indicated this could also be included in the ordinance language if the Council directed Staff to proceed in that manner. Alex Jensen, City Manager, informed the Council, the City already had the right to prohibit access if it deemed restoration practices were needed to preserve a specific area.

Mr. Price expressed his opinion the approach was similar to an ordinance. Mr. Jensen requested Mr. Price review the proposed policy and a discussion followed. Councilmember Smith Edmondson believed the identified issue was damage to open spaces and suggested the policy or ordinance should address that issue as opposed to photography for commercial purposes. Mr. Jensen responded commercial photography had been identified because that use was the predominant source of the negative impact to the area. He suggested language tightly regulating those uses would need to be included because these were responsible for creating the damage to the environment and the negative impact to the adjacent neighborhood.

Mr. Price pointed out the City had the ability to currently restrict access to the meadow at the trailhead; however, the City also wanted to encourage appropriate exploration of these natural areas. He clarified Staff wanted to limit certain activities while still allowing the public to enjoy these public spaces and a discussion followed. Mr. Price emphasized the permits would be applicable to a very narrow segment of the public which desired to use this specific area and a discussion regarding preservation of natural habitat and the original intent of open spaces followed.

Councilmember Morris expressed his concern with banning any type of use and expressed agreement with Councilmember Smith Edmondson's comments. He suggested those things already implemented by the City demonstrated to the public the City's interest in protecting and remediating the environment. He proposed taking a wait and see approach to identify the need to implement a policy moving forward. Councilmember Thomas pointed out the problem wasn't specific to damaging the native area and suggested the number of people visiting the area also required implementation of some policy or ordinance. He believed if that wasn't addressed the problem would migrate to another scenic location within the City. Councilmember Bloxham expressed agreement with Councilmember Thomas' comments that the City needed to address the commercial photography.

Mr. Price emphasized similar policies were already being implemented in the Parks and Recreation Department and suggested Staff considered them a tool in regulating activity and should not be considered as a way to eliminate any type of use. He indicated the policy and permitting process would allow families to visit the area for the purpose of taking photos. A discussion took place regarding the application process.

Councilmember Roberts inquired whether departments within the City had the authority to implement policies without specific direction of the Council. Mr. Price responded Parks and Recreation had policies which provided direction with how the department offered services to residents and a discussion followed. Councilmember Morris expressed concern a policy was being implemented citywide based on one specific circumstance or issue in a specific area and requested further clarification regarding the permitting and use process. Mr. Price emphasized the key point to the discussion should be the care and capacity for this area and suggested it could be determined by Staff's expertise and experience. He also reviewed a draft of the permit application and proposed process and the discussion specific to regulating use continued.

Mr. Price expressed his opinion implementing a policy offered more tools to Staff in managing the area eventually allowing everyone to use the meadow. Councilmember Roberts suggested using the term 'organized' as opposed to 'formal' in referencing photography. Mr. Jensen reported Staff would continue refining the permit and proposed policy to present to the Council during a future meeting. Councilmember Smith Edmondson requested Staff also address expansion of the parking lot the next time the issue was discussed.

CLOSED MEETING TO DISCUSS PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY, INCLUDING ANY FORM OF A WATER RIGHT OR WATER SHARES

CLOSED MEETING:

MOTION: Councilmember Roberts moved to adjourn the work meeting and convene in a closed meeting at 6:35 p.m. to discuss the Purchase, Exchange, or Lease of Real Property, Including Any Form of a Water Right or Water Shares. Councilmember Bloxham seconded the motion, which passed unanimously.

MOTION: Councilmember Thomas moved to open the meeting at 7:09 p.m. Councilmember Smith Edmondson seconded the motion, which passed unanimously.

COUNCILMEMBER TRAINING

No Councilmember Training was presented.

MAYOR'S REPORT

No Mayor's report was shared.

The meeting adjourned at 7:09 p.m.

Kimberly S Read, City Recorder

SWORN STATEMENT

The undersigned hereby swears and affirms, pursuant to Section 52-4-205(1) of the Utah Code Annotated, that the sole purpose for the closed meeting of the Layton City Council on the **3rd day of February, 2022**, was to discuss the Purchase, Exchange, or Lease of Real Property, Including any Form of a Water Right or Water Shares.

Dated this 7th day of April, 2022.

ATTEST:

JOY PETRO, Mayor

KIMBERLY S READ, City Recorder