

1  
2  
3  
4  
5  
6  
7  
8 **City of Washington Terrace**

---

Minutes of a Regular City Council meeting  
Held on June 5, 2018  
City Hall, 5249 South 400 East, Washington Terrace City,  
County of Weber, State of Utah

9 **MAYOR, COUNCIL, AND STAFF MEMBERS PRESENT AT WORK SESSION**

- 10 Mayor Mark C. Allen
- 11 Council Member Scott Monsen
- 12 Council Member Blair Brown - Excused
- 13 Council Member Larry Weir
- 14 Council Member Scott Barker
- 15 Council Member Jeff West – Excused
- 16 Finance Director Shari’ Garrett
- 17 City Manager Tom Hanson
- 18 Public Works Director Steve Harris
- 19 Chief Building Official Jeff Monroe
- 20 City Recorder Amy Rodriguez

21 **Others present**

22 None

23 **1 WORK SESSION**

24 Hanson discussed SB 235, which was enacted recently. The legislation concerns cities with  
25 homeless populations. Hanson stated that the state took 1.8 percent of the population component of sales  
26 tax from cities and gave the funding to the cities impacted by homelessness. Hanson stated that this  
27 legislation will affect our budget. Hanson stated that Washington Terrace City had to give up \$15,500 of  
28 sales tax revenue. Hanson stated that the city needs to raise the \$15,000 or reduce service levels. Hanson  
29 stated that there is a housing component to the RDA. He stated that it allows us to use RDA funds to  
30 offset the taking done by the state. Hanson stated that many of the cities are raising taxes with a notation  
31 that the state is forcing the cities to give up these taxes. Hanson stated that the city is looking for a way to  
32 maintain our level of service. The funding comes out of the General Fund. Council Member Monsen  
33 stated that he would like to invite Kelly Milner to our next Council meeting, along with our  
34 representative to explain themselves. Hanson stated that he will extend the invitation. Garrett stated that  
35 this type of funding is specifically allowed in the RD  
36 Monroe explained sight triangles. He stated that the site triangle needs to be 40 feet. He stated that  
37 nothing could be planted over two feet, and nothing hanging down lower than 7 feet. Monroe stated that  
38 the fences could not be an obstruction to any utilities. Monroe discussed the sight triangles and the  
39 dimensions that are indicated in the ordinance. Monroe explained the sight triangles dimensions for an  
40 existing lot adjoining a driveway. Monroe explained different scenarios for fencing that accommodated  
41 the line of sight. Hanson stated that they tried to identify the line of sight requirements, while taking  
42 away the ambiguity of a conditional use permit. Hanson stated that he and Monroe toured several types  
43 of locations that could be affected by the fence ordinance to determine where they would be able to place  
44 fencing and maintain the line of sight.  
45 Monroe clarified that the line of sight is measured from the primary driveway, and not a secondary pad to  
46 widen the driveway. Monroe clarified that the revised ordinance will eliminate conditional use permits.  
47 Monroe stated that the city has always required a zoning compliance permit when fences are installed.  
Monroe stated that he will need to visit any property that is considering fencing a corner lot.

48 **MAYOR, COUNCIL, AND STAFF MEMBERS PRESENT**

49 Mayor Mark C. Allen  
50 Council Member Scott Monsen  
51 Council Member Blair Brown - excused  
52 Council Member Larry Weir  
53 Council Member Scott Barker  
54 Council Member Jeff West – excused  
55 Finance Director Shari’ Garrett  
56 City Manager Tom Hanson  
57 Public Works Director Steve Harris  
58 Chief Building Official Jeff Monroe  
59 City Recorder Amy Rodriguez

60  
61 **Others Present**

62 Charles and Reba Allen, Ulis Gardiner, Kathy McKay, Jake Rosser

63  
64 **2. ROLL CALL**

**6:00 P.M.**

65  
66 **3. PLEDGE OF ALLEGIANCE**

67  
68 **4. WELCOME**

69  
70 **5. CONSENT ITEMS**

71  
72 **5.1 APPROVAL OF AGENDA**

73 **5.2 APPROVAL OF MAY 15, 2018, MEETING MINUTES**

74 Items 5.1 and 5.2 were approved by general consent.

75  
76 **6. CITIZEN COMMENTS**

77 Resident Kathy Mckay- 109 West 5150 South- stated that she does not see the need to put a six foot  
78 fence in the corner lots, or front lots, stating that it is too dangerous.

79  
80 Resident Jake Rosser- 280 West 5600 South- stated that he has a list of 13 cities in northern Utah that  
81 allow six foot fences. He stated that he believes safety should be the first concern, but feels that there  
82 should be a balance between what is practical and what is safe. He stated that he feels that the ordinance  
83 is heavy on the safety side and not on the practical side. He stated that the 13 cities that he has found  
84 must not have safety issues or the laws would have been changed. He stated that he has pictures of illegal  
85 fences throughout the city and believes that the law should have never have been changed years ago. He  
86 stated that he has been pleading his case for six years.

87  
88 **7. COUNCIL/STAFF RESPONSE AND CONSIDERATION TO CITIZEN**  
89 **COMMENTS**

90 Hanson stated that staff took into consideration a balanced approach and revised the ordinance to come  
91 up with reasonable accommodations.

92 Council Member Monsen stated that he tried to get a hold of Rosser to explain the reasoning of the  
93 ordinance.

94 Council Member Weir stated that he believes that the new revised ordinance is satisfying and will take  
95 care many of the problems.

