

1 Minutes of the Centerville City Council meeting held Tuesday, October 21, 2014 at 7:04 p.m. in
2 the Centerville City Hall Council Chambers, 250 North Main Street, Centerville, Utah.

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4 **MEMBERS PRESENT**

5
6 Mayor Paul A. Cutler

7
8 Council Members Ken S. Averett
9 Tamilyn Fillmore
10 Stephanie Ivie
11 Lawrence Wright

12
13 **MEMBER ABSENT** John T. Higginson

14
15 **STAFF PRESENT** Steve Thacker, City Manager
16 Lisa Romney, City Attorney
17 Jacob Smith, Management Assistant
18 Neal Worsley, Centerville Police Chief
19 Lt. Paul Child, Assistant Police Chief
20 Katie Rust, Recording Secretary

21
22 **STAFF ABSENT** Blaine Lutz, Finance Director/Assistant City Manager

23
24 **VISITORS** South Davis Metro Fire Chief Jeff Bassett
25 Interested citizens (see attached sign-in sheet)

26
27 **PLEDGE OF ALLEGIANCE**

28
29 **PRAYER OR THOUGHT** Councilman Ken Averett

30
31 **OPEN SESSION**

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33 No one wished to comment.

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35 **MINUTES REVIEW AND ACCEPTANCE**

36
37 The minutes of the September 9, 2014 work session and the October 7, 2014 work
38 session and regular Council meeting were reviewed. Councilwoman Fillmore said she would
39 accept the September 9, 2014 work session minutes, but expressed a concern that the minutes
40 reflect a misleading tone regarding profit sharing in the FirstDigital proposal to UTOPIA, and
41 stated the Council will need to clarify those points. Mayor Cutler requested a minor addition to
42 the October 7, 2014 work session minutes. Councilwoman Fillmore made a **motion** to accept
43 the September 9, 2014 work session minutes, the October 7, 2014 regular Council meeting
44 minutes, and the October 7, 2014 work session minutes as amended. Councilwoman Ivie
45 seconded the motion. Councilman Wright requested separate voting for the two dates. The
46 motion to accept the September 9, 2014 work session minutes passed by unanimous vote (4-0).
47 The motion to accept the two sets of October 7, 2014 minutes passed by unanimous vote (3-0),
48 with Councilman Wright abstaining due to his absence from those meetings.

SUMMARY ACTION CALENDAR

- a. Consider Resolution No. 2014-26 approving Mutual Aid Interlocal Agreement for Utah Public Works Emergency Management
- b. Consider Resolution No. 2014-27 appointing City's Federalism Designee
- c. Consider Resolution No. 2014-28 amending the Centerville City Fee Schedule regarding cemetery interment fees for infant and cremated remains

Mayor Cutler explained that item (c) on the Summary Action Calendar will require a lengthy explanation and discussion, and suggested postponing the discussion to later in the meeting. Councilman Wright requested the Council consider the two remaining items on the Summary Action Calendar separately. Regarding item (a) on the Summary Action Calendar, Councilwoman Ivie expressed hesitation over signing the Mutual Aid Interlocal Agreement, and asked if the City would be in a position to provide the Emergency Management inventory list required by the Agreement. Steve Thacker, City Manager, responded that the City maintains a current Emergency Management inventory list. Lt. Paul Child, Assistant Police Chief, explained how the inventory list is utilized under the Mutual Aid Interlocal Agreement, and explained how the Agreement is put into practice. Councilman Averett made a **motion** to accept Resolution No. 2014-26 approving a Mutual Aid Interlocal Agreement for Utah Public Works Emergency Management. Councilwoman Fillmore seconded the motion, which passed by unanimous vote (4-0).

Referring to item (b) on the Summary Action Calendar, Mr. Thacker suggested the Council appoint Lisa Romney, City Attorney, to act as the City's Federalism Designee, as well as a Council member if desired. Councilwoman Ivie expressed interest in the appointment. Councilwoman Fillmore made a **motion** to approve Resolution No. 2014-27 appointing the City Attorney and Councilwoman Ivie to act as the City's Federalism Designees. Councilman Wright seconded the motion, which passed by unanimous vote (4-0).

ACTIVE SHOOTER TRAINING

Assistant Police Chief Paul Child provided Active Shooter Training to the Council and staff. He made recommendations to enhance safety at City Hall. Councilman Averett recommended the Council direct staff to obtain cost estimates for reinforcing the dais in the Council chambers, changing the direction the exit door on the south side of the dais opens, and adding controlled admission to the offices portion of City Hall. Council members Wright and Ivie agreed with the recommendation. Mayor Cutler tested and confirmed that the emergency button at the Mayor's seat on the dais works.

