

1 Minutes of the Centerville City Council meeting held Tuesday, June 20, 2017 at 7:00 p.m. at  
2 Centerville City Hall, 250 North Main Street, Centerville, Utah.

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4 **MEMBERS PRESENT**

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6 Mayor Paul A. Cutler

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8 Council Members Tamilyn Fillmore  
9 William Ince (arrived at 8:14 p.m.)  
10 Stephanie Ivie  
11 George McEwan  
12 Robyn Mecham

13  
14 **STAFF PRESENT** Steve Thacker, City Manager (left at 7:40 p.m.)  
15 Lisa Romney, City Attorney  
16 Jacob Smith, Assistant to the City Manager  
17 Lisa Summers, Youth Council Advisor  
18 Katie Rust, Recording Secretary

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20 **VISITORS** Interested citizens (see attached sign-in sheet)

21  
22 **PLEDGE OF ALLEGIANCE** Caleb Gordon, BSA Troop 406

23  
24 **PRAYER OR THOUGHT** Mayor Cutler

25  
26 **YOUTH CITY COUNCIL**

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28 Lisa Summers, Youth Council Advisor, introduced new and returning Youth Council  
29 members and new Youth Mayor, Eliza Greer. Mayor Cutler conducted the swearing-in and  
30 thanked the Youth Council for their service.

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32 **OPEN SESSION**

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34 Tim Flannery – Mr. Flannery stated that his Centerville business license has been  
35 revoked for failure to renew. He explained his personal situation over the last few years, and  
36 stated he feels he is an asset to the community. Mr. Flannery stated he knew the business  
37 license was due for renewal, but had not thought the penalty for failure to renew would be so  
38 harsh – he is now unable to renew for the period of one year. He said he would like to continue  
39 with his business, and appealed to the Council, stating that any consideration on his behalf  
40 would be appreciated. Mayor Cutler commented that this matter is on the agenda for discussion  
41 later in the meeting.

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43 **MINUTES REVIEW AND ACCEPTANCE**

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45 The minutes of the May 16, 2017 closed meeting; the May 30, 2017 work session and  
46 closed meeting; the June 6, 2017 work session and regular meeting; and the June 13, 2017  
47 work session were reviewed. Councilman McEwan made a **motion** to accept the May 16 closed  
48 meeting minutes. Councilwoman Ivie seconded the motion, which passed by unanimous vote  
49 (4-0). Councilman McEwan made a **motion** to accept the May 30 work session and closed  
50 meeting minutes. Councilwoman Mecham seconded the motion, which passed by unanimous  
51 vote (4-0). Councilwoman Fillmore requested amendments to the June 6 regular meeting  
52 minutes. Councilwoman Ivie made a **motion** to accept the June 6 work session minutes and  
53 June 6 regular meeting minutes as amended. Councilwoman Fillmore seconded the motion,  
54 which passed by unanimous vote (4-0). Council members Fillmore and Mecham requested  
55 amendments to the June 13 work session minutes. Councilwoman Fillmore made a **motion** to

1 accept the June 13 work session minutes as amended. Councilwoman Ivie seconded the  
2 motion, which passed by unanimous vote (4-0).  
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#### 4 FY 2017 BUDGET

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6 Steve Thacker, City Manager, briefly explained the need for FY 2017 Budget  
7 amendments. The proposed amendments were presented to the Council in detail during a work  
8 session prior to the meeting. Mayor Cutler opened a public hearing for the proposed  
9 amendments at 7:31 p.m., and closed the public hearing seeing that no one wished to  
10 comment. Councilwoman Mecham made a **motion** to approve Resolution No. 2017-11  
11 amending the FY 2017 Budget of Funds. Councilwoman Ivie seconded the motion, which  
12 passed by unanimous vote (4-0).  
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#### 14 FY 2018 BUDGET

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16 Mr. Thacker explained that the Council will not adopt the FY 2018 Budget until August,  
17 following the Truth-in-Taxation process required for a proposed property tax increase.  
18 However, Mr. Thacker recommended the Council approve a few issues not dependent  
19 financially on the proposed property tax increase. Councilwoman Fillmore made a **motion** to  
20 approve Ordinance No. 2017-14 adopting Salary Administration Guidelines, Pay Grade  
21 Schedule and Salary Schedule for employees. Councilman McEwan seconded the motion,  
22 which passed by unanimous vote (4-0). Councilman McEwan made **motion** to adopt  
23 Resolution No. 2017-12 approving compensation for the Justice Court Judge. Councilwoman  
24 Mecham seconded the motion, which passed by unanimous vote (4-0). Mr. Thacker left the  
25 meeting at 7:40 p.m.  
26

