

Minutes of the regular meeting of the Syracuse City Council held on April 11, 2023, at 6:00 p.m., held in a hybrid in-person/electronic format via Zoom, meeting ID 889 7417 2273, in-person in the City Council Chambers at 1979 W. 1900 S., and streamed on the Syracuse City YouTube Channel in accordance with House Bill 5002, Open and Public Meetings Act Amendments, signed into law on June 25, 2020.

Present: Councilmembers: Lisa W. Bingham
Jennifer Carver
Jordan Savage
W. Seth Teague
Paul Watson

Mayor Dave Maughan
City Manager Brody Bovero
City Recorder Cassie Z. Brown

City Employees Present:

City Attorney Brie Brass
Fire Chief Aaron Byington
Police Chief Garret Atkin
Parks and Recreation Director Kresta Robinson
Public Works Director Robert Whiteley
Community and Economic Development Director Noah Steele

1. Meeting Called to Order/Adopt Agenda

Mayor Maughan called the meeting to order at 6:00 p.m. as a regularly scheduled meeting, with notice of time, place, and agenda provided 24 hours in advance to the newspaper and each Councilmember. Mayor Maughan provided an invocation and Councilmember Watson led the audience in the Pledge of Allegiance.

COUNCILMEMBER BINGHAM MOVED TO AMEND THE AGENDA BY REMOVING ITEMS 6 AND 7 FROM THE AGENDA AT THE REQUEST OF THE APPLICANTS, AND TO ADOPT THE AGENDA WITH THAT CHANGE. COUNCILMEMBER SAVAGE SECONDED THE MOTION; ALL VOTED IN FAVOR.

2. Presentation from Victim Advocate

A staff memo from the City Attorney explained the Syracuse City Victim Advocate Celeste Hopkins has prepared a presentation for the City Council regarding the Syracuse City Victim's Services Program. An annual presentation is one of the requirements for receiving grant funding through the Victims of Crime Act. Her presentation is included in the meeting packet for reference.

Ms. Hopkins used the aid of a PowerPoint presentation to summarize the services rendered to the community for 2021; she served 244 total victims with 87 of them from Syracuse. She provided a list of crimes for which she is able to provide service followed by a pie chart that communicated the different types of victimization she assists with, emphasizing that 65 percent of the individuals she serves are victims of domestic violence. She then presented charts including Syracuse City statistics relating to race, gender, and age of victims. She summarized the services most offered in Syracuse in 2022 and concluded her presentation by providing a short success story for a case that she was involved with. She noted that she enjoys her relationship with City Attorney Brass and thanked the Mayor and Council for their continued support.

Councilmember Carver thanked Ms. Hopkins for the very valuable service she provides to the community. Councilmembers and the Mayor echoed the gratitude expressed to Ms. Hopkins.

3. Public comment:

Kaye Volk stated that she received word yesterday that the Earthworks application would be removed from tonight's agenda. She still wanted to attend the meeting to thank the Mayor and Council for what they do in service to the community. She also encouraged them to consider employing a full-time Enforcement Officer; the City's population has grown, and code enforcement cannot be handled by a part-time employee. She added that the City's Police Department is fabulous; they are kind and professional and she had pleasant dealings with each of them that responded to her home or that she spoke to on the phone as she was trying to address the problems in her neighborhood.

Doug Hammond stated that Public Works Director Whiteley did a great job overseeing the flip-the-strip program in the City last year, but he wondered what will happen with the program this year after hearing word that the State of Utah has authorized additional funding that can be allocated to counties and municipalities for similar water conservation efforts. Mayor Maughan stated that he can respond to Mr. Hammond outside of the meeting about the issue.

Felix Espinoza stated he lives on 3200 South and is concerned about the condition of the road; he implored the Council to figure out a way to pave the road, or at least half of it, as a dirt road is currently being used to eservice homes in the area. He has sent an email to the Mayor and Council about the issue, and he received a reply, but he was not satisfied with the response, and he asked that the City look into the matter further.

