

Minutes of the Centerville **City Council** meeting held Tuesday, May 3, 2022, at 7:10 p.m. with participants present at Centerville City Hall, 250 North Main Street, and electronically via Zoom.

MEMBERS PRESENT

Mayor Clark Wilkinson

Council Members Gina Hirst, Mayor Pro Tem
William Ince
George McEwan
Robyn Mecham
Spencer Summerhays

STAFF PRESENT

Brant Hanson, RDA Executive Director
Jennifer Hansen, City Recorder
Nate Plaizier, Finance Director
Jacob Smith, Administrative Services Director
Mike Carlson, Public Works Director
Bryce King, Recreation Coordinator
Kevin Campbell, City Engineer
Lt. Allen Ackerson, Centerville Police Department
Marc Marchant, Streets Supervisor
Cory Snyder, Community Development Director

VISITORS

Interested Citizens
Mitzi White, Centerville Trails Committee

PRAYER OR THOUGHT

Mayor Pro Tem Hirst

Mayor Wilkinson was present electronically, and thanked Mayor Pro Tem Hirst for running the meeting in person. Mayor Pro Tem Hirst spoke of the upcoming Peace Officers' Memorial Day, National Police Week, and National Public Works Week, and expressed appreciation to the Centerville Police Department and Public Works Department.

PLEDGE OF ALLEGIANCE

OPEN SESSION

Mitzi White, member of the Centerville Trails Committee, said she appreciated the Council beginning a conversation about preserving trail access on the hillside. She volunteered to share information with any Councilmembers interested. Ms. White recommended the Council learn about what Draper City did to preserve their hillside.

Mark Earnshaw, Centerville resident, spoke of planning a fundraising concert to benefit people in Ukraine, with a desire to hold the concert at Smith Park on May 14th. He said it had been his understanding from speaking with City representatives that if the event only involved a few hundred people, did not have more than one food truck, and enough portable toilets were provided, they would not need to appear before the Planning Commission. Mr. Earnshaw said he had now been informed that he would need to appear before the Planning Commission, and a ten-day notice was required. He said he understood the need for regulations, but requested leniency for the unusual situation. Mr. Earnshaw asked the Council for guidance in how to proceed to be able to hold the event on May 14th.

1 City Manager Brant Hanson said he and the Community Development Director would
2 meet the next day to discuss options, and would contact Mr. Earnshaw.

3
4 Jonathan Lysenko, Centerville resident, spoke of planning the concert event with Mr.
5 Earnshaw to benefit people in Ukraine. He said he had family living in Ukraine, to whom he had
6 sent proceeds of a yard sale. He read aloud a letter from his cousin in Ukraine expressing
7 gratitude for the money he sent and for the support of Ukraine from the United States, and
8 emphasizing the great need in Ukraine. Mr. Lysenko said he appreciated the support of the
9 Council.

10
11 Al Phelps, Centerville resident, thanked the Council for talking about trail access and the
12 hillside. He said he heard mention of possible funding to acquire land, and expressed support for
13 figuring that out. Mr. Phelps expressed the opinion that it would be a shame to lose hillside trail
14 access, and the best way he could see to keep access was to own the land. He suggested a
15 particular residential property on the hillside had potential as a new cemetery location, with
16 infrastructure already in place.

17
18 Dave McFall, Centerville resident, said most days he and his wife were up on the hillside
19 walking their dogs or hiking with family. He said they had an emotional attachment to the
20 Centerville hillside, and he believed the open space and trail access was one of the greatest
21 assets Centerville had. He expressed appreciation for citizens spreading awareness and trying to
22 find solutions. Mr. McFall shared concern about easement violation and potential danger to a
23 significant water line on private property on the hillside. He said he was concerned by off-trail ATV
24 use on the hillside and the long-term damage that could be caused. Mr. McFall suggested more
25 adequate signage to clarify where motorized vehicles could be used. He mentioned that if
26 development took place on the hillside, his street, which was already not in good condition, would
27 be a main access point.

