

CENTERVILLE CITY COUNCIL AGENDA

NOTICE IS HEREBY GIVEN THAT THE CENTERVILLE CITY COUNCIL WILL HOLD ITS REGULAR PUBLIC MEETING AT 7:00 PM ON JULY 2, 2019 AT THE CENTERVILLE CITY COMMUNITY CENTER AND CITY HALL COUNCIL CHAMBERS, 250 NORTH MAIN STREET, CENTERVILLE, UTAH. THE AGENDA IS SHOWN BELOW.

Meetings of the City Council of Centerville City may be conducted via electronic means pursuant to Utah Code Ann. 52-4-207, as amended. In such circumstances, contact will be established and maintained via electronic means and the meeting will be conducted pursuant to the Electronic Meetings Policy established by the City Council for electronic meetings.

Centerville City, in compliance with the Americans With Disabilities Act, provides accommodations and auxiliary communicative aids and services for all those citizens in need of assistance, including hearing devices. Persons requesting these accommodations for City-sponsored public meetings, services, programs, or events should call Jacob Smith, Centerville Management Services Director, at 801-295-3477, giving at least 24 hours notice prior to the meeting.

The full packet of backups materials can be found at <http://centerville.novusagenda.com/agendapublic>.

Tentative - The times shown below are tentative and are subject to change during the meeting.

Time:

- 7:00 **A. ROLL CALL**
- B. PRAYER OR THOUGHT**
- Councilmember Ince
- C. PLEDGE OF ALLEGIANCE**
- 7:05 **D. OPEN SESSION (This item allows for the public to comment on any subject of municipal concern, including agenda items that are not scheduled for a public hearing. Citizens are encouraged to limit their comments to two (2) minutes per person. Citizens may request a time to speak during Open Session by calling the City Recorder's office at 801-295-3477, or may make such request at the beginning of Open Session.) Please state your name and city of residence.**
- E. BUSINESS**
1. Swear In City Recorder
- Swear in Leah Romero as City Recorder
2. Presentation by Trustee Beth Holbrook, Utah Transit Authority
- Current Services, Community Engagement, and Future Service Planning
3. Summary Action Calendar
- A. End of Warranty Period for C. Johnson Subdivision
- B. Street Overlay Projects 2019 bid award
4. Public Hearing - Zoning Text Amendment - Setbacks for Accessory Buildings in Residential Zones - CZC 12.32.300

- Consider proposed amendments to CZC 12.32.300 regarding accessory building setbacks in residential zones - Ordinance No. 2019-12
5. Public Hearing - Renewal of Certificate of Registration with DWR for Urban Deer Control and Updates to Urban Deer Control Plan
Consider renewal of Certificate of Registration with Division of Wildlife Resources for Urban Deer Control and approve updates to Urban Deer Control Plan
 6. Municipal Code Amendments - Archery Exceptions - CMC 13.03.062
Consider Municipal Code Amendments to CMC 13.03.062 regarding the discharge of projectiles - Ordinance No. 2019-13
 7. Municipal Code Amendments - Emergency Interim Successors - CMC 2.01.190
Consider Municipal Code Amendments enacting CMC 2.01.190 designating emergency interim successors and their order of succession in the event of a disaster - Ordinance No. 2019-11
 8. Planning Commission Report
 9. Mayor's Report
 10. City Manager's Report
 11. Minutes Review and Acceptance
June 18, 2019 Work Session Minutes
June 18, 2019 City Council Minutes
 12. Closed meeting for reasons allowed by state law, including, but not limited to, the provisions of Section 52-4-205 of the Utah Open and Public Meetings Act, and for attorney-client matters that are privileged pursuant to Utah Code Ann. § 78B-1-137, as amended

F. ADJOURNMENT

CENTERVILLE

**Staff Backup Report
7/2/2019**

Item No. 1.

Short Title: Swear In City Recorder

Initiated By:

Scheduled Time:

SUBJECT

Swear in Leah Romero as City Recorder

RECOMMENDATION

BACKGROUND

CENTERVILLE

Staff Backup Report

7/2/2019

Item No. 2.

Short Title: Presentation by Trustee Beth Holbrook, Utah Transit Authority

Initiated By: Beth Holbrook, UTA Board

Scheduled Time:

SUBJECT

Current Services, Community Engagement, and Future Service Planning

RECOMMENDATION

BACKGROUND

ATTACHMENTS:

Description

- ▢ UTA Service
- ▢ UTA Presentation

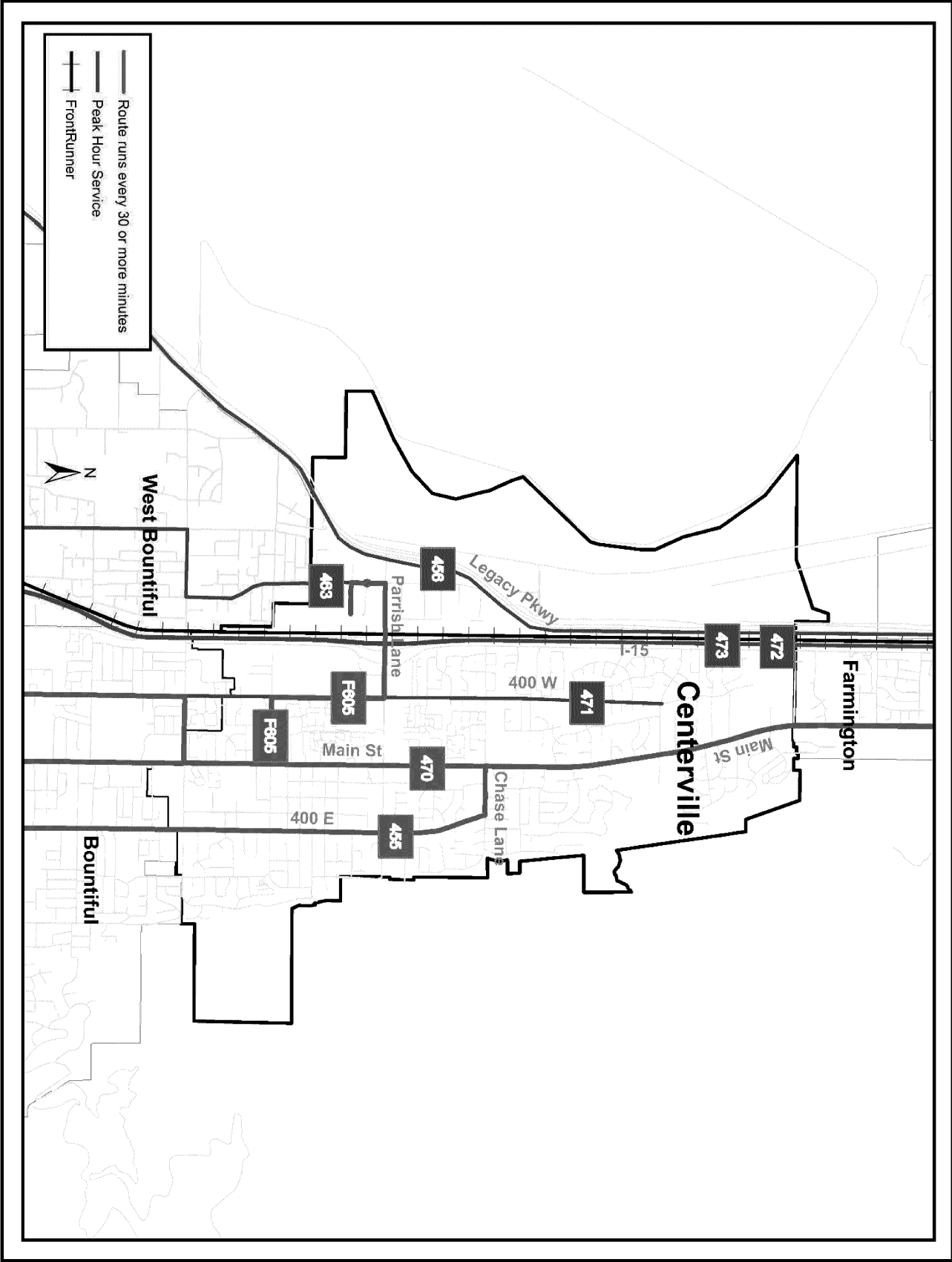
Service Summary

City of Centerville

ROUTE	RIDERSHIP AVERAGE WEEKDAY	FREQUENCY IN MINUTES			HOURS OF SERVICE		
		WEEKDAY	SATURDAY	SUNDAY	WEEKDAY	SATURDAY	SUNDAY
455	1570	30–60	—	—	4:00 AM – 8:30 PM	—	—
456	36	1 AM TRIP 1 PM TRIP	—	—	AM AND PM RUSH HOURS	—	—
463	43	2 AM TRIPS 2 PM TRIPS	—	—	AM AND PM RUSH HOURS	—	—
470	3296	20–30 30–60 EVENING	30 30–60 EVENING	30 30–60 EVENING	4:00 AM – 12:30 AM	7 AM – 12 AM	7:30 AM – 9:30 PM
471	56	3 AM TRIPS 2 PM TRIPS	—	—	AM AND PM RUSH HOURS	—	—
472	388	6 AM TRIPS 6 PM TRIPS	—	—	AM AND PM RUSH HOURS	—	—
473	524	11 AM TRIPS 7 PM TRIPS	—	—	AM AND PM RUSH HOURS	—	—
F605	32	30	—	—	6:00 AM – 8:00 PM	—	—

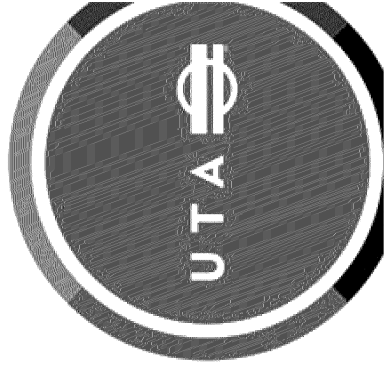
ROUTES 456, 472 AND 473 TRAVEL WITHIN CENTERVILLE ON INTERSTATE 15 AND LEGACY PKWY,
BUT HAVE NO STOPS WITHIN THE CITY.

