

Minutes of the Centerville City Council meeting held Tuesday, August 4, 2015 at 7:10 p.m. at Centerville City Hall, 250 North Main Street, Centerville, Utah.

MEMBERS PRESENT

Mayor	Paul A. Cutler
Council Members	Ken S. Averett Tamilyn Fillmore John T. Higginson Stephanie Ivie Lawrence Wright

STAFF PRESENT

Steve Thacker, City Manager
Lisa Romney, City Attorney
Bruce Cox, Parks and Recreation Director
Katie Rust, Recording Secretary

STAFF ABSENT

Blaine Lutz, Finance Director/Assistant City Manager

VISITORS

Craig Poll, Assistant Superintendent Davis County School District
Jeff Bassett, South Davis Metro Fire Chief
Dave Powers, Deputy Fire Chief
Karl Hendrickson, Fire Agency Attorney
Interested citizens (see attached sign-in sheet)

PLEDGE OF ALLEGIANCE led by John Henry Phillips, Cub Scout

PRAYER OR THOUGHT Reverend Briggs, Episcopal Church of the Resurrection

OPEN SESSION

Dale McIntyre – Mr. McIntyre stated that he has been to most of the Council meetings and reviewed the minutes, and has found that not everything that is said is included in the minutes. He asked if there is a reason the minutes cannot be verbatim, and said he thinks it would be beneficial for the citizens.

Councilman Larry Wright – Councilman Wright said he would like the Council to consider providing a video recording of Council meetings for citizens who are unable to attend. He said he was told by UTOPIA representatives that it could probably be done at no cost to the City.

The Council discussed visual recording and storage options.

DAVIS SCHOOL DISTRICT BOND ELECTION

Craig Poll, Assistant Superintendent of the Davis School District, showed a video and gave a presentation about the District's proposed bond issue on the November election ballot. He explained the District's infrastructure and capital needs to be able to provide room to learn for the growing student population. The bond income would fund capital needs, and would not be used to fund salaries or educational supplies. Councilman Wright expressed the hope that the money would be used to really benefit the students rather than for structural aesthetics. Mr. Poll responded that it costs just as much to build an ugly building as an attractive building, and explained some of the District's cost-saving construction decisions. Mayor Cutler thanked Mr.

1 Poll for the presentation, and stated that he supports the bond. Councilman Wright stated he
2 also supports the bond.
3

4 **MINUTES REVIEW AND ACCEPTANCE**

5
6 The minutes of the July 7, 2015 work session and Council meeting, the July 8, 2015 joint
7 City Council/Planning Commission meeting, and the July 21, 2015 Council meeting were
8 reviewed. Councilwoman Fillmore requested two amendments to the July 7, 2015 Council
9 meeting minutes. Council members Fillmore and Ivie requested amendments to the July 8,
10 2015 joint meeting minutes, and it was suggested the Council table approval of the July 8
11 minutes. Councilwoman Fillmore agreed to send information regarding an email she referred to
12 during the July 8th meeting to the City Recorder. Councilwoman Ivie agreed to send to the City
13 Recorder a proposed addition she requested pertaining to Councilwoman Fillmore's comments
14 in the July 8 meeting, to be considered as an addition to those minutes. Councilman Wright
15 made a **motion** to accept the July 7, 2015 work session minutes, the July 7, 2015 Council
16 meeting minutes as amended, and the July 21, 2015 Council meeting minutes. Councilman
17 Higginson seconded the motion, which passed by unanimous vote (5-0). Councilman Wright
18 made a **motion** to table approval of the July 8, 2015 joint City Council/Planning Commission
19 meeting minutes. Councilman Averett seconded the motion, which passed by unanimous vote
20 (5-0).
21

22 **SUMMARY ACTION CALENDAR**

- 23
24 a. Approve purchase of a Jacobsen R311 4WD with cab large-area mower from RMT
25 Equipment in the amount of \$69,101 for Parks Department
26 b. Approve purchase of a cab and chassis F550 truck from Ken Garff Ford for
27 \$33,648.78 and the plow bed equipment from Semi Service for \$22,415.52 for Street
28 Department.
29

30 Bruce Cox, Parks and Recreation Director, explained the proposed mower replacement.
31 Councilman Wright made a **motion** to approve both items on the Summary Action Calendar.
32 Councilman Averett seconded the motion, which passed by unanimous vote (5-0).
33

