

Minutes of the Centerville City Council meeting held Tuesday, May 17, 2016 at 7:00 p.m. at Centerville City Hall, 250 North Main Street, Centerville, Utah.

**MEMBERS PRESENT**

Mayor Paul A. Cutler  
Council Members Tamilyn Fillmore  
William Ince  
Stephanie Ivie  
Robyn Mecham

**MEMBER ABSENT** George McEwan

**STAFF PRESENT** Steve Thacker, City Manager  
Jacob Smith, Assistant to the City Manager  
Lisa Romney, City Attorney  
Cory Snyder, Community Development Director  
Lisa Summers, Youth Council Advisor  
Katie Rust, Recording Secretary

**STAFF ABSENT** Blaine Lutz, Finance Director/Assistant City Manager

**VISITORS** Jeff Bassett, South Davis Metro Fire Chief  
Interested citizens (see attached sign-in sheet)

**PLEDGE OF ALLEGIANCE**

**PRAYER OR THOUGHT** Councilwoman Ivie

**OPEN SESSION**

Jennifer Turnblom – Referring to the 4<sup>th</sup> of July parade scheduled for discussion later in the meeting, Ms. Turnblom said she thinks extending the parade route is a good idea. However, she suggested the Council consider changing the time citizens are allowed to place chairs in park strips to save space for watching the parade this year. City ordinance states that chairs cannot be placed in park strips until 4:00 p.m. on the day before the parade. With July 4<sup>th</sup> falling on a Monday this year, chairs can be placed beginning at 4:00 on Sunday afternoon. Ms. Turnblom said she cannot think of a worse way to spend a Sunday afternoon than to miss church to stand on her Main Street front lawn to save space for watching the parade. She said she does not know what solution would be best, but suggested allowing the chairs to be placed either at 4:00 on Saturday afternoon, or not until the morning of the 4<sup>th</sup> this year.

**YOUTH COUNCIL**

Youth Mayor Lindsay Kunzler reported on 2015-2016 Youth Council activities. Lisa Summers, Youth Council Advisor, recognized outgoing Youth Council members.

**MINUTES REVIEW AND ACCEPTANCE**

The minutes of the May 3, 2016 work session, regular Council meeting, and closed meeting were reviewed. Councilwoman Fillmore requested amendments to the regular Council meeting minutes. Councilwoman Mecham made a motion to approve the May 3, 2016 work session minutes, the regular meeting minutes as amended, and the closed meeting minutes. Councilman Ince seconded the motion, which passed by unanimous vote (4-0).

**SUMMARY ACTION CALENDAR**

- a. Accept CLG grant and authorize matching funding
- b. Adopt Resolution No. 2016-13 amending the City Fee Schedule regarding Business License Fees for Fireworks Stands

Councilwoman Fillmore made a **motion** to approve both items on the Summary Action Calendar. Councilwoman Mecham seconded the motion. Referring to item (a), Councilwoman Fillmore asked if the required grant match is included in the budget each year. City Manager Thacker confirmed that the match was included in the FY 2017 Tentative Budget. The motion passed by unanimous vote (4-0).

**PUBLIC HEARING – ZONE MAP AMENDMENT (REZONE) – ROHLETTTER SUBDIVISION – 560 SOUTH 400 WEST (EAST PARCEL ONLY 0.291 ACRES) FROM AGRICULTURAL-LOW TO RESIDENTIAL-LOW – ORDINANCE NO. 2016-14**

Cory Snyder, Community Development Director, explained the request to rezone the east portion (0.291 acres) of the property located at 560 South 400 West from Agricultural-Low (A-L) to Residential-Low (R-L) to create a new buildable lot east of the existing home. The Planning Commission reviewed the request, found it to be consistent with the density goals outlined in the General Plan, and recommend Council approval. Subdivision of the property is being held in abeyance pending the Council's decision regarding the rezone. Mayor Cutler pointed out that several properties in the same neighborhood appear to be nonconforming, and asked Mr. Snyder if there is a correct time or situation for the City to fix the nonconformance. Mr. Snyder responded that A-L is an absorption zone that will change over time as property owners petition for a zone change. If the Council wanted to change the zoning for the whole area, all property owners would need to be notified and a public hearing held.

The applicant, James Rohletter, stated that his property was zoned commercial when he purchased it in 1988 and was later rezoned agricultural by the City. He is requesting the rezone to residential to enable a second dwelling on the property. At 7:37 p.m. Mayor Cutler opened a public hearing, and closed the public hearing seeing that no one wished to comment.