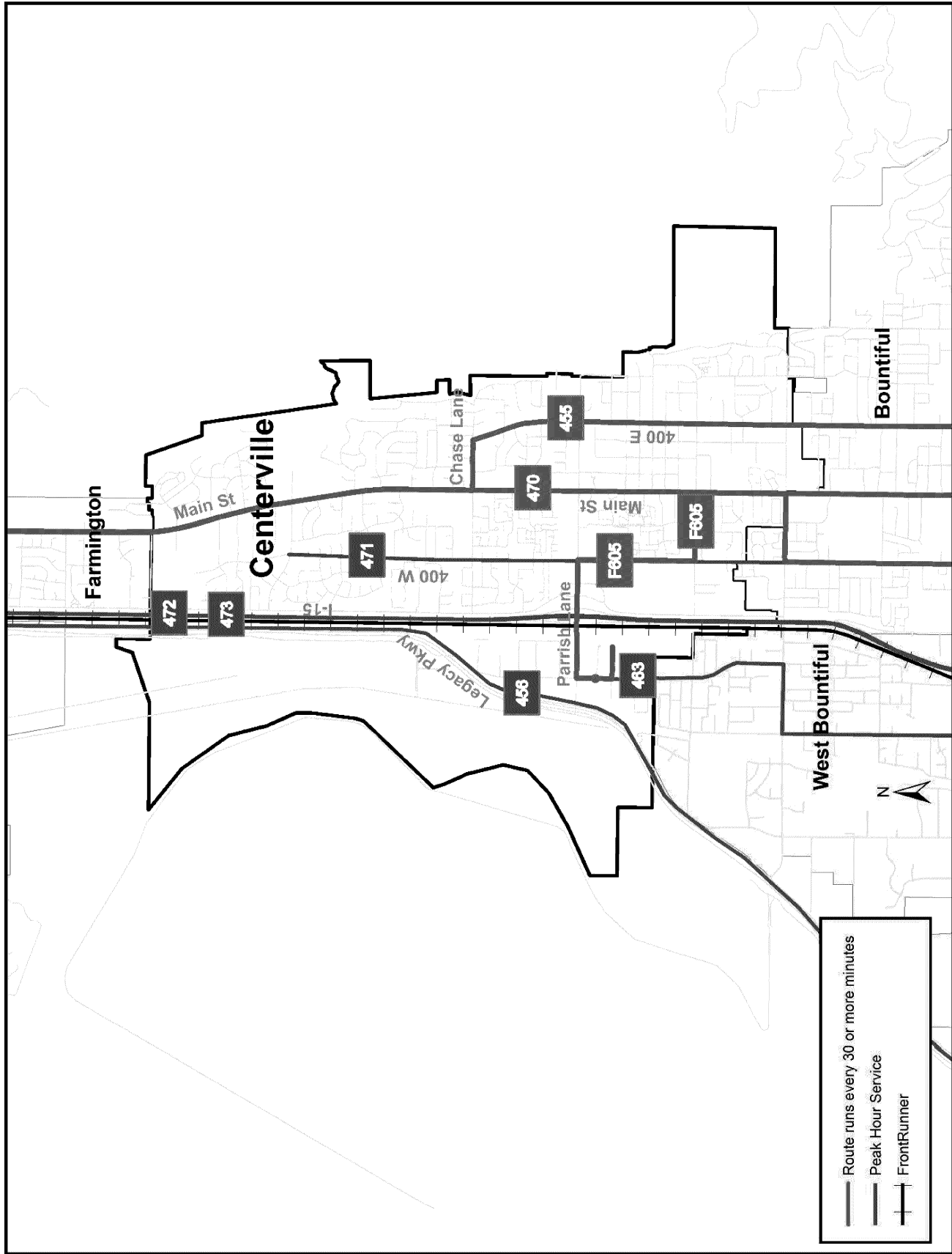
SERVICE MAP ON THE NEXT PAGE



Utah Transit Authority

Trustee Beth Holbrook
(801) 287-2307 Direct Line
bholbrook@rideuta.com

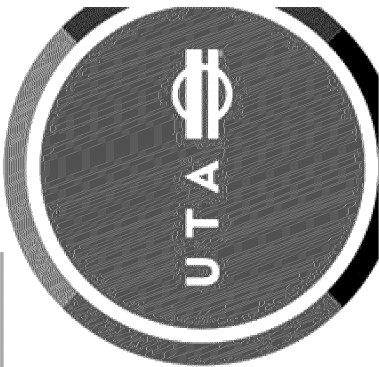




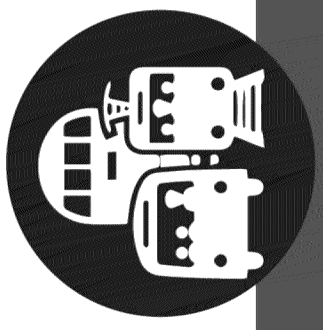
Service in Centerville

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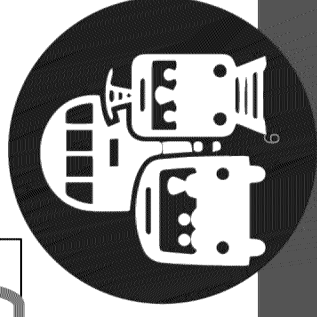
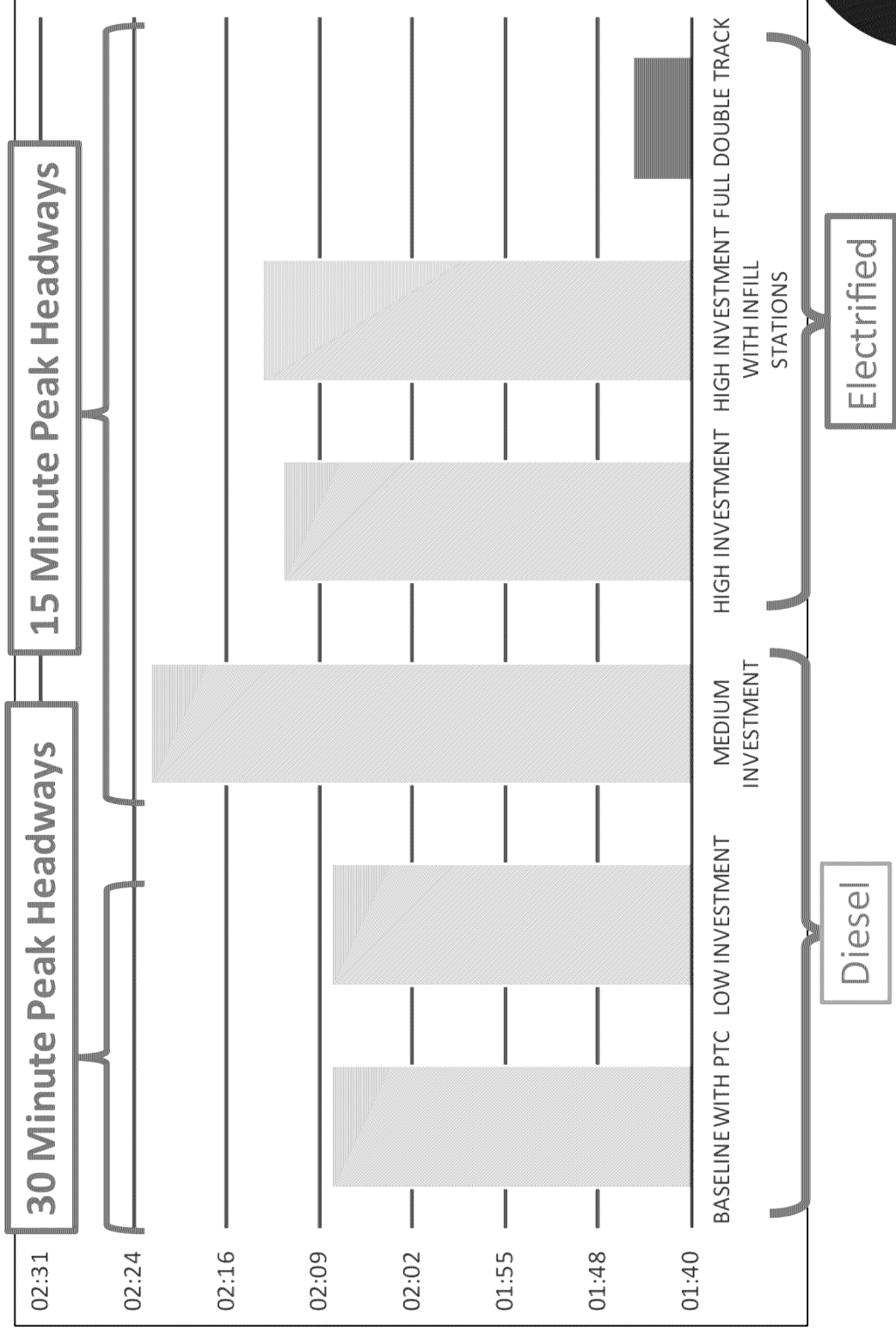
Future of FrontRunner



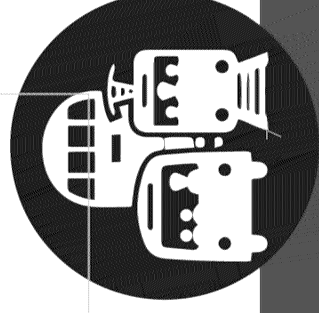
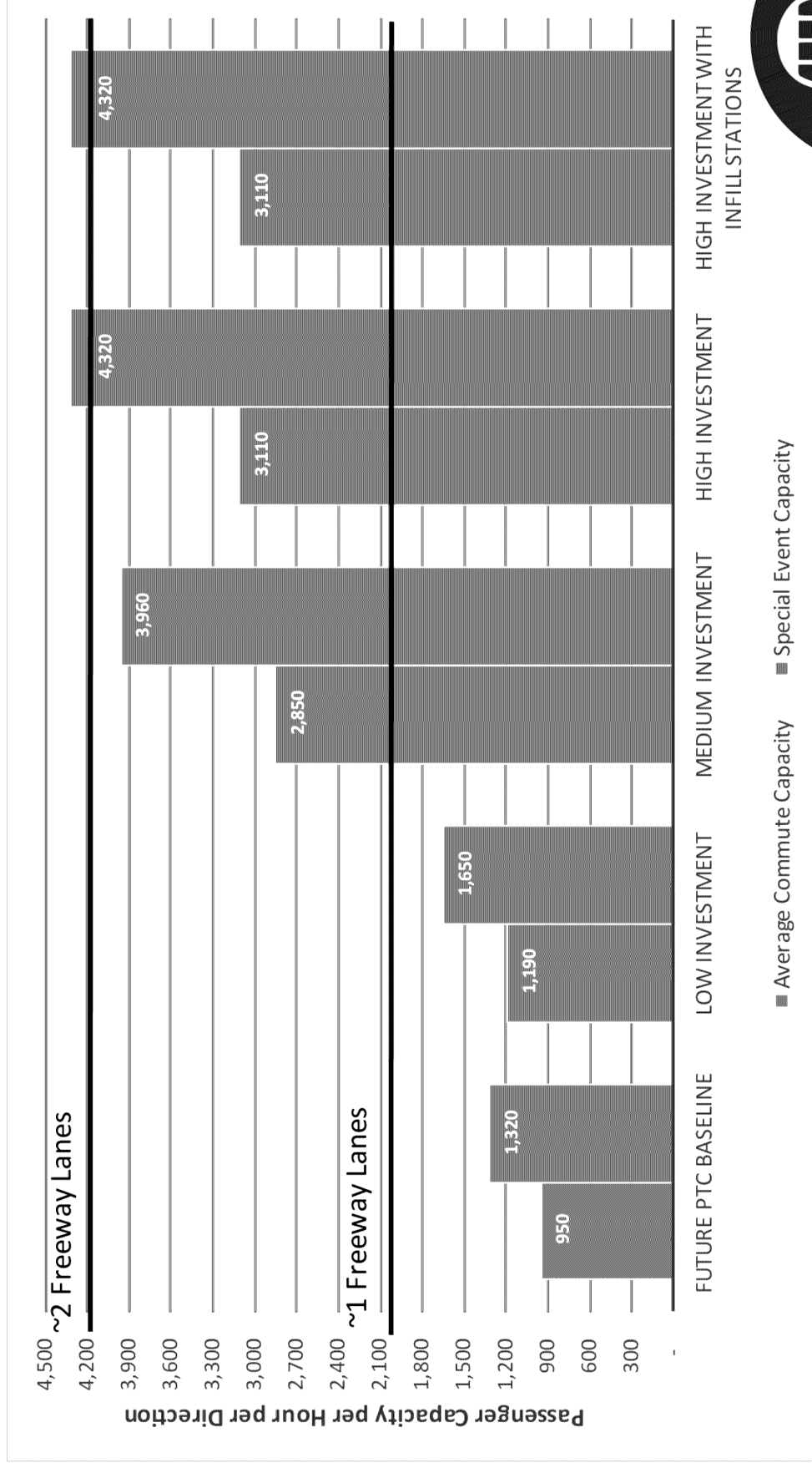
Study Scenarios

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Ogden to Provo Average Travel Time (Double Track)



Added Person Capacity



More Information

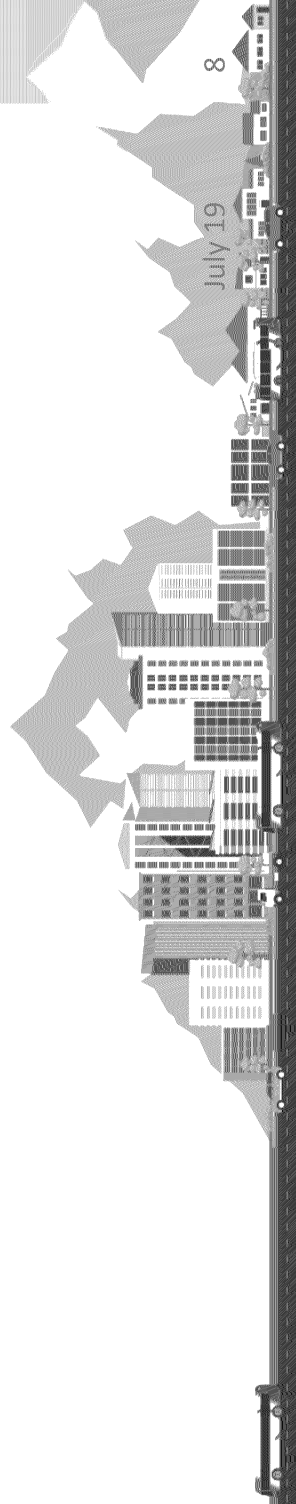
rideuta.com/service-choices



SERVICE CHOICES

8

July 19



CENTERVILLE

Staff Backup Report

7/2/2019

Item No. 3.

