

HOOPER CITY
CITY COUNCIL AGENDA
AUGUST 15, 2024 7:00PM
COUNCIL CHAMBERS
5580 W. 4600 S.
Hooper, UT 84315

Notice is hereby given that the Hooper City Council will hold a work meeting at 6:00pm and their regularly scheduled meeting at 7pm on Thursday, August 15, 2024, at the Hooper Municipal Building located at 5580 W 4600 S Hooper, UT 84315.

Work Meeting – 6:00pm

1. Discussion on Agenda Items
2. City Council Reports
3. Senior Lunch
4. Dinner for West Field Football Team
5. Donated organ
6. Crossing Guards

Regular Meeting – 7:00pm

1. Meeting Called to Order
2. Opening Ceremony
 - a. Pledge of Allegiance – Council member Fowers
 - b. Reverence – Council member Wilcox
3. Upcoming Events
4. Public Comments
5. Consent Items
 - a. Motion- Approval of Minutes dated July 18, 2024
6. Discussion Items, Reports, and/or Presentations
 - a. Presentation: Hansen Planning Group
 - b. Presentation: Stephanie Russell
 - c. Presentation: Rob Sant
 - d. Discussion: Clarification of HCC 1-1-4 (g)
7. Public Hearings
8. Action Items
 - a. Motion (Roll Call Vote): Ordinance No. O-2024-06; An ordinance amending Hooper City’s Fencing Ordinance and Establishing an effective date
 - b. Motion (Roll Call Vote): Resolution No. 2024-07 ; A Resolution approving an Interlocal Agreement between Hooper City and West Haven City regarding the improvement of 5100 West Street between 4000 South and 3300 South.
9. Public Comments
10. Adjournment

Morghan Yeoman

Morghan Yeoman, City Recorder

**Please see notes regarding public comments and public hearings*

In compliance with the American with Disabilities Act, persons needing special accommodations, including auxiliary communicative aids and services, for this meeting should notify the city recorder at 801-732-1064 or admin@hoopercity.com at least 48 hours prior to the meeting.

CERTIFICATE OF POSTING

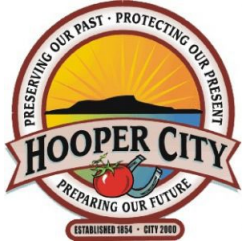
The undersigned, duly appointed City Recorder, does hereby certify that the above notice and agenda was posted within the Hooper City limits on the 15th day of August, 2024 at Hooper City Hall, on the City Hall Notice Board, on the Utah State Public Notice Website, and at <https://www.hoopercity.com/meetings>.

***NOTES REGARDING PUBLIC COMMENT AND PUBLIC HEARINGS**

- A. Time is made available for anyone in the audience to address the City Council during public comment and through public hearings.
 - a. When a member of the audience addresses the council, they will come to the podium and state their name and address.
 - b. Each person will be allotted three (3) minutes for their remarks/questions.
 - c. The City Recorder will inform the speaker when their allotted time is up.

***CONFLICT OF INTEREST**

As per Utah State Code §67-16-9; Public officers and employees cannot have personal investments in a business entity that would create a substantial conflict between their private interests and public duties. This also applies to board members.



HOOPER CITY
CITY COUNCIL MEETING MINUTES
THURSDAY, JULY 18, 2024, 7:00PM
COUNCIL CHAMBERS
5580 W. 4600 S.
Hooper, UT 84315

The Hooper City Council held a work meeting at 6:00pm and their regular meeting at 7pm on July 18, 2024, at the Hooper City Civic Center located at 5580 W. 4600 S, Hooper, UT 84315.

COUNCIL MEMBERS PRESENT:

Sheri Bingham – Mayor
Dale Fowers – Mayor Pro Tem
Bryce Wilcox
Debra Marigoni
Lisa Northrop
Ryan Hill

COUNCIL MEMBERS EXCUSED:

CITY STAFF & PLANNING COMMISSION PRESENT:

Reed Richards – City Attorney
Morghan Yeoman – City Recorder

AUDIENCE PRESENT:

Travis Bates, Marc Yates, Stacie Yates,
Amanda Prince, Bryce Widdison, Teanna
Hancock, Jenny Stanger

6:00PM WORK MEETING

1. Discussion on Agenda Items

At 6:00pm the City Council held a work meeting where agenda items, Council Member reports, Weber County senior weekly lunch was discussed, and the property management on Hooper rental home.

7:00PM REGULAR MEETING

1. Meeting Called to Order – Mayor Bingham

At 7:00 pm Mayor Sheri Bingham called the meeting to order.