28
29 Betty Sawyer, Director of Project Success Coalition, said she had had the pleasure of
30 leading the Juneteenth movement in Utah for the past 33 years. She said Juneteenth had been
31 celebrated in Utah since the late 1800s, and spoke of celebrations scheduled across the state.
32 She invited the Centerville Council to join in commemorating the important time in the Nation's
33 history. Ms. Sawyer said the celebration was about freedom, justice, and unity, and spoke of being
34 consistent with Federal and State holidays.

35
36 **PUBLIC HEARING – FY2023 TENTATIVE BUDGET**

37
38 Finance Director Nate Plaizier presented the FY 2023 Proposed Budget. He spoke of the
39 many hours spent by staff and the Council preparing of the budget. Mr. Plaizier explained
40 employee compensation adjustments included in the Proposed Budget, and noted changes to
41 General Fund Expenditures since the Council Budget Retreat. He reported that bank fees to be
42 paid by the City had been reduced, and explained that the Proposed Budget included a 35%
43 property tax increase, and a 35% culinary water rate increase. Mr. Plaizier recommended the
44 Council set a policy for General Fund Balance (20% or 25% suggested), and transfer remaining
45 unspent funds each year to Fund 47. Mr. Hanson explained that Fund 47 was intended to be used
46 for unusual, one-time capital improvements.

47
48 The Council and staff discussed increased garbage bin costs, and City-funded repair or
49 replacement of broken garbage bins.

50
51 At 8:16 p.m., Councilmember Summerhays **moved** to open a public hearing.
52 Councilmember Mecham seconded the motion, which passed by unanimous vote (5-0). Seeing
53 that no one wished to comment, Councilmember Ince **moved** to close the public hearing at 8:17

1 p.m., and Councilmember Mecham seconded the motion. The motion passed by unanimous vote
2 (5-0).
3

4 Staff explained the meeting and public hearing schedule for the budget and truth-in-
5 taxation. Mr. Hanson suggested scheduling an open house for discussion of the proposed
6 property tax increase on the same evening as the first Council meeting in June. Councilmember
7 Ince expressed support.
8

9 Councilmember Ince **moved** to approve the FY 2023 Tentative Budget as presented, and
10 set the public hearing for June 7, 2022 at 7:00 p.m. Councilmember Summerhays seconded the
11 motion, which passed by unanimous vote (5-0).
12

13 **PUBLIC HEARING – ZONING CODE AMENDMENTS – WATER-EFFICIENT**
14 **LANDSCAPING – CZC 12.51.070**
15

16 Community Development Director Cory Snyder said Weber Basin Water Conservancy
17 District provided an incentive to residents through the Flip Your Strip program that would
18 compensate property owners who decided to remove turf in park strips and replace with water-
19 wise plantings. Mr. Snyder explained the proposed Zoning Code Amendments were drafted to
20 comply with the Flip Your Strip program so that Centerville citizens could take advantage of the
21 incentive. He stated the water-efficient amendments were drafted as “highly recommended” for
22 property owners, but not mandatory. Mr. Snyder pointed out that wood chips were included as an
23 approved material for the Weber Basin Flip Your Strip program, but were not allowed in park strips
24 under Centerville Code. Councilmember McEwan suggested asking Weber Basin representatives
25 to inform residents of the difference in approved materials during the site visit required for
26 participation.
27

28 Public Works Director Mike Carlson explained that removal of turf in park strips and
29 replacement with water-efficient plantings and materials would require a permit (no fee) from the
30 Public Works Department, whether or not a resident participated in the Flip Your Strip program.
31 Staff explained ways in which the Centerville Zoning Code, including the proposed amendments,
32 differed from the Weber Basin requirements, particularly relating to enforcement. Responding to
33 questions from the Council, Mr. Snyder explained that current City Code restricted use of artificial
34 turf to 10% or 15% of total yard area, and suggested the restriction should be reconsidered.
35

