

**MINUTES OF LAYTON CITY
COUNCIL WORK MEETING**

MARCH 3, 2022; 5:32 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, DAVID PRICE, CHAD WILKINSON, TERRY COBURN, BRANDON RYPIEN, STEPHEN JACKSON, LON CROWELL, ED FRAZIER, AND TORI CAMPBELL

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

Mayor Petro opened the meeting and turned time over to Staff.

AGENDA:

COUNCIL MEMBER REPORT

Councilmember Thomas welcomed Everest Stratton, Youth Council Mayor, and mentioned a member from the Youth Council would be attending future Work Meetings. Mayor Petro also welcomed Youth Council Mayor Stratton and requested Staff introduce themselves.

Councilmember Smith Edmondson informed the Council officers had been selected during the Communities That Care (CTC) meeting on Friday, February 25, 2022. She indicated that meeting was an all-day event and shared some of what had taken place. She pointed out the importance of recognizing youth within the community not only for achievements for which they excel, but also learning or attempting something new. She also mentioned some presentations had been shared from entities interested in partnering to implement the CTC Program within the City. Mayor Petro expressed her opinion the meeting had been worthwhile and complimented Alysa Stuart, Prevention Coalition Coordinator with CTC, and Karlene Kidman, Layton City Youth Court Advisor, and Rosa Garcia, Diversity Coordinator at Davis Behavioral Health, for their leadership during the event.

Councilmember Thomas also mentioned he had attended a meeting regarding zoning and land use presented by Craig Call, Utah Land Use Institute. He expressed his opinion the presented information was a good refresher and believed it reinforced the City's practices were compliant to statutory guidelines. Mayor Petro indicated she had also attended and believed it was worthwhile.

Councilmember Bloxham reported he and Councilmember Morris had been attending the Legislative Session and mentioned HB85, the eminent domain amendment, prohibiting cities from utilizing eminent domain for the purpose of park development. He believed feedback from municipalities to the elected representatives had been effective. He also mentioned the bill requiring the metering of secondary water and indicated funding was available to help with those costs. He inquired if the ARPA (American Rescue Plan Act) funding received by the City was still unreportable if an entity received less than a certain amount.

Councilmember Thomas requested clarification whether the ARPA funding could be used for water infrastructure and/or metering and Stephen Jackson, City Engineer, explained how the ARPA funding could be appropriated for metering of water.

Gary Crane, City Attorney, mentioned the Legislature would be making decisions on bills right up to midnight and mentioned he would continue addressing issues right up until the end of the Session. Councilmember Roberts asked Mr. Crane if he believed the bill regarding land use would pass and he responded in the affirmative. He expressed appreciation to the Council for its assistance regarding the defeat of the eminent domain bill.

Councilmember Bloxham expressed appreciation to Mr. Crane for his extensive hard work at the Capital during the Legislative session.

Councilmember Morris mentioned the RAMP (Recreation, Arts, Museum, and Parks) Commission had met on Monday, February 28, 2022, and expressed his confidence with its job in making recommendations for grant funding submissions. He reported the recommendations had been forwarded to David Price, Parks and Recreation Director, which would then be brought before the Council for approval.

Councilmember Roberts reported on the Parks and Recreation Commission and mentioned the Active Transportation open house scheduled for next week.

Councilmember Thomas stated the Youth Council had requested JoEllen Grandy, Parks Planner, attend one of its meetings to explain the Active Transportation Plan, the process to submit public comment, and the role of the Youth Council regarding the Plan.

Mayor Petro challenged Youth Council Mayor Everett to encourage the Youth Council to submit comment specific to the Active Transportation Plan and believed the opinion from that demographic would be beneficial to the Plan.

COUNCIL MEMBER TRAINING

Mr. Crane presented a training to the Council on ‘Takings’; paying land owners the fair market value of the property specific to its designated zone. He identified the three different takings:

- Physical Taking
- Regulatory Taking
- Temporary Taking

He shared some scenarios and examples and emphasized the importance of following its ordinance.

PHOTOGRAPHY IN OPEN SPACES

Mr. Price reminded the Council it had given Staff direction to draft a policy to assist with photography in open spaces. He informed the Council, Staff had identified some alternatives for consideration and expressed his opinion implementation of a policy would be the best way to move forward in managing the property. He shared the draft policy pointing out the following and a discussion of the Council ensued:

- The trail systems were removed from the list of applicable properties
- Provided a definition for City Open Space (COS)
- Identified regulations
- Defined restrictions for commercial activities, including photography sessions
- Explained the permitting process
- Inclement weather clause specific to the issuance of a permit

Mr. Price informed the Council, Staff had continued to move forward with the physical changes previously discussed for the Welker Trailhead area and reported fencing on both sides of the entry road had been extended, a gate had been installed, including a bollard at the handicapped ramp.

Councilmember Smith Edmondson shared a personal example and inquired whether a permit would have been required under this policy for photography. Mr. Price explained the intent of the draft policy, read a

portion of it, and identified factors which should be considered in determining whether a permit would be required and a discussion followed. Mr. Price reiterated the number of individuals in the group and the time associated of being in one area was the specific activity causing damage to the meadows or foliage in specific areas of open spaces within the City. He emphasized there were some beautiful areas within City parks where photography was encouraged because they were designed to accommodate for mass usage.

Councilmember Morris inquired how the City intended to make the public aware of the policy and how it would be enforced. Mr. Price responded signage would identify restrictions and information regarding the permit, and additionally identify locations where photography was allowed without a permit and the discussion continued. The Council suggested also providing a telephone number and/or displaying a QR (quick response) Code providing additional information. Mr. Price added the applicant would receive a tangible permit and would be required to have it in possession to show Staff, police, or residents and the Council continued to discuss the issue. Mr. Price requested direction from the Council whether Staff could implement the proposed policy and begin replanting vegetation. The Council believed the proposed policy, as opposed to adoption of an ordinance, was the best way to regulate the use at this time, recognizing it was a working document.

MAYOR'S REPORT

No Mayor's report was shared.

CLOSED MEETING:

MOTION: Councilmember Roberts moved to adjourn the meeting and convene in a closed meeting at 6:26 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 Smith Edmondson moved to open the meeting at 7:06 p.m. Councilmember Thomas seconded the motion, which passed unanimously.

The meeting adjourned at 7:06 p.m.

Tori Campbell, Deputy City Recorder