Short Title: Summary Action Calendar

Initiated By:

Scheduled Time:

SUBJECT

A. End of Warranty Period for C. Johnson Subdivision

B. Street Overlay Projects 2019 bid award

RECOMMENDATION

A. Approve End of Warranty Period effective July 2, 2019 for the C. Johnson Subdivision.

B. Award bid to Black Forest Paving in the amount of \$462,778.80.

BACKGROUND

ATTACHMENTS:

Description

- ☐ C. Johnson End of Warranty
- ☐ Street Overlay Project - Bid Tabulation
- ☐ Street Overlay Project - Notice of Award

Page 1 of 2
Proj. # 16-171

Release of the sum of \$ 27,602.66 , is hereby authorized. Said release shall end the applicable warranty period for said improvements.

Recommendation for approval:

Kevin L. Campbell, P.E. 06-27-19
City Engineer Date

CENTERVILLE CITY
IMPROVEMENTS AGREEMENT BOND REDUCTION REQUEST
No. 3 (End Warranty) Date: 06-27-19

Subdivision: C. Johnson Amended Subdivision

Item Nos.	Description	Estimated Amount	Completed Amount	Amount Released
1	Street Construction	\$109,429.69	100%	\$109,429.69
2	Irrigation Services	\$23,390.00	100%	\$23,390.00
3	Storm Drain and Sub-drain	\$70,350.00	100%	\$70,350.00
4	Sanitary Sewer	\$33,560.00	100%	\$33,560.00
5	Miscellaneous	\$13,500.00	100%	\$13,500.00
6	Contingency	\$50,045.94	100%	\$50,045.94
	Total	\$300,275.63		\$300,275.63



400 WEST – 1100 NORTH TO 500 NORTH

13	Asphalt overlay including compaction (2" thick, PG-58-28, DM 1/2", 50 Blow, 15% max. RAP)	1,680	TN	\$63.00	\$105,840.00	\$71.25	\$119,700.00	\$65.80	\$110,544.00	\$61.00	\$102,480.00	\$66,710.00
14	Remove and replace asphalt (4" deep) including saw-cut	3,000	SF	\$4.00	\$12,000.00	\$3.92	\$11,760.00	\$3.50	\$10,500.00	\$4.00	\$12,000.00	\$3,220.00
15	Sweep street	128,710	SF	\$0.04	\$5,148.40	\$0.01	\$1,287.10	\$0.02	\$2,574.20	\$0.02	\$2,574.20	\$0,000.00
16	7' wide Edge Mill and End Mill existing asphalt including lowering of manholes and valves as necessary and mobilization for milling operation	6,900	LF	\$1.95	\$13,455.00	\$1.47	\$10,143.00	\$1.80	\$12,420.00	\$0.80	\$5,520.00	\$1,000.00
17	Asphalt leveling course prior to overlay as per engineer	500	TN	\$65.50	\$32,750.00	\$74.97	\$37,485.00	\$71.00	\$35,500.00	\$75.00	\$37,500.00	\$69,000.00
18	Trim trees as needed for equipment clearance	1	Lump Sum	\$1,100.00	\$1,100.00	\$580.00	\$580.00	\$565.00	\$565.00	\$3,500.00	\$3,500.00	\$2,650.00
19	Remove and replace curb and gutter as per Engineer including saw-cut as needed	550	LF	\$41.50	\$22,825.00	\$32.69	\$17,979.50	\$40.00	\$22,000.00	\$13.50	\$7,425.00	\$38,000.00

Item No.	Description	Amounts	Units	Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
26	Mobilization and Traffic Control	1	Lump Sum	\$7,500.00	\$7,500.00	\$7,441.00	\$7,441.00	\$9,000.00	\$9,000.00	\$16,500.00	\$16,500.00
27	Re-stripe per new striping plan	1	Lump Sum	\$9,850.00	\$9,850.00	\$2,900.00	\$2,900.00	\$5,600.00	\$5,600.00	\$3,500.00	\$3,500.00
	Subtotal (Items 13-27)				\$267,828.40		\$245,019.40		\$269,193.20		\$259,244.20
100 EAST – 100 NORTH TO 300 SOUTH											
28	Asphalt overlay including compaction (2" thick, PG-58-28, DM 1/2", 50 Blow, 15% max. RAP)	470	TN	\$64.00	\$30,080.00	\$71.29	\$33,506.30	\$67.00	\$31,490.00	\$61.00	\$28,670.00
29	Remove and replace asphalt (3' deep) including saw-cut	800	SF	\$3.50	\$2,800.00	\$3.42	\$2,736.00	\$4.90	\$3,920.00	\$6.00	\$4,800.00
30	Sweep street	35,770	SF	\$0.04	\$1,430.80	\$0.03	\$1,073.10	\$0.02	\$715.40	\$0.02	\$715.40
31	7' wide End Mill existing asphalt including lowering of manholes and valves as necessary and mobilization for milling operation	2,428	LF	\$1.50	\$3,642.00	\$1.63	\$3,957.64	\$1.40	\$3,399.20	\$0.75	\$1,821.00
32	Asphalt leveling course prior to overlay as per engineer	50	TN	\$69.00	\$3,450.00	\$80.54	\$4,027.00	\$74.00	\$3,700.00	\$85.00	\$4,250.00
33	Trim trees as needed for equipment clearance	1	Lump Sum	\$450.00	\$450.00	\$348.00	\$348.00	\$1,700.00	\$1,700.00	\$1,050.00	\$1,100.00
34	Remove and replace curb and gutter as per Engineer including saw-cut as needed	60	LF	\$41.50	\$2,490.00	\$30.93	\$1,855.80	\$40.00	\$2,400.00	\$50.00	\$3,000.00
35	Remove and replace concrete waterway as per Engineer including saw-cut as needed	160	SF	\$20.00	\$3,200.00	\$12.57	\$2,011.20	\$18.00	\$2,880.00	\$12.00	\$1,920.00
36	Adjust water valve box and monuments to final grade with concrete collar	4	EA	\$350.00	\$1,400.00	\$290.00	\$1,160.00	\$540.00	\$2,160.00	\$575.00	\$2,300.00
37	Adjust manhole to final grade with concrete collar	1	EA	\$450.00	\$450.00	\$232.00	\$232.00	\$650.00	\$650.00	\$800.00	\$800.00
38	Mobilization and Traffic Control	1	Lump Sum	\$1,900.00	\$1,900.00	\$7,441.40	\$7,441.40	\$4,650.00	\$4,650.00	\$9,200.00	\$9,200.00
	Subtotal (Items 28-38)				\$51,292.80		\$58,348.44		\$57,664.60		\$58,526.40
CANYON BREEZE DRIVE AND 225 EAST											
39	Asphalt overlay including compaction (2" thick, PG-58-28, DM 1/2", 50 Blow, 15% max. RAP)	530	TN	\$64.00	\$33,920.00	\$73.58	\$38,997.40	\$70.00	\$37,100.00	\$61.00	\$32,330.00
40	Remove and replace asphalt (3' deep) including saw-cut	800	SF	\$3.50	\$2,800.00	\$2.79	\$2,232.00	\$3.65	\$2,920.00	\$7.30	\$5,840.00
41	Sweep street	40,250	SF	\$0.04	\$1,610.00	\$0.03	\$1,207.50	\$0.02	\$805.00	\$0.02	\$805.00
42	7' wide End Mill existing asphalt including lowering of manholes and valves as necessary and mobilization for milling operation	2,655	LF	\$1.40	\$3,717.00	\$2.59	\$6,876.45	\$1.50	\$3,982.50	\$1.20	\$3,186.00
43	Asphalt leveling course prior to overlay as per engineer	50	TN	\$69.00	\$3,450.00	\$80.54	\$4,027.00	\$74.00	\$3,700.00	\$85.00	\$4,250.00
44	Trim trees as needed for equipment clearance	1	Lump Sum	\$450.00	\$450.00	\$580.00	\$580.00	\$565.00	\$565.00	\$1,700.00	\$1,700.00
45	Remove and replace curb and gutter as per Engineer including saw-cut as needed	110	LF	\$41.50	\$4,565.00	\$30.93	\$3,402.30	\$40.00	\$4,400.00	\$45.00	\$4,950.00
46	Remove and replace sidewalk as per Engineer including saw-cut as needed	160	SF	\$14.00	\$2,240.00	\$8.03	\$1,284.80	\$10.00	\$1,600.00	\$13.00	\$2,080.00
47	Adjust water valve box and monuments to final grade with concrete collar	2	EA	\$250.00	\$700.00	\$200.00	\$800.00	\$540.00	\$1,080.00	\$575.00	\$1,150.00

Section 00 51 00

Notice of Award

Date: 07/02/2019

Project: Street Overlay Projects 2019

Owner: Centerville City

Owner's Contract No.: 18-171 & 19-024

Contract: Street Overlay Projects 2019

Engineer's Project No.: 18-171 & 19-024

Bidder: Black Forest Paving LLC

Bidder's Address: 9524 South Fuelner Park Road

West Jordan, UT 84081

You are notified that your Bid dated 5/24/2019 for the above Contract has been considered. You are the apparent Successful Bidder and are awarded a Contract for Bid Schedule Items 1-49.

The Contract Price of your Contract is Four Hundred Sixty Two Thousand Seven Hundred Seventy Eight 80/100 Dollars (\$462,778.80).

3 copies of the proposed Contract Documents (except Drawings) accompany this Notice of Award.

3 sets of the Drawings will be delivered separately or otherwise made available to you immediately.

You must comply with the following conditions precedent within [15] days of the date you receive this Notice of Award.

1. Deliver to the Owner [3] fully executed counterparts of the Contract Documents.
2. Deliver with the executed Contract Documents the Contract security [Bonds] as specified in the Instructions to Bidders (Article 20), General Conditions (Paragraph 5.01), and Supplementary Conditions (Paragraph SC-5.01).
3. Other conditions precedent:
None

Failure to comply with these conditions within the time specified will entitle Owner to consider you in default, annul this Notice of Award, and declare your Bid security forfeited.

Within ten days after you comply with the above conditions, Owner will return to you one fully executed counterpart of the Contract Documents.

Owner

By: _____

Authorized Signature

Title

Copy to Engineer

**CENTERVILLE
CITY COUNCIL
Staff Backup Report
7/2/2019**

Item No. 4.

Short Title: Public Hearing - Zoning Text Amendment - Setbacks for Accessory Buildings in Residential Zones - CZC 12.32.300

Initiated By: City Council

Scheduled Time:

SUBJECT

Consider proposed amendments to CZC 12.32.300 regarding accessory building setbacks in residential zones - Ordinance No. 2019-12

RECOMMENDATION

Approve Ordinance No. 2019-12 regarding accessory building setbacks in residential zones subject to the suggested findings set forth in the Staff Transmittal Report.