36 At 8:46 p.m., Councilmember Summerhays **moved** to open a public hearing.
37 Councilmember Ince seconded the motion, which passed by unanimous vote (5-0).
38

39 Nathan Woodbury, Centerville resident, asked if wood mulch would be allowed in park
40 strips in Centerville with the proposed amendments. He commented that Utah was a dry state,
41 and expressed support for the proposed Zoning Code Amendments. Mr. Woodbury said he
42 believed the proposed changes would incentivize the community to collectively do the right thing.
43

44 Councilmember Ince **moved** to close the public hearing at 8:49 p.m. Councilmember
45 Mecham seconded the motion, which passed by unanimous vote (5-0). Mr. Hanson explained
46 wood mulch was not allowed in Centerville park strips because of the potential to clog the storm
47 drain system. Centerville did not allow hardscaped park strips to preserve access to utilities in
48 park strips. Mr. Snyder commented that the City’s landscape ordinance would still need to be
49 reviewed and accepted by Weber Basin before residents could qualify for participation in the Flip
50 Your Strip program. He expressed support for remaining on the highly recommended end of the
51 spectrum rather than mandatory participation.

1 The Council discussed the amount of time it would potentially take for Weber Basin to
2 review the Centerville Landscaping Ordinance. Councilmember McEwan pointed out that the Flip
3 Your Strip rebate was \$1.25 per square foot, and said he did not think residents really wanting to
4 flip their park strip would wait until Centerville participation in the rebate program was approved.

5
6 Councilmember McEwan **moved** to approve Ordinance No. 2022-10 amending CZC
7 12.51.070 to add provisions regarding water-efficient landscaping. Councilmember Ince
8 seconded the motion, which passed by unanimous vote (5-0). Councilmember Mecham
9 commented that if Weber Basin did not accept the "highly recommended" nature of the ordinance
10 and wanted mandatory participation for Centerville residents to be eligible for the Flip Your Strip
11 program, she did not believe the rebate amount offered was sufficient to warrant the City expense
12 of hiring a code enforcement officer. Councilmember Hirst said she agreed.

13
14 **MUNICIPAL CODE AMENDMENTS – PROHIBITING USE OF CULINARY WATER FOR**
15 **IRRIGATION – CMC 9.02 (CULINARY WATER) AND CMC 9.05 (IRRIGATION WATER AND**
16 **NATURAL WATER COURSES)**
17

18 During a previous work session discussion regarding drought tolerant landscaping and
19 other potential measures to reduce the use of irrigation and culinary water in response to historic
20 drought conditions in Utah, the Council directed staff to prepare an ordinance to clarify that
21 culinary water could not be used for irrigation purposes if secondary water was available to the
22 property. Public Works Director Mike Carlson presented proposed Municipal Code Amendments
23 drafted for that purpose, and answered questions from the Council. Mr. Hanson explained that
24 culinary water usage would be monitored by the City, and education efforts would be made if
25 excessive use were observed. Mr. Carlson and Mr. Hanson spoke of adding a Water Wrangler
26 position to help with monitoring and education efforts.

27
28 Councilmember McEwan said he believed the words "available" and "access" could be
29 challenged in terms of secondary water. He suggested the Council approve the proposed
30 ordinance and instruct staff to consider the language.

31
32 Councilmember Ince **moved** to approve Ordinance No. 2022-11 amending various
33 provisions of CMC 9.02 (Culinary Water) and CMC 9.05 (Irrigation Water and Natural Water
34 Courses) to prohibit the use of culinary water for irrigation purposes when secondary water was
35 available. Councilmember Mecham seconded the motion, which passed by unanimous vote (5-
36 0). Councilmember Ince requested the City Attorney consider expanding the language to prevent
37 difficulty with interpretation.