34 **RESOLUTION AUTHORIZING RAP TAX BALLOT QUESTION**

35
36 The Council previously initiated the process to place reauthorization of the RAP Tax on
37 the ballot. The next step in the process is for the Council to approve a resolution submitting the
38 RAP Tax ballot proposition to the residents. Ninety percent of the current RAP Tax revenues
39 are used for debt service relating to the Performing Arts Center. None of the RAP Tax revenues
40 after April 1, 2016 – assuming voter approval of the extension – will be needed for debt service
41 on this facility. The proposed ballot question would allow revenues to be used for “recreational
42 facilities and cultural facilities and organizations for the City.”
43

44 Mayor Cutler stated that Former Mayor Ron Russell has offered to serve as a contact for
45 citizens regarding the proposition. Councilman Wright expressed concern that, given Former
46 Mayor Russell's affiliation with the Performing Arts Center, he would bias citizens in favor of
47 more funding for the Performing Arts Center. Mayor Cutler reminded Councilman Wright that
48 the Council will decide how the funds are used. The Mayor said it is his understanding that the
49 Council is supportive of using most of the revenues for parks and trails, with a smaller amount
50 going to support the Whitaker Museum and CenterPoint Theatre. Mayor Cutler expressed a
51 desire for a broad coalition of citizens representing a variety of interests in the community to
52 work together on this issue. Council members Wright and Higginson both emphasized they
53 would like a show of support for all aspects of RAP, not just the Performing Arts Center.

1 Councilman Wright reemphasized his support for the RAP Tax to provide funding for the
2 Whitaker Museum. Lisa Romney, City Attorney, reminded the Council that they cannot get
3 involved with leading the effort in their official capacity as Council members. The City Council is
4 required, however, to write the argument in support of the proposition that will be posted on the
5 State website. Councilman Wright suggested the Council ask the different City committees and
6 boards to write out why they would support RAP Tax renewal. Ms. Romney stated that
7 committees can be used for research, but cannot be used for campaign purposes.

8
9 Councilman Wright made a **motion** to adopt Resolution No. 2015-13 submitting a ballot
10 question to residents regarding the reauthorization and imposition of a local sales and use tax of
11 one-tenth of one percent (0.1%) on certain qualifying transactions within the City to fund
12 recreational facilities and cultural facilities and organizations. Councilman Higginson seconded
13 the motion, which passed by unanimous vote (5-0). City Manager Thacker emphasized the
14 need to have an active group of citizens working on public awareness. Mr. Thacker stated he
15 feels Ron Russell would be a strong advocate for park improvements and recreation for the
16 community, and could take direction from the Council regarding what should be emphasized.
17 Councilman Wright recommended holding an opportunity for public comment during open
18 meeting. Councilman Averett said he understands Councilman Wright's concerns regarding a
19 possible bias with Former Mayor Russell, but he feels that no one has served the community
20 more or better than Ron Russell, and he is supportive of Ron Russell's involvement.

21
22 **CONSIDER RESOLUTION INITIATING PROCESS OF CREATING LOCAL DISTRICT**
23 **AND SERVICE AREA FOR FIRE/EMS SERVICES**
24

25 Councilman Averett disclosed that his son works as a part-time employee for both the
26 South Davis Metro Fire Agency and the North Davis Fire District. City Manager Thacker briefly
27 reviewed information presented at the July 7th Council work session. The South Davis Metro
28 Fire Agency was originally created with the intention to consider moving to an independent
29 taxing district after a number of years. The existing debt of the Agency cannot be paid entirely
30 from impact fees. If a district is not created, the debt will have to be paid with assessments from
31 the individual cities. The need to fund capital improvements is also a driving force behind the
32 current discussions regarding creation of a district. If a district is created, the funding sources
33 currently relied on would continue to be relied on. An offset would occur for the citizens with the
34 cities reducing property taxes by the same amount as the initial increase from the district. The
35 district would then need to go through the Truth-in-Taxation process for any future increase.
36 The cities would continue to be assessed an amount similar to current assessments for the
37 operations budget.

38
39 Councilman Wright stated that he would prefer a clean break between the cities and the
40 proposed district. He said he does not think it will take long for the District to increase property
41 taxes, and he does not agree with the citizens paying what he considers two property taxes for
42 fire services. Mayor Cutler agreed that the proposed format is a hybrid, not a clean break. The
43 Mayor added that during Fire Board discussions a majority of cities were in favor of preserving
44 property tax income to the cities. For some of the cities, the amount assessed by the Fire
45 Agency exceeds property tax income. Councilwoman Ivie asked if the Resolution allows for
46 assessments to the cities to end. Karl Hendrickson, Fire Agency Attorney, responded that the
47 Resolution does include the ability to end city assessments. The assessment formula now and
48 over time is subject to a separate interlocal agreement that has to be reviewed and approved
49 prior to the final decision. Fire Chief Bassett further explained the desire of some cities to
50 preserve property tax income and retain a certain amount of control. Mr. Thacker pointed out
51 that property tax revenue goes into the General Fund, and the City's assessment is paid from
52 the General Fund.

