

1 Minutes of the Centerville **City Council** meeting held Tuesday, April 16, 2013 at 7:03 p.m. in the
2 Centerville City Hall Council Chambers, 250 North Main Street, Centerville, Utah.

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4 **MEMBERS PRESENT**

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6 Council Members Justin Y. Allen (excused at 8:34 p.m.)
7 John T. Higginson, Mayor Pro Tem
8 Sherri Lyn Lindstrom
9 Lawrence Wright

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11 **MEMBERS ABSENT**

Ronald G. Russell, Mayor
Ken S. Averett

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14 **STAFF PRESENT**

Steve Thacker, City Manager
Blaine Lutz, Finance Director/Assistant City Manager
Lisa Romney, City Attorney
Neal Worsley, Centerville Police Chief
Bruce Cox, Parks and Recreation Director
Katie Rust, Recording Secretary

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21 **VISITORS**

Interested citizens (see attached sign-in sheet)

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23 **PLEDGE OF ALLEGIANCE**

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25 **PRAYER OR THOUGHT**

Steve Thacker, City Manager

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27 **OPEN SESSION**

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29 Scott Zeidler – Mr. Zeidler is a Centerville resident and a Forrester with the Utah
30 Department of Natural Resources. He reported that Centerville was recognized earlier in the
31 day as a Tree City USA for 2012. He appreciates the work done by the City to plant and care
32 for trees. Mr. Zeidler suggested the City proclaim an Arbor Week or City Arbor Day to coincide
33 with State Arbor Day on April 26th, which would fulfill one of the requirements to be recognized
34 as a Tree City USA for 2013.

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36 Bruce Cox – Mr. Cox, Centerville's Parks and Recreation Director, accepted the Tree
37 City USA recognition on behalf of the City at a reception held at Red Butte Gardens in Salt Lake
38 City. He thanked the City Council for providing the means to make Centerville a Tree City USA.

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40 Staff will prepare a proclamation to declare a citywide Arbor Day. Councilwoman
41 Lindstrom thanked Mr. Zeidler for making his expertise available to the City.

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43 **MINUTES REVIEW AND APPROVAL**

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45 The minutes of the March 26, 2013 Financial Planning work session, and the April 2,
46 2013 work session and Council meeting were reviewed. Councilwoman Lindstrom requested
47 an amendment to the March 26, 2013 work session, and to the April 2, 2013 work session. She
48 then made a **motion** to approve the March 26, 2013 work session minutes as amended, the
49 April 2, 2013 work session minutes as amended, and the April 2, 2013 Council meeting minutes.
50 The motion was seconded by Councilman Wright and passed by unanimous vote (4-0).

SUMMARY ACTION CALENDAR

- a. Cutler Phase 5 Subdivision – Terminate warranty period
- b. Engberson-Taylor Subdivision – Commence warranty period

Councilman Allen made a **motion** to approve both items on the Summary Action Calendar. Councilwoman Lindstrom seconded the motion, which passed by unanimous vote (4-0).

DISCUSSION REGARDING GUN RANGE LEASE

City Manager Thacker introduced James Stephens, President of the Centerville Small Arms Association, former Presidents Woody Powell and Norman Beers, as well as other members of the Association. Mr. Thacker gave a brief history of the relationship between the Association and the City. The Centerville Small Arms Association has operated the gun range located on Centerville City property under a series of long-term leases dating back to the 1960s. The current 10-year lease will expire on December 31, 2013. The Association would like to renew the lease for another 10 years. Mr. Thacker outlined several issues related to the lease for the Council to consider:

- Is the area covered by the lease still appropriate?
- Are the insurance requirements in Section 5 still adequate?
- Does the use of the facility by law enforcement and the public continue to justify no lease fee for use of the site?
- As currently allowed in Section 13, is the Council still willing to allow some limited use on Sundays?
- Are the grounds for early termination, as stated in Section 14, still appropriate?
- Are the remediation requirements in Section 15 still adequate?

Mr. Stephens discussed remediation measures that could be taken to reduce the impact of lead present on the property. He also proposed the addition of a pistol range on a level piece of land downhill from the existing rifle ranges. There would be sufficient distance and slope between the pistol and rifle ranges to allow them to be used at the same time. The proposed pistol range would not pose a danger to pedestrians using the Firebreak Road. Pistol shooters have been using the hillside just below the Viewmont "V", which poses a safety hazard.

Councilman Wright feels the City ought to continue its relationship with the Association. He is concerned about safety around the Viewmont "V". He would like to see more communication to citizens within the City regarding opportunities to use the range. Mr. Beers pointed out that the Centerville Recreation and Events Guide includes information on classes and opportunities offered by the Association.

Police Chief Neal Worsley expressed concern about scarring on the hillside. He supports the Small Arms Association, but feels the Council needs to take a close look at the proposed location for the pistol range. Mr. Powell explained the terrain of the proposed pistol range and stated that problems currently arise when pistol and rifle shooters want to use the shooting range at the same time. He stated that another option would be to specify certain days of the week for both types of shooting.

1 Councilman Allen supports continuing the lease agreement. He expressed concern
2 about sound, and asked if adding a pistol range lower on the hillside would increase sound
3 pollution. Mr. Powell responded that the sound would be directed up or to the south because of
4 the contours of the land. Chief Worsley confirmed that the Police Department does not receive
5 a lot of noise complaints related to the range. Much of the gun-related noise pollution can be
6 attributed to the nearby Lions Club Range in Bountiful, which has expanded its use and hours of
7 operation. Chief Worsley stated that a noise study could be done if desired.

