

Minutes of the Centerville **City Council** meeting held Tuesday, February 16, 2021, at 7:00 p.m. with participants present electronically via Zoom and streamed on YouTube due to infectious disease COVID-19.

MEMBERS PRESENT

Mayor Clark Wilkinson (left at 8:20 p.m., returned at 9:00 p.m.)

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

STAFF PRESENT

Brant Hanson, City Manager
Lisa Romney, City Attorney
Janet Denison, City Recorder
Jacob Smith, Administrative Services Director
Lt. Allen Ackerson, Centerville Police (left at 8:30 p.m.)
Mike Carlson, Public Works
Marc Marchant, Streets Supervisor
Cameron Woodbury, Public Works (joined 8:50-9:00 p.m.)
Jolene Jackson, City Treasurer (joined 8:00-9:00 p.m.)

DETERMINATION

Mayor Wilkinson read aloud a determination regarding electronic meetings without an anchor location due to COVID-19

PRAYER OR THOUGHT

Councilmember McEwan

PLEDGE OF ALLEGIANCE

OPEN SESSION

No comments.

MUNICIPAL CODE AMENDMENTS – WINTER PARKING – CMC 14.06.010 AND 14.06.020

An ordinance prohibiting overnight parking during winter months has been in place in Centerville for many years, enforceable from midnight to 6:00 a.m. City Attorney Lisa Romney said the purpose of the proposed ordinance was to allow City plow trucks the ability to freely clear snow from streets curb to curb, regardless of time of day, and for additional safety during winter months when roads tend to be slick. When a plow truck must plow around a parked car, it leaves a row of snow protruding into the street which creates a hazard for motorists.

Lt. Allen Ackerson said he viewed the proposed ordinance as an opportunity for the Police Department to educate the community regarding the importance of being able to fully plow streets. Ms. Romney commented that both Bountiful and North Salt Lake had a snow accumulation provision in place. She pointed out that the proposed effective date on the ordinance was April 1, 2021 to allow time for education to occur.

1 *Streets Supervisor Marc Marchant said the proposed ordinance would be beneficial for*
2 *daytime plowing. Councilmember Ince said he had issues with enforcement of the winter parking*
3 *provision. Councilmember Fillmore said she supported the proposed ordinance, and asked if it*
4 *would be possible to keep track of which vehicles had been given a warning, and which vehicles*
5 *had already been ticketed. She said she would want enforcement to be used wisely and delicately.*
6 *Lt. Ackerson said there had been times in the past when the Department kept track of which*
7 *vehicles had received warnings. He said he believed tracking would be something the Department*
8 *could implement.*

9
10 Mike Carlson with Public Works said the Department hoped for cooperation from citizens
11 to be able to get plowing done without any accidents. Mayor Wilkinson said he understood the
12 need for the proposed ordinance from the Staff perspective, but expressed concerns from the
13 citizen perspective. He commented that many citizens may not be home during the day to move
14 vehicles off the street during a snow event. Councilmember Mecham said she had faith that
15 Centerville Police Officers would be practical and work with citizens. She said she believed the
16 proposed ordinance would be beneficial.

17
18 Councilmember McEwan **moved** to support Ordinance No. 21-04. Councilmember
19 Mecham seconded the motion. Councilmember Ivie said she understood the need to have streets
20 clear of vehicles when plowing, but said she was nervous approving enforcement that relied on
21 discretion of individuals in positions that would change over time. Councilmember Ince said he
22 was apprehensive, and suggested the Council consider reducing the overnight parking restriction
23 during the winter to strictly during snow events. The motion failed (2-3), with Councilmembers
24 Mecham and McEwan in favor, and Councilmembers Ince, Ivie and Fillmore dissenting.

