
Minutes of the **Regular Meeting** of the **Riverdale City Council** held Tuesday, **March 16, 2010** at 6:00 p.m. at the Riverdale Civic Center, 4600 South Weber River Drive.

Members Present: Bruce Burrows, Mayor
 David Gibby, Councilor
 Shelly Jenkins, Councilor
 Don Hunt, Councilor
 Norm Searle, Councilor
 Alan Arnold, Councilor

Others Present: Larry Hansen, City Administrator; Steve Brooks, City Attorney; Lynn Moulding, Public Works Director; Randy Daily, Community Development Director; Dave Hansen, Police Chief; Lynn Fortie, Business Administrator; Marilyn Banasky, City Recorder; and 11 citizens.

A. Welcome & Roll Call

Mayor Burrows called the meeting to order and welcomed all those present. He noted that all Councilmembers were present.

B. Pledge of Allegiance

Councilor Searle offered the Pledge of Allegiance. Mayor Burrows read a quote from Thomas Jefferson.

C. Moment of Silence

Mayor Burrow's quote was followed by a Moment of Silence.

D. Open Communications

Nancy Brough reported that she is the National Trail Days Chairman and that National Trails Day is held the first Saturday in June. She stated that Weber Pathways is sponsoring a celebration and she would like input from Riverdale. She reported that Ogden City has finished two major trails and that the Ogden trail now connects into Riverdale.

John Harrop reported that he lives by Golden Spike Park. He stated that he is concerned about Ritter Drive and doesn't think it is the right decision for Riverdale City. He stated that Ritter Drive used to be part of the Lincoln Highway and thinks it is wrong to make it one-way, even if it is only from 1500 West to the frontage road. He feels that they should improve the road and loves what happened to the bottom part of Ritter Drive as it now has curb and gutter and thinks that would be great to do on the upper part. He appreciates Councilor Arnold for fighting for his feelings and stated that there are a lot of people who feel the same way.

Gary Boatright, Jr. lives south of Riverdale Road and is also concerned about Ritter Drive. He stated that he appreciates those who responded to his phone calls and e-mails and that he felt like he needed to come and express his opinion and frustrations. He is frustrated with the decisions of the Council

recently as they make a decision in a public meeting and then less than a week later, they rescind it. He stated it is frustrating to see our government working like that. He feels the survey that was proposed in last Council meeting should have been done a long time ago and should be done with Ritter Drive open. He feels that doing the survey now will get skewed results. He strongly encouraged them to please open up Ritter Drive during the time the survey is open. He stated that closing the road hurts everyone in Riverdale as it is turning away people from coming to spend money. He stated that this issue has become increasingly political and common sense has been thrown out the window. He feels it is wrong that the Council has ignored what the majority in the area asking them to do.

Nick Gardner stated that he would like to see recycling in Riverdale as it is becoming more common for cities to have recycling and Riverdale doesn't. He feels that recycling saves the environment, cuts down on pollution and saves people money.

E. Presentations and Reports

1. Mayor's Report

Mayor Burrows recognized the DECA group from Bonneville High School who was selected as one of the top creative marketing projects in the State of Utah for researching the Larry H Miller Dodge dealership in Riverdale. He reported that the next phase of the Riverdale Road widening project will be funded from Chimes View Drive to Washington Boulevard and should be done by Thanksgiving.

2. Administrator's Report

a. Department Information

Larry Hansen discussed the department information.

b. Employee Recognition

The following are employees whose anniversary date falls in the month of March.

Employee	Length of Service	Department
Camille Tesch	6 years	Police
Tina Nelson	3 years	Community Services

c. Staffing Authorization Plan

Larry Hansen discussed the report.