REQUEST FOR ADDITIONAL POLICE OFFICER

Police Chief Neal Worsley presented crime statistics and Department schedule data to justify his request that the Council approve funding for an additional police officer, as included in the FY 2015 Budget. Councilman Wright stated that he has asked the Chief multiple times to consider other options, including utilizing part-time officers. The Chief responded by explaining the unique arrangement in West Bountiful with part-time officers. He repeated that the Centerville Department needs an additional full-time officer to fill shifts so that existing officers can take needed time-off, and to allow at least two officers to be on duty during all but the early morning hours, which would continue to have only one officer on duty. Chief Worsley stated that it is not easy right now to find qualified people who want to be police officers.

1 Mr. Thacker emphasized that, although crime has increased in Centerville since 2006,
2 Centerville is not high in violent crime, but high in the type of crimes that consume a lot of Police
3 Department time, such as larceny. Time spent by the Department on traffic enforcement and
4 patrolling decreased between 2009 and 2013. Mr. Thacker pointed out staff is not suggesting
5 adding an officer would reduce the crime rate, but it would allow more time for officers to be
6 proactive. Councilman Wright stated that the Council supports the Police Department, but he
7 would like to see a more comprehensive approach to deal with the problem rather than the
8 temporary solution of adding a full-time officer. Chief Worsley explained that part-time officers
9 must be certified, with a lengthy training period of approximately 18 months. Part-time officers
10 often work full-time for another agency, and their loyalties lie with their full-time agency. The
11 ideal part-time officer would be certified without working full-time for another agency. Chief
12 Worsley expressed his concern that Centerville would complete the time and expense involved
13 in training a part-time officer, and then lose the part-time officer to a full-time position elsewhere.
14 The Chief stated that the part-time officers working for the Bountiful Department are retired
15 officers who previously worked full-time for Bountiful.

16
17 Mayor Cutler asked Chief Worsley to state specifically what he is requesting. Chief
18 Worsley responded that he is requesting one full-time officer. He would try to find an
19 experienced officer rather than someone fresh out of the Academy, but he repeated that all
20 agencies are losing officers, and fully-trained officers are difficult to find. Councilwoman
21 Fillmore said she has heard two different arguments for needing an additional officer. One is
22 the increase in crime and the focus it takes away from other issues. She expressed a desire to
23 have more discussion of the crime data presented. Councilwoman Fillmore said the second
24 issue relates to shift coverage. She expressed a desire to understand the shift concerns better.
25 She stated that scheduling is a pressing matter, and asked if the officers have been overworked
26 for years, and why the request was not made sooner. Mr. Thacker responded that this is not
27 the first year the Chief has requested an additional full-time officer. Chief Worsley stated that
28 cases have become more complex in recent years, requiring more officer time. Mr. Thacker
29 added that the increased crime rate requiring more Department time conflicts with the desire to
30 give officers appropriate time off.

31
32 Councilwoman Fillmore asked about the balance between regular hours and overtime
33 hours. Chief Worsley stated that the officers get plenty of overtime opportunities, but not all
34 officers want to work overtime and the Department has problems filling overtime shifts. Mayor
35 Cutler said he understands that, considering the salary involved, overtime can be desirable. He
36 asked for education regarding how much overtime is reasonable and how much overtime is too
37 much. Chief Worsley responded that the appropriate amount of overtime varies from officer to
38 officer. Mayor Cutler asked if the Chief could provide average shift hours for an officer over a
39 two week period. Sergeant Ackerson, in charge of scheduling for the Department, repeated that
40 not all officers want overtime. He personally works 4-6 hours overtime in addition to his regular
41 shift in a regular week. The Centerville Department has a few officers who work part-time for
42 other agencies. Sergeant Ackerson stated he works part-time for Farmington at Lagoon on a
43 seasonal basis. He said it has worked well for Farmington in that specific, seasonal situation,
44 but said he feels adding several part-time officers to the schedule in Centerville and trying to get
45 them trained would be a nightmare. Farmington does not use part-time officers to fill regular
46 shifts.

47
48 Councilwoman Fillmore asked if the officers who do not want to work overtime are
49 required to work overtime right now to keep shifts covered. Sergeant Ackerson responded they
50 are not required to work overtime patrol shifts. The Department currently has minimum staffing,
51 with one officer alone on duty for most of the night shifts. Councilwoman Fillmore stated she
52 would like to better understand the shift structure and what is needed. She said she believes

1 morale of the officers needs to be kept up, and since a big part of the investment is in training,
2 she understands the desire to hire someone who will be loyal to the City. Councilwoman
3 Fillmore suggested a work session with the members of the Police Department for further
4 explanations.