BACKGROUND

The City Council recently directed the Planning Commission and Staff to review and reconsider accessory building setbacks in residential zones. On June 12, 2019, the Planning Commission reviewed the Council suggested changes and have forwarded a revised recommendation as more particularly set forth in the attached Staff Transmittal Report.

ATTACHMENTS:

Description

- ▢ 07-02-2019 CC Transmittal Report - Accessory Building Setbacks
- ▢ Ordinance No. 2019-12 - Accessory Building Setbacks
- ▢ 06-12-2019 PC Staff Report Setbacks Accessory Building, Residential

**CENTERVILLE CITY
COMMUNITY DEVELOPMENT DEPARTMENT
655 North 1250 West, Centerville, Utah 84014
(801) 292-8232**

CITY COUNCIL TRANSMITTAL REPORT

APPLICANT: **CENTERVILLE CITY COUNCIL
C/O MAYOR WILKINSON
250 NORTH MAIN STREET
CENTERVILLE CITY, UT 84014**

APPLICATION: **ZONING ORDINANCE TEXT AMENDMENT**

APPLICANT REQUEST: **AMEND THE ZONING CODE REGARDING SETBACKS
FOR ACCESSORY BUILDINGS IN RESIDENTIAL ZONES**

PC RECOMMENDATION: **RECOMMENDS AN MODIFIED VERSION TO THE
CITY COUNCIL**

BACKGROUND

Recently as a result of open session comments at a City Council Meeting, the Council directed the Planning Commission and staff to review and re-consider relaxing the accessory building setbacks for Residential Zones.

PROPOSED ZONING ORDINANCE TEXT EDITS – *as proposed by City Council*

✓ *Amend [red text] Chapter 12.32.1-Development Standards in Residential Zones as follows:*

Setback Standards – Rear Yard	R-L	R-M	R-H
Accessory building (one-story) - Less than 2 500 square feet ⁴	3 feet	3 feet	3 feet
Accessory building (one-story) - 2 500 square feet or greater ⁴	5 feet	5 feet	5 feet
Accessory building (two-story or greater than 14 0 feet in height) - All sizes ⁴	8 feet	8 feet	8 feet

⁴ **Setback is measured from any interior and/or rear lot line**

PLANNING COMMISSION'S RECOMMENDATION

On June 12, 2019, the Planning Commission recommended a MODIFIED VERSION of the Council's original suggested edits, as follows:

Setback Standards – Rear Yard	R-L	R-M	R-H
Accessory building (one-story) - Less than 400 square feet ^{4,5}	3 feet	3 feet	3 feet
Accessory building 400 square feet or greater and up to the maximum height allowed by the applicable zone ⁴	5 feet	5 feet	5 feet

⁴ Setback is measured from any interior and/or rear lot line

⁵ Subject to Applicable Construction Codes

Suggested Reasons for Action (findings):

- a. Section 12.420, Residential Development – The Planning Commission finds that the main or prominent theme of this Section of the General Plan is the suburban residential lifestyle of Centerville City. Low-Density, single-family, development is the preferred lifestyle for much the planned residential areas.*
- b. The Planning Commission finds that the General Plan is focused on preserving the quality of single-family development.*
- c. The Planning Commission finds that allowing for accessory uses and buildings is consistent with this desire.*
- d. The Planning Commission finds that the allowance of accessory buildings is subject to the preferred or acceptable bulk and area standards (e.g. setbacks, heights, etc.) that are adopted by legislative body.*
- e. Therefore, the Planning Commission finds that the proposed amendments can be deemed acceptable and/or consistent with review factors of Section 12.21.080(e) of Centerville City's Zoning Ordinance.*

PLANNING COMMISSION VOTE (7-0)

Commissioner	Yes	No	Not Present
Hayman (Chair)	X		
Johnson	X		
Daly	X		
Hintze	X		
Wright	X		
Hunt	X		
Workman	X		

ORDINANCE NO. 2019-12

AN ORDINANCE AMENDING SECTION 12.32.300 OF THE CENTERVILLE ZONING CODE REGARDING REAR YARD SETBACK REQUIREMENTS FOR ACCESSORY BUILDINGS IN RESIDENTIAL ZONES

WHEREAS, the City Council directed the Planning Commission and Staff to review and consider reducing accessory building setbacks as set forth in the Zoning Code; and

WHEREAS, in response to the City Council's request, the Planning Commission and Staff reviewed and recommended proposed amendments to the rear yard setback requirements for accessory buildings within residential zones; and

WHEREAS, the City Council has determined that the proposed amendments to the Zoning Code regarding rear yard setback requirements for accessory buildings within residential zones are in the best interest of the City and the public and provide a reasonable balance between private property rights and municipal regulation of reasonable locational requirements for accessory buildings; and

WHEREAS, the proposed amendments to the Zoning Code as set forth herein have been reviewed by the Planning Commission and the City Council and all appropriate public notices have been provided and appropriate public hearings have been held in accordance with Utah law to obtain public input regarding the proposed revisions to the Zoning Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF CENTERVILLE CITY, STATE OF UTAH, AS FOLLOWS:

Section 1. Amendment. Section 12.32.300 of the Centerville Zoning Code regarding Table of Development Standards in Residential Zones is hereby amended regarding rear yard setback requirements for accessory buildings in residential zones as more particularly provided as follows:

12.32.300 Table of Development Standards in Residential Zones

* * *

Development Standard	Zones		
	R-L	R-M	R-H
Setback Standards - Rear Yard			
Main building ³	20 feet	20 feet	20 feet
Accessory building (one-story) – Less than 400 200 -square feet or less ^{4,5}	3 feet	3 feet	3 feet
Accessory building (one-story) – <u>Greater than 400 200</u> -square feet or greater and up to the maximum height allowed by the applicable <u>zone</u> ^{4,5}	5 feet	5 feet	5 feet

Accessory building (two-story or greater than 10 feet in height) — All sizes ⁴	8 feet	8 feet	8 feet
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3. Flexibility for setbacks may be provided for multiple-family dwelling unit in R-M and R-H Zones in accordance with and subject to the provisions of CZC 12.55.130(l).
4. Setback is measured from any interior and/or rear lot line.
5. Subject to compliance with applicable Construction Codes.

* * *

Section 2. Severability. If any section, part or provision of this Ordinance is held invalid or unenforceable by a court of competent jurisdiction, such invalidity or unenforceability shall not affect any other portion of this Ordinance, and all sections, parts and provisions of this Ordinance shall be severable.

Section 3. Omission Not a Waiver. The omission to specify or enumerate in this ordinance those provisions of general law applicable to all cities shall not be construed as a waiver of the benefits of any such provisions.

Section 4. Effective Date. This Ordinance shall become effective immediately upon publication or posting, or thirty (30) days after passage, whichever occurs first.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF CENTERVILLE CITY,
STATE OF UTAH, ON THIS 2nd DAY OF JULY, 2019.**

ATTEST:

CENTERVILLE CITY

Leah Romero, City Recorder

By: _____
Mayor Clark A. Wilkinson

Voting by the City Council:

	“AYE”	“NAY”
Councilmember Fillmore	_____	_____
Councilmember Ince	_____	_____
Councilmember Ivie	_____	_____
Councilmember McEwan	_____	_____
Councilmember Mecham	_____	_____

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

According to the provisions of the U.C.A. § 10-3-713, as amended, I, the municipal recorder of Centerville City, hereby certify that foregoing ordinance was duly passed by the City Council and published, or posted at: (1) 250 North Main; (2) 655 North 1250 West; and (3) RB's Gas Station, on the foregoing referenced dates.

LEAH ROMERO, City Recorder

DATE: _____

RECORDED this ____ day of _____, 2019.

PUBLISHED OR POSTED this ____ of _____, 2019.

**CENTERVILLE CITY
COMMUNITY DEVELOPMENT DEPARTMENT
655 North 1250 West, Centerville, Utah 84014
(801) 292-8232**

**STAFF REPORT
AGENDA: ITEM 3**

APPLICANT: **CENTERVILLE CITY COUNCIL
C/O MAYOR WILKINSON
250 NORTH MAIN STREET
CENTERVILLE CITY, UT 84014**

APPLICATION: **ZONING ORDINANCE TEXT AMENDMENT**

APPLICANT REQUEST: **AMEND THE ZONING CODE REGARDING SETBACKS
FOR ACCESSORY BUILDINGS IN RESIDENTIAL ZONES**

RECOMMENDATION: **CONSIDER RECOMENDING THE PROPOSED CHANGES
TO THE CITY COUNCIL**

BACKGROUND

Recently as a result of open session comments at a City Council Meeting, the Council directed the Planning Commission and staff to review and re-consider relaxing the accessory building setbacks for Residential Zones.

PROPOSED ZONING ORDINANCE TEXT EDITS – *as proposed by City Council*

- ✓ *Amend [red text] Chapter 12.32.1-Development Standards in Residential Zones as follows:*

Setback Standards – Rear Yard	R-L	R-M	R-H
Accessory building (one-story) - Less than 2500 square feet ⁴	3 feet	3 feet	3 feet
Accessory building (one-story) - 2500 square feet or greater ⁴	5 feet	5 feet	5 feet
Accessory building (two-story or greater than 140 feet in height) - All sizes ⁴	8 feet	8 feet	8 feet

⁴ Setback is measured from any interior and/or rear lot line

ZONE TEXT AMENDMENT POLICY

Factors to be Considered

The Planning Commission is to consider four (4) factors when making a recommendation and a final decision for a Zoning Ordinance Text and Map amendments. These required factors are located in Section 12.21.080(e) of Centerville City's Zoning Ordinance. The proposed changes, if approved, would apply to any property located in the listed Residential Zones above. Nonetheless, Factors Two (2) through Four (4) are related specifically to map amendments rather than text or code changes. Thus, staff's review and conclusions are limited to Factor One (1) the General Plan guidance, as provided below:

1. **Is the proposed amendment consistent with the goals, objectives and policies of the City's General Plan?**
- ✓ ***Section 12.420, Residential Development*** – The main or prominent theme of this Section of the General Plan is the suburban residential lifestyle of Centerville City. Low-Density, single-family, development is the preferred lifestyle for much the planned residential areas.

Staff's Conclusion – From review of the General Plan, it is staff's position that the proposed amendment limited to the "accessory uses" typically associated with single-family development. The General Plan expectation is focused on preserving the quality of single-family development. Thus, it is staff's position that allowing for accessory uses and buildings is consistent with this desire. However, the allowance of these are always subject to the preferred or acceptable bulk and area standards (*e.g. setbacks, heights, etc.*) that are adopted by legislative body. Staff ultimately prefers that buildings, less than 200 sq. ft. be setback three-feet (3') and buildings 200 sq. ft. or greater be setback five-feet (5'). However, staff has not prevailed in the past with these paramters.