4. Approval of minutes.

The following minutes were reviewed by the City Council: Business Meeting of March 14, 2023.

COUNCILMEMBER BINGHAM MADE A MOTION TO APPROVE THE MINUTES LISTED ON THE AGENDA AS PRESENTED. COUNCILMEMBER TEAGUE SECONDED THE MOTION; ALL VOTED AYE.

5. Public hearing: Consideration of request from Police Department to declare Police Service Dog (PSD) as surplus property.

A staff memo from the Police Department explained in accordance with PD policy, Officer Mauhar has completed three years of service as a K9 handler and has requested to be relieved from his K9 handler assignment. A recent posting for the K9 handler position yielded only one interested and eligible officer; that officer no longer works for our agency. Surplus Property Policy under Exceptions to General Policy #7 states the City may give surplus property to a charitable organization, school district, or other governmental entity with City Council approval for items with an estimated market value over \$5,000. All information related to the request to surplus PSD Riggs was presented and discussed during the March 28 Work Session meeting. Any questions from Councilmembers were answered during that meeting. The matter before the Council tonight is to determine whether to vote to declare PSD Riggs as surplus property based upon the City's on our surplus policy under Exceptions to General Policy #7.

Police Chief Atkin reviewed the memo.

Mayor Maughan opened the public hearing at 6:28 p.m. There were no persons appearing to be heard and the public hearing was closed.

COUNCILMEMBER SAVAGE MADE A MOTION TO DECLARE AS SURPLUS PROPERTY A POLICE SERVICE DOG (PSD). COUNCILMEMBER CARVER SECONDED THE MOTION, ALL VOTED IN FAVOR.

6. Proposed Ordinance 2023-07 amending the Syracuse City General Plan Map for property located at approximately 2751 and 2755 South 1000 West from Low Density Residential and Commercial to Industrial.

This item was removed from the agenda at the request of the applicant.

7. Proposed Ordinance 2023-08 amending the Syracuse City Zoning Map for property located at approximately 1942 South 2000 West from General Commercial to Mixed Use Development.

This item was removed from the agenda at the request of the applicant.

8. Proposed Ordinance 2023-09 amending Syracuse City Municipal code Sections 8.10.120 and 10.30.060 to include a reference to the utility system regulations in Title 4 to reflect recent amendments to non-gravity sewer regulations.

A staff memo from the City Attorney explained on March 28, 2023, in a work session, the City Council discussed the Planning Commission's recommendation, which was voted and forwarded to the Council on March 7, 2023, to include references to the City's recently amended utility ordinances in Title 4 to the subdivision regulations in Title 8 and the land use regulations in Title 10 of the Syracuse City Municipal Ordinance. These references were proposed by staff after the City Council voted to amend Syracuse City Municipal Ordinance 4.10.130 updating regulations to non-gravity sewer systems allowed within the city on February 14, 2023. The subdivision regulations in Title 8 and the land use regulations in Title 10 work in correlation with the City's utility ordinances in Title 4. Due to the requirement that all subdivisions and any land uses or structures requiring sanitation work in accordance with Title 4, staff recommended there be a reference included in both titles to provide developers and property owners more clarity and transparency and the Planning Commission voted to forward a recommendation to the Council to approve the amendments.

The memo summarized the proposed ordinance amendments; the City has two ordinances that mandate the use and connection to the water and sewer systems of the City:

**8.10.120 Mandatory use of City water, secondary water and sewer systems; and
10.30.060 Miscellaneous requirements and provisions.**

The Planning Commission forwarded a recommendation to approve an amendment to both sections to include a reference to the regulations in Title 4 of our Syracuse City Municipal Ordinance. The language in red is the proposed additional language:

“8.10.120 Mandatory use of City water, secondary water and sewer systems.

All subdivisions located within the corporate boundaries of the City of Syracuse shall be required to connect to the water and sewer systems of the City, **in accordance with the provisions of Title 4**, any ordinance or resolution to the contrary notwithstanding. The City Council hereby expressly finds the requirements of this section and SCC [8.10.090](#) to be in the best interests of the City and to promote the public health, safety, and general welfare of the residents thereof.”