5
6 Councilwoman Ivie stated she has put effort into trying to understand what the Police
7 Department needs to protect the citizens. She has realized that the officers have a hard job,
8 and she wants to do whatever she can to make their job safer. However, she said she also
9 feels that pieces of the puzzle are missing. She expressed a desire to sit down with someone
10 who can explain the shifts and what is involved. Councilwoman Ivie added that, considering the
11 information provided, she is feeling that one additional officer will not completely solve the
12 problem. She agreed with the suggested work session.

13
14 Councilman Averett stated that, given his experience in hiring and scheduling, he might
15 understand the situation better than some. He said that Centerville's population increase has
16 not been mentioned, but should be taken into consideration. He asked the Chief if he correctly
17 understands the concern that after going through the training period, the City would likely lose a
18 part-time officer to a different full-time job. Chief Worsley agreed. Councilman Averett stated
19 the Council needs to remember that training involves not just days and weeks, but months in
20 order to train an officer in a fashion that lessens the City's liability. In addition to the initial
21 training, a lot of training is required on an annual basis, and the Department needs to be able to
22 provide coverage for that training time. Councilman Averett stated that he feels an additional
23 full-time officer is justified based on that information. He said he believes that Centerville
24 citizens demand and expect that two officers will be on duty at any given time. However, the
25 requested additional full-time officer would not even accomplish that – an officer would still be
26 on duty alone for part of the night shift. Councilman Averett added that he feels the staffing
27 needs of the Police Department are only one element of a multiple issue problem. Another level
28 of the problem involves the Fire Department not having adequate medical coverage within the
29 City, and the City not having sufficient funds for adequate streets maintenance. He said he
30 feels they need to look at the City's deficiencies and address them on a broader basis. He
31 admitted that the problems may need to be dealt with separately. Councilwoman Ivie agreed
32 with Councilman Averett's comments.

33
34 Chief Worsley asked the Council to remember the need for officer safety. Councilman
35 Averett agreed, and added that it is a quality of life issue. The officers put themselves in harm's
36 way everyday. If the City is not providing adequate time off it becomes a liability for the City.
37 He thanked all of the officers present for their service. Councilwoman Fillmore agreed with
38 Councilman Averett's comments, and clarified that her desire to take more time to have her
39 basic questions answered is not a desire to postpone a decision, but to more wholly look at the
40 issue of public safety in the City and understand the needs. She agreed that they need to deal
41 with the same difficulties with the Fire Department. Councilman Wright said he feels the Police
42 Department may have personnel policy issues regarding the full-time officers' ability to hold
43 part-time jobs. He expressed a desire to know why some of Centerville's officers are working
44 part-time for other agencies. Councilman Wright stated he is advocating a force multiplier. He
45 would like to find a way to give the current force greater capability, and would like a more
46 comprehensive view. Mayor Cutler pointed out that all Council members are working an
47 additional part-time job by serving on the Council. The Mayor also pointed out that it is great for
48 the Council to say they want to support the departments with more officers, but more officers
49 would require a property tax increase. The City has the funds set aside in the current budget for
50 one additional full-time officer. Councilman Wright mentioned there may be areas to cut back
51 without a property tax increase.

1 Chief Worsley offered to meet individually with Council members to explain information
2 and answer questions. Council members expressed a desire to meet together in a work
3 session. Councilwoman Fillmore stated she feels the reason this type of decision is so difficult
4 is the City has been barely scraping by for a long time and kicking these issues down the road.
5 The City does not like to bond or take on debt because of the future burden, but she said she
6 feels pushing these issues down the road is doing the same thing – burdening our children's
7 future. Councilwoman Fillmore said she feels the current Council is ready to ask the tough
8 questions and have that conversation. She invited the Police Department to be patient while the
9 Council asks those questions and finds a way to say yes to very real needs. Councilwoman
10 Fillmore suggested scheduling a work session to tackle public safety needs that are not being
11 met in addition to the work session already suggested. Mr. Thacker said that the references to
12 comprehensive planning sound good academically, but he wants to make sure the Council is
13 not misled. He said he is glad to hear there may be some support for a property tax increase for
14 some services, whether fire, police, or streets maintenance. Mr. Thacker added that hopefully it
15 would be supported unanimously by the Council to avoid it being an election issue or a citizen
16 initiative. He anticipates the Council will not know if they want a property tax increase for streets
17 maintenance until after the Legislature has met in the spring, and will not know what is needed
18 for the Fire Department until there is more discussion of Fire Agency wants and needs. The
19 Council expressed a desire to address the needs of the Police Department soon, before acting
20 on the other issues mentioned. Councilman Wright said he feels it may be necessary to put a
21 war council together at the Police Department to tackle the increased crime as part of a
22 comprehensive solution.