96  
97  
98  
99  
100  
101  
102  
103  
104  
105  
106  
107  
108  
109  
110  
111  
112  
113  
114  
115  
116  
117  
118  
119  
120  
121  
122  
123  
124  
125  
126  
127  
128  
129  
130  
131  
132  
133  
134  
135  
136  
137  
138  
139  
140  
141  
142  
143

**8. NEW BUSINESS**

**8.1 PRESENTATION: FY 18 AMENDED BUDGET, FY 2019 TENTATIVE BUDGET,  
AND FY 2020-2023 BUDGET PLAN**

Garrett stated that we are nearing the final adoption of the budget. She explained several changes to the tentative budget that need Council consideration for the final budget: The Judge’s salary, the firefighter’s compensation in relation to the funds brought in by the Ogden Fire Department contract, and the homelessness legislation that was discussed in the work session.

**8.2 MOTION/ORDINANCE 18-07: AMENDMENT TO SECTION 17.44.080 “FENCES,  
WALLS, AND HEDGES” REGARDING CORNER LOT FENCES**

Hanson stated that he has been encouraged by land use attorneys to have fence requirements clearly in writing to alleviate any ambiguity that is associated with conditional use permits. Hanson stated that he and Monroe measured various properties to come up with a consistent Formula to define line of sight. He stated that the line of sight has to be protected 40 feet from the corner. Hanson stated that they determined how a fence would infringe on the ability of a neighbor to pull out of their primary driveway. Hanson explained the dimensions for line of sight, which are outlined in the ordinance. Hanson stated that the line of sight is very definable. He stated that the utilities must be in front of the fence. Hanson stated that the ordinance made most of the illegal fences legal. Hanson stated that Monroe may need to help residents understand the formula for their fence. Mayor Allen stated that Council has reviewed the ordinance and spent the work session discussing the Ordinance.

**Motion by Council Member Monsen  
Seconded by Council Member Weir  
To approve Ordinance 18-07 amending  
Section 17.44.080 “Fences, Walls, and Hedges”  
(Option 1), the current revised version  
Approved unanimously (3-0)  
Roll Call Vote**

**8.3 MOTION/RESOLUTION 18-04: APPOINTMENT OF TEMPORARY JUSTICE  
COURT JUDGES**

Hanson stated that the resolution names 3 judges who can fill in for Judge Lambert in the event that he is not available.

**Motion by Council Member Monsen  
Seconded by Council Member Barker  
To approve Resolution 18-04  
Appointing temporary justice court judges  
Approved unanimously (3-0)  
Roll Call Vote**

**8.4 DISCUSSION/DIRECTION: PENDING CITY CONTRACT DISCUSSION**

Hanson stated that the Animal Control contract with South Ogden will be brought for a 5 year renewal of contract.

He stated that the Republic Services contract is being reviewed and will be brought to Council next meeting.

144 Hanson stated that a five year option has been proposed to Ogden City concerning the leasing of the use  
145 of the facility. He stated that the increase in firefighter's stipend will be funded from these monies.  
146

147  
148 **9. COUNCIL COMMUNICATION WITH STAFF**

149 Council Member Monsen stated that he has been informed that the swings at Victory Park are too high  
150 off of the ground for some to reach. He suggested moving at least one swing to be closer to the ground.  
151

152 Council Member Weir stated that there is a streetlight out on 4900 South 300 West.  
153

154 Council Member Barker asked about the arrest in regards to the graffiti at the park. Hanson stated that a  
155 suspect has been arrested. Mayor Allen stated that Beth Kimber is the Grand Marshall of Terrace Days.  
156 Hanson stated that he is waiting on an answer on the golf carts that Council will use in the parade.  
157

158 Mayor Allen stated that there has been a request for the county to link rabies vaccinations with dog  
159 licensing. He stated that they are trying to make a county ordinance to license cats as well.

160 Mayor Allen stated that he gave a presentation on recycling to WACOG, noting that the recycling issues  
161 is getting worse, not better. He stated that as of the first of May, China stated that they will not take any  
162 recycling from the US until July. Mayor Allen stated that many are saying that plastic is not worth the  
163 recycling. He stated that much of the recycling is going into landfills because China will not take the  
164 Recycling, which accounts for half of the recycling in the US.  
165

166 **10. ADMINISTRATION REPORTS**

167  
168 Hanson stated that Terrace Days is this weekend and expressed appreciation to everyone involved in  
169 making it happen. He stated that the family bike race starts at 4:30 and the parade starts at 5:00 p.m.

170 Hanson stated that he appreciates the county helping out and also with the extra help given in clean up by  
171 the county prisoners.

172 Hanson stated that the movie in the park will take place Friday night. The movie is "Coco".  
173  
174

175 **11. UPCOMING EVENTS**

176 June 6<sup>th</sup>: Weber Basin Water District Tour

177 June 8<sup>th</sup>-9<sup>th</sup>: TERRACE DAYS!!

178 June 19<sup>th</sup>: City Council Work Session 5:00 p.m.

179 June 19<sup>th</sup>: City Council Meeting 6:00 p.m.

180 June 28<sup>th</sup>: Planning Commission (tentative) 6:00 p.m.  
181

182 **12. ADJOURN THE MEETING: MAYOR ALLEN**

183 **Mayor Allen adjourned the meeting at 6:59 p.m.**  
184  
185  
186  
187

188 \_\_\_\_\_  
**Date Approved**

\_\_\_\_\_  
**City Recorder**