MINUTES OF LAYTON CITY COUNCIL WORK MEETING **JANUARY 16, 2025; 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, CLINT DRAKE, JADYN APPLONIE, WESTON APPLONIE, LON CROWELL, 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:

MAYOR'S REPORT

Mayor Petro informed the Council NDSD (North Davis Sewer District) was seriously considering a rate increase and requested direction and input from the Council. She explained the proposal would be similar to its previous rate increase which was implemented incrementally over three years. She reported the increase at that time was $3.00 and $2.50 had been discussed for this increase to also be implemented over a three-year time period. She stated the next board meeting was scheduled for February 13, 2025, and again solicited input from the Council.

She mentioned Wasatch Integrated Waste Management District (WIWMD) hadn't met this year; however, a meeting would be forthcoming. She announced Nathan Rich, Executive Director, had announced his retirement and provided a five-month notice to the Board.

It was reported during the COG (Council of Government) Meeting the original Homeless Task Force was considered functional by the State of Utah and participating COG members believed the legislature would be making some changes during the upcoming legislative session. She provided an update on the Code Blue warming shelter and reported the most individuals served on any one evening was seven and explained how the volunteers operated the shelter. A discussion followed.

COUNCILMEMBER'S REPORTS

Councilmember Smith Edmondson announced the Communities that Care (CTC) retreat was scheduled for Thursday, January 23, 2025, from 12:00-4:00 PM. She invited the Council to attend and mentioned they would have the opportunity to participate in workshops. She added she would verify the location and send an email.

Councilmember Morris informed the Council the RAMP (Recreation, Arts, Museum, and Parks) Commission had met on Monday, January 13, 2025 and announced approximately 46 projects had been submitted and requested funding of approximately $2.3 million. He reported there was approximately $2 million dollars available.

Councilmember Roberts informed the Council Josie Newbold, Museum Curator, reported the Layton Heritage Museum had significantly surpassed visits from the previous year. He briefly mentioned the new program geared toward pre-schoolers and stated he would provide more details during the City Council Meeting.

Mayor Petro inquired about the Jigsaw Puzzle Tournament which took place on Friday, January 10, 2025. Councilmember Roberts responded there was room for 27 groups and 24 had signed up. He mentioned the Parks and Recreation Commission had met last week.

DISCUSSION REGARDING PROPOSED AMENDMENTS TO LAYTON CITY MUNICIPAL CODE REGARDING PERMANENT COSMETICS

Weston Applonie, City Planner, explained his presentation would explain the process at the request of the Council and reported Staff had continued to clarify a code regarding permanent cosmetics for the Council to review. He indicated the definitions of permanent cosmetics and tattoos had been separated in the proposed City Code and would be included in the Table of Land Uses, and would identify the various zones for each use. He shared a visual presentation which identified the different services provided by permanent cosmetics/makeup and reviewed some of those. He stated definitions were determined and based upon the number of visits required for services as well as the intention for the services; whether to create body art or a place to receive cosmetic services, similar to skin care, hair care, or nails on a regular basis.

He reviewed the language specific to uses within the PB (Professional Business) zone and explained why this particular land use was suitable for residential neighborhoods. He also reviewed the type of services provided at a tattoo establishment and explained why the C-H (Planned Commercial Highway) zone would be more suitable for this use. He expressed his opinion the City's definition and land use table was working. He also mentioned most tattoo establishments desired to be located on these highly traveled roads and corridors.

He reported Staff brought the proposed changes to the Planning Commission and it provided its own recommendation to the Council: that the Council not adopt the separate definitions and instead adopt a definition for body art which combined permanent cosmetics and tattooing, and also not allow body art within the PB zone. He explained Staff's perspective was that the proposed land uses functioned and operated separately, and had been doing so successfully for some time.

Staff was responding to the Council's request in bringing forth the proposed text amendment and was now seeking direction from the Council. A discussion followed.

Councilmember Bloxham clarified the Planning Commission's recommendation would be to make a change with what was allowed in the PB zone. Mr. Applonie responded in the affirmative and added this would create several non-conforming uses.

Councilmember Morris reported he had read the minutes and believed Staff's proposal had defined and separated the uses.

Councilmember Roberts clarified there were four tattoo establishments operating within the City and Mr. Applonie responded in the affirmative. Councilmember Roberts inquired how many salons/cosmetology facilities were offering permanent makeup services and Mr. Applonie responded the City didn't specifically track that information. He believed there were dozens; however, he pointed out there could be 15 individual operators leasing booth space in one particular establishment.