Councilwoman Fillmore made a **motion** to adopt Ordinance No. 2016-14 amending the Centerville City Zoning Map by changing the zoning of approximately 0.291 acres of real property located at 560 South 400 West from A-L to R-L based on the findings and recommendations of the Planning Commission. Councilwoman Mecham seconded the motion, which passed by unanimous vote (4-0).

**Findings:**

- a. The proposed amendment meets the requirements found in Section 12-21-080(4)(e).
- b. The proposed Zone Map Amendment meets the goals and objectives of the General Plan concerning Neighborhood 2 [Section 12-480-3(a)].
- c. Adequate facilities are located within the subject property along 400 West and Rawlins Circle (600 South) [Section 12-21-080(e)(5)].

**RESTRICTED AREA FOR DISCHARGE OF FIREWORKS**

Jeff Bassett, South Davis Metro Fire Chief, presented a map showing the recommended restricted area for discharge of fireworks during the month of July – a reduced restricted area compared to the restricted area adopted by the Council last year. Chief Bassett stated he views this reduced area as the minimum area that should become restricted permanently between

1 July 1 and July 31 every year. The Fire Chief may recommend in some future years that the  
2 restricted area be enlarged during a year when conditions are more hazardous than normal.  
3 However, when that is not the case, this permanent restriction in the reduced area would remain  
4 in place. Lisa Romney, City Attorney, recommended the Council amend Title 7 of the Municipal  
5 Code in a later meeting if the restricted area is adopted permanently.

6  
7 Councilman Ince made a **motion** to adopt Ordinance No. 2016-15 designating restricted  
8 area within Centerville City for the discharge of fireworks due to hazardous environmental  
9 conditions. Councilwoman Ivie seconded the motion, which passed by unanimous vote (4-0).

#### 10 11 **INTERLOCAL AGREEMENT WITH DAVIS COUNTY FOR ANIMAL SERVICES**

12  
13 Mr. Thacker explained the history of cost-share arrangements and negotiations between  
14 the County and the cities for animal control services. The proposed Interlocal Agreement  
15 provides for a 50/50 cost-share arrangement. Mr. Thacker stated he feels it is advantageous to  
16 the cities to contract with the County for the service, and confirmed that the City's portion is  
17 included in the FY 2017 Tentative Budget. Mayor Cutler expressed support for the Agreement.

18  
19 Councilwoman Fillmore made a **motion** to adopt Resolution No. 2016-14 regarding  
20 Interlocal Agreement with Davis County for animal services. Councilman Ince seconded the  
21 motion. Councilwoman Ivie suggested an informational summary page be added to the City  
22 website for citizen reference. The motion passed by unanimous vote (4-0).

#### 23 24 **FINANCIAL REPORT**

25  
26 City Manager Thacker presented a financial report for the period ending April 30, 2016.  
27 Green waste collected during the spring pick-up increased this year compared to last year,  
28 resulting in a 78% increase in cost. Mr. Thacker suggested the Council consider a different  
29 approach for the spring green waste pick-up next year. The Council indicated willingness to  
30 consider alternatives, but agreed that curbside collection is an important service for citizens who  
31 do not have the ability to personally transport their green waste.

32  
33 At 8:29 p.m. the Council took a break, returning at 8:38 p.m.

#### 34 35 **LONG-TERM SICK LEAVE BUY OUT AND BUY DOWN**

36  
37 In their April 19, 2016 meeting the Council approved Resolution No. 2016-11 amending  
38 the Personnel Policies and Procedures regarding long-term sick leave (LTSL). This amendment  
39 provides for the annual conversion of LTSL hours over 800 in January each year, at a 4 to 1  
40 ratio and at the employee's then current rate of pay. The Council also agreed it would be to the  
41 City's advantage to buy-out all of the pre-1986 sick leave liability and initially buy-down LTSL  
42 liability to 800 hours prior to June 30, 2016 to avoid the cost impact of any pay raises that may  
43 be implemented in FY 2017. The City Manager and Finance Director recommend the Council  
44 authorize these actions to be taken before June 30<sup>th</sup>, but also allow employees to defer receipt  
45 of payment until calendar year 2017 if they sign an agreement that the hourly rate applied in  
46 determining the deferred amount will be their hourly pay rate in FY 2016. As a professional  
47 CPA, Councilman Ince agreed to consult with staff regarding tax regulations.