23
24 Mr. Thacker asked the Council to be specific in what they are asking of the Chief.
25 Councilman Wright stated he wants to see innovative strategies to solve the problems.
26 Councilwoman Fillmore said she would like an explanation of police scheduling. Councilman
27 Wright said he has concerns about Centerville officers working part-time for other agencies.
28 Chief Worsley responded that the officers' loyalty lies with Centerville. If he calls them with a
29 need when they are on a part-time shift with another agency, they leave their part-time shift and
30 respond to Centerville's need. The Chief stated that is one of his hesitations in hiring part-time
31 officers. City policies allow employees to work other part-time jobs as long as City-owned
32 equipment is not used. Councilman Wright stated he would like to talk about whether
33 Centerville officers should be allowed to work part-time for other agencies. The Chief
34 responded the officers take part-time jobs because they love what they do – they love protecting
35 people – but it does not pay well enough, and they need to supplement with part-time work.
36 Mayor Cutler summarized that there is a request for information on policies regarding part-time
37 work, a request for innovative strategies, and a request for information regarding scheduling.
38 Councilwoman Ivie said she would find it helpful to hear from different officers regarding what
39 impacts their job satisfaction. Chief Worsley invited Council members to spend time with some
40 of the officers before the work session.

41
42 Mayor Cutler asked Council members to provide any additional questions in writing to
43 the Chief so that he has a chance to gather information. Staff will confirm when the entire
44 Council is available for a work session.

45
46 The Council took a brief recess at 9:21 p.m. and returned at 9:33 p.m.

47 **DISCUSSION REGARDING RAP TAX RENEWAL**

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49
50 In 2007, the City voters approved the imposition of a RAP Tax (0.10% local sales and
51 use tax on qualified taxable transactions within the city) to fund the Performing Arts Center and
52 other recreational and cultural facilities and organizations. The 2007 RAP Tax was authorized

1 to be levied for a period of eight years, and is set to expire in April 2016. Lisa Romney, City
2 Attorney, explained that any RAP Tax authorized after July 1, 2011 will have a ten-year term.
3 Mayor Cutler asked if it would be possible for Centerville to initiate the formal process sooner
4 than what is shown in the timetable provided. Ms. Romney responded that yes, the City could
5 send a letter of request to the County to start the process. She explained the steps involved in
6 putting renewal or reauthorization of the RAP Tax on the ballot in Centerville. Wording of the
7 ballot question is set by State law. If approved by majority vote of the City, the issue comes
8 back to the Council for majority vote of the Council. Mr. Thacker stated that right now the City's
9 RAP Tax income is approximately \$350,000 per year.

10
11 The Council discussed proposed uses for RAP Tax funds, including CenterPoint
12 Theatre, the Whitaker Museum, Movies in the Park, and City parks and trails. Mayor Cutler
13 stated he feels the RAP Tax is the best opportunity to finish some of the planned improvements
14 at City parks. Mr. Thacker recommends most of the funds from renewal go toward park
15 improvements. Ninety percent of the current RAP Tax revenues from both Centerville and
16 Bountiful are being used to pay a portion of the debt service for the performing arts center. RAP
17 Tax revenues will not be needed for this purpose during the renewal period; however, the
18 CenterPoint Theatre Board is hoping the City would make some of those revenues available to
19 enhance their operational budget. Mayor Cutler said he would like to ask each of the City's
20 eligible committees to submit a prioritized list of projects. Councilman Wright made a **motion**
21 for the Mayor to send an email to the Parks and Recreation Committee, the Trails Committee,
22 the Whitaker Museum Board, and CenterPoint Theatre requesting their participation in the form
23 of a prioritized list of proposed projects for RAP Tax funding. Councilwoman Ivie seconded the
24 motion, which passed by unanimous vote (4-0).

25 26 **FINANCIAL REPORT**

27
28 Steve Thacker, City Manager, presented a financial report for the 3-month period ending
29 September 30, 2014. The Mayor asked that Blaine Lutz, Finance Director, provide RAP Tax
30 income numbers for the past few years. Responding to a question asked by Councilman
31 Wright, Mayor Cutler mentioned that UTOPIA is involved in a lawsuit with a potential settlement.
32 If there is a settlement, some of the funds would possibly be used to repay the cities for past
33 operational assessments paid.