SUGGESTED MOTION AND FINDINGS

[Option #1 - Staff Modifications] "I hereby make a motion to recommend **APPROVAL** of the proposed Zoning Ordinance Text Amendments regarding "accessory buildings" as follows:

- ✓ *Amend [red, underlined text] Chapter 12.32.1-Development Standards in Residential Zones as shown in the table below:*

Setback Standards – Rear Yard	R-L	R-M	R-H
Accessory building (two-story or greater than 140 feet in height) - All sizes ⁴	8 feet	8 feet	8 feet

⁴ Setback is measured from any interior and/or rear lot line

[Option #2 - Proposed by City Council] "I hereby make a motion to recommend **APPROVAL** of the proposed Zoning Ordinance Text Amendments regarding "accessory buildings" as follows:

- ✓ Amend [~~red, underlined text~~] Chapter 12.32.1-Development Standards in Residential Zones as shown in the table below:

Setback Standards – Rear Yard	R-L	R-M	R-H
Accessory building (one-story) - Less than 2 500 square feet ⁴	3 feet	3 feet	3 feet
Accessory building (one-story) - 2 500 square feet or greater ⁴	5 feet	5 feet	5 feet
Accessory building (two-story or greater than 14 0 feet in height) - All sizes ⁴	8 feet	8 feet	8 feet

Suggested Reasons for Action (findings):

- a. **Section 12.420, Residential Development** – The Planning Commission finds that the main or prominent theme of this Section of the General Plan is the suburban residential lifestyle of Centerville City. Low-Density, single-family, development is the preferred lifestyle for much the planned residential areas.
- b. The Planning Commission finds that the General Plan is focused on preserving the quality of single-family development.
- c. The Planning Commission finds that allowing for accessory uses and buildings is consistent with this desire.
- d. The Planning Commission finds that the allowance of accessory buildings is subject to the preferred or acceptable bulk and area standards (*e.g. setbacks, heights, etc.*) that are adopted by legislative body.
- e. Therefore, the Planning Commission finds that the proposed amendments can be deemed acceptable and/or consistent with review factors of Section 12.21.080(e) of Centerville City's Zoning Ordinance.

**CENTERVILLE
CITY COUNCIL
Staff Backup Report
7/2/2019**

Item No. 5.

Short Title: Public Hearing - Renewal of Certificate of Registration with DWR for Urban Deer Control and Updates to Urban Deer Control Plan

Initiated By: Bruce Cox, Parks and Recreation Director

Scheduled Time:

SUBJECT

Consider renewal of Certificate of Registration with Division of Wildlife Resources for Urban Deer Control and approve updates to Urban Deer Control Plan

RECOMMENDATION

Approve renewal of Certificate of Registration with Division of Wildlife Resources for Urban Deer Control and approve updates to Urban Deer Control Plan

BACKGROUND

At a work session on June 18, 2019, the City Council directed Staff to pursue the renewal of the City's Certificate of Registration (COR) with the Division of Wildlife Resources (DWR) for Urban Deer Control. The proposed application for renewal of the City's COR for Urban Deer Control is attached. The City must also hold a public hearing on and approve the updates to the City's Urban Deer Control Plan.

ATTACHMENTS:

Description

- ▢ COR Application (2019-2022)
- ▢ Urban Deer Control Plan (2019-2022)

APPLICATION

for Certificate of Registration (COR) FOR URBAN DEER CONTROL PLAN (R657-65)

Initial Application

FILL OUT COMPLETELY AND LEGIBLY

1. **APPLICANT** (name and complete address of city for which COR is requested):

Centerville City
250 N. Main Centerville UT. 84014

CITY REPRESENTATIVE:

Paul Child

TITLE:

Police Chief

2. **COMPLETE THE FOLLOWING FOR CITY REPRESENTATIVE:**

Work Phone: *(801) 292-8441*

Email address: *pechild@centervilleut.com*

3. **PURPOSE:** Design, create, and administer an urban deer control plan. City must meet the following eligibility requirements to apply:

- ☒ Resident deer are collectively causing significant damage to private property or threatening public safety within the city's incorporated boundaries.
- ☒ City has passed an ordinance prohibiting the feeding of deer, elk, and moose.
- ☒ City has general liability insurance in the amount of \$1,000,000 or more.
- ☒ City will hold harmless and indemnify the Division against all claims or damages arising from its deer removal activities.

4. **URBAN DEER CONTROL PLAN WILL CONSIDER THE FOLLOWING TYPES OF REMOVAL:**

- ☒ Lethal
- ☒ Non-lethal

5. **DEER POPULATION:**

Current population estimate: *100*

Target number for managed resident population: *0-25*

6. **REQUESTED BEGINNING AND ENDING DATES FOR COR:**

Beginning: *8/1/2019* Ending: *7/31/2022*

The Division of Wildlife Resources maintains authority to set dates, number and sex of deer to be removed for all urban deer management plans and will be directly involved with any non-lethal removal.

7. **Submit application to:**

**WILDLIFE REGISTRATION OFFICE
1594 WEST NORTH TEMPLE, SUITE 2110
BOX 146301
SALT LAKE CITY, UT 84114-6301**

I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH ADMINISTRATIVE RULE R657-65 AND THAT I ACCEPT ANY AND ALL LIABILITY RESULTING FROM THE ISSUANCE OF A CERTIFICATE OF REGISTRATION. I FURTHER CERTIFY THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A COR IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND ANY FALSE STATEMENT HEREIN MAY RESULT IN THE APPLICATION BEING DENIED.

Applicant signature

Title

Chief of Police

Date

6-20-19

URBAN DEER CONTROL PLAN

Effective Date of Plan: 7/2/2019

COR# 2UDCP9713

DWR Contact: Randall McBride

City: Centerville City

City Contact Information:

Main Contact: Paul Child, Chief of Police

Secondary Contact: Bruce Cox, Parks & Recreation Director

Address for Correspondence: 250 N Main, Centerville UT 84014

Requested Term of COR: 8/1/2019 thru 7/31/2022

Estimated urban deer population size before action: 100

Population objective after action: 0 to 25

Management Actions

Persons Eligible to Take or Relocate Deer:

Persons eligible to participate in the urban deer control plan must meet all qualifications required by the City in order to obtain tags that allow for the lethal removal or relocation of urban deer. Centerville City residents who volunteer will be given preference over non-resident volunteers. City Police Department will oversee the euthanizing or relocation of urban deer and determine which individuals or organizations qualify to participate.

Organizations such as the Mule Deer Foundation and Dedicated Hunter Program will be used for relocation, if available. Volunteers will need to have successfully completed Hunters Safety and pass a criminal background check and be approved by the City Police Department before participating in this plan.

Locations and Time Periods of Deer Removal Activities:

Locations for trapping or taking deer must be approved by the City Police Department and Property Owners. Property Owners must submit to the City a "Property enrollment for deer removal release and hold harmless agreement" prior to any plan action of deer control. Deer removal may only take place at a time that has been approved by the City Police Department and the Property Owner.

As approved on July 2, 2019, this plan may begin implementation as per the COR.

URBAN DEER CONTROL PLAN

As a condition of City Council approval, the City Council suggested the plan be revisited each year to consider amendments to the plan. Any changes or amendments to this plan would have to be authorized by the DWR before implementation.

Legal Methods of Take:

All deer removal or relocation activities shall comply with the City's Urban Deer Control Plan and applicable provisions of the Urban Deer Control regulations as adopted by the Utah Division of Wildlife Resources and set forth in Utah Administrative Code R657-65, as amended.

The City will:

- (a) Require individuals authorized to lethally remove deer to:
 - (i) Tag the carcass consistent with Section 23-20-30; and
 - (ii) Comply with all federal, state, and local laws pertaining to the possession, use, and discharge of a dangerous weapon; and
- (b) Take measures to ensure that:
 - (i) An annual report is submitted to the Division by March 1 on lethal removal activities, including the following information for each permit issued:
 - (A) Name of shooter/permit holder;
 - (B) Sex of the animal;
 - (C) Date of harvest; and
 - (D) Disposition of carcass

The City will not:

- (a) Allow an employee, officer, agent, licensee, or contractor who has not been approved according to the written Urban Deer Control Plan to take or relocate a deer.
- (b) Sell or barter a deer carcass or otherwise use it for pecuniary gain without prior written approval from the Division;
- (c) Collect a fee or compensation from a person or entity it authorizes to remove or relocate deer from its incorporated boundaries, unless the fee or compensation is:
 - (i) \$50 or less;
 - (ii) Used exclusively to recoup the actual costs incurred by the city in:
 - (A) Selecting and qualifying the person/agency; or
 - (B) Approved by the Division in writing
- (d) Undertake or authorize deer removal or relocation activities outside:
 - (i) Incorporated city boundaries or any unincorporated areas approved by the Division and the county; or
 - (ii) The season time frame prescribed in the COR;
- (e) Remove or relocate more deer, collectively or by gender, than authorized in the COR; or
- (f) Authorize the discharge of firearms or archery equipment for deer removal:
 - (i) Between one half hour after official sunset and one half hour before official sunrise; or
 - (ii) In violation of federal, state, or local laws.

URBAN DEER CONTROL PLAN

Methods for Lethal Removal of Urban Deer:

Baiting, trapping, euthanizing or archery will be the lethal methods of take for this plan. Use of bow and arrow will be the primary weapons used for euthanizing deer in locations or situations that are determined to be safe by the City Police Department.

Carcass Removal and Disposal:

Deer carcasses are salvaged consistent with Section 23-20-8 (Waste of Wildlife) and disposed of as provided by law; (Deer remains can be taken to the Davis County Landfill.)

(a) Viscera is removed from the kill site and disposed of as provided by law;

(b) Antlers of lethally removed deer are promptly surrendered to the Division and not retained by the City or the person that takes the animal

Relocation of Deer:

As permitted by the DWR, deer may be trapped, and relocated. Deer to be relocated shall be trapped, marked with a tracking collar, blood samples taken, and treated to prevent spread of disease and pests. Private land owners may solicit deer removal services from agencies or private contractors that are approved by the City Police Department and comply with the COR at the land owner's expense.

Date of Public Meeting Considering this Plan:

The City Council held a public hearing on July 2, 2019, and thereafter approved this Urban Deer Control Plan by _____ vote.

Approval Signatures:

City Mayor

City Recorder

**CENTERVILLE
CITY COUNCIL
Staff Backup Report
7/2/2019**

Item No. 6.

Short Title: Municipal Code Amendments - Archery Exceptions - CMC 13.03.062

Initiated By: Lisa Romney, City Attorney

Scheduled Time:

SUBJECT

Consider Municipal Code Amendments to CMC 13.03.062 regarding the discharge of projectiles - Ordinance No. 2019-13

RECOMMENDATION

Approve Ordinance No. 2019-13 amending CMC 13.03.062 regarding the discharge of projectiles to allow for an archery exception under limited circumstances as part of the Urban Deer Control Program.

BACKGROUND

The City Council has requested renewal of the City's Certificate of Registration (COR) from the Division of Wildlife Resources (DWF) for Urban Deer Control. Pursuant to the City's Urban Deer Control Plan, approved methods for the lethal removal of urban deer include baiting, trapping, and euthanizing with a firearm or by archery. The City needs to add an approved exception to the prohibition regarding the discharge of projectiles within the City by authorized and approved participants for deer removal activities lawfully pursued in accordance with the City's Urban Deer Control Program. Ordinance No. 2019-13 has been prepared for this purpose with the necessary amendments to CMC 13.03.062.