27 In an earlier meeting the Council agreed on the date of August 8 at 7:00 p.m. for the  
28 public hearing about the proposed property tax increase. This hearing will also be an  
29 opportunity for public comment on the FY 2018 Budget before final adoption. An open house is  
30 scheduled for August 8 at 6:00 p.m., prior to the public hearing. Centerville City will also have  
31 information available at an open house scheduled by the South Davis Metro Fire District on  
32 August 19. Mayor Cutler said he would like to advertise the Fire District open house along with  
33 the City open houses in the upcoming newsletter. A majority of the Council expressed a desire  
34 to advertise the Fire District open house in a separate box from the City open houses to avoid  
35 confusion. Councilwoman Fillmore emphasized that the words "open house" should be in large  
36 print. The Council gave additional feedback on the upcoming City budget newsletter.

37 Councilman McEwan made a **motion** to schedule a public hearing for the FY 2018  
38 Budget, including a Truth-in-Taxation public hearing, on August 8, 2017 at 7:00 p.m.  
39 Councilwoman Fillmore seconded the motion, which passed by unanimous vote (4-0). A  
40 majority of the Council indicated they do not feel another budget work session is necessary.  
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#### 42 RDA MEETING

43  
44 At 7:46 p.m., Councilman McEwan made a **motion** to move to a meeting of the  
45 Redevelopment Agency of Centerville. Councilwoman Ivie seconded the motion, which passed  
46 by unanimous vote (4-0). In attendance at the RDA meeting were: Paul A. Cutler, Chair;  
47 Directors Fillmore, Ivie, McEwan, and Mecham; Lisa Romney, City Attorney, Jacob Smith,  
48 Assistant to the City Manager; and Katie Rust, Recording Secretary.  
49

50 The Council returned to regular meeting at 7:53 p.m.

**MAYOR'S REPORT**

- UTOPIA/UIA financial reports are available with the agenda on NovusAgenda. Mayor Cutler explained that the proposed UIA bond issue would be supported by current service agreements. Councilwoman Fillmore asked if further discussion of a utility model has occurred in any of the other UTOPIA cities. Mayor Cutler and Councilman McEwan responded they have not heard any discussion of a utility model since breaking from Macquarie. Councilman McEwan said the problem he sees with bonding is that it puts off repayment to the cities. Mayor Cutler explained that UTOPIA plans to return a total of \$275,000 to the cities (close to 2% of the total annual assessment). For cities with an outstanding operating assessment, the amount will be applied to the balance owed. The allocation formula has not been finalized.
- The Fire District Board has been studying and considering an appropriate impact fee for nursing homes, given the reality that nursing homes are a significant portion of the call volume. Mayor Cutler said the Board has come to the conclusion that it is in the best interest of the economic growth and overall planning of the cities to have a blended fee for all residential categories, including nursing homes. Councilwoman Fillmore commented she was disappointed at how difficult it was to find information about the Fire District public hearing regarding the proposed sale of the Centerville Fire Station and purchase of land for a new station, and said she would appreciate the Board following up.

Councilman Ince arrived at 8:14 p.m.

