

1 Minutes of the Centerville **City Council** meeting held Tuesday, July 1, 2014 at 7:00 p.m. in the  
2 Centerville City Hall Council Chambers, 250 North Main Street, Centerville, Utah.

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4 **MEMBERS PRESENT**

5  
6 Mayor Paul A. Cutler

7  
8 Council Members Ken S. Averett  
9 Tamilyn Fillmore  
10 John T. Higginson  
11 Stephanie Ivie  
12 Lawrence Wright

13  
14 **STAFF PRESENT**

15 Steve Thacker, City Manager  
16 Lisa Romney, City Attorney  
17 Cory Snyder, Community Development Director  
18 Randy Randall, Public Works Director  
19 Katie Rust, Recording Secretary

20 **STAFF ABSENT**

Blaine Lutz, Finance Director/Assistant City Manager

21  
22 **VISITORS**

Fred Philpot, Lewis Young Robertson & Burningham  
Interested citizens (see attached sign-in sheet)

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24  
25 **PLEDGE OF ALLEGIANCE**

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27 **PRAYER OR THOUGHT**

Councilwoman Stephanie Ivie

28  
29 **OPEN SESSION**

30  
31 Patricia Hedrick – Ms. Hedrick thanked the Council for their decision to opt out of  
32 Milestone Two with Macquarie.

33  
34 Councilman Averett, on behalf of a citizen who lives in the town homes east of Walmart,  
35 explained that temporary storage units have been placed on the east side of the Walmart  
36 building. The storage units are accessed at night with noisy employees and fork lifts. This has  
37 been occurring for months and is disturbing the sleep of nearby residents. Councilman Averett  
38 also stated that the Walmart parking lot lights are not shielded and flood light into the  
39 development to the east. Councilman Averett said the citizen has found Walmart management  
40 to be uncooperative, and asked if a City representative could resolve the issue with Walmart.  
41 Steve Thacker, City Manager, agreed staff would investigate this matter. Staff will verify  
42 whether or not the temporary storage units are allowed under the Conditional Use Permit.

43  
44 **MINUTES REVIEW AND ACCEPTANCE**

45  
46 The minutes of the June 24, 2014 Special Council meeting were reviewed. Council  
47 members Fillmore, Ivie, and Wright requested amendments. Councilwoman Fillmore made a  
48 **motion** to accept the minutes as amended. Councilwoman Ivie seconded the motion, which  
49 passed by unanimous vote (5-0).

1                    **ADOPTION OF UPDATED STORM DRAIN IMPACT FEES**

2  
3                    Fred Philpot with Lewis Young Robertson & Burningham presented the proposed Storm  
4 Drain Impact Fee Facilities Plan (IFFP), and explained a footnote that was added to the Impact  
5 Fee Analysis (IFA) regarding the funding of one of the planned capital improvement projects.  
6 Steve Thacker described discussions taking place between staff and UDOT regarding a  
7 planned culvert project. Mr. Philpot explained that \$797,210 of the planned ten-year project  
8 window can be funded by impact fees assuming the pay-as-you-go method. The Council had  
9 previously indicated a desire for an impact fee without inflation with the intention that the impact  
10 fee would be reviewed and updated frequently to adjust for increased costs. Mr. Philpot stated  
11 the total impact fee recommended without inflation is \$3,911 per acre, which is the maximum  
12 allowable by law based on the IFA.

13  
14                    Mr. Thacker explained that based on a potential timing change to the planned Frontage  
15 Road projects and possible UDOT cooperation relating to culvert improvements under I-15, staff  
16 will not present the drainage utility rate study until August at the earliest. Mr. Philpot  
17 emphasized, however, that the timing of the projects on the ten-year project list does not affect  
18 the proportionality of the Impact Fee. Mr. Thacker stated that the current Storm Drain Impact  
19 Fees of \$2,000 for residential property and \$4,000 for commercial property have not changed  
20 since the 1990s. Commercial development is now required to detain runoff onsite to limit the  
21 impact on the drainage system, resulting in an impact on similar residential development. Staff  
22 feel this makes separate fees unnecessary and recommends the \$3,911 Impact Fee apply to  
23 both residential and commercial property.

24  
25                    Mayor Cutler opened a public hearing at 7:36 p.m., and closed the public hearing seeing  
26 that no one wished to comment.

