

Minutes of the Centerville **City Council** meeting held Tuesday, September 17, 2013 at 7:05 p.m. in the Centerville City Hall Council Chambers, 250 North Main Street, Centerville, Utah.

MEMBERS PRESENT

Mayor Ronald G. Russell

Council Members Justin Y. Allen (arrived at 7:27 p.m.)
Ken S. Averett
John T. Higginson
Sherri Lyn Lindstrom
Lawrence Wright

STAFF PRESENT

Steve Thacker, City Manager
Blaine Lutz, Finance Director/Assistant City Manager
Lisa Romney, City Attorney
Katie Rust, Recording Secretary

VISITORS

Brett Slater, UDOT Project Manager
Interested citizens (see attached sign-in sheet)

PLEDGE OF ALLEGIANCE

PRAYER OR THOUGHT Steve Thacker, City Manager

OPEN SESSION

Stephanie Ivie – Ms. Ivie is a candidate in the upcoming election for City Council. She reported that approximately half of her campaign signs have disappeared, and expressed frustration at the loss. She asked if there is a way the City could remind citizens that the signs are private property and should be treated with respect. Steve Thacker, City Manager, responded that a comment could be added to the upcoming utility bill. Mayor Russell added that the Police Department should be informed of what has been happening.

WHITAKER MUSEUM BOARD

On September 5th the Utah Division of State History recognized the Whitaker Museum and Centerville City with an Outstanding Contribution Award. Spence Packer, Whitaker Museum Board Chair, presented the framed certificate to the Council and shared photographs of the recognition ceremony. He added that the Museum was also recently mentioned in a magazine article, which has directly prompted visits and contacts from residents outside of the Centerville community. Mayor Russell commended Mr. Packer and the Board, and thanked them for their time and effort.

4th OF JULY CELEBRATION REPORT

Kay Ashton, Chair of the Celebration Committee, reported on this year's successful July 4th activities, which involved the efforts of more than 300 volunteers. Mr. Ashton recognized the organizers of the various activities, and ended his report with a video of celebration highlights. Mayor Russell and the Council thanked Mr. Ashton and his entire committee for their work.

MINUTES REVIEW AND APPROVAL

The minutes of the Tuesday, September 3, 2013 Council meeting were reviewed. Councilwoman Lindstrom made a **motion** to approve the minutes. Councilman Higginson seconded the motion, which passed by unanimous vote (4-0). Councilman Allen arrived at 7:27 p.m., after approval of the minutes.

SUMMARY ACTION CALENDAR

- a. Consider Storm Drain Impact Fee Credit for Woods Park PDO
- b. Fee Schedule Amendment regarding Beer License Fees – Consider Resolution No. 2013-22

Councilwoman Lindstrom made a **motion** to approve both items on the Summary Action Calendar, approving Storm Drain Impact Fee Credit of \$10,840 for the Woods Park PDO for developer installed detention basin improvements and storm drainage easement, and approving Resolution No. 2013-22 amending Section VI of the City Fee Schedule regarding Retail Beer License Fees. Councilman Higginson seconded the motion, which passed by unanimous vote (5-0).

CHASE LANE PUMP STATION

City Manager Thacker explained the recommended bid awards for the Chase Lane Pump Station. Councilwoman Lindstrom made a **motion** to award bid for purchase of the pump to Nickerson Company, Inc. in the amount of \$31,295, and to award bid for installation of utilities to the site to M.C. Green & Sons in the amount of \$23,654.50 (for labor) and the Mountain States Supply in the amount of \$12,363.03 for water line materials. The motion was seconded by Councilman Wright and passed by unanimous vote (5-0).

PARRISH & MAIN INTERSECTION PROJECT

City Manager Thacker gave a brief history of the Parrish Lane/Main Street intersection project. Brett Slater, UDOT Project Manager, explained that the contract limit of \$150,000 for design work from ESI Engineering has been reached due to the protracted design process for the project. UDOT recommends a contract with H W Lochner, Inc. to complete the design tasks, with ESI working as a subconsultant under their supervision. Mr. Slater described the process for obtaining additional funding (state and federal funds) for this project, if needed, when an updated project cost estimate is known. Centerville will remain responsible for a match of 6.77% of the Federal funding. Mr. Slater stated he hopes to obtain construction bids during the winter, with construction beginning next May or June. Mr. Thacker asked if construction could begin in April to ensure Main Street is ready for the City's 4th of July celebration. Mr. Slater responded it would depend on the weather next spring.