d. Veteran's Memorial

Larry Hansen distributed a handout on the Veteran's Memorial. He reported that two weeks ago the Council approved the moving of the Veteran's Memorial to the Civic Center and that staff wants to do it right and make it something the Council will be happy with. He stated that the completion target date is Memorial Day, 2010 and in order to meet that date, he needs some consensus on how to move forward. He reported that the criteria for submission of a Veteran's name was that they live or have lived in Riverdale and served in the military. He explained that none of the submitted names have been verified to ensure that they meet the criteria. He stated that the granite tablet that the City purchased has a capacity to hold 372 names and so far 406 names have been submitted. He explained that they felt a worthy tribute to Veterans should be accurate and if staff tries to verify the names now, the memorial won't be done by Memorial Day. Mr. Hansen suggested putting up a generic, but fitting tribute to veterans. He explained that the front side of the 8' granite stone would have the insignias of the five military branches on it and words honoring past, present and future military service, while the back side would

have a quote from Bryce Gibby. He stated that if the City provides a nice setting and the 8' tall stone with a generic tribute to veterans they would like to proceed with memorializing the veterans names with pavers. He reported that 56 pavers were originally proposed and were quite expensive and that the Civic Center courtyard has roughly 800 – 900 brick pavers in each square section. He reported that engraved bricks, including shipping, cost around \$19.00 per brick and that the engraved bricks can include more information than just a name. He stated that the Council previously brought up concerns regarding the lack of community outreach and involvement and suggested having the Seniors 501 C-3 organization form an ad hoc committee to oversee donations and contributions for a tax deductible donation. He noted that forming a committee would allow anyone to be involved and provide for a process for individual names to be memorialized. He reported that the names that have already been submitted will be placed on the City's web site in a virtual museum where name can be found and could include pictures, stories, etc.

Councilor Jenkins reported that she is excited about this and feels that the ad hoc committee could come up with many ideas such as adopt a veteran. She stated that Mike Argyle has a laser engraver and could possibly help with the brick pavers. Councilor Gibby reported that he worried about missing veteran's names on the tablet and likes the flexibility this concept brings. Councilor Searle stated that he likes the concept but worried that Bryce Gibby's quote only talks about men and that he served with many fine women in the military. He wondered if the quote could be edited to be more gender neutral. Mr. Hansen stated that he could check with Bryce Gibby to see if the quote could be made more gender neutral. **Mayor Burrows asked for consensus for the generic Veteran's Memorial and putting together an ad hoc committee as presented. Consensus was reached.**

F. Consent Items

1. Approval of meeting minutes from:

February 24, 2010 City Council/Town Meeting

March 2, 2010 Work Session

March 2, 2010 Regular City Council

2. Report on Condition of the Treasury for the month ending February 28, 2010.

Lynn Fortie went over the report for the month ending February 28, 2010.

3. Approve request for Partners in Education from Bonneville High School for Graduation party Support.

Motion: Councilor Gibby moved to recess into the RDA meeting. Councilor Arnold seconded the motion.

Call the Question:

The motion passed unanimously.

The meeting recessed into the RDA meeting at 7:08 p.m.

The meeting reconvened at 7:40 p.m.

4. Approve Resolution #2010-07 appointment of Riverdale City members to the RDA Taxing Entity Committee (TEC).

Appoint Mayor Burrows and Jerry DeGroot as voting members with Larry Hansen as an alternate.

Motion: Councilor Gibby moved to approve the consent items. Councilor Hunt seconded the motion.

Call the Question:

The motion passed unanimously.

G. Action Items

1. Consideration of Ordinance #756 amending Title 10, Chapter 14, Section 12 – Nonresidential and Residential Development Landscape Requirements.

Randy Daily reported that the Planning Commission held a public hearing on the proposed changes and has recommended approval. He stated that the proposed changes include reducing the landscaping ratio for refurbished existing developments from 20% to 10%, reducing the ratio from 20% to 15% for new developments, and allowing that decorate hardscape may be counted for up to 1/3 of the required 15% total landscaping. He stated that it also contains language to require one tree per 4,000 square feet instead of one tree per 5,000 square feet.