27  
28                    Councilman Wright made a **motion** to approve Ordinance No. 2014-13 adopting a Storm  
29 Drain Impact Fee Facilities Plan and a Storm Drain Impact Fee Analysis; adopting an amended  
30 and updated Storm Drain Impact Fee; and establishing a service area for purposes of the Storm  
31 Drain Impact Fee. Councilman Higginson seconded the motion, which passed by unanimous  
32 vote (5-0). Councilman Wright made a **motion** to adopt Resolution No. 2014-20 amending the  
33 Centerville City Fee Schedule regarding Storm Drain Impact Fees. Councilman Higginson  
34 seconded the motion, which passed by unanimous vote (5-0). Mr. Thacker explained that  
35 because of State law the effective date of the new Impact Fee is October 1, 2014, or 90 days  
36 after adoption.

37  
38                    **PUBLIC HEARING – ZONING ORDINANCE TEXT AMENDMENTS –**  
39 **APIARIES/BEEKEEPING AMENDMENTS**

40  
41                    Cory Snyder, Community Development Director, stated that beekeeping is becoming  
42 more and more popular, but is currently prohibited by City Ordinance. He said at the March 19,  
43 2014 Council meeting the City Council directed planning staff to prepare necessary zoning text  
44 amendments to remove the prohibition of apiaries within Centerville City limits. Furthermore,  
45 the Council voted unanimously to let the State continue management and regulation of  
46 beekeeping, and no further regulation through local codes and ordinances was deemed  
47 necessary. Mr. Snyder stated the Planning Commission has recommended denial of the  
48 proposed Zoning Code text amendments. He expressed the Planning Commission's hope that  
49 the Council will remand the matter back to them for further consideration. Mr. Snyder stated he  
50 feels that a complete lack of regulations would be inconsistent with other City policies regarding  
51 animals. State regulations are focused on disease control and do not address the concept of  
52 conflict between property owners. Mr. Snyder stated that some type of regulation should be

1 considered to manage land-use conflicts. He said the Planning Commission had general  
2 consensus regarding removing the prohibition, but differing opinions regarding the need to  
3 regulate. Mr. Snyder stated that some cities adopt some level of regulation beyond the State  
4 statutes. Many adopt the Beekeeper Association's Best Management Practices.

5  
6 Mr. Snyder showed a photograph of a swarm of bees recently submitted with a  
7 complaint by a citizen. He stated he suspects the Planning Commission would have made a  
8 different recommendation given more time for discussion. However, Mr. Snyder said he felt the  
9 direction from the Council was strong, and he recommended the Planning Commission not  
10 spend time discussing specific regulations unless directed to do so by the Council.

11  
12 Mayor Cutler stated he has received many comments from citizens regarding this  
13 matter. Most people have expressed to him they are in favor of allowing beekeeping, but some  
14 have expressed concern regarding a lot of bees next to property lines or high-density areas. At  
15 7:55 p.m. Mayor Cutler opened a public hearing.

16  
17 Ben Kempe – Mr. Kempe is a Bountiful resident. He stated he likes beekeeping, and  
18 explained that bees will not harm unless agitated. Bountiful recently adopted an ordinance. Mr.  
19 Kempe explained that the photo shown by Mr. Snyder shows a swarm of bees selecting a  
20 second queen to start a new hive. He said most bee keepers would want the opportunity to  
21 collect a swarm like the one pictured because to purchase a swarm of that size would cost  
22 \$150-\$200, and wild bees are more disease resistant and more prone to survive. Mr. Kempe  
23 explained that Bountiful requires a nearby water source for the bees, requires bee keepers to  
24 register with the State, limits the number of hives to five per household, and adopted setbacks  
25 for property lines. He said Bountiful's goal with the regulations was to allow beekeeping, but  
26 prevent the hives from being a nuisance to neighbors. Mr. Kempe stated that bees are gentle  
27 and do not bother people unless they feel the hive is threatened. He explained that bees have a  
28 "bee line" they follow, and if people spend too much time in the bee line the bees may become  
29 agitated. If properties are separated by a tall fence that forces the bee line above head level,  
30 the people and bees do not bother each other.

31  
32 William Ince – Mr. Ince said he is a bee keeper. He was unaware that beekeeping was  
33 prohibited in the city. He encouraged the Council to adopt the Zoning Code text amendments,  
34 and added that he knows of 50-75 hives currently within the city. Mr. Ince said he receives gifts  
35 from neighbors who feel their fruit and garden production is stimulated by his bees. He feels  
36 they are an asset because bees help control wasps. In four years as a bee keeper he has had  
37 one person stung once. He recently helped to retrieve a swarm from a yard, and did not have  
38 difficulty finding other bee keepers willing to help him. He encouraged the Council to remove  
39 the prohibition and direct the Planning Commission to further consider regulations.