Councilman Allen made a **motion** to approve a contract between Centerville City and H W Lochner, Inc. in the maximum amount of \$69,669.04 to finalize the design, prepare the advertising bid package and advertise the project. Councilwoman Lindstrom seconded the motion, which passed by majority vote (3-2), with Council members Allen, Higginson, and Lindstrom voting in favor, and Council members Averett and Wright dissenting.

1 Mr. Slater reported on a meeting held recently with property owners affected by the
2 intersection project who have not accepted the purchase offers made by the UDOT Right-Of-
3 Way Agent. Mr. Slater told the Council that the property owners indicated they would feel more
4 comfortable if Steve Thacker, City Manager, were present during future negotiations. Mr. Slater
5 expressed respect for the honorable and honest way Mr. Thacker has handled the situation.

6
7 **AMENDMENTS TO TITLE 8 OF CENTERVILLE MUNICIPAL CODE REGARDING**
8 **PUBLIC PROPERTY**
9

10 As part of the City's comprehensive code recodification project and as a follow up to
11 recently adopted park reservation policies, staff has reviewed and analyzed the provisions of the
12 existing Title 8 of the Centerville Municipal Code regarding public property, parks and cemetery
13 regulations. Lisa Romney, City Attorney, explained the proposed amendments to Title 8.
14 Councilman Wright suggested adding the sale of illegal drugs to the list of prohibited activities.
15 Councilwoman Lindstrom expressed concern about restricting anyone over the age of six from
16 entering a restroom for the opposite sex. She suggested allowing exceptions for family
17 situations. Mayor Russell suggested adding the phrase "or family members who necessary
18 need to be accompanied by an adult" to the list of exceptions.

19
20 Councilwoman Lindstrom made a **motion** to approve Ordinance No. 2013-14 adopting
21 amendments to Title 8 of the Centerville Municipal Code regarding Public Property, including
22 Chapters related to General Provisions, Parks and Playgrounds, and Cemetery Regulations,
23 and including the amendments to Section 8-02-140 regarding restroom facilities adding "or
24 family members", and Section 8-02-150(d) adding "illegal drugs." Councilman Averett seconded
25 the motion, which passed by unanimous vote (5-0).

26
27 **FINANCIAL REPORT**
28

29 Blaine Lutz, Finance Director/Assistant City Manager, presented a financial report for the
30 two months ending August 31, 2013.

31
32 **MAYOR'S REPORT**
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- 34 • Mayor Russell presented the South Davis Metro Fire District financial report, and
35 informed the Council that the positions of Deputy Fire Chief and Fire Marshall have
36 been combined. He reported the Fire District is in the process of working through
37 staffing issues to better handle the overwhelming number of paramedic calls it has
38 been receiving.
- 39 • The Mayor represents Centerville on the UIA Board and Blaine Lutz represents the
40 City on the UTOPIA Board. The two boards agreed to create an independent
41 commission "... to review the current status of UIA/UTOPIA and its long-term
42 direction." Mr. Lutz explained the revenue sources for UIA and UTOPIA.
43 Councilman Wright indicated a desire to see a current business plan. Mayor Russell
44 and Mr. Lutz reported that revenues have been sufficient to cover the reduced
45 operating expenses for the last couple of months, making an assessment to the
46 cities unnecessary.
- 47 • Blaine Lutz reported on a Davis County meeting held on September 5th regarding the
48 WFRG Regional Broadband Project. Councilman Wright asked if an effort has been
49 made to communicate the statewide desire to have access to broadband to the
50 Legislature. Mr. Lutz responded that those present at the meeting were encouraged
51 to talk to their Legislators. City Manager Thacker reported on a meeting he attended
52 at which Google General Manager Kevin Lo stated that existing copper and cable

1 infrastructure cannot be updated to accommodate future demand. Fiber optic cable
2 will not become obsolete since fiber and wireless connections are complimentary.
3 Homeowners will want the fiber to their home to support the desired amount of
4 wireless activity. Councilwoman Lindstrom commented that she feels the climate of
5 response is changing. Mr. Lutz stated he thinks there will be an increase in public
6 sector and private sector cooperation.