Councilor Jenkins stated that she feels the 20% landscaping ratio has served the City well but does feel that allowing landscaping behind a building or drainage field goes against what makes sense. She stated that Commissioner Staten suggested allowing landscape credits that would be based on where the landscaping is positioned and could reduce the landscaping ratio, if placed more appropriately. She inquired if there was any interest in making the landscape credit work instead of having hard and fast percentages that don't always work. Mr. Daily stated that they currently have the ability to require landscaping be placed in certain areas and that part of the reason for the proposed changes are to conserve water. Councilor Hunt reported that when he was on the Planning Commission they rejected changing the landscaping ratios. He inquired if they could use xeriscaping and keep the landscaping ratios. Mr. Daily replied that they could, but that businesses would still be giving up property such as Harley Davidson who wants to expand their building, but can't because it wouldn't meet the landscaping ratios. Councilor Searle stated that he doesn't believe a business that wants to expand should be held back by the landscape ordinance and that there could be a provision for a developer to pay to help offset other City landscaping projects. He reported that he thinks water is a concern and wonders if they shouldn't look at a landscape plan requirement to reduce grass areas and plant other things instead. Councilor Arnold agreed and thinks this ordinance is an opportunity to have personality in the City. He stated that he doesn't think having a percentage is in the best interest of the City. He stated that he is willing to have trade offs and put more open spaces in the City. Councilor Gibby stated that 20% is one-fifth of the entire property area and that is real money. He would rather see planting trees between parking stalls rather than seeing a few strips in front of buildings, and ponds and lawns tucked away behind the building to meet the required landscape ratio. He doesn't like the thought of asking them to participate in a park or open space and is worried about the property tax base by putting up impediments to prevent businesses from coming here. He feels if the landscaping improves the site once it is done, for either new or old buildings, they could do away with the percentages. Steve Brooks stated that he would be uneasy about deleting the landscaping ratio as that gives staff a tangible number to work with. He is concerned if there is no landscaping ratio, then the City could be considered arbitrary but feels it could be worked with if it is carefully drafted to protect the City.

Mayor Burrows suggested leaving the percentage at 20% but if there were mitigating circumstances, those could be reviewed at the final site plan approval. Councilor Jenkins reported that site plans are expensive and doesn't think it is fair to ask for it after the fact but should be looked at on the front end of a project. She thinks the trade off idea and requesting drought resistant plants with drip systems would be good. Councilor Hunt stated that he thinks they need a defined ratio. He inquired if there is a way to allow a smaller percentage of landscaping overall if more landscaping is placed in front of the building. Mr. Daily replied that the current ordinance requires that right now. Councilor Gibby suggested looking at other cities landscaping ordinances and see how they function and table this item.

Motion: Councilor Jenkins moved to table Ordinance #756 and have staff look at landscaping ratios that make sense at the beginning of the site plan design and when expanding the existing footprint of a building, and look at other cities landscaping ordinances and ratios. Councilor Arnold seconded the motion.

Call the Question:

The motion passed unanimously.

2. Consideration of Ordinance #757 amending Title 2, Chapter 4, Board of Adjustment.

Steve Brooks reported that he began to explore options for the Board of Adjustment a little over a year ago. He stated that in the different seminars he has attended there seems to be a push in most cities to contract with an individual and not have residents serve on the Board of Adjustment. He reported that he spoke with Craig Call, who is a land use official and attorney, and he would be interested in working with the City. Mr. Brooks recommended the changes and feels it is a good option. Councilor Jenkins agreed but expressed concern that the Mayor can appoint someone from staff to decide routine and uncontested matters. She requested that person not be the Community Development Director but be the City Attorney. Mayor Burrows stated that it makes sense for the Community Development Director to hear those cases, but that he would want him to be in concert with the City Attorney. Councilor Arnold stated that he likes the idea that whoever is appointed must have the concurrence of the City Attorney.

Motion: Councilor Jenkins moved to approve Ordinance #757 amending Title 2, Chapter 4, Board of Adjustment and add the phrase "in concurrence with the City Attorney" in section 2-4-2(B). Councilor Arnold seconded the motion.

Call the Question:

Roll Call Vote: Councilor Gibby; Aye, Councilor Jenkins, Aye; Councilor Hunt, Aye; Councilor Searle, Aye; and Councilor Arnold, Aye. The motion passed unanimously.

3. Consideration of Resolution #2010-06 amending Title 1, Chapter 12, Section 2 - Business License and Section 8 - Fire Services.

Randy Daily reported that the proposed amendments cleans up language in the Business License Section and adds a fee for Special Event Licenses. He stated that Fire Chief Doug Illum also requested adding a fee for CPR Certifications that his department performs.

Motion: Councilor Arnold moved to approve Resolution #2010-06 amending Title 1, Chapter 12, Section 2 – Business License and Section 8 – Fire Services. Councilor Searle seconded the motion.