40  
41 Rick Bingham – Mr. Bingham commented that this is the Beehive State, and said he has  
42 kept bees in the past and wants to speak out on behalf of bees. He appreciates his neighbors  
43 who keep bees because the bees benefit his crop. He encouraged the Council to adopt a  
44 change from the current ordinance and allow bees in Centerville. Mr. Bingham said he can't  
45 think of any problems that would arise with bees.

46  
47 Holly Ince – Ms. Ince stated her husband had wanted to keep bees for years, but she did  
48 not agree until she found out that bees substantially reduce the number of hornets in their area.  
49 Bees do not travel more than a couple of miles, and if no one in Centerville had bees there  
50 would not be any fruits or vegetables. She encouraged the Council to eliminate the prohibition.  
51 Ms. Ince continued by stating that bees have been dying across the nation and the world, and  
52 the City needs to be encouraging beekeeping.

1           Dale McIntyre – Mr. McIntyre said years ago he lived next door to a neighbor with  
2 beehives and it was a year before he realized the hives were there. He said he believes  
3 beekeeping should be encouraged.  
4

5           Lisa Sommer – Speaking for Erin Redd, who could not attend the meeting, Ms. Sommer  
6 stated the Redd family has beehives registered with the State. They received 85 pounds of  
7 honey from their spring crop, and their neighbor's cherry tree has greatly benefited.  
8 Councilwoman Ivie added that her garden also benefits from the Redd's bees. Ms. Sommer  
9 commented that California is now importing bees from Australia because they do not have  
10 enough of them.  
11

12           Adele Talbot – Ms. Talbot expressed concern for children playing outside on summer  
13 days near beehives. She asked how children playing would impact the bees and whether the  
14 bees would bother the children. She was answered that, unless the children were bothering the  
15 hive itself, there would most likely not be a problem.  
16

17           Rob Rust – Mr. Rust suggested allowing beekeeping with some level of regulation. He  
18 added that many people do not understand that bees are less aggressive than hornets and  
19 wasps. He stated it is important to respect and not ignore the fear of bees, and suggested  
20 addressing the fear through some form of public education.  
21

22           Kierstin Kempe – Ms. Kempe stated the only time she has seen bees interact with or  
23 sting children is when the children are barefoot on clover or dandelions in the grass. If bees are  
24 stepped on they will defend themselves.  
25

26           Mayor Cutler closed the public hearing at 8:12 p.m. The Mayor stated he feels there is  
27 some value in having reasonable regulations, and a lot of value in having bees in the  
28 community. He suggested the City consider the viability of allowing a citizen to keep beehives  
29 at the Community Garden. Councilman Wright suggested the Council approve the proposed  
30 ordinance and give the Planning Commission the opportunity to further consider regulatory  
31 options. He said he does not want to see too much regulation. He pointed out that, as Mr. Ince  
32 said, bee keepers tend to rally to help each other when needed. Councilwoman Ivie stated that  
33 on the 20<sup>th</sup> of June President Obama issued a memorandum asking government agencies to  
34 take additional steps to protect and restore domestic populations of honey bees. She stated  
35 she is in favor of the proposed ordinance.  
36

37           Councilwoman Fillmore made a **motion** to approve Ordinance No. 2014-14 amending  
38 Section 12-12-040 of the Centerville City Zoning Ordinance amending the definition of animal  
39 specialties and adding a new definition of apiaries, and amending Chapter 12-36 (Table of Uses  
40 Allowed) regarding apiaries, and directing the Planning Commission to conduct further research  
41 and recommend possible amendments to the Ordinance with minimal regulations regarding  
42 beekeeping in Centerville. Councilman Wright seconded the motion, which passed by  
43 unanimous vote (5-0).  
44

#### **MOSQUITO ABATEMENT DISTRICT REPORT**

45  
46

47           Gary Hatch, Mosquito Abatement District Director, highlighted 2013 Mosquito Abatement  
48 surveillance and treatments. He explained that carbon dioxide is what attracts mosquitoes to  
49 people. To spray for adult mosquitoes the Mosquito Abatement District uses Permethrin, a  
50 synthetic chemical with low mammalian toxicity. Councilwoman Fillmore said citizens have  
51 expressed concern to her regarding the early hour of spraying in the evening and the fact that  
52 trucks are spraying streets where children are out playing. Mr. Hatch responded that it is the