Councilmember Smith Edmondson expressed her opinion combining them would further perpetuate confusion and believed the proposed separation in the definitions provided clarity and was what the Council had requested.

A discussion took place regarding the Planning Commission's possible perspective resulting in its recommendation to the Council. The Council expressed appreciation to Staff with the proposed changes and directed Staff to proceed with bringing the proposal to the City Council for approval during a future meeting.

RENEWAL OF A FRANCHISE AGREEMENT BETWEEN LAYTON CITY AND PACIFICORP, DBA ROCKY MOUNTAIN POWER – RESOLUTION 25-02

Jadyn Applonie, Deputy City Attorney, informed the Council, Rocky Mountain Power/PacifiCorp had requested renewal of its franchise agreement with Layton City. She briefly reviewed the following highlights:

- Access to City's Right-of-ways
- Addresses relocation when necessary
- Allows City to inspect Rocky Mountain Power's facilities and would repair damage to any landscaping
- City had right to use poles
- Addresses how the Agreement could be terminated
- Provides for indemnification
- Allows City to require removal of abandoned facilities
- Articulates remedies in potential breach of Agreement
- Section 1.1 Articulates the term of the Agreement

The identified term of the Agreement had always been five years since 1995. Rocky Mountain Power was requesting a term of 10 years, if approved by the Council and a discussion followed. A discussion followed.

OPEN AND PUBLIC MEETING ACT TRAINING

Clint Drake, City Attorney, shared a presentation regarding Open and Public Meetings Act with the Council. He emphasized the importance of taking their actions openly and conduct deliberations openly. He reviewed the circumstances in which a closed meeting could take place and the process to close a meeting. He also identified what was prohibited in a closed meeting. He briefly reviewed noticing requirements for a meeting. A discussion took place specific to 'Unfinished Business', the last item on City Council Agendas. He briefly reviewed emergency meetings, meeting records, and written minutes.

CONFLICT OF INTEREST TRAINING

Mr. Drake reviewed the Ethics Act with the Council and informed the Council each member would now be required to fill out and submit a Conflict of Interest Statement for placement on the City's website and briefly reviewed the disclosure requirements. He identified the crimes identified in the Municipal Officers' and Employees' Ethics Act. He also reviewed new requirements associated with the disclosure statement as a result of recent legislation.

SEXUAL HARASSMENT TRAINING

Mr. Drake reviewed the City's Mission Statement, Values, and Expectations with the Council. He provided a training specific to harassment and/or sexual harassment.

He asked if there were any questions regarding any of the trainings and a discussion followed regarding a Councilmember's responsibility when participating in a closed meeting as a City representative on another Board or Agency.

PRESENTATION – MY HOMETOWN LAYTON

Mayor Petro introduced Mr. Steve Peterson, Associate Director of My Hometown for the State of Utah to the Council. Mr. Peterson shared a brief history associated with the Program. He explained the Program consisted of two factors:

1. Communication resource center
2. Days of Service

He stated the Program was tied to The Church of Jesus Christ of Latter-day Saints (LDS Church); however, the Program would be implemented by the City and they would provide assistance to the City. He mentioned several Layton residents were missionaries assigned to the Program. He explained how the Program had been implemented in Ogden City which promoted interfaith service related help. He identified participating businesses as the corporate component which had been instrumental in the success of Ogden's program. He announced Layton City had been approved by The Church of Jesus Christ of Latter-day Saints and reviewed some of those services provided. He reviewed some of the services provided within the following community areas: West Valley, Ogden, Salt Lake, Provo, and Orem. He shared a visual program and asked if there were any questions. He pointed out the Program's Vision Statement was: Listen, Love, and Lift which emphasized revitalization in inner City areas and to provide resources to allow residents to help themselves. He added it was a cooperative venture between:

- Local governments
- Churches
- Businesses/NGO's (non-governmental organization)
- Neighbors

He explained how the Community Resource Centers were beneficial to the Program. He also addressed the Days of Service component of the My Hometown Program and mentioned 5-6 days were designated in a year. He believed this financially benefitted cities and identified the City's responsibility with this component:

- Provide resources
- Guidance for projects
- Saves money on abatement
- Assume liability

A visual presentation highlighted Provo City and Mayor Kaufusi expressed how My Hometown had benefitted Provo City.

Mr. Peterson stated he would forward the presentation.

The meeting adjourned at 7:00 p.m.

____

Kimberly S Read, City Recorder