1 Mayor Cutler stated that the Agency is in need of more revenue, and does not have the
2 ability to bond. The proposed Resolution No. 2015-14 would start the process of proposing
3 creation of a Fire District. Mr. Hendrickson added that any non-participating city could contract
4 with the new district. Councilman Wright stated that the services need to be provided. He has
5 concerns with the taxation issues, but feels the City should move forward with the Resolution.
6 The Council discussed when and where to hold an open house for citizen education.

7
8 Councilman Wright made a **motion** to adopt Resolution No. 2015-14 proposing creation
9 of a Fire District, recognizing that this is the beginning of a process that will involve the public.
10 Councilman Averett seconded the motion, which passed by unanimous vote (5-0). Councilman
11 Higginson stated he feels retaining as much control and accountability as possible is in
12 everyone's best interest. Chief Bassett stated that he has rough story boards and presentation
13 information ready. Councilman Wright suggested the Chief make an informational video.
14 Councilwoman Ivie said she feels strongly that the open house should occur prior to the
15 September public hearing. Councilwoman Fillmore suggested the Fire Agency host a first open
16 house at the station, with a second open house prior to the September 15th meeting at City Hall.
17 She added that she knows Chief Bassett is always willing to speak to citizens and answer
18 questions. Chief Bassett suggested the information could be added to what is presented at the
19 Fire Prevention Open House already scheduled for September 9th at the Centerville Station.

20
21 At 9:03 p.m. the Council took a break, returning at 9:12 p.m.

22 **MAYOR'S REPORT**

- 23
24
- 25 • Mayor Cutler reported that he, the City Manager, the Police Chief, and
26 representatives of the Utah Division of Wildlife Resources (DWR) met recently with
27 four property owners impacted by deer residing on their land year-round. These
28 owners are seeking the City's help in reducing the number of resident deer, which
29 feed on their gardens, orchards and other vegetation. As of August 1, 2015, the
30 DWR has authority to assist Utah cities with deer control problems, subject to
31 regulatory requirements and guidelines. A city must develop an "urban deer plan"
32 and solicit public comment before DWR with allow implementation of the plan. The
33 plan could include trapping and euthanizing, or recruitment of experienced
34 sportsmen to help eliminate the deer with property owner consent. Councilwoman
35 Fillmore expressed safety concerns with the shooting option, and said she prefers
36 the trapping and euthanizing option. A majority of the Council indicated a desire to
37 move forward with the process.
 - 38 • Mayor Cutler reported that the Fire Agency Board is in agreement that the current
39 problem facing the Agency is structural, not a short-term financial problem.
40 Response times seem to be decreasing with the new rapid-response structure.
41 Councilwoman Fillmore said she is confident the rapid-response structure would not
42 have been implemented without City Manager Thacker's influence.
 - 43 • Mayor Cutler has received a letter from the local elementary school principals
44 proposing a "Lunch with the Mayor" program. The City's current budget includes
45 \$2,000 for this program. The letter indicates the schools are willing to share the cost.
46 Councilman Wright asked if the programs could be coupled with the DARE program.
47 Mayor Cutler responded that every 6th grade student participates in the DARE
48 program. The "Lunch with the Mayor" program would include a limited number of
49 students selected by the teachers. He added that Council members may be invited
50 to participate.