“10.30.060 Miscellaneous requirements and provisions.

(C) Water Supply and Sewage Disposal. If an approved [public](#) water or sewer system is within 300 feet of a proposed [building lot](#) or development, [structures](#) requiring sanitation facilities must connect to the [public](#) water or sewer system **in accordance with the provisions of Title 4**. Existing [structures](#) shall have 90 days to connect. The [Planning Commission](#) may grant a 90-day extension upon application and evidence of a hardship on the part of the property owner. Domestic water supply and sewage disposal shall comply with the Davis County board of health requirements as represented by a certificate of approval from said board of health in all applications for a [building](#) permit where either an approved supply of piped water under pressure or a [public](#) sewer is not available.”

The memo concluded the purpose of this agenda item is to discuss and determine whether to adopt the proposed references to Title 4 in Title 8 and Title 10.

COUNCILMEMBER TEAGUE MADE A MOTION TO ADOPT PROPOSED ORDINANCE 2023-09 AMENDING SYRACUSE CITY MUNICIPAL CODE SECTIONS 8.10.120 AND 10.30.060 TO INCLUDE A REFERENCE TO THE UTILITY SYSTEM REGULATIONS IN TITLE 4 TO REFLECT RECENT AMENDMENTS TO NON-GRAVITY SEWER REGULATIONS. COUNCILMEMBER BINGHAM SECONDED THE MOTION, ALL VOTED IN FAVOR.

9. Discussion and/or action on Proposed Ordinance 2023-11 amending the Syracuse City Zoning Map for property located at approximately 2500 W. State Road (SR) 193 from A-1 to Industrial.

A staff memo from the Community and Economic Development (CED) Department explained the City has received an application to amend the Zoning Map. The application has been noticed in accordance with Utah Open and Public Meetings Act. Please find the following summary and attachments. The memo provided the following information regarding the subject property:

- Address: Approximately 2500 W. SR 193
- Acres: 35.5
- Current General Plan Map Designation: Industrial
- Current Zoning: A-1
- Proposed Zoning: Industrial.

Planning Commission discussed the item and held a public hearing during their regularly scheduled meeting on April 4, 2023. They voted to forward a recommendation of approval with a vote of four to one.

Mr. Steele reviewed his staff memo.

Councilmember Teague asked for the reasoning behind the one opposing vote from a Planning Commissioner. Mr. Steele stated the Commissioner wanted to know what business would be occupying the property and that information was not available. Mayor Maughan added that he has been in touch with The Boyer Company about this project, which is not a build to suit model. He has put the company in touch with the Base Commander of Hill Air Force Base for networking and business recruitment purposes.

Councilmember Carver stated she believes State Road 193 is one of the most ideal location for industrial zoning and she supports the application.

COUNCILMEMBER TEAGUE MADE A MOTION TO ADOPT PROPOSED ORDINANCE 2023-11 AMENDING THE SYRACUSE CITY ZONING MAP FOR PROPERTY LOCATED AT APPROXIMATELY 2500 W. STATE ROAD (SR) 193 FROM A-1 TO INDUSTRIAL. COUNCILMEMBER BINGHAM SECONDED THE MOTION, ALL VOTED IN FAVOR.

10. Proposed Resolution R23-12 adopting updated Engineering Standards and Construction Specifications for Syracuse City.

A staff memo from the Public Works Department explained the current engineering standards were updated in May 2018. Since then, new updates are necessary to remain in compliance with state code and industry standards. The updates are summarized as follows:

- Added requirement the minimum pressure requirements in Utah Administrative Code R309-105-9 per the Utah Division of Drinking Water requirements.
- Updated bonding information to refer to City Code 4.05.070 Excavations.