34 35 **MAYOR'S REPORT**

- 36
- 37 • The Mayor thanked the Council members who attended the Volunteer Recognition
38 Dinner. Councilwoman Ivie commented that she is not sure the dinner is the best
39 way to recognize the City's volunteers. The Council discussed the dinner, and
40 Councilwoman Fillmore stated she feels the social experience and recognition is a
41 payoff moment for the volunteers. The Council discussed possibilities for
42 recognizing volunteers moving forward.
 - 43 • Mayor Cutler reported he recently met with the 4th of July Committee Chairs to start
44 the planning process for next year's 4th of July and Centennial Celebration.
 - 45 • The Mayor informed the Council that the UTOPIA Board is making an effort to try to
46 find more common ground between the cities, and to agree on some common
47 principles.
 - 48 • Fire Chief Jeff Bassett has proposed that NSL, Bountiful and Centerville each
49 prepare a Community Wildfire Protection Plan to address wildfires on the bench in
50 the hope of qualifying for financial and in-kind assistance from the State and Federal
51 governments for preventing and fighting wildfires. Mr. Thacker stated that Chief
52 Bassett would like to make a presentation to a designated group in each city. Mr.

Thacker recommended in Centerville he present this proposal to the Citizen Corps Council to receive initial input. Councilwoman Ivie commented that Rick Turner on the Trails Committee has training and experience in fire prevention and erosion, and suggested the Trails Committee be included at some point.

CITY MANAGER'S REPORT

- Mr. Thacker informed the Council that City Attorney Romney has become more involved than she has been in previous years with State legislative matters. Ms. Romney briefly reported on some of the meetings she has attended.
- City Manager Thacker reported that the Centerville Rotary Club is donating \$2,700 to the Parks Department for construction of a disc golf course at the Freedom Hills Park. The Parks Department will coordinate the work. There may be Eagle Scout project possibilities associated with construction of the course. Councilman Averett expressed the desire to add a dog park in the City in the future.

SUMMARY ACTION CALENDAR ITEM (C) – CEMETERY INTERMENT FEES

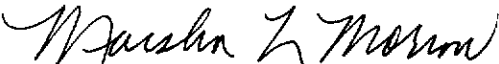
Mayor Cutler explained the situation that prompted discussion of the City's Fee Schedule regarding cemetery interment fees for infant and cremated remains. Mr. Thacker explained the current fees, and the fact that the non-resident interment fee was initially imposed because of limited space remaining in the Cemetery for residents, which is not an issue with infants and cremated remains buried with a family member in an existing grave site. Staff proposes the City charge the resident interment fee for infant and cremated remains buried on top of another body, even if the person is not a "resident" by definition. The Council and staff discussed the interment fees and effective date of the proposed Resolution. Councilwoman Fillmore made a **motion** to accept Resolution No. 2014-28 amending the Centerville City Fee Schedule regarding Cemetery Interment Fees for infant or cremated remains, effective October 1, 2014. Councilwoman Ivie seconded the motion, which passed by unanimous vote (4-0).

MISCELLANEOUS BUSINESS

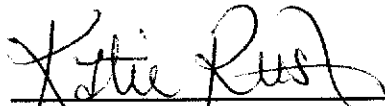
Councilwoman Ivie stated she is aware of a district in California that has 50 registered Ham Radio operators, which she thinks is remarkable and desirable from an emergency preparedness standpoint.

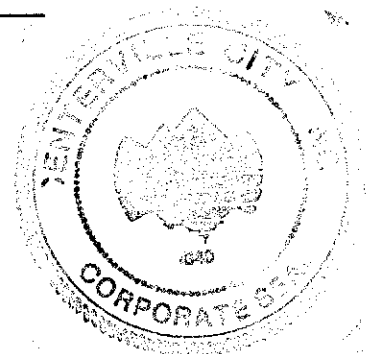
ADJOURNMENT

At 10:50 p.m. Councilman Wright made a **motion** to adjourn the meeting. Councilwoman Ivie seconded the motion, which passed by unanimous vote (4-0).


Marsha L. Morrow, City Recorder

11-5-2014
Date Approved


Katie Rust, Recording Secretary



CENTERVILLE CITY COUNCIL MEETING

Tuesday, October 21 2014
7:00 p.m.

NAME (PLEASE PRINT)

ADDRESS**

Tony Summers

439 W 600S

Natasha Summers

" "

Dale McIntyre

258 E. 200 S- Centerville

William Ince

1148 N 300 East Ctrol

Rick Bingham

290 E Casa Loma Dr

** Your address will be used only in the event the City staff needs to contact you pertaining to an issue discussed in the City Council meeting.