CITY MANAGER'S REPORT

- The Council confirmed support for encouraging Planning Commission attendance at training opportunities with per diem of \$35 for any training session of 2 hours or more. Staff will prepare a document for approval in a future meeting.
- Mr. Thacker reported on a meeting with property owners and area Senators in which the property owners tried to convince the Director of UDOT that UDOT has a moral obligation to pay for the extension of 1250 West based on previous verbal agreements. The UDOT Director only agreed to provide technical assistance in making application to the Army Corps of Engineers regarding the wetlands. Councilwoman Fillmore asked about the possibility of creating an EDA to help cover the cost, and Mr. Thacker responded that it would be a likely tool to help with development of the property.
- A retirement open house will be held for Police Chief Worsley on Friday, August 7th.
- Mr. Thacker reported that construction of the pedestrian bridge fencing was stopped at the City's request because construction was not being done according to the City's specifications. He stated that, upon subsequent review of the contractor's specifications, the City's structural engineer agreed that the specifications used are comparable with one remaining question about the plate anchor bolts. Staff will continue to work with the contractor. Mayor Cutler reported that a Region One representative stated they are moving forward with the sidewalk connection on the east side of the bridge.
- The County proposed that over a five-year period the majority of responsibility for animal control funding transfer to the individual cities. Mr. Thacker gave historical background regarding animal control funding, and said he pushed back, suggesting a return to the 50/50 cost sharing that occurred prior to the recession. The County subsequently sent a letter announcing the intension to move to a 50/50 cost sharing arrangement for the County's FY 2016 with the intent to discuss further with the cities.
- Mr. Thacker asked the Council if they wish to continue the liaison program between the Youth Council and City committees. Councilwoman Ivie stated that Youth Council members are very busy, and said she wonders if asking them to serve as liaisons is asking too much. Councilman Higginson suggested the opportunity could be offered, but not required. Councilwoman Fillmore said the intent of the program was to provide more exposure and make serving on the Youth Council more than being party planners. She added that she doesn't mind if Youth Council members cannot participate, but she feels the youth perspective is valuable. She said she feels the committees could do a better job of pulling them in. Councilman Wright suggested holding an orientation program with information regarding the individual City departments rather than participation with one committee. Councilwoman Fillmore suggested having the Youth Council Advisor ask the Youth Council how much involvement they are interested in. Councilman Wright suggested discussing specific issues researched by the Youth Council with them at the upcoming joint work session.
- City Manager Thacker reported that a new Police Officer has been hired to fill the vacancy as positions shift with Chief Worsley's retirement.
- The National Citizens Police Academy Association has recognized Davis County as Agency of the Year for the outstanding efforts in conducting a Citizen Police Academy program.

MISCELLANEOUS BUSINESS

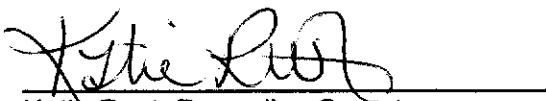
- The Utah League of Cities and Towns Annual Conference will occur September 16-18. Officials wishing to attend should provide registration information to the City Recorder by August 27th.
- Councilwoman Ivie expressed concern that a presentation she and Councilman Higginson requested be placed on the July 7th agenda was not included. Mayor Cutler explained that the presenter had wanted to wait. Councilman Higginson agreed to reach out to the individual and find out if the presentation is available.
- Mr. Thacker provided the Council with a memo regarding reassignment of duties related to the Finance Director's current health limitations.

ADJOURNMENT

At 10:02 p.m. Councilwoman Fillmore made a **motion** to adjourn the meeting. Councilwoman Ivie seconded the motion, which passed by unanimous vote (5-0).


Marsha L. Morrow, City Recorder

8-18-2015
Date Approved


Katie Rust, Recording Secretary



CENTERVILLE CITY COUNCIL MEETING

Tuesday, Aug 4, 2015
7:00 p.m.

①

NAME (PLEASE PRINT)	ADDRESS**
Dale McIntyre	258 E 200 S Centerville
Jennifer Turnblom	249 S Main Centerville
Becki Wright	291 W 1350 N.ville
Robyn Meekins	202 N 100 E Cent
NAIL LISH	428 E 1200 N.
CHERIE LISH	" "
Craig Roll	Davis School Dist
GIVEN HILL	DAVIS SCHOOL DIST.
Curt Hampton	991 N 400 E Centerville
Ann Bedell	533 E. Aspen WAY
STEVE JORDAN	796 PRESENTS BROOK CIR
Mary Thompson	1025 Country Mill Kaysville
Bennett Thompson	" " "
Luke Baures (snow)	2017 Kingston Rd Farmington
Michelle Baures	" " "
John Williams	2106 S 900 E Bountiful
Zach Williams	" "
Sam Williams	"nope"
Jack Carter	"nope"
Jessie Dahlgersgott	// ye P!!
Math Williams	2106 S 900 E Bountiful
Nick Jenkins	246 E 900 N

** 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.

CENTERVILLE CITY COUNCIL MEETING

Tuesday, Aug 4, 2015
7:00 p.m.

NAME (PLEASE PRINT)

ADDRESS**

Manny Vanez

212

Dan & Robin Neville

415 S. Main St.

Scott Cutler

1572 N. Main Centerville UT

John Carbaugh

115 E. Porter Camp

Bruce Cox

364 W. 1375 N. Cent.

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