1 Abatement District's policy to turn off the spray if people are out in the street. To cover the large  
2 area they are responsible to cover they begin spraying around 10:00 p.m. He said it is  
3 intentional that the equipment is not quiet, so that citizens will try to avoid the trucks.  
4

5 Mr. Thacker asked if the pond on the Frontage Road south of Chase Lane is treated.  
6 Mr. Hatch responded the pond is checked, but is not much of a mosquito producer. The  
7 drainages further to the north produce significantly more mosquitoes. Mayor Cutler asked about  
8 the impact of the pesticide on people. Mr. Hatch explained that Permethrin is a synthetic based  
9 on a natural chemical extracted from Chrysanthemum flowers. Any physical reaction would be  
10 similar to an allergic reaction. The trucks spray three ounces per minute and are calibrated to  
11 reach 300 feet, although 300 feet is rarely reached in urban situations.  
12

13 Mr. Hatch described the process they used to test the effect of Permethrin on honey  
14 bees. The test showed the residue left by the Permethrin spray did not cause an increase in  
15 mortality in hives. This year the Abatement District will be monitoring the effect of Permethrin  
16 on hives during the bearding process. Mr. Hatch explained that the breakdown of Permethrin is  
17 rapid, preventing any cumulative effect. In the past, if citizens informed the Abatement District  
18 that they have beehives and requested a no-spray zone around their property the trucks did not  
19 spray within 300 feet of the beehives. Several cities have been considering the apiary issue  
20 and deciding to allow beekeeping, and there are now some areas with so many beehives in a  
21 neighborhood that some residents are complaining their neighborhood is never sprayed  
22 because of the no-spray zones. Mr. Hatch stated, considering the results of their study, the  
23 Abatement District will probably be changing their policy regarding beehives. Councilman  
24 Higginson pointed out that bees return to the hive when it is dark. With the spraying taking  
25 place at night, the bees are already safe in the hive, and the chemical is broken down before  
26 sunrise. Mr. Hatch recommended the City include in the ordinance the requirement that bee  
27 keepers notify the Mosquito Abatement District that they have beehives.  
28

29 Councilwoman Fillmore asked if other insects are affected by the spray. Mr. Hatch  
30 responded the larvae spray does not affect other insects, and the adult mosquito spray is  
31 designed to remain airborne and not impact vegetation or ground insects. Unless flying insects  
32 fly directly through the spray cloud they would not be impacted. The Mosquito Abatement  
33 District can be contacted online at [davismosquito.org](http://davismosquito.org) or at 801-544-3736.  
34

### 35 FENCE PERMIT CONCEPT

36  
37 As a result of recent enforcement issues related to fencing, the Council requested the  
38 Planning Department consider a permit system for fences. Cory Snyder, Community  
39 Development Director, explained that fences are exempt under the Building Code if they are  
40 less than seven feet in height, but fall under other existing regulation in specific situations. Mr.  
41 Snyder stated that most cities seem to regulate similar to Centerville, but some require fence  
42 permits with a minimal charge (\$10-\$15). Mr. Snyder reported the City's Building Official is not  
43 in favor of fencing permits, which tend to be time intensive for staff. Mr. Snyder advised using a  
44 permit process other than the building permit system if fence permits are required. Permits  
45 could be handled at a City staff level, but the Council would need to decide how much staff time  
46 they want spent on fence inspections, and the appropriate timing of inspections. He said he  
47 suspects the City would get a negative reaction from fencing companies because of the time  
48 involved in a permit process. Mr. Snyder stated there are a number of good reasons to have  
49 fence regulations, but he feels fences fall in the category of self-policing ordinances. The first  
50 attempt at regulating should be public education. Mr. Snyder stated he feels all ordinances of  
51 this type should be part of a public education effort (i.e., weeds, trees, mail boxes, placement of

1 garbage cans, sheds, etc.). He recommended putting the information on the City's website as  
2 well as in an informational handbook rather than implementing a fence permit system.  
3