- Updated the sewer/land drain/storm drain video inspection requirements to conform to current industry best practices and to make it easier for city staff to review videos.
- Added Section 18.13 Street Signs. This section will require a 10-year warranty from manufacturers for street signs installed in the city.
- Standard Drawing 21A, “Typical Secondary Pressure Irrigation Service”, updated the meter box, ring and cover part numbers to the most current model.
- Standard Drawing 21B, “Typical Secondary Pressure Irrigation Service Connections Larger Than 1-inch”, updated the meter box, ring and cover part numbers to the most current model.
- Standard Drawing 23, “Street Light Installation Detail”, updated the street light model to the most current model number. Added a solar streetlight model to be used at the discretion of the City Engineer. These streetlights are dark sky compliant.
- Standard Drawing 24, “Culinary Water Sampling Station Detail”, updated the sampling station model to be all stainless steel to increase longevity. Changed the stop and waste to a meter pit to better track water losses and install a back flow prevention device.

The pages that have proposed amendments are the only pages being shown. The Planning Commission reviewed these in the last meeting on April 4, 2023. The memo concluded the action before the Council tonight is to determine whether to approve a resolution supporting the updates to the Syracuse City Engineering Standards and Construction Specifications.

City Manager Bovero reviewed the staff memo.

Council discussion centered on a regulation in the Engineering Standards/Construction Specifications document that requires that road signage be provided by one singular provider, which would contribute to a lack of fair competition among signage businesses. Public Works Director Whiteley discussed the issue with the Council, emphasizing the purpose of the language is to ensure that signs are standardized. Councilmember Bingham stated that standardized signs could be provided by multiple providers. Mr. Whiteley stated that signage can be provided by multiple providers. The Council concluded that they do not interpret the language that way and suggested that it be amended to provide clarity. They determined to remove that language from the document in order for staff to adjust it and present it as part of a future amendment.

COUNCILMEMBER SAVAGE MADE A MOTION TO REMOVE 18.3(2)(A) FROM THE DOCUMENT AND ADOPT RESOLUTION R23-12 ADOPTING UPDATED ENGINEERING STANDARDS AND CONSTRUCTION SPECIFICATIONS FOR SYRACUSE CITY. COUNCILMEMBER CARVER SECONDED THE MOTION, ALL VOTED IN FAVOR.

11. Authorize Administration to award 2023 Road Improvement Project contract.

A staff memo from the Public Works Department explained this project consists of bringing ADA ramps up to current standards and replacing the asphalt in portions of the Cottages Subdivision (1350 South, 1925 West, 1300 South, 1800 West, 1375 West and Dallas Street). This project will begin this summer and be complete by August 2023. Bids were opened on March 21, 2023. Six bids were received. The low bidder was Staker & Parson Companies with a total bid amount of \$421,228.95 which is under the approved budget amount of \$472,500.00 in the Class C fund. The action item before the Council tonight is to determine whether to award the construction contract to Staker & Parson Companies.

Mr. Whiteley reviewed his staff memo.

COUNCILMEMBER TEAGUE MADE A MOTION TO AUTHORIZE ADMINISTRATION TO AWARD 2023 ROAD IMPROVEMENT PROJECT CONTRACT. COUNCILMEMBER CARVER SECONDED THE MOTION, ALL VOTED IN FAVOR.

12. Proposed Resolution R23-13 restricting and regulating the use of pressure-irrigation water during 2023.

A staff memo from the Public Works Department explained the mountain reservoirs are recovering from last year’s drought. It is anticipated that Echo reservoir and East Canyon will fill this year. Any spillover, will be captured in Willard Bay then once full, will spill out to the Great Salt Lake. Irrigation companies in our area are expecting to deliver a full allotment of water beginning May 1 this year. A common water conservation message will continue from water suppliers. Early discussions are indicating public messaging of 2 days watering each week in the early and late season and allowing 3 days watering each week during the hot months of June, July, and August. Syracuse will be operating with two reservoirs. This is the same as last year since one reservoir is decommissioned. The new reservoir is under construction and anticipated to be in service in June 2024. With this limitation, water conservation must continue for the water system to function.

Mr. Whiteley reviewed his staff memo and engaged in high level discussion with the Council regarding appropriate ongoing water conservation efforts in the City.