8
9 The Council and staff discussed areas around the gun range that are not City property
10 and not within the City's control. Councilman Wright expressed concern about fire danger
11 caused by shooting. Mr. Stephens stated that the range remains closed during times of fire
12 danger. Councilman Wright asked about Sunday use of the range. Mr. Stephens responded
13 that competitions occasionally, maybe one or two times a year, extend to Sunday.

14
15 Councilwoman Lindstrom has no problem with continuing with the lease and with the
16 infrequent Sunday use. She knows remediation can be expensive, and suggested the
17 Association set aside funding in the event that remediation becomes necessary. She would like
18 to see more information regarding what the costs of remediation would be. Councilwoman
19 Lindstrom feels it would be appropriate for the Council to tour the area before approving the
20 additional pistol range. Mr. Stephens urged the entire Council to tour the range.

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22 Mayor Pro Tem Higginson is in support of moving forward. Staff will proceed to meet
23 further with the Association to work on details of the lease. A Council fieldtrip will be scheduled
24 for sometime in May.

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26 **STAFF REPORT AND DISCUSSION REGARDING AUTOMATED AGENDA**
27 **MANAGEMENT PROGRAM**

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29 Considering the absence of Mayor Russell and Councilman Averett, Councilman Allen
30 made a **motion** to table this discussion to the next Council meeting. Councilwoman Lindstrom
31 seconded the motion, which passed by unanimous vote (4-0).

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33 **FINANCIAL REPORT**

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35 Blaine Lutz, Finance Director, presented a financial report for the period ending March
36 31, 2013.

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38 **MAYOR'S REPORT**

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- In the Mayor's absence, Steve Thacker reported to the Council that South Davis Metro Fire Agency Chief Rampton will be retiring. Deputy Chief Jeff Bassett will serve as Interim Chief. Deputy Chief Bassett informed the Council that a retirement party will be held for Chief Rampton on May 8th at noon. Mr. Thacker suggested the Council hold a work session on April 30th for the purpose of discussing the possibility of creating a separate fire taxing district. Councilman Wright stated he will listen to the information given, but he is not at this time inclined to support the creation of a separate taxing district.
 - The Mayor and Mr. Thacker recently met with Kay Ashton regarding the 2013 July 4th celebration. Plans for the celebration are moving forward.

CLOSED MEETING

At 8:20 p.m. Councilwoman Lindstrom made a **motion** to move into a closed meeting to discuss the character and competency of an individual. Councilman Wright seconded the motion, which passed by unanimous vote (4-0). In attendance were: John T. Higginson, Mayor Pro Tem; Council members Allen, Lindstrom, and Wright; Steve Thacker, City Manager; Blaine Lutz, Assistant City Manager/Finance Director; Lisa Romney, City Attorney; Chief Neal Worsley, Centerville Police Department; Katie Rust, Recording Secretary. Councilman Allen was excused at 8:34 p.m.

The Council returned to regular meeting at 8:47 p.m. Councilman Wright requested that the City Attorney provide the Council with training regarding closed meeting procedures at a future meeting.

CITY MANAGER'S REPORT

- Mr. Thacker reported that contractors have drilled the Chase Lane well to 700 feet and developed it, sealing the top 100 feet. A test pump will occur in the next few days. Randy Randall, Public Works Director, will update the Council further on May 7th.
- CenturyLink has requested all documents the City is legally required to provide relating to the UTOPIA operating assessments. The request has been a substantial burden on staff time. City Manager Thacker reminded Council members that emails are subject to GRAMA requests, and asked that they use discretion and caution when emailing about city business.
- Fanny Mae has repossessed the property with dangerous buildings on Chase Lane and plans to demolish the structures at their expense.
- Blaine Lutz provided UIA/UTOPIA monthly financial report summaries to Council members. Monthly summaries will be distributed to Council members via email in the future.

MISCELLANEOUS

- Councilman Wright asked for an update regarding the 501(c)3 status of the Centerville Foundation. Mr. Lutz responded that the application has been submitted to the IRS.
- Councilman Wright commented that Bountiful has a reserve police officer force. He feels Centerville should consider the option, and would like staff to gather more information and put the issue on a future meeting agenda. Councilwoman Lindstrom expressed she would feel more comfortable with the rest of the Council present to weigh in regarding whether or not to direct staff to look into the matter further. Staff will put the matter on a future agenda, and will gather readily available information to be able to respond to questions.

ADJOURNMENT

At 9:10 p.m. Councilwoman Lindstrom made a **motion** to adjourn the meeting. The motion was seconded by Councilman Wright and passed by unanimous vote (3-0).

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4 Marsha L. Morrow
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6 Marsha L. Morrow, City Recorder

5/7/2013
Date Approved

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9
10 Katie Rust
11
12 Katie Rust, Recording Secretary



CENTERVILLE CITY COUNCIL MEETING

Tuesday, April 16 2013
7:00 p.m.

NAME (PLEASE PRINT)

ADDRESS**

John H Smith

Roland Gill

Scott Zeidler

Laura Klein

James Klein

Bruce Cox

Laura Lee Adams

Steve Adam

James Stephens

Rebecca Gallacher

Aaron Gallacher

Norman Bears

96N 2975E Luster

532 HERITAGE DRIVE, BNTFL

UTAH DEPTM. OF NATURAL RESOURCES

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364 W. 1375N. Cent.

Sandy Wedd

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78 E. Casa Loma Dr. Col., UT.

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** 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.