4 Councilman Averett said he sees this as a back yard versus front yard issue. The City  
5 cares about front yard fencing because of public safety and aesthetics. He said he feels if the  
6 City is going to require a permit and increase regulation it should be a front yard issue rather  
7 than a total yard issue. Mr. Snyder said the suggestion would be possible, but pointed out that  
8 citizens usually order fencing for a whole yard rather than just the front, and separate  
9 regulations may be considered frustrating by citizens. Mayor Cutler stated he would like the  
10 regulation information to be easily accessible (e.g., City website) to prevent the excuse that  
11 citizens were not aware of the regulations. Councilman Wright said he is in favor of education  
12 before regulation. He said he feels making the information clear and easily accessible would  
13 protect the City. Councilwoman Fillmore recommended adding a regular section in the City  
14 newsletter that rotates through the issues discussed. The Council discussed the idea of  
15 combining the regulations for several issues together in a booklet for distribution. Mr. Snyder  
16 commented that the fencing regulations prior to 2003 (when the current parameters were set)  
17 were drastically different, which may explain why many fences in the community do not comply  
18 with current regulations.  
19

#### 20 UPDATE OF ACCESSORY DWELLING UNIT (ADU) PUBLIC PROCESS

21  
22 Mr. Snyder reported that the Planning Commission is holding a panel-type meeting on  
23 July 30<sup>th</sup> at City Hall to address the Accessory Dwelling Unit issue. An incentive has been  
24 offered to encourage citizen attendance and completion of a questionnaire that is accessible on  
25 the City website.  
26

#### 27 WEST SIDE PLANNING PROCESS

28  
29 Mr. Snyder reported that the West Neighborhood Planning Committee has met twice and  
30 started a public awareness campaign. After some delay a grant from the Wasatch Front  
31 Regional Council was received, but the delay set back the planning process. The Committee  
32 will not be ready to propose any plans for the West Neighborhood until the middle or latter-end  
33 of August. The six-month Temporary Zoning Regulation (TZRO) imposed several months ago  
34 will expire on August 18<sup>th</sup>. Staff was contacted recently by a property owner wanting to  
35 construct a building in the Evergreen Business Park, but the owner was told he cannot proceed  
36 with an application until the moratorium ends. However, Mr. Snyder stated he does not see a  
37 problem with the Council either amending or ending the moratorium to allow this building to  
38 proceed.  
39

40 Councilwoman Fillmore asked if the City could ask for an extension of the TZRO. Lisa  
41 Romney, City Attorney, said that some cities adopt another TZRO when the previous one  
42 expires, which she feels is questionable. If an ordinance is ready in the sixth month and put on  
43 a City Council agenda, there is leniency regarding expiration of the TZRO to allow completion of  
44 the process, but staff does not expect to have an ordinance ready by August. Councilwoman  
45 Fillmore stated the TZRO was placed for justifiable reasons and the City has been working  
46 diligently to be able to complete the goals and objectives. Councilwoman Fillmore said she  
47 would be very hesitant to not try to do what is possible to protect the intent of the TZRO. She  
48 asked Ms. Romney for counsel regarding legal justifications for a reset that would be as minimal  
49 as possible. Ms. Romney said she feels the City has been working on the issue and might be  
50 able to justify leaving the TZRO in place. Councilwoman Fillmore stated she would not want to  
51 make a decision until the Council has had a full presentation from staff.

1 The property owner, Bob Snyder, said he knew the TZRO was in place and would be a  
2 challenge when he bought the property, but he really wants to build his building in Centerville.  
3 He stated he has an agreement with the person who sold him the property that, if he cannot  
4 build his building at that location, the seller will purchase the property back from him. Mr. Bob  
5 Snyder said he spoke with the Chair of the Planning Commission, David Hirschi, who told him  
6 he could not see a reason that the use of the business park would change.  
7

8 Mayor Cutler asked what options staff would recommend to accommodate the property  
9 owner and still accomplish the City's long-term planning goals. Ms. Romney stated an  
10 amendment to the TZRO would not require a public hearing, but staff would require time to  
11 prepare an ordinance amending the TZRO map. Councilman Averett made a **motion** to direct  
12 staff to prepare an ordinance amending the TZRO map. Mayor Cutler requested the motion  
13 include direction that staff research the map amendment and make recommendations for  
14 extension of the TZRO, or other options, to help the City accomplish the long-term goals of the  
15 West Neighborhood Planning Process. Councilman Averett accepted the addition to the  
16 motion. Councilman Wright seconded the motion, which passed by unanimous vote (5-0).  
17