38
39 **PERSONNEL POLICIES AMENDMENTS – DESIGNATING JUNETEENTH NATIONAL**
40 **FREEDAY DAY – CPP 4.090**
41

42 During the April 19, 2022 Council meeting, the Council discussed and tabled proposed
43 Personnel Policies Amendments that would designate Juneteenth National Freedom Day as a
44 legal City holiday. Administrative Services Director Jacob Smith reported that of 53 cities in Utah
45 that responded to a survey published by Herriman City (results as of three weeks ago), 29 cities
46 indicated they would adopt Juneteenth as an additional holiday, 2 cities indicated they would not
47 adopt Juneteenth as a holiday, 4 indicated Juneteenth would be adopted and swapped with a
48 holiday already recognized by the city, and 18 had not yet decided. On March 14, 2022, Governor
49 Cox signed a bill to make Juneteenth a legal State holiday. Councilmember McEwan explained
50 the State's personal preference policy regarding holidays for State employees.

51
52 Councilmember Hirst said her concerns were related to adding another paid holiday. She
53 suggested using annual leave for the day after Thanksgiving. Councilmember Ince said he had

personally questioned a dozen companies and found that two-thirds were adopting Juneteenth and one-third were not at this point. He said following additional research and individual conversations, he had changed his view and would support the proposed resolution.

Councilmember Summerhays made a **motion** to approve Resolution No. 2022-08 declaring June 19th as Juneteenth National Freedom Day and amending Section 4.090 of the Centerville Personnel Policies designating Juneteenth National Freedom Day as a legal City holiday. Councilmember McEwan seconded the motion. Betty Sawyer clarified that the holiday would be observed by the State on the Monday closest to June 19 each year. The Federal holiday would be observed on June 19th. Mr. Hanson pointed out that Resolution No. 2022-08 specified the holiday would be observed on the Monday closest to June 19 each year, consistent with the State. Councilmembers Ince and Mecham said they believed observing on a Monday each year rather than on the 19th defeated the purpose. The motion passed by unanimous vote (5-0).

SUMMARY ACTION

1. Bid Award – Summerhill Lane – Waterline Parts

Mr. Carlson explained the recommendation to award bid for waterline parts to Mountainland Supply for the Summerhill Lane development. Councilmember Summerhays **moved** to award bid to Mountainland Supply for waterline parts for Summerhill Lane in the amount of \$200,879.97. Councilmember Ince seconded the motion, which passed by unanimous vote (5-0).

MINUTES REVIEW AND ACCEPTANCE

Minutes of the April 13, 2022 Special Council Budget Meeting, the April 19, 2022 Work Session and City Council Meeting, and the April 25, 2022 Special Council Meeting were reviewed. Councilmember McEwan **moved** to accept all four sets of minutes as recorded. Councilmember Summerhays seconded the motion, which passed by unanimous vote (5-0).

CITY COUNCIL REPORT

Councilmember Summerhays provided updates regarding the Trails Committee and the South Davis Recreation District.

MAYOR'S REPORT

- On behalf of Mayor Wilkinson, Mr. Hanson encouraged participation in a Wasatch Integrated Waste Management online survey.
- Councilmember McEwan asked that any City education efforts related to the Flip Your Strip program include explanation of the eligibility process.

CITY MANAGER'S REPORT

- Mr. Hanson reported on a recent meeting of city managers in Davis County regarding possible racoon control options. He said it was decided that Davis County would contract with an independent company that would collect the racoons after citizens trapped them for a cost of approximately \$150. Councilmember Ince spoke of years ago when the County provided traps and collection services without additional charge.
- Mr. Hanson provided an update on plans to encourage water conservation at the Community Garden.
- Mr. Hanson reported on a possible grant to improve Lee Skabelund Nature Park.

ADJOURNMENT

At 9:44 p.m., Councilmember McEwan **moved** to adjourn the meeting. Councilmember Summerhays seconded the motion, which passed by unanimous vote (5-0).



Jennifer Hansen, City Recorder

5-17-2022

Date Approved