25
26 Councilmember Ince **moved** to eliminate or dramatically reduce the overnight parking
27 restriction on Centerville streets during the winter, and introduce an ordinance to require people
28 to move vehicles parked on the street during any snow accumulation event during the months of
29 November – April. Councilmember Fillmore said Councilmember Ince's motion was more in line
30 with what she could support because she was not in favor of passing an ordinance that would not
31 be uniformly enforced. She commented that citizens could check the weather forecast and know
32 when to move vehicles off the street. The **motion failed** for lack of second. Councilmember
33 Mecham said she understood the reasoning, but said she believed the snow plows would have a
34 *lot of problems if citizens were not in the habit of moving vehicles off the street every night during*
35 *winter months.*

36
37 Mr. Marchant stated there were already a lot of cars on the streets for the snow plows to
38 go around at the beginning of the season, even after the two-week grace period given by the
39 Police Department. Councilmember McEwan said he understood the need for the set hours of
40 nighttime street parking prohibition, and said without the set block of time he anticipated the Police
41 Department would be knocking on a lot of doors at 3:00 a.m. asking for vehicles to be moved.
42 Councilmember McEwan spoke in favor of leaving the midnight to 6:00 a.m. prohibition in place.
43 Mr. Marchant emphasized the importance of citizen education. Mayor Wilkinson said he agreed
44 with leaving the midnight to 6:00 a.m. street parking prohibition in place.

45
46 Councilmember Ince said he was not inclined to add daytime restrictions without giving
47 *something else back to the citizens in the form of nighttime street parking on non-snow nights.*
48 Councilmember Ivie said she might be inclined to approve Ordinance No. 21-04 if she knew
49 sufficient education would take place before November to acquaint citizens with the change.
50 Councilmember Fillmore said she agreed with the need for a strong education campaign. She
51 said she would want to emphasize that it was a teamwork effort between the citizens and the
52 service provided by the City, with an enforcement tool in place if needed. Councilmember

1 *Mecham said she did not think it was reasonable to expect citizens to pay attention to the weather*
2 *to know if they should pull their vehicles off the street.*

3
4 Mayor Wilkinson suggested bringing back a new proposed ordinance later in the year with
5 plans for education. Responding to a question from Mayor Wilkinson, Mr. Marchant explained the
6 City's plow policy for cul-de-sacs. Councilmember Ivie said she believed beginning education
7 efforts in September would work. Staff responded that September would be too late for bringing
8 the issue back to the Council to implement for the next winter season. It was suggested the issue
9 should be brought back to the Council in August, with time to draft a good newsletter article.

10
11 Councilmember Mecham suggested gathering statistics, but not ticketing in the first year
12 except in cases of repeat problems. Lt. Ackerson suggested issuing a warning first, before
13 ticketing. Councilmember Ince commented that the street sweeper had the same problem with
14 vehicles parked on the street. He pointed out street sweeping would be far more effective with no
15 vehicles in the way, and asked if street sweeping would be possible at night in March while
16 vehicles were already off the road. Mr. Carlson responded that street sweeping at night would
17 involve overtime with the contractor. Mr. Marchant added that nighttime street sweeping would
18 conflict with the City noise ordinance.

19
20 Councilmember Ivie **moved** to reconsider Ordinance No. 21-04 with the understanding
21 that the first year would be primarily for gathering statistics, except in cases of repeat
22 noncompliance, with community education efforts. Councilmember Mecham seconded the
23 motion. Lt. Ackerson explained that current practice was for Officers to issue warnings on vehicles
24 parked in the street during the two weeks prior to the December 1st start of the winter parking
25 period. Councilmember McEwan said he would prefer to direct Staff to draft a new proposed
26 ordinance for Council review. Councilmember Ivie **withdrew the motion**, and directed Staff to
27 draft new language for Council review.