18 At 9:34 p.m. the Council took a short break and returned at 9:44 p.m.  
19

#### 20 APPLICATIONS FOR CERTIFIED LOCAL GOVERNMENT GRANT

21

22 City Manager Thacker explained that the City has received a notice that it can apply for  
23 CLG grant from the State up to \$10,000. Both the Landmarks Commission and the Whitaker  
24 Museum have requested use of the grant funds for projects identified in the staff report. The  
25 grant requires a 50/50 match from the City. Mr. Thacker explained that taking the full match  
26 from the Contingency Fund would greatly reduce the current balance, which is lower than usual.  
27 At least half of the match is required to be cash. The Whitaker Museum Board may be able to  
28 contribute \$4,200 of the match in-kind. Mr. Thacker pointed out that one item on the Whitaker  
29 Museum project list does not qualify for use of the grant funds. Councilman Averett commented  
30 that the project requested by the Landmarks Commission, a walking tour mobile application for  
31 Centerville created by the Utah Heritage Foundation, has been in the works for a long time. He  
32 said he supports the request. Councilwoman Ivie said she is comfortable with the request. Mr.  
33 Thacker said that if the Museum Board provides half of the Museum match in-kind, the cash  
34 needed from the City for both the Whitaker Museum and the Landmarks Commission match  
35 would be \$5,800.  
36

37 Councilwoman Fillmore asked if the City could apply for the grant in a smaller amount if  
38 the Council is uncomfortable with the amount. Mr. Thacker said a smaller request would be  
39 possible. Councilwoman Fillmore asked if some of the Museum's fundraising funds could be  
40 put toward the grant match. Councilman Wright responded that the Museum Board already has  
41 plans for use of fundraising funds, and he would be in favor of taking the \$5,800 from  
42 Contingency Fund balance if necessary. Mr. Thacker suggested the Council use the  
43 Contingency Fund to the extent they are comfortable, keeping in mind the Council may need to  
44 draw on General Fund balance later in the fiscal year if the Contingency Fund is exhausted.  
45

46 Councilman Wright made a **motion** to approve the City providing matching funds of up  
47 to \$5,800 from the Council Contingency Fund, with the Whitaker Museum contributing \$4,200  
48 in-kind, contingent on award of the grants. Councilwoman Ivie seconded the motion.  
49 Councilwoman Fillmore stated that the grants seem to become available regularly, and she  
50 expressed hesitation if every year there is an opportunity to spend more and more in matching  
51 funds. Mr. Thacker explained that CLG grants are usually available to an entity every two  
52 years. This particular grant was a surprise to staff, and he said he suspects it will not be

1 available every year. This round of funding is more competitive than the grant received by the  
2 City earlier this year. Councilwoman Fillmore stated she is excited the City can receive money  
3 for these purposes, but in the future she would like to see money set aside in the Museum  
4 Budget for expected matching funds. Councilman Wright responded the City does not ask any  
5 of the City's other committees or commissions to do fundraising. He said the Museum Board  
6 has worked hard to raise money so they can continue to improve the Whitaker Museum, and he  
7 would hate the Council to continue to put stipulations on the Whitaker Museum that are not  
8 consistent with what is done with other groups. The motion passed by unanimous vote (5-0).

9  
10 **RESOLUTION NO. 2014-21 AMENDING THE CITY FEE SCHEDULE REGARDING**  
11 **SOLID WASTE, RECYCLING AND GREEN WASTE COLLECTION SERVICES**  
12

13 Mr. Thacker explained that an error was made regarding waste collection fees in  
14 Resolution No. 2014-19 adopted by the Council on June 24<sup>th</sup>. Staff recommends approval of  
15 Resolution No. 2014-21, which reflects the correct amounts. Councilman Wright made a  
16 **motion** to adopt Resolution No. 2014-21 amending the Centerville City Fee Schedule to  
17 increase the solid waste, recycling and green waste collection service fees. Councilman  
18 Higginson seconded the motion, which passed by unanimous vote (5-0).

19  
20 **MAYOR'S REPORT**

21  
22 **UTOPIA/Macquarie Update**  
23

24 Mayor Cutler reported that six UTOPIA cities opted in and five opted out with regards to  
25 continuing to Milestone Two of the Macquarie Proposal. The five cities that opted out (Orem,  
26 Lindon, Payson, Centerville, and Murray) represent 43% of the weighted votes. The Mayor  
27 stated there is not a firm timeline for Milestone Two, but it is his impression there is an intention  
28 to move forward as quickly as possible. Mayor Cutler has requested that the mayors of the opt-  
29 out cities meet to discuss potential strategy and UTOPIA operations. The meeting will take  
30 place on Tuesday, July 8.