2. Opening Ceremony

a. Pledge of Allegiance

Mayor Bingham led in the Pledge of Allegiance.

b. Reverence

Council Member Marigoni offered reverence.

3. Upcoming Events

- a. Mayor Bingham discussed the dates of Tomato Days, Jr. Queen Contest, and a Central Weber Sewer Meeting on August 19 (read letter from District)

4. Citizen Comment(s) on Agenda Items

(Residents attending this meeting were allotted 3 minutes to express a concern or question about any issue)

Teanna Hancock located at 3795 S 5100 W talked about her concern on the road widening project on 5100 West. She talked with the engineer from the project, Nate Davis. Questioned the council if they could address the easement and it being grandfathered in.

5. Consent Items

- a) Motion- Approval of Minutes dated June 6, 2024

COUNCIL MEMBER WILCOX MOTIONED TO APPROVE THE MINUTES DATED JUNE 6, 2024 WITH THE CORRECTIONS ON THE SPELLING, NOTING THE CORRECT ADDRESS AND COMMENTS. COUNCIL MEMBER WILCOX SECONDED THE MOTION. VOTING AS FOLLOWS:

<u>COUNCIL MEMBER:</u>	<u>VOTE:</u>
WILCOX	AYE
MARIGONI	AYE
FOWERS	AYE
NORTHROP	AYE
HILL	AYE

MOTION PASSED.

- b) Motion- Approval of Minutes dated June 20, 2024

COUNCIL MEMBER NORTHROP MOTIONED TO APPROVE THE MINUTES DATED JUNE 20, 2024. COUNCIL MEMBER HILL SECONDED THE MOTION. VOTING AS FOLLOWS:

<u>COUNCIL MEMBER:</u>	<u>VOTE:</u>
WILCOX	AYE
MARIGONI	AYE
FOWERS	AYE
NORTHROP	AYE
HILL	AYE

MOTION PASSED.

6. Discussion Items, Reports, and/or Presentations

a. May Financial Reports for FY 2024

Financials were reviewed.

b. Discussion: Moderate Housing Plan

Discussion between Council Members and the Mayor on the moderate housing plan and the strategies that will be submitted.

7. Public Hearings

8. Action Items.

a. Appointment and voting in the planning commission member, Bryce Widdison

Mayor Bingham explained that Bryce was appointed in May 2023 but not voted on. The term will then end on December 2026.

COUNCIL MEMBER WILCOX MOTIONED TO CONFIRM THE POSITION AS PLANNING COMMISSION. COUNCIL MEMBER MARIGONI SECONDED THE MOTION. VOTING AS FOLLOWS:

<u>COUNCIL MEMBER:</u>	<u>VOTE:</u>
WILCOX	AYE
MARIGONI	AYE
FOWERS	AYE
HILL	AYE
NORTHROP	AYE

MOTION PASSED.

b. Motion: Interlocal Agreement between West Haven City and Hooper City; 5500 West

Mayor Bingham explained that is funding that they received from WACOG. It will widen the road and provide curb, gutter, and sidewalk on both sides of the road from 3300 S to 4000 S. There will also be a street light installed at the corner of 4000 S. They are hoping to start the project in the spring, with school starting this fall, on the west side of the road, they will make a temporary walk way for the students.

Discussion between Council Members and Mayor on the safety for the kids and the crossing guards that will be helping.

COUNCIL MEMBER HILL MOTIONED TO APPROVE THE INTERLOCAL AGREEMENT BETWEEN WEST HAVEN CITY AND HOOPER CITY; 5100 WEST TO BE SIGNED WITH AN APPROVED RESOLUTION AT THE NEXT COUNCIL MEETING. COUNCIL MEMBER NORTHROP SECONDED THE MOTION. VOTING AS FOLLOWS:

<u>COUNCIL MEMBER:</u>	<u>VOTE:</u>
WILCOX	AYE
MARIGONI	AYE
FOWERS	AYE
HILL	AYE
NORTHROP	AYE

MOTION PASSED.

2. Public Comments

No public comments.

3. Adjournment

AT APPROXIMATELY 7:49 PM COUNCIL MEMBER HILL MOVED TO ADJOURN THE MEETING. COUNCIL MEMBER MARIGONI SECONDED THE MOTION. VOTING AS FOLLOWS:

<u>COUNCIL MEMBER:</u>	<u>VOTE:</u>
WILCOX	AYE
MARIGONI	AYE
FOWERS	AYE
HILL	AYE
NORTHROP	AYE

MOTION PASSED.