28
29 **INTERLOCAL AGREEMENT – DAVIS COUNTY PUBLIC ORDER UNIT – SAFETY**
30 **EQUIPMENT PURCHASES**

31
32 Ms. Romney explained that law enforcement agencies in Davis County wanted to
33 proactively form a joint Public Order Unit to respond jointly to civil unrest within the County, to be
34 *made up of officers from each jurisdiction. The proposed interlocal agreement would approve*
35 *purchase of equipment for the Unit by the County, with payment of the City's financial portion by*
36 *October 31, 2021. Lt. Ackerson explained there were many benefits to the County securing the*
37 *needed equipment. The cost to Centerville would be \$8,400 for two officers. Councilmember Ince*
38 *suggested specifying a maximum total financial commitment from Centerville. Councilmember*
39 *McEwan suggested changing the name of the Public Order Unit to something more friendly.*

40
41 Councilmember Ince **moved** to approve Resolution No. 2021-10 regarding the purchase
42 of safety equipment for law enforcement officers assigned to the Davis County Public Order Unit,
43 subject to a cap of \$15,000. Councilmember Ivie seconded the motion, which passed by
44 unanimous vote (5-0).

45
46 Due to technical difficulties, Mayor Wilkinson was absent from 8:20 p.m. until 9:00 p.m.
47 *Mayor Pro Tem Mecham conducted the meeting in his absence.*

48
49 **RESOLUTION IN SUPPORT OF DAVIS COUNTY PRE-DISASTER MITIGATION PLAN**
50 **UPDATES**

51
52 The Federal Emergency Management Agency (FEMA) required municipalities to review
53 and update their local hazards and develop mitigation plans for those identified hazards. Federal

1 *funds would potentially be at risk if these Pre-Disaster Mitigation Plans were not in place. Davis*
2 *County Emergency Management hired a consultant to develop this plan for Davis County, but*
3 *each city must provide input and pass a resolution in support of the plan. This was a time sensitive*
4 *resolution needing to be in place before the end of February to be in compliance.*
5

6 Councilmember McEwan **moved** to approve Resolution No. 2021-12. Councilmember
7 Ince seconded the motion, which passed by unanimous vote (5-0).
8

9 **RENAMING LEE SKABELUND PARK**

10
11 The Council recently discussed ordering a monument sign for the Lee Skabelund Wildland
12 Park located at approximately 100 South between 500 and 700 East. It was suggested that the
13 sign should reference the park as the "Lee Skabelund Memorial Nature Park" to better describe
14 the unimproved open space property. Resolution No. 2021-11 was prepared for Council
15 consideration to officially rename the park the "Lee Skabelund Memorial Nature Park."
16

17 Councilmember Ivie **moved** to approve Resolution No. 2021-11. Councilmember McEwan
18 seconded the motion, which passed by unanimous vote (5-0).
19

20 **DRAINAGE UTILITY FEE COLLECTION**

21
22 City Treasurer Jolene Jackson explained that during a recent discovery and subsequent
23 audit of drainage fees, Staff found a number of businesses the City had not billed drainage fees
24 or had not billed the correct fee for several years. Subsequently, the Centerville Audit Committee
25 met on several occasions to review the issue and forward a recommendation to the Council
26 regarding recovery. Ms. Jackson said letters were sent to the businesses explaining that the next
27 utility bill would reflect correct drainage utility fees, and that the City would contact them regarding
28 recovery of past fees. She explained how the error occurred, and how the error would be
29 prevented moving forward.
30

31 Administrative Services Director Jacob Smith stated the Internal Audit Committee
32 recommended recovering the full four years of unbilled drainage and subdrain fees allowed by
33 law, with the following options:
34

- 35 • 25% discount if full amount were paid up front
 - 36 • 12-month payment plan for full amount
 - 37 • Up to 48-month payment plan with interest
- 38

39 As a member of the Internal Audit Committee, Councilmember Ince commented that
40 unbilled subdrain fees had yet to be added to the list provided to the Council, but the subdrain
41 amounts were relatively minor compared to the drainage utility numbers.
42

43 Councilmember Fillmore suggested offering a slightly smaller discount (20%) with up-front
44 payments, and suggested offering a discount with the 12-month payment plan as well.
45 Councilmember Ince said he would not oppose a 5% discount with the 12-month payment plan.
46 Councilmember McEwan said he agreed with offering a 20% discount for payment up front. Mr.
47 Hanson said Staff intended to conduct an audit of all fees.
48

49 The Council discussed discount options. Councilmember Fillmore **moved** to approve four-
50 year drainage fee loss recovery with:

- 15% discount for full payment up front;
- 5% discount with a 12-month payment plan; and
- Up to a 48-month payment plan with interest.