31  
32 Councilman Wright suggested UTOPIA consider increasing the cost to the user, while  
33 still remaining competitive, to help cover operating expenses. Mayor Cutler replied there has  
34 been some discussion by the Board of that type of idea. The Mayor stated he thinks there are  
35 contracts with some of the providers that limit fee increases. He said there has also been some  
36 discussion regarding implementing a different fee structure for customers in cities that are not  
37 paying the operating assessment. Councilman Wright stated he feels the UTOPIA Board  
38 should look at the issue as a network decision, not a city decision, since the individual cities do  
39 not control their portions of the network.

40  
41 **UTOPIA/First Digital Update**  
42

43 Mayor Cutler reported that the UTOPIA Board will meet on July 21<sup>st</sup> for discussions  
44 regarding the First Digital proposal. He said he does not know if the meeting will be public.

45  
46 **South Davis Metro Fire Agency**  
47

48 The Mayor stated that the Fire Board continues to feel pressure regarding staffing and  
49 equipment needs. The Board has requested the Fire Chief put together a plan for moving from  
50 a fire agency to a fire district with independent taxing authority. Mayor Cutler said he thinks it  
51 would be wise, while Centerville has not formally taken a position on that issue, for the Council



1 to meet with the Fire Chief sometime in September or October to become more informed about  
2 the issue. The Council indicated agreement with the suggestion.  
3

4 **CITY MANAGER'S REPORT**  
5

- 6
- 7 • Mr. Thacker updated the Council on the expected readiness of the Parrish & Main  
8 Intersection Project for the 4<sup>th</sup> of July parade.
  - 9 • Mr. Thacker reported that, with UDOT's approval, some of the soil on the property for  
10 the Community Park expansion can be used to create a berm along the Frontage  
11 Road west of the Community Park at the break in the sound wall. Staff expects to  
12 open bids for the expansion project early in July and award bid at the Council  
13 meeting on July 15<sup>th</sup>.
  - 14 • The Council will have an active shooter training session on August 5<sup>th</sup> prior to the  
15 regular Council meeting.

16 **WASATCH INTEGRATED WASTE MANAGEMENT DISTRICT**  
17

18 The Council chose to postpone this report from Councilman Higginson.  
19

20 **COMPLETE STREETS TRAINING**  
21

22 Councilwoman Fillmore reported on a "Complete Streets" training session she attended  
23 with several members of staff, and encouraged the Council to visit [streetplan.net](http://streetplan.net).  
24

25 **MISCELLANEOUS**  
26

- 27 • Councilman Averett asked staff to make sure that the advertising taking place at the  
28 Miller Megaplex Theater is appropriate.
- 29 • Councilman Averett expressed concern regarding an increase in graffiti along Parrish  
30 Lane. He asked staff if there is something in the ordinance that requires that graffiti  
31 be cleaned up quickly, or if the City could contact the sign owners to request  
32 cleanup. Councilman Averett stated he feels it is important to respond quickly to  
33 graffiti as a community. Mayor Cutler stated he would contact the company that  
34 owns the signs with graffiti. Councilman Wright expressed a desire to know if gang  
35 activity has increased in the City.
- 36 • Councilman Averett expressed sorrow over the recent dog shooting in Salt Lake City,  
37 and said he would like to know what the Centerville Police Department's philosophy  
38 and policy is regarding dogs. Mr. Thacker suggested the Chief respond to the  
39 Council by email. Councilman Averett asked about the legal aspect of a pet being  
40 considered an extension of the family. Ms. Romney agreed to research the  
41 categorization of pets.
- 42 • Mayor Cutler informed the Council that UTOPIA is continuing to sign up new  
43 customers, but he anticipates the funds allocated for new installs may not last  
44 through the year. He expressed confidence that the network will continue to operate.  
45

46 **ADJOURNMENT**  
47

48 At 10:38 p.m. Councilman Higginson made a **motion** to adjourn the meeting.  
49 Councilwoman Ivie seconded the motion, which passed by unanimous vote (5-0).

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Marsha L. Morrow, City Recorder

7-15-2014  
Date Approved

  
Katie Rust, Recording Secretary