ATTACHMENTS:

Description

- Ordinance No. 2019-13 - Discharge of Projectiles

ORDINANCE NO. 2019-13

AN ORDINANCE AMENDING SECTION 13.03.062 OF THE CENTERVILLE MUNICIPAL CODE REGARDING THE DISCHARGE OF PROJECTILES TO ADD AN EXCEPTION FOR AUTHORIZED AND APPROVED ACTIVITIES UNDER THE CITY'S URBAN DEER CONTROL PROGRAM

WHEREAS, the City Council of Centerville City has previously adopted Title 13 of the Centerville Municipal Code enacting the Centerville City Criminal Code, including Section 13.03.062 regarding regulation of the discharge of projectiles within the City; and

WHEREAS, the City Council desires to update and amend Section 13.03.062 of the Centerville Municipal Code regarding the regulation of the discharge of projectiles within the City to allow for authorized and approved activities under the City's Urban Deer Control Plan as more particularly provided herein; and

WHEREAS, the City is authorized to regulate the discharge of projectiles within the City as an exercise of the City's police powers as further authorized by State law; and

WHEREAS, the City Council finds that the proposed amendments to Section 13.03.062 of the Centerville Municipal Code regarding the regulation of the discharge of projectiles within the City to allow for authorized and approved activities under the City's Urban Deer Control Plan as more particularly set forth herein is in the best interest of the public health, safety and welfare.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF
CENTERVILLE CITY, STATE OF UTAH, AS FOLLOWS:**

Section 1. Amendment. Section 13.03.062 of the Centerville Municipal Code regarding the Discharge of Projectiles is hereby amended to read in its entirety as set forth as follows:

13.03.062. Discharge of Projectiles.

- (a) Private Property. Except as otherwise expressly provided in Subsection (c), it shall be unlawful to discharge or shoot a bow and arrow, crossbow, air gun, bb gun, pellet gun, and any type of instrument, designed to propel or throw missiles capable of doing substantial bodily injury as defined by Utah Code § 76-1-601, on private property (including developed target or archery ranges) in such a manner as to endanger persons or property or to cause the projectile or missile to cross into property owned by another when the person shooting the projectile or missile does not have permission to use such property for the purpose of discharging the device.
- (b) Public Property. Except as otherwise expressly provided in Subsection (c), it shall be unlawful to discharge or shoot a bow and arrow, crossbow, air gun, bb gun, pellet gun, and any type of instrument, designed to propel or throw missiles capable of doing substantial bodily injury as defined by Utah Code § 76-1-601, on public property.

(c) Exceptions. The prohibitions of this Section regarding the discharge of missiles or projectiles within the City limits shall not apply to the discharge of such weapons or contrivances under the following circumstances:

1. When acting in lawful self-defense or the defense of another;
2. By any law enforcement officer acting in the lawful exercise of his or her duties;~~or~~
3. At a lawfully approved an archery or target range approved by the Police Chief;~~or~~
- ~~3.4.~~ By authorized and approved participants for deer removal activities lawfully pursued in accordance with the City's Urban Deer Control Program.

Section 2. Severability. If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance, and all sections, parts and provisions of this Ordinance shall be severable.

Section 3. Effective Date. This Ordinance shall become effective immediately upon publication or posting, or thirty (30) days after passage, which occurs first.

PASSED AND ADOPTED BY THE CITY COUNCIL OF CENTERVILLE CITY, STATE OF UTAH, THIS 2nd DAY OF JULY, 2019.

CENTERVILLE CITY

ATTEST:

Leah Romero, City Recorder

By: _____
Mayor Clark A. Wilkinson

Voting by the City Council:

	"AYE"	"NAY"
Councilmember Fillmore	_____	_____
Councilmember Ince	_____	_____
Councilmember Ivie	_____	_____
Councilmember McEwan	_____	_____
Councilmember Meham	_____	_____

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

According to the provisions of the U.C.A. § 10-3-713, as amended, I, the municipal recorder of Centerville City, hereby certify that foregoing ordinance was duly passed by the City Council and published, or posted at: (1) 250 North Main; (2) 655 North 1250 West; and (3) RB's Gas Station, on the foregoing referenced dates.

LEAH ROMERO, City Recorder

DATE: _____

RECORDED this ____ day of _____, 2019.

PUBLISHED OR POSTED this ____ of _____, 2019.

**CENTERVILLE
CITY COUNCIL
Staff Backup Report
7/2/2019**

Item No. 7.

Short Title: Municipal Code Amendments - Emergency Interim Successors - CMC 2.01.190

Initiated By: Lisa Romney, City Attorney

Scheduled Time:

SUBJECT

Consider Municipal Code Amendments enacting CMC 2.01.190 designating emergency interim successors and their order of succession in the event of a disaster - Ordinance No. 2019-11

RECOMMENDATION

Approve Ordinance No. 2019-11 enacting CMC 2.01.190 of the Centerville Municipal Code designating emergency interim successors and their order of succession in the event of a disaster.

BACKGROUND

Applicable State law as set forth in *Utah Code Ann.* § 53-2a-807 requires the City to designate at least three emergency interim successors and specify their order of succession in the event of a disaster that seriously disrupts normal governmental operations. The proposed ordinance has been prepared for this purpose to adopt CMC 2.01.190 designating the City's emergency interim successors and their order of succession in the event of a disaster.

ATTACHMENTS:

Description

- ▢ Ordinance No. 2019-11 - Emergency Interim Successors
- ▢ Utah Emergency Interim Successor Act - UCA 53-2a-101

ORDINANCE NO. 2019-11

AN ORDINANCE ADOPTING SECTION 2.01.190 OF THE CENTERVILLE MUNICIPAL CODE DESIGNATING EMERGENCY INTERIM SUCCESSORS AND THEIR ORDER OF SUCCESSION IN THE EVENT OF A DISASTER THAT DISRUPTS NORMAL GOVERNMENTAL OPERATIONS

WHEREAS, applicable State law as set forth in *Utah Code Ann.* §53-2a-807 requires the City to designate at least three emergency interim successors and specify their order of succession in the event of a disaster that seriously disrupts normal governmental operations; and

WHEREAS, the City Council desires to enact Section 2.01.190 of the Centerville Municipal Code specifically designating the City's emergency interim successors and their order of succession as more particularly set forth herein.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF CENTERVILLE CITY, STATE OF UTAH, AS FOLLOWS:

Section 1. Enactment. Section 2.01.190 of the Centerville Municipal Code designating the City's emergency interim successors and their order of succession is hereby adopted in its entirety as follows:

2.01.190 Emergency Interim Successors

In accordance with Utah Code § 53-2a-807, the City is required to designate at least three emergency interim successors authorized to exercise the powers and discharge the duties of an office when the person legally exercising the powers and duties of the office is unavailable. "Unavailable" is defined by State law to mean absent from the place of governance during a disaster that seriously disrupts normal governmental operations, whether or not that absence or inability would give rise to a vacancy under existing constitutional or statutory provisions. The City's designated emergency interim successors and their order of succession shall be as follows:

- (a) Mayor;
- (b) Mayor Pro Tem;
- (c) Chief of Police; and
- (d) City Manager

Section 2. Severability. If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance, and all sections, parts and provisions of this Ordinance shall be severable.

Section 3. Effective Date. This Ordinance shall become effective immediately upon publication or posting, or thirty (30) days after passage, which occurs first.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF CENTERVILLE CITY,
STATE OF UTAH, THIS 2nd DAY OF JULY, 2019.**

ATTEST:

CENTERVILLE CITY

Leah Romero, City Recorder

By: _____
Mayor Clark A. Wilkinson

Voting by the City Council:

	“AYE”	“NAY”
Councilmember Fillmore	_____	_____
Councilmember Ince	_____	_____
Councilmember Ivie	_____	_____
Councilmember McEwan	_____	_____
Councilmember Mecham	_____	_____

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

According to the provisions of the U.C.A. § 10-3-713, as amended, I, the municipal recorder of Centerville City, hereby certify that foregoing ordinance was duly passed by the City Council and published, or posted at: (1) 250 North Main; (2) 655 North 1250 West; and (3) RB's Gas Station, on the foregoing referenced dates.

LEAH ROMERO, City Recorder

DATE: _____

RECORDED this ____ day of _____, 2019.

PUBLISHED OR POSTED this ____ of _____, 2019.

Part 8

Emergency Interim Succession Act

53-2a-801 Title.

This part is known as the "Emergency Interim Succession Act."

Renumbered and Amended by Chapter 295, 2013 General Session

53-2a-802 Definitions.

- (1)
 - (a) "Absent" means:
 - (i) not physically present or not able to be communicated with for 48 hours; or
 - (ii) for local government officers, as defined by local ordinances.
 - (b) "Absent" does not include a person who can be communicated with via telephone, radio, or telecommunications.
- (2) "Department" means the Department of Administrative Services, the Department of Agriculture and Food, the Alcoholic Beverage Control Commission, the Department of Commerce, the Department of Heritage and Arts, the Department of Corrections, the Department of Environmental Quality, the Department of Financial Institutions, the Department of Health, the Department of Human Resource Management, the Department of Workforce Services, the Labor Commission, the National Guard, the Department of Insurance, the Department of Natural Resources, the Department of Public Safety, the Public Service Commission, the Department of Human Services, the State Tax Commission, the Department of Technology Services, the Department of Transportation, any other major administrative subdivisions of state government, the State Board of Education, the State Board of Regents, the Utah Housing Corporation, the State Retirement Board, and each institution of higher education within the system of higher education.
- (3) "Division" means the Division of Emergency Management established in Title 53, Chapter 2a, Part 1, Emergency Management Act.
- (4) "Emergency interim successor" means a person designated by this part to exercise the powers and discharge the duties of an office when the person legally exercising the powers and duties of the office is unavailable.
- (5) "Executive director" means the person with ultimate responsibility for managing and overseeing the operations of each department, however denominated.
- (6)
 - (a) "Office" includes all state and local offices, the powers and duties of which are defined by constitution, statutes, charters, optional plans, ordinances, articles, or by-laws.
 - (b) "Office" does not include the office of governor or the legislative or judicial offices.
- (7) "Place of governance" means the physical location where the powers of an office are being exercised.
- (8) "Political subdivision" includes counties, cities, towns, metro townships, districts, authorities, and other public corporations and entities whether organized and existing under charter or general law.
- (9) "Political subdivision officer" means a person holding an office in a political subdivision.
- (10) "State officer" means the attorney general, the state treasurer, the state auditor, and the executive director of each department.
- (11) "Unavailable" means:

- (a) absent from the place of governance during a disaster that seriously disrupts normal governmental operations, whether or not that absence or inability would give rise to a vacancy under existing constitutional or statutory provisions; or
- (b) as otherwise defined by local ordinance.

Amended by Chapter 363, 2017 General Session

53-2a-803 Emergency interim successor to office of governor.

- (1) If the governor is unavailable, and if the lieutenant governor, president of the Senate, and the speaker of the House of Representatives are unavailable to exercise the powers and duties of the office of governor, the attorney general, state auditor, or state treasurer shall, in the order named, exercise the powers and duties of the office of governor until:
 - (a) the governor, lieutenant governor, president of the Senate, or speaker of the House of Representatives becomes available; or
 - (b) a new governor is elected and qualified.
- (2) Notwithstanding the provisions of Subsection (1), no emergency interim successor to the lieutenant governor, president of the Senate, speaker of the House of Representatives, attorney general, state auditor, or state treasurer may serve as governor.

Renumbered and Amended by Chapter 295, 2013 General Session

53-2a-804 Emergency interim successors for state officers.

- (1) By July 1 of each year, each state officer shall:
 - (a) designate three qualified emergency interim successors from within the state officer's department who meet the constitutional qualifications for the office, if any;
 - (b) specify their order of succession;
 - (c) provide a list of those designated successors to the division; and
 - (d) notify emergency interim successors within 30 days of designation.
- (2)
 - (a) If any state officer is unavailable following a disaster, and if the state officer's deputy, if any, is also unavailable, a designated emergency interim successor shall exercise the powers and duties of the office according to the order of succession specified by the state officer.
 - (b) An emergency interim successor other than the attorney general, state auditor, or state treasurer shall exercise the state officer's powers and duties only until:
 - (i) the person exercising the powers and duties of the office of governor appoints a successor to fill the vacancy;
 - (ii) a permanent successor is appointed or elected and qualified as provided by law; or
 - (iii) the state officer, the state officer's deputy, or an emergency interim successor earlier in the order of succession becomes available to exercise or resume the exercise of the powers and duties of the office.
 - (c) An emergency interim successor of the attorney general, state auditor, or state treasurer shall exercise the powers and duties of those offices only until:
 - (i) a permanent successor is appointed or elected and qualified as provided by law; or
 - (ii) the attorney general, state auditor, or state treasurer, their deputy, or an emergency interim successor earlier in the order of succession becomes available to exercise or resume the exercise of the powers and duties of the office.

Renumbered and Amended by Chapter 295, 2013 General Session

53-2a-805 Division to consult with legislative and judicial branch.