Call the Question:

Roll Call Vote: Councilor Jenkins; Aye, Councilor Hunt, Aye; Councilor Searle, Aye; Councilor Arnold, Aye; and Councilor Gibby, Aye. The motion passed unanimously.

4. Consideration of Request for Proposal for Ritter Drive traffic study.

Lynn Moulding reported that they looked over the minutes from the last meeting and put together an RFP for the Ritter Drive neighborhood area. He stated that he would like to put the RFP out as soon as possible. Councilor Gibby stated that he thought the RFP captured everything they talked about.

Motion: Councilor Gibby moved for approval of the Request for Proposal for Ritter Drive traffic study.

The motion died for lack of a second.

Councilor Searle inquired if the traffic calming measures in the Fourth Task were to prevent or reduce traffic. Councilor Jenkins stated that they would need to remain flexible to the Traffic Engineer's recommendations. She feels they should leave Ritter Drive as it is and study that first. Mr. Moulding stated that whomever they hire will study the current configuration and may or may not request to look at data before the current configuration was put in place to make their judgments. Councilor Hunt stated that because this is such a complex issue and they have limited knowledge of traffic engineering he hopes and requests that the Council looks at what the engineer wants and take their advice. He stated that they shouldn't dictate to them, but let them advise us. Councilor Arnold commended Mr. Moulding for his work on the plan, but feels this whole thing was a joke because the study was not done five months ago. He stated that it should have been done with real data. He feels that Ritter Drive should be changed back and allow the traffic pattern to re-establish and create a baseline so that people can make determinations on what needs to be changed.

Motion: Councilor Jenkins moved to approve the consideration to submit the Request for Proposal as Mr. Moulding has presented for advertisement. Councilor Hunt seconded the motion.

Councilor Arnold reported that he thinks the money should be put to improving the condition instead of studying it. Councilor Searle stated that he agrees with the expenditure of the money but would either like to see it spent for a traffic light or round-a-bout on the west end. Councilor Jenkins stated that traffic is the number one problem in the City and that traffic studies ensure they are doing the right thing. Councilor Arnold agreed with Councilor Jenkins but stated that any study that is done needs to be done without manipulation. Councilor Gibby stated that if the engineers come up with suggestions that are way beyond the City's ability to implement, they don't help. He wants to ensure that economics are included.

Call the Question:

Roll Call Vote: Councilor Hunt; Aye, Councilor Searle, Nay; Councilor Arnold, Nay; Councilor Gibby, Aye; and Councilor Jenkins, Aye. The motion passed with three in favor and two opposed.

5. a. **Consideration of adjournment into Closed Executive Session for the purpose of strategy sessions to discuss pending or reasonably imminent litigation pursuant to Utah Code 52-4-205(1)(c).**

Motion: Councilor Gibby moved to adjourn into the Closed Executive Session. Councilor Jenkins seconded the motion.

Call the Question:

Roll Call Vote: Councilor Searle; Aye, Councilor Arnold, Aye; Councilor Gibby, Aye; Councilor Jenkins, Aye; and Councilor Hunt, Aye. The motion passed unanimously.

The meeting recessed into the Closed Executive Session at 9:06 p.m.

The meeting reconvened at 9:34 p.m.

b. **Consideration of action from Closed Executive Session.**

No action was taken.

H. Discretionary Items

Councilor Hunt reported that he was approached by Don and LuAnn Farr to have the Council man a booth at the Emergency Preparedness Fair. Mayor Burrows stated that the City is having a booth and he doesn't know why they would do a separate one for the Council. Several City Councilmembers stated that they would be attending the Fair, but didn't feel they needed to have their own booth.

Councilor Jenkins reported that she has ridden her bike on the trail that connects Ogden with Riverdale and found that the Ogden Police Department doesn't patrol their part of the trail. She stated that she sees a difference in people on the trail in the Ogden area and now that the trails are connected, they could be coming on our part of the trail.

I. Adjournment

With no further business to come before the Council at this time, Councilor Gibby moved to adjourn the meeting. Councilor Jenkins seconded the motion. The motion passed unanimously. The meeting adjourned at approximately 9:41 p.m.

Approved: April 6, 2010

Bruce Burrows, Mayor

Attest:

Marilyn Banasky, City Recorder