7
8 **CITY MANAGER'S REPORT**
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- 10
- 11 • Steve Thacker, City Manager, reported that staff is looking at options for putting park
12 pavilion reservations online. Staff is also looking at the possibility of making
13 business license renewal available online.
 - 14 • The Governor's Office recently requested that Utah cities undertake a review of
15 business regulations. Centerville sent letters during the summer to almost 50
16 businesses inviting them to submit comments, concerns, or complaints regarding the
17 City's regulations and processes. At this time only one letter has been returned to
18 the City, containing only positive comments. Mr. Thacker feels the City has
19 significantly improved business regulations in recent years.
 - 20 • The Police Department's K-9 drug-sniffing dog, Joker, was recently diagnosed with
21 severe hip dysplasia. The costs of replacing Joker versus rehabbing Joker through
22 surgery were analyzed, and it is recommended that surgery be done. This matter
23 was on several news channels on September 12th, and as a result several donations
24 have been received at City Hall. The donations will cover the costs of surgery and
25 help to cover the rehab expenses.
 - 26 • Mr. Thacker explained that property owners are charged a subdrain fee of either \$2
27 or \$6 depending on location. A recent subdrain fee audit revealed that
28 approximately 240 residences that should have been charged \$6 have been charged
29 \$2. The City does not intend to back-charge, but will correct the error in future
30 billing. Staff will be establishing a link between the GIS mapping system and the
31 City's front office to prevent the error from happening again.

32 **APPOINTMENT**
33

34 Mayor Russell recommended Melissa Smith be appointed to the Parks and Recreation
35 Committee. Councilwoman Lindstrom made a **motion** to appoint Melissa Smith to the Parks
36 and Recreation Committee. Councilman Wright seconded the motion, which passed by
37 unanimous vote (5-0).

38
39 **CLOSED MEETING**
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41 At 9:13 p.m. Councilman Wright made a **motion** to go into a closed session of the City
42 Council to discuss pending litigation and the purchase of real property, after a brief recess.
43 Councilwoman Lindstrom seconded the motion, which passed by unanimous vote (5-0). In
44 attendance were: Ronald G. Russell, Mayor; Council members Allen, Averett, Higginson,
45 Lindstrom, and Wright; Steve Thacker, City Manager; Blaine Lutz, Finance Director; Lisa
46 Romney, City Attorney; and Katie Rust, Recording Secretary.

47
48 The Council returned to open meeting at 9:42 p.m.

ADJOURNMENT

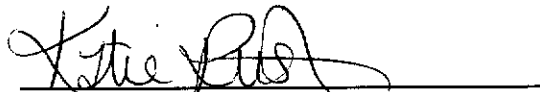
At 9:42 p.m. Councilman Wright made a **motion** to adjourn. Councilwoman Lindstrom seconded the motion, which passed by unanimous vote (5-0).



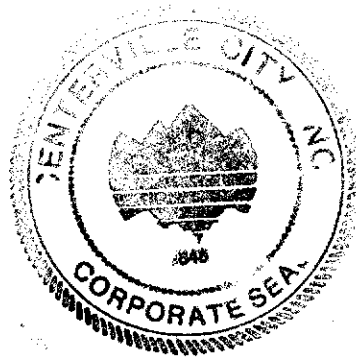
Marsha L. Morrow, City Recorder

10-1-2013

Date Approved



Katie Rust, Recording Secretary



CENTERVILLE CITY COUNCIL MEETING

Tuesday, Sept 17, 2013
7:00 p.m.

NAME (PLEASE PRINT)

ADDRESS**

SPENCER PACKER
Lisa Sommer
Stephanie Jure
Kary Sutton
Annette Palmer
Brett Slater
JACK DELLASTATION
George McEwen
Hannette Smith

331 VALLEY DR CANT.
2212 No. Main Street.
595 S. 700 E.
107 W. 1300 N. Cir
678 Estella Cr.
1463N 200 W -
618 willow Bend Dr
187 E. 1975 N.

** 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.