**MISCELLANEOUS BUSINESS**

- The Primary Election will take place on August 15<sup>th</sup>, the same day as a regular Council meeting. The Council agreed to hold the meeting as scheduled to be consistent and avoid confusion.
- Councilman Ince stated he spoke with two former Council members who were on the Council at the time the name of Founders Park was changed, and reported the former Council members could not remember the renaming. Councilwoman Ivie said she spoke with one former Council member who served at the same time, and was told he remembered the name change, and the fact that since the City pays an amount for use of the Park it was felt the name should reflect more of the community. Councilwoman Mecham said she spoke to former Councilman Mike Barton, who told her he is not sure he was aware at the time that documentation exists regarding the agreement between the Smith family and the City. He told her he voted against the name change at the time. Councilman McEwan asked how many times the Smith family has petitioned the City to change the name back to William R. Smith Park. Councilwoman Mecham responded the Smith family has approached the Council several times. Mayor Cutler said he feels the name Founders Park has more meaning for the community, and said he had suggested the alternative of naming the pavilion or installing an informative plaque. Councilwoman Mecham responded the park can be renamed Smith Park and still have a nice plaque. Mayor Cutler pointed out that half of the park land was donated by the Smith family, and half of the park land was and is still owned by Davis County. The Council discussed signage at the Park. Councilman McEwan said he feels the strongest argument lies with those who have documentation, and petitioning the City over time creates historic precedent for the documentation the family does not have. Councilwoman Fillmore said she would like the name of the park to remain Founders Park, and suggested the Council remand the topic to the Parks Committee and Landmarks Commission for input.

Councilwoman Ivie responded the issue is political, and does not need to involve groups other than the Council. Councilwoman Ivie said she feels the name can officially be changed now without changing anything else (signs, advertising, etc.) at this time. Ms. Romney said a name change would not be quite that simple. She said it does not appear to her the City has an obligation to change the name of the park. Councilwoman Ivie made a **motion** to put a public hearing and discussion of the matter on a future agenda, and direct staff to research and gather information. Councilman Ince seconded the motion, which passed by majority vote (4-1), with Councilwoman Fillmore dissenting.

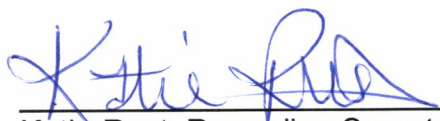
- A local business owner, Tim Flannery, has requested the Council amend the existing business license ordinance. Councilman McEwan, as a customer, recused himself from the discussion. Councilwoman Fillmore said she would like more time to read the materials before discussing and taking a vote. Mayor Cutler explained that Mr. Flannery has not had an active business license since 2015. A citation has been issued for operating without a business license. Ms. Romney emphasized that enforcement is costly and time consuming for the City. Councilwoman Fillmore said she feels the City has the ordinance for a reason, and she would not want to change the ordinance for one individual situation. She said she would be fine with leaving the ordinance as it is and letting the process play out. Mayor Cutler said he feels it would be reasonable for the Council to consider shortening the penalty period to something less than one year. Councilman Ince asked if the penalty could be financial rather than a time period. Ms. Romney responded that financial penalties are already in place. The Mayor said he has tried to find a way to help Mr. Flannery, but he recognizes the need to enforce the ordinance. He said he has encouraged Mr. Flannery to obtain legal advice. Councilwoman Ivie said she does not feel comfortable changing an ordinance that is in place to protect the City. She said that, because of extenuating circumstances, she wishes there were a way to show mercy. Councilwoman Fillmore suggested Council members research and consider independently and discuss the issue again at a later time.

#### ADJOURNMENT AND CLOSED MEETING

At 8:46 p.m., Councilman McEwan made a **motion** to adjourn the regular meeting and move to a closed meeting in the small meeting room to discuss the character and competence of an individual. Councilwoman Ivie seconded the motion, which passed by unanimous vote (5-0). In attendance at the closed meeting were: Paul A. Cutler, Mayor; and Council members Fillmore, Ince, Ivie, McEwan, and Mecham.

  
Marsha L. Morrow, City Recorder

7-5-2017  
Date Approved

  
Katie Rust, Recording Secretary



**CENTERVILLE CITY COUNCIL MEETING**

Tuesday, June 20, 2017  
7:00 p.m.

NAME (PLEASE PRINT)

ADDRESS\*\*

Troop 408 1/2

- Comor Hilton
- Caleb Gordon
- Tyson Morley
- ~~Andy Jackson~~
- Andy Bavelas
- Clark Wilkinson
- Isaac Dunson
- Zak Westerman
- Tim Fleming
- Ben Hardy
- Adam Horsley
- STEVE & TENA ALLEN

67w 1350 n 8400  
56w 1350n 8400  
79w 1350N 8400  
~~#57 Hughes St 8400~~  
50W. 0700 N.  
487W 1700N  
449 W 1700N  
136 w. Parvish LN  
1613 w 400 w  
1613 n 400 w.  
133 E Rock Manor Dr

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