Councilmember McEwan seconded the motion. Councilmember Ince said he did not think the proposed 15% and 5% discounts were different enough to provide sufficient incentive for immediate payment. Councilmember Ivie said she was comfortable with 20% and 5% discounts. Councilmember Fillmore commented that offering a discount at all on a utility fee owed was generous. Councilmember Ince said he believed 20% and 5% discounts were different enough to provide incentive for immediate payment. Mayor Wilkinson said he was comfortable with a 15% or 20% discount. The motion passed by unanimous vote (5-0).

CLEAN AIR GRANT VEHICLE

Streets Supervisor Marc Marchant explained the Centerville Public Works Department requested the purchase of a 2021 International HV607 Truck with front plow and spreader valued at \$147,317 to replace a 2005 Bobtail. The Utah Division of Air Quality's Clean Air Grant would reimburse the City 25% of the cost of a new vehicle if the City replaced and scrapped an older vehicle. He explained proposed timing of payment of the City's portion to meet the September 2021 deadline required by the Grant.

Councilmember Ince **moved** to approve the purchase of a 2021 International HV607 Truck with front plow and spreader under the Clean Air Grant for a total of \$147,317 with the understanding the Utah Division of Air Quality would reimburse the City 25% of the cost. Councilmember Fillmore seconded the motion, which passed by unanimous vote (5-0).

SUMMARY ACTION

- a. Jacobson HR700 14' Cut Mower from RMT Equipment - \$89,906.00
- b. Evidence Storage Room for Police Department - \$49,252.09

Councilmember Ince **moved** to approve both Summary Action items. Councilmember Ivie seconded the motion, which passed by unanimous vote (5-0).

MINUTES REVIEW AND ACCEPTANCE

Minutes of the February 2, 2021 Work Session and Council meeting were reviewed. Councilmember Ince **moved** 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 all residents had moved from Centerville Mobile Estates, and the developer wanted to begin work on the property as soon as possible.
- The Mayor recommended appointment of Jamison Pexton to the Trails Committee. Councilmember McEwan moved to give advice and consent to the recommended appointment. Councilmember Ince seconded the motion, which passed by unanimous vote (5-0).

CITY COUNCIL REPORT

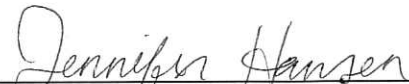
Councilmember McEwan reported he would be serving as Chair of the Mosquito Abatement District Board in 2021, and provided an update on Mosquito Abatement District issues.

CITY MANAGER'S REPORT

- Mr. Hanson described plans to run a scaled-down version of the City summer recreation program in 2021 due to COVID-19.
- The City Manager updated the Council on the FY 2022 Budget cycle.
- Employment opportunities with the City were posted on the City website.
- Mr. Hanson reported the City was approached by a vendor regarding the possibility of curbside glass recycling. He said Staff were looking further at the possibility.

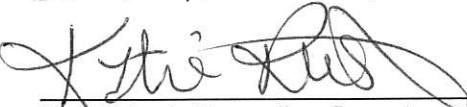
ADJOURNMENT

At 9:20 p.m., Councilmember McEwan **moved** to adjourn the Council meeting and convene in closed session to discuss character and competency of an individual as allowed by law, with no intent to return to open session. Councilmember Ivie seconded the motion, which passed by unanimous vote (5-0). In attendance at the closed meeting were: Clark Wilkinson, Mayor; Councilmembers Fillmore, Ince, Ivie, McEwan, and Mecham; Brant Hanson, City Manager; and Lisa Romney, City Attorney.



Janet Denison, City Recorder
Jennifer Hansen, Deputy Recorder

03/02/2021
Date Approved



Katie Rust, Recording Secretary