Date Approved: _____

Morghan Yeoman, City Recorder

August 12, 2024

We are requesting ,as two members of the City Council, this item be added to the agenda for August 15, 2024.

It is to clarify in Title I Section 1-1-4 G Meetings the intent of 1-1-4 C. It has long been the case that two council members have had the option to add things to the agenda without issue of it being removed. We'd like to make sure this stated option remain intact and without problem. Together the Mayor and City Council work together to take care of city business during the City Council meeting. This working relationship is one that relies on each other.

Thank you

Bryce Wilcox

Debra Marigoni

Current Code Title I

1-1-4 C

Meetings, Agenda, and Notice: The agenda for the City Council Meeting will be posted at the City Office Building and provided to appropriate media representatives at least 24 hours prior to the convening of any meeting. In addition to posting weekly notices, the City shall give public notice at least once each year of its annual meeting schedule. This notice shall specify the date, time and place of the regularly scheduled Council Meetings. The agenda for Council Meetings will be set by the Mayor. At the discretion of the Council, time may be allowed at the beginning of each meeting for a prayer or other devotional. No more than one minute shall be allocated for this purpose and anyone requesting an opportunity to provide the prayer or devotional shall be afforded that opportunity in the order which requests are received. No individual may request prayer or devotional time more than one time each year. Disruptive presentations will not be allowed. The Council Agenda will also include the approval of the minutes from the prior meeting, approval of business licenses (as needed), new business, old business, and citizen's comments. Other items may be added at the discretion of the Mayor or two Council Members.

Current Code Title I

1-1-4 G

The Mayor shall review items proposed for the agenda to determine whether all requirements necessary for City Council consideration have been complied with. The City Council shall establish reasonable deadlines for submission of applications and other items for City Council consideration prior to a City Council meeting to allow sufficient time for staff and member review. No agenda shall have more than ten (10) items in any combination unless the majority of Council members deem it necessary to exceed ten.

Proposed Code Title I

1-1-4 G. MEETINGS

The Mayor shall review items proposed for the agenda to determine whether all requirements necessary for **"City Council" consideration** have been complied with. The City Council shall establish these requirements. The requirements established by the City Council shall include reasonable deadlines for submission of applications and other items for City Council consideration. Items should be submitted at least three business days prior to the date of a City Council meeting, to allow sufficient time for staff and member review. Items placed on the agenda by the Mayor may only be removed by the Mayor. Items placed on the agenda by two members of the City Council may only be removed from the agenda by the same two members

of the City Council. No agenda shall have more than ten (10) items in any combination unless the majority of Council members deem it necessary to exceed ten.

ORDINANCE NO. _____
AN ORDINANCE AMENDING HOOPER CITY’S FENCING ORDINANCE AND
ESTABLISHING AN EFFECTIVE DATE

Section 1. Recitals

WHEREAS, The City Council finds, that the City of HOOPER CITY (herein “City”) is a municipal corporation duly organized and existing under the laws of the State of Utah; and

WHEREAS, the City Council finds that in conformance with the provisions of UCA § 10-3-717, the governing body of the city may exercise all administrative powers; and

WHEREAS, the City Council finds that in conformance with the provisions of UCA § 10-3-702, the governing body of the City may pass any ordinance to regulate, require, prohibit, govern, control, or supervise any activity, business, conduct or condition authorized by State law or any other provision of law; and

WHEREAS, the City Council finds that this issue has been reviewed by the Planning Commission and certain recommendations made by them; and

WHEREAS, the City Council finds that the public health, welfare and safety are at issue in this matter; now,

NOW THEREFORE, BE IT ORDAINED by the City of HOOPER CITY as follows:

Section 2. City’s Fencing Ordinance Amended.

The following amendment is made to Title 10 Zoning and Subdivision Regulations

Hooper City hereby amends Title 10 Chapter 4A Section 18 – Fencing as follows:

Existing Language:

10-4A-18 Fencing

~~Each applicant shall be required to furnish and install a permanent 6-foot chain link or approved equal separation fence between varying land uses, unless exempted by the City Council in 1) a minor subdivision or 2) where the same entity owns the adjoining properties that have different land uses. In addition to land use separation fence, fences will be required when the Planning Commission determines that a hazardous condition may exist or a buffer screen is necessary for the project. Fences shall be constructed along surveyed property boundaries at the final compacted grade of the boundaries according to standards to be established by the City and shall be noted as to height and material on the~~

~~final improvement plans. No building permits shall be issued until said fence improvements have been duly installed.~~

Proposed Language:

10-4A-18 Fencing (Land Use Separation Fence – LUSF)

Each applicant shall be required to furnish and install a permanent, city standard, 6-foot chain link or approved equal separation fence between varying land uses (LUSF). Fence shall be installed along surveyed property lines and at the approved compacted final grade of the project. If an elevation differential exists at the property line; a thickened mow strip or a retaining wall may be required in conjunction with or prior to the fencing requirement.