The Division of Emergency Management may consult with the Legislative Management Committee, the Judicial Council, and legislative and judicial staff offices to assist the division in preparing emergency succession plans and procedures.

Renumbered and Amended by Chapter 295, 2013 General Session

53-2a-806 Place of legislative session.

- (1) If the governor or the governor's interim successor declares a state of emergency or finds that a state of emergency is imminent, and the governor or the interim successor determines that the prescribed place of session is unsafe, the governor may change the place of session to any place in Utah that the governor considers safe and convenient.
- (2) Each legislator shall proceed to the place of session as expeditiously as practicable.

Renumbered and Amended by Chapter 295, 2013 General Session

53-2a-807 Emergency interim successors for local officers.

- (1) By July 1 of each year, each political subdivision officer shall:
 - (a) designate three emergency interim successors;
 - (b) specify their order of succession; and
 - (c) provide a list of those designated successors to the division.
- (2) In the event that a political subdivision does not designate emergency interim successors as required under Subsection (1), the order of succession shall be as follows:
 - (a) the chief executive officer of the political subdivision;
 - (b) the chief deputy executive officer of the political subdivision;
 - (c) the chair of the legislative body of the political subdivision; and
 - (d) the chief law enforcement officer of the political subdivision.
- (3)
 - (a) Notwithstanding any other provision of law:
 - (i) if any political subdivision officer or the political subdivision officer's legal deputy, if any, is unavailable, a designated emergency interim successor shall exercise the powers and duties of the office according to the order of succession specified by the political subdivision officer; or
 - (ii) counties may provide by ordinance that one member of the county legislative body may act as the county legislative body if the other members are absent.
 - (b) An emergency interim successor shall exercise the powers and duties of the office only until:
 - (i) the vacancy is filled in accordance with the constitution or statutes; or
 - (ii) the political subdivision officer, the political subdivision officer's deputy, or an emergency interim successor earlier in the order of succession becomes available to exercise the powers and duties of the office.
- (4) The legislative bodies of each political subdivision may enact resolutions or ordinances consistent with this part and also provide for emergency interim successors to officers of the political subdivision not governed by this section.

Renumbered and Amended by Chapter 295, 2013 General Session

53-2a-808 Formalities of taking office.

- (1) At the time that they are appointed as emergency interim successors or special emergency judges, emergency interim successors and special emergency judges shall sign prospectively whatever oath is required to enable them to exercise the powers and duties of the office to which they may succeed.
- (2) Notwithstanding any other provision of law, no person is required to comply with any other provision of law relative to taking office as a prerequisite to the exercise of the powers or discharge of the duties of an office to which the person succeeds.

Renumbered and Amended by Chapter 295, 2013 General Session

53-2a-809 Period in which authority may be exercised.

- (1) Persons authorized to act as governor, emergency interim successors, and special emergency judges shall exercise the powers and duties of the office to which they succeed only when a disaster has occurred.
- (2)
 - (a) Emergency interim successors serve for 30 days after the date the governor or the governor's emergency successor calls the Legislature into special session, unless the unavailability of the elected official ends or an emergency interim successor earlier in the order of succession becomes available before expiration of the 30-day period.
 - (b) Notwithstanding the provisions of Subsection (2)(a), if the emergency interim successor is serving for a legislator who is killed or resigns, the emergency interim successor shall serve until the legislator's legal replacement is sworn in.
- (3) The Legislature, by concurrent resolution, may:
 - (a) terminate the authority of any or all emergency interim successors and special emergency judges to exercise the powers and duties of their office at any time; and
 - (b) extend the time during which any or all emergency interim successors and special emergency judges may exercise the powers and duties of their office.

Renumbered and Amended by Chapter 295, 2013 General Session

53-2a-810 Removal of designees.

Until the persons designated as emergency interim successors or special emergency judges succeed to the exercise of the powers and duties of an office, they shall serve as emergency interim successors or special emergency judges at the pleasure of the designating authority and may be removed and replaced by the designating authority at any time, with or without cause.

Renumbered and Amended by Chapter 295, 2013 General Session

53-2a-811 Disputes.

Except for factual disputes concerning the office of governor, the governor shall adjudicate any dispute concerning a question of fact arising under this part concerning a state officer. The governor's decision is final.

Renumbered and Amended by Chapter 295, 2013 General Session

53-2a-812 Governor to declare location of emergency seat of government.

- (1) Whenever, due to an emergency resulting from the effects of a disaster, it becomes imprudent, inexpedient, or impossible to conduct the affairs of the state government in Salt Lake City, Utah, the governor shall:
 - (a) by proclamation, declare an emergency temporary location for the seat of government in Utah; and
 - (b) take whatever action and issue whatever orders are necessary for an orderly transition of the affairs of the state government to that emergency temporary location.
- (2) That emergency temporary location shall remain as the seat of government until the Legislature establishes a new location by law, or until the emergency is declared to be ended by the governor and the seat of government is returned to its normal location.
- (3) Local governments may provide, by ordinance, for temporary emergency locations for the seat of government.

Renumbered and Amended by Chapter 295, 2013 General Session

53-2a-813 Official acts at emergency seat of government -- Validity.

During the time when the seat of government remains at an emergency location, all official acts required by law to be performed at the seat of government by any officer, agency, department, or authority of this state or local government, including the convening and meeting of the Legislature in regular, extraordinary, or emergency session, shall be as valid and binding as when performed at the normal location of the seat of government.

Renumbered and Amended by Chapter 295, 2013 General Session

CENTERVILLE

Staff Backup Report

7/2/2019

Item No. 8.

Short Title: Planning Commission Report

Initiated By:

Scheduled Time:

SUBJECT

RECOMMENDATION

June 26, 2019 Planning Commission Summary

- Work Session Held With Landmarks Commission - Discussed Design Context of the Deuel Creek Historic District for South Main Street Plan
- SDMFD Station #83 Final Site Plan - APPROVED
- South Main Street Planning - Reviewed work schedule (*target date of Nov/Dec. this year for forwarding a recommendation to City Council*) and drafted "*guiding principles*" for the South Main Street Corridor Plan
- Subdivision Ordinance Re-write - Reviewed Chapter 10, Property Line Adjustments

BACKGROUND

CENTERVILLE

**Staff Backup Report
7/2/2019**

Item No. 11.

Short Title: Minutes Review and Acceptance

Initiated By:

Scheduled Time:

SUBJECT

June 18, 2019 Work Session Minutes
June 18, 2019 City Council Minutes

RECOMMENDATION

BACKGROUND

ATTACHMENTS:

Description

- ▢ 6-18-19 Work Session Minutes
- ▢ 6-18-19 City Council Minutes

Minutes of the Centerville **City Council work session** held Tuesday, June 18, 2019 at 5:30 p.m. at Centerville City Hall, 250 North Main Street, Centerville, Utah.

MEMBERS PRESENT

Mayor Clark Wilkinson

Council Members Tamilyn Fillmore (arrived 5:45 p.m.)
William Ince
Stephanie Ivie
George McEwan
Robyn Mecham

STAFF PRESENT

Brant Hanson, City Manager
Lisa Romney, City Attorney
Jacob Smith, Management Services Director
Mackenzie Wood, City Recorder
Paul Child, Centerville Police Chief
Bruce Cox, Parks & Recreation Director (arrived 6:15 p.m.)
Katie Rust, Recording Secretary

FLUORIDE DISCUSSION

Lisa Romney, City Attorney, informed the Council of the statutory procedures and options to place the fluoride matter on the ballot. One way is for citizens to file an initiative petition. Any initiative to reconsider adding fluoride to the public water supply would need to be a County-wide initiative. The initiative process would need to begin early to meet the April 15th signed-packet deadline. Another option is for the County to place this matter on the ballot as a ballot question. This option requires action by the County Commission and would most likely be an option for consideration at the 2020 County election. Ms. Romney said Brian Hatch, Davis County Director of Health, is planning to make a presentation at the Council of Governments (COG) meeting in July or August. Councilmember Fillmore said she hopes the goal would be to include the initiative on the 2020 ballot. Brant Hanson, City Manager, said it will depend on how many cities support the initiative. Ms. Romney said in the 2000 election, the County-wide vote was 52% in favor of adding fluoride and 48% against, and the Centerville vote was 50% in favor and 49% against. In the 2004 election, the County-wide vote was 51% in favor of continuing to add fluoride and 49% against, and the Centerville vote was 51.18% in favor and 48.82% against. Councilmember Fillmore commented that more information about fluoridated water is available now than at the time of the previous elections.

BUDGET ISSUES

Annual Green Waste Collection

In recent years, Centerville has moved away from an annual curbside green waste collection and offered two drop-off locations within the City on select weekends in spring, largely due to information received from the United States Environmental Protection Agency (EPA). Mr. Hanson reported that Farmington and Bountiful are the only two cities he contacted that still offer an annual curbside green waste pickup. Farmington is awaiting an EPA audit. Many cities Mr. Hanson contacted offer citizens city-funded vouchers for green waste drop-off at the landfill. West Bountiful and North Salt Lake both offer one drop-off location twice a year.

1
2 Mr. Hanson commented that the \$2 per can increase implemented by Wasatch Integrated
3 Waste Management will help fund equipment that will separate green waste from regular waste.
4 Because the Council chose not to increase the rates for Centerville citizens enough to cover the
5 \$2 increase as well as all associated administrative costs in FY 2020, there will not be sufficient
6 balance in the Sanitation Fund to cover spring green waste collection. Spring green waste
7 collection would need to be paid from General Fund balance.
8

9 Councilmember Ince said he does not think it makes sense to go back to curbside
10 collection having already made the change. He said it makes sense to figure out a way to lengthen
11 the drop-off period and make the drop-off experience easier. Councilmember Mecham said she
12 is not in favor of the voucher approach because a \$5 voucher would not make a big difference to
13 individuals, but would add up fast for the City. She added that providing a voucher does not help
14 citizens who do not have a truck or trailer to take the green waste to the landfill. Councilmember
15 Fillmore agreed that success of the drop-off arrangement is dependent on those who have trucks
16 helping those who do not. She said she believes it is less likely individuals would be able or willing
17 to help if the drop-off location were outside City boundaries. It was suggested that part-time
18 temporary help to monitor the drop-off areas would be a good idea. A majority of the Council
19 indicated they are in favor of continuing with drop-off locations within Centerville, with
20 improvements made.
21

22 Electronic Sign for Front of City Hall

23

24 Jacob Smith, Management Services Director, reported that an electronic sign for the front
25 of City Hall similar to the sign in West Bountiful would cost between \$30,000 and \$40,000, with a
26 \$50 per month maintenance agreement. An electronic sign is not included in the FY 2020
27 Tentative Budget. The Council discussed the fact that all City departments would benefit, and
28 discussed which Funds could cover the \$30,000 expense. Mr. Smith was directed to prepare a
29 funding recommendation. Ms. Romney pointed out that an Ordinance amendment may be
30 necessary to allow an electronic sign on Main Street.
31

32 URBAN DEER DISCUSSION

33

34 Continuing a discussion from the June 4, 2019 work session, Bruce Cox, Parks and
35 Recreation Director, stated that the Division of Wildlife Resources (DWR) has legal responsibility
36 for management of urban deer, but has not been willing/able to take care of the urban deer
37 problem in Centerville. Mr. Cox explained the time required of staff from multiple departments
38 over the last three years in the effort to control the urban deer population within Centerville, and
39 the restrictions involved, with limited success. He estimated that hundreds of hours were spent
40 by both staff and volunteer citizens. Councilmember Fillmore suggested a record of the number
41 of hours and the cost involved would be helpful.
42

43 Mr. Cox suggested one option would be to contract with an independent company that
44 would handle every aspect of the urban deer control process. The contractor would work with the
45 DWR, and would only hunt on public property. The cost would be approximately \$2,800 per year.
46 The contractor could be hired by individual property owners to remove deer on private property.
47 Another option would be to work with the Utah Mule Deer Foundation, which has had some
48 success in relocation efforts. The Council and staff discussed property owner versus City
49 responsibility in eliminating urban deer.
50