COUNCILMEMBER SAVAGE MADE A MOTION TO ADOPT RESOLUTION R23-13 RESTRICTING AND REGULATING THE USE OF PRESSURE-IRRIGATION WATER DURING 2023. COUNCILMEMBER BINGHAM SECONDED THE MOTION, ALL VOTED IN FAVOR.

13. Proposed Ordinance 2023-10 amending Syracuse City Municipal Ordinance 11.20.080 related to parking restrictions.

A staff memo from the City Attorney explained on March 28, 2023, the City Council discussed possible amendments to the parking ordinances related to parking in violation of Utah Code § 41-6a-1401 and parking in violation of Syracuse Code Section 11.20.080 as it regulates parking violations which may interfere or obstruct with mail receipt or delivery and garbage collection. The discussion was prompted by a number of recent traffic citations issued to high school students and the concern over students being removed from class to receive traffic citations being the only current avenue for enforcement of these violations rather than having a civil citation remedy. The basis for these citations vary factually, but in large part have been parking in violation of Utah Code 41-6a-1401. Utah Code Ann. 41-6a-1401 covers violations for parking too close to crosswalks and intersections, fire hydrants and other instances of parking in violation of traffic control devices. A copy of the full statute is attached. Based on the discussion and direction provided in the work session, staff has proposed amendment language for Council's review to adopt and incorporate the Utah Code 41-6a-1401 violations into the Syracuse City Municipal Ordinance to pursue civil administrative enforcement. The proposed amendment would be included in 11.20.080 as:

It shall be unlawful to stop, stand, or park any vehicle or trailer:

(G) In a manner that constitutes a violation of the standing or parking vehicles restrictions in the Utah State Traffic Code as amended and superseded from time to time and as adopted and incorporated herein, as if fully set out in length herein.

Another commonly issued citation which prompted discussion and review at the March 28, 2023 work session was Syracuse Municipal Ordinance 11.20.080(E), which states that a vehicle may not park:

(E) In a manner that obstructs the delivery or retrieval of mail from a mailbox, or which obstructs refuse collection. This subsection is only applicable during times when those services are occurring or are likely to occur, and does not apply if the driver is present and moves the vehicle or trailer to avoid obstruction when such services are actually rendered;

Based on the discussion and direction provided by the Council staff is proposing the more specific regulations as follows

(E) Upon any street or public right-of-way, within six (6) feet of a mailbox or within four (4) feet of a refuse or recycling can, between the hours of 8:00am to 5:00pm; or in any other ~~In a~~ manner that obstructs the delivery or retrieval of mail from a mailbox, or which obstructs refuse collection. ~~This subsection is only applicable during times when those services are occurring or are likely to occur, and does not apply if the driver is present and moves the vehicle or trailer to avoid obstruction when such services are actually rendered;~~

The memo concluded the purpose of this agenda item is to discuss and determine whether to adopt and incorporate Utah Code Ann. 41-6a-1401 into Syracuse City Municipal Ordinance parking restrictions; and discuss and determine whether Council would like to amend Syracuse City Municipal Ordinance 11.20.080 (E) to add specific time and distance restrictions.

Ms. Brass reviewed her staff memo, after which the Council concluded that the proposed ordinance amendments are reasonable.

COUNCILMEMBER SAVAGE MADE A MOTION TO ADOPT ORDINANCE 2023-10 AMENDING SYRACUSE CITY MUNICIPAL ORDINANCE 11.20.080 RELATED TO PARKING RESTRICTIONS. COUNCILMEMBER CARVER SECONDED THE MOTION, ALL VOTED IN FAVOR.

14. Public comments.

There were no public comments.

15. Mayor/Council announcements.

The Council and Mayor provided announcements about upcoming community events and other opportunities for public involvement.

At 6:57 P.M. COUNCILMEMBER CARVER MADE A MOTION TO ADJOURN. COUNCILMEMBER SAVAGE SECONDED THE MOTION; ALL VOTED IN FAVOR.

Dave Maughan
Mayor

Cassie Z. Brown, MMC
City Recorder

Date approved: May 9, 2023