The City Council may waive the LUSF requirement under the following conditions; (1) in a minor subdivision where the same entity owns all of the adjacent property with different land uses. (2) Where all of the adjacent property owner(s) provided to the city a signed request to waive the LUSF. These waivers must be provided to the city during the preliminary approval process, prior to final approval.

The final construction drawings shall show all required LUSF, height, and material required at final City Council approval.

In addition to the land use separation fence, fences will be required when the Planning Commission determines that a hazardous condition may exist or a buffer screen is necessary for the project.

No building permits shall be issued until said fence improvements have been duly installed.

LUSF is a requirement intended to provide a physical separation between differing land uses and zoning, providing; safety, convenience and other protections to each differing land use. The fence is owned and maintained by the property owner of which the fence is installed. Any post-development alteration or replacement of the LUSF must be done so in accordance with the intent of the ordinance. Alterations or replacements of any portion of the LUSF must not affect the structural integrity or function of the remaining fence. Alterations shall use materials and components equal to or better than the existing LUSF.

Section 3. Prior Ordinances And Resolutions The body and substance of any and all prior Ordinances and Resolutions, together with their specific provisions, where not otherwise in conflict with this Ordinance, are hereby reaffirmed and readopted.

Section 4. Repealer Of Conflicting Enactments All orders, ordinances and resolutions with respect to the changes herein enacted and adopted which

have heretofore been adopted by the City, or parts thereof, which are in conflict with any of the provisions of this Ordinance Amendment, are, to the extent of such conflict, hereby repealed, except that this repeal shall not be construed to revive any act, order or resolution, or part thereof, heretofore repealed.

Section 5. Savings Clause If any provision of this Ordinance shall be held or deemed to be or shall, in fact, be invalid, inoperative or unenforceable for any reason, such reason shall not have the effect of rendering any other provision or provisions hereof invalid, inoperative or unenforceable to any extent whatever, this Ordinance and the provisions of this Ordinance being deemed to be the separate independent and severable act of the City Council of Hooper City.

Section 6. Date Of Effect This Ordinance shall be effective on the ____ day of _____ 2024, and after publication or posting as required by law.

PASSED this _____ day of _____, 2024.

Mayor

ATTEST:

City Recorder

Voting:

Council Member _____
Council Member _____
Council Member _____
Council Member _____
Council Member _____

RESOLUTION NO. 2024-__

**A RESOLUTION APPROVING AN INTERLOCAL AGREEMENT
BETWEEN HOOPER CITY AND WEST HAVEN CITY REGARDING THE
IMPROVEMENT OF 5100 WEST STREET BETWEEN 4000 SOUTH AND 3300 SOUTH**

WHEREAS, the Weber School District is building a new elementary school located on the corner of 3300 South and 5100 West in West Haven, Utah, a short distance from the West Haven City-Hooper City line; and

WHEREAS, 5100 West Street in Weber County, Utah, between 4000 South and the elementary school will be one of the main corridors to the elementary school; and

WHEREAS, 5100 West Street is also the dividing line between West Haven City and Hooper City; and

WHEREAS, the current state of 5100 West Street in that designated area is not as a major thoroughfare and is more of a country road; and

WHEREAS, both Hooper City and West Haven City would like to improve the road by increasing the size and providing gutters and sidewalks, for the purpose of creating a safe and easy to use approach to the elementary school by car or on foot; and

NOW THEREFORE, be it resolved by the City Council of Hooper City duly assembled that the attached interlocal agreement between Hooper City and West Haven City be and is hereby approved. The purpose of the agreement is to memorialize a joint project between the Cities in improving 5100 West between 4000 South and 3300 South. The Mayor of Hooper City is authorized and directed to execute the Interlocal Agreement for and on behalf of Hooper City.

SIGNED AND ENTERED INTO this ____ day of _____ 2024.

“CITY”
HOOPER CITY

By: _____
Sheri Bingham, Mayor

ATTEST:

City Recorder

Voting:	Yes	No
Council Member Fowers	____	____
Council Member Hill	____	____
Council Member Northrop	____	____
Council Member Wilcox	____	____
Council Member Marigonie	____	____