1 Chief Child said ten automobile versus deer accidents were reported in Centerville last
2 year. Responding to a request made by Councilmember Mecham at a previous meeting, Mr. Cox
3 said he learned cities have not had good success with sterilization efforts. Chief Child said the
4 majority of deer killed in the last three years through the Urban Deer Control Program were on
5 large properties on the north end of town. Killing deer safely in residential neighborhoods with
6 small yards is a challenge. He said in his opinion increasing the number of approved hunters
7 would reduce control and increase liability. He said he would be willing to allow property owners
8 to kill deer on their own property if they go through the City Urban Deer Control process.
9

10 Chief Child said he would be willing to take over management of the City Urban Deer
11 Control Program from the Parks and Recreation Department because he considers the urban
12 deer to be a public safety concern. He said he likes the idea of the City overseeing efforts and
13 providing contact information for independent contractors to property owners interested in paying
14 for the service. Mr. Hanson suggested a hybrid approach of continuing to work with volunteers,
15 and contracting with an independent company to help the situation. Councilmember Ince
16 suggested that municipalities, through the Utah League of Cities and Towns, should put pressure
17 on the State to alter limitations. Staff will move forward with renewing the COR, and will present
18 cost options at a future meeting.
19

20 ADJOURNMENT

21
22 At 6:55 p.m., Councilmember Ince made a **motion** to adjourn the work session.
23 Councilmember McEwan seconded the motion, which passed by unanimous vote (5-0).
24
25
26

27 _____
28 Leah Romero, City Recorder Date Approved
29
30
31

32 _____
33 Katie Rust, Recording Secretary

Minutes of the Centerville **City Council** meeting held Tuesday, June 18, 2019, at 7:00 p.m. at Centerville City Hall, 250 North Main Street, Centerville, Utah.

MEMBERS PRESENT

Mayor Clark Wilkinson

Council Members Tamilyn Fillmore
William Ince
Stephanie Ivie
George McEwan
Robyn Mecham

STAFF PRESENT

Brant Hanson, City Manager
Lisa Romney, City Attorney
Mackenzie Wood, City Recorder
Lisa Summers, Youth Council Advisor
Kevin Campbell, City Engineer
Jacob Smith, Management Services Director
Bruce Cox, Parks and Recreation Director
Marc Marchant, Streets Supervisor

VISITORS

Dave Powers, SDMF Deputy Fire Chief
Marc Edminster, Lewis Young Robertson & Burningham
Marcus Keller, Zions Bank
Interested Citizens

PRAYER OR THOUGHT

Councilmember McEwan

PLEDGE OF ALLEGIANCE

OPEN SESSION

No one wished to comment.

CENTERVILLE YOUTH COUNCIL

Lisa Summers, Youth Council Advisor, introduced new and continuing Youth Council members. Mackenzie Wood, City Recorder, conducted the swearing-in of new Youth Council members.

SUMMARY ACTION CALENDAR

- a. Labor Bids for 400 East Storm Drain Project
- b. CDBG Subrecipient Agreement for the Conduct of a Community Development Project
- c. Interlocal Agreement Relating to the Conduct of Community Development Block Grant Program for Federal Fiscal Years 2020, 2021, 2022

Councilmember Ince made a **motion** to approve all three items on the Summary Action Calendar. Councilmember Ivie seconded the motion, which passed by unanimous vote (5-0).

FIREWORKS RESTRICTIONS

Dave Powers, Deputy Fire Chief with South Davis Metro Fire, explained areas proposed to be closed to the discharge of fireworks for the 2019 fireworks season, consistent with the firework restriction map adopted permanently by the Council last year. Mr. Powers presentation, and a prior letter from Chief Bassett, support the determination that existing or historical hazardous environmental conditions exist in the restricted areas meeting the requirements of Utah Code 15A-5-202.5.

PROPERTY LEASE/PURCHASE AGREEMENT AND ESCROW AGREEMENT WITH ZIONS BANK

Councilmember Ivie disclosed that she lives next door to Island View Park, and believes she can make an objective decision on this issue. Marc Edminster with LYRB and Marcus Keller with Zions Bank presented a Property Lease/Purchase Agreement and Escrow Agreement with Zions Bank to fund the Island View Park Renovation Project. Ms. Romney explained the legal description and collateral property defined in Exhibit B. Ms. Romney noted the City will not be getting the funds in lump sum, but they will be placed in escrow and distributed as project improvements are installed. Ms. Romney also noted that the funds can be used only for Phase 1 and Phase 2 of the Island View Park Renovation Project and if any funds are left over, they must be used to pay off the debt, absent an amendment to the Agreement. Recognizing the desire for pickleball courts within the City, and the fact that pickleball courts will not be included in the Island View Park Renovation Project, Brant Hanson, City Manager, said staff is looking into the possibility of including pickleball courts at a different City park.

Mayor Wilkinson opened a public hearing at 7:42 p.m., and closed the public hearing seeing that no one wished to comment. Councilmember McEwan made a **motion** to approve Resolution No. 2019-17 adopting the Property Lease/Purchase Agreement with Zions Bancorporation, N.A., including revised Exhibit B presented by the City Attorney, and approve the Escrow Agreement with Zions Bank. Councilmember Ince seconded the motion. Councilmember Ivie expressed concerns with the amount borrowed being more than originally discussed compared to estimated RAP Tax revenue. The motion passed by majority vote (4-1), with Councilmember Ivie dissenting.

ISLAND VIEW PARK RENOVATION (PHASE 1) – RATIFY NOTICE OF AWARD

Councilmember Ivie disclosed that she lives next door to Island View Park, and believes she can make an objective decision on this issue. Ms. Romney explained the request to ratify the Notice of Award. Councilmember McEwan made a **motion** to ratify the Notice of Award to BHI for the Island View Park Renovation (Phase 1) and publicly acknowledge the use of Federal funds for the project in the amount of \$677,000 as part of the Land and Water Conservation Fund (LWCF) grant program. Councilmember Ince seconded the motion, which passed by unanimous vote (5-0).

ISLAND VIEW PARK RENOVATION (PHASE 2) – DESIGN PROFESSIONAL SERVICES AGREEMENT

Councilmember Ivie disclosed that she lives next door to Island View Park, and believes she can make an objective decision on this issue. Councilmember Ivie emphasized that the G Brown Design team should be aware that the length of the walking path on the upper level of the Park is important to citizens who use it daily. Councilmember Fillmore made a **motion** to approve

the Design Professional Services Agreement between Centerville City and G Brown Design, Inc. for Island View Park Renovation (Phase 2). Councilmember Ivie seconded the motion, which passed by unanimous vote (5-0).

FY 2020 FINAL BUDGET

Jacob Smith, Management Services Director, explained revisions made, and proposed revisions, to the FY 2020 Budget. Mayor Wilkinson opened a public hearing at 8:01 p.m., and closed the public hearing seeing that no one wished to comment. Councilmember McEwan made a **motion** to approve Resolution No. 2019-11 establishing the Justice Court Judge's Compensation. Councilmember Ivie seconded the motion, which passed by unanimous vote (5-0). Councilmember McEwan made a **motion** to approve Resolution No. 2019-12 setting the tax levy. Councilmember Ivie seconded the motion, which passed by unanimous vote (5-0).

Councilmember McEwan made a **motion** to approve Resolution No. 2019-13 adopting the Fiscal Year 2020 Final Budget with the following changes. Councilmember Ince seconded the motion, which passed by unanimous vote (5-0).

Increase the following line items:

- City Hall Capital Project by \$28,000
- Summer Recreation Fees by \$1,000
- Summer Recreation Capital Equipment by \$1,000
- Baseball Fees by \$1,000
- Baseball Capital Equipment by \$1,000
- Water Admin Charge by \$9,000
- Sanitation Admin Charge by \$1,000
- Storm Drain Admin Charge by \$4,000
- RDA Admin Charge by \$4,000

Decrease the following line items:

- Council Contingency by \$1,000
- Management Services Capital Equipment by \$2,000
- Streets Vehicle Maintenance by \$1,000
- Parks Citizen Participation Projects by \$1,000
- Personnel Contingency by \$5,000
- Water Capital Projects by \$9,000
- Storm Drain Capital Projects by \$4,000
- Sanitation Contribution to Fund Balance by \$1,000

Change to Spring Cleanup (not curbside):

- Decrease Sanitation Use of Fund Balance to \$0
- Decrease Spring Cleanup to \$20,000

FINAL SUBDIVISION PLAT EXTENSION – SHEFFIELD DOWNS

Ms. Romney explained the request from Brighton Homes to extend the final subdivision plat approval for the Sheffield Downs PDO to October 24, 2019. This request is based on the wet spring weather as well as some easement vacation issues they are working though. Councilmember McEwan made a **motion** to approve extension of final plat approval for the Sheffield Downs PDO Subdivision located at approximately 350 East Pages Lane to October 24,

2019, subject to the following conditions. Councilmember Ivie seconded the motion, which passed by unanimous vote (5-0).

Conditions:

1. The Final Plans and Plat are subject to the original conditions approved by the City, dated December 18, 2018.
2. Subject to CZC 12.41.120, the final plat is required to be approved and recorded no later than October 24, 2019.

APPOINTMENT OF CITY RECORDER

The current City Recorder, Mackenzie Wood, will be moving within the organization to the position of City Planner. The City Manager and Mayor recommend appointment of Leah Romero as the new City Recorder, effective July 1, 2019. Councilmember Ivie made a **motion** to approve Resolution No. 2019-16 appointing Leah Romero as the new City Recorder for Centerville City effective July 1, 2019. Councilmember Mecham seconded the motion, which passed by unanimous vote (5-0).

MINUTES REVIEW AND ACCEPTANCE

The minutes of the June 4, 2019 Work Session and City Council Meeting were reviewed. Councilmember McEwan made a **motion** to accept both sets of minutes. Councilmember Mecham seconded the motion, which passed by unanimous vote (5-0).

MAYOR'S REPORT

- Mayor Wilkinson reported that a ribbon cutting took place at the Tingey Pavilion at Community Park on June 5th.
- The Mayor updated the Council on preparations for the upcoming 4th of July celebration, and on the progress of construction of the new Fire Station on Main Street.

PLANNING COMMISSION REPORT

Ms. Wood updated the Council on the most recent Planning Commission meeting.

CITY MANAGER'S REPORT

- Mr. Hanson and Mr. Smith reported on a recent International Economic Development Council Future Forum. Mr. Hanson mentioned a desire to develop and implement an economic development plan for Centerville.
- Candidate Orientation is scheduled to take place on Wednesday, June 19, at the County Offices.
- A Special City Council Meeting is scheduled for Thursday, June 27th, at 5:30 p.m.

RDA MEETING

At 8:37 p.m., Councilmember Ince made a **motion** to adjourn to an RDA meeting in Council Chambers with intent to return to regular Council meeting. Councilmember McEwan seconded the motion, which passed by unanimous vote (5-0). In attendance at the RDA meeting

were: Clark Wilkinson, Chair; Stephanie Ivie, Vice Chair; Directors Fillmore, Ince, McEwan, and Mecham; Brant Hanson, RDA Executive Director; Lisa Romney, City Attorney; Jacob Smith, Management Services Director; and Mackenzie Wood, City Recorder.

RETURN TO REGULAR MEETING, CLOSED MEETING AND ADJOURNMENT

The Council returned to regular meeting at 8:43 p.m. Councilmember Ince made a **motion** to move to a closed meeting in Council chambers to discuss the character and competency of an individual with no intent to return to open session. Councilmember Mecham seconded the motion, which passed by unanimous vote (5-0).

Leah Romero, City Recorder

Date Approved

Katie Rust, Recording Secretary