48  
49 Councilwoman Ivie made a **motion** to authorize funding from the General Fund and  
50 Water Fund to buy out the pre-1986 sick leave liability and to buy down to 800 hours per  
51 employee the LTSL liability before June 30, 2016, and allow staff to investigate the option of  
52 allowing employees to defer receipt of payment until calendar year 2017 if they sign an  
53 agreement that the hourly rate applied in determining the deferred amount will be their hourly

1 pay rate in FY 2016. Councilman Ince seconded the motion, which passed by unanimous vote  
2 (4-0).  
3

#### 4 MAYOR'S REPORT

- 5
- 6 • A Truth-in-Taxation hearing for the proposed Fire District property tax increase is
- 7 scheduled to take place on August 10, 2016 at 6:00 p.m. at the Bountiful Fire Station.
- 8 • Mayor Cutler reported that the new County Economic Development Director would
- 9 like to meet with the City Council to discuss a targeted approach to economic
- 10 development.
- 11 • The Mayor invited Council members to be involved in efforts to replace the furniture
- 12 and redecorate the City Hall lobby.
- 13 • CenterPoint Legacy Theatre will hold its annual Gala on Saturday, June 4<sup>th</sup>. The
- 14 Council seemed to agree with the suggestion that the RDA purchase a table at the
- 15 event. An RDA meeting will be held on May 31st prior to the scheduled budget work
- 16 session to formally consider this matter.
- 17

#### 18 CITY COUNCIL LIAISON REPORT

19  
20 Councilwoman Mecham expressed appreciation and admiration for the members of the  
21 Trails Committee. She agreed to ask the Davis County Transportation Committee for a list of  
22 planned Centerville bus stops.  
23

#### 24 CITY MANAGER'S REPORT

- 25
- 26 • City Attorney Romney updated the Council on the status of code enforcement
- 27 regarding wild animals at the property owned by Mr. Dix on Applewood Drive. She
- 28 advised that resolution of the matter is going to take time. She said DWR
- 29 representatives have offered to meet with City staff to discuss positions and
- 30 difficulties involved. A majority of the Council appeared to be in support of staff
- 31 moving forward with enforcement.
- 32 • Centerville has the opportunity to apply for UDOT TAP funding for pedestrian/bicycle
- 33 related projects. A Letter of Intent must be submitted by June 1<sup>st</sup>. The addition of
- 34 bike lanes to the portion of the Frontage Road south of Parrish Lane has been
- 35 suggested by staff as a possible project. Mr. Thacker invited Council members to
- 36 provide suggestions for possible grant projects.
- 37

#### 38 MISCELLANEOUS BUSINESS

39  
40 The Council discussed the policy of allowing chairs to be placed in the park strips along  
41 the parade route beginning at 4:00 p.m. on the day before the 4<sup>th</sup> of July parade.  
42 Councilwoman Ivie commented that saving places for the parade is important to many citizens,  
43 and expressed concern that Sunday afternoon would not be a good time. The Council  
44 discussed possible alternatives. Ms. Romney pointed out that the policy is part of the City's  
45 Municipal Code. It was agreed that staff will draft an amendment to the Municipal Code to  
46 present to the Council in June, changing the 4:00 p.m. chair set-up time to later in the evening  
47 when it falls on a Sunday. The Police Chief will be invited to make a recommendation.  
48

#### 49 APPOINTMENTS

50  
51 Mayor Cutler recommended the Council appoint Brent Christison and Kevin Eggett to  
52 serve on the Landmarks Commission. Councilwoman Mecham made a motion to appoint

1 Brent Christison and Kevin Eggett to serve on the Landmarks Commission. Councilwoman Ivie  
2 seconded the motion, which passed by unanimous vote (4-0).

3  
4 **ADJOURNMENT**

5  
6 At 9:20 p.m. Councilman Ince made a **motion** to adjourn the meeting. Councilwoman  
7 Ivie seconded the motion, which passed by unanimous vote (4-0).

8  
9  
10  
11 Marsha L. Morrow  
12  
13 Marsha L. Morrow, City Recorder

6-7-2016  
Date Approved

14  
15  
16 Katie Rust  
17  
18  
19 Katie Rust, Recording Secretary



# CENTERVILLE CITY COUNCIL MEETING

Tuesday, May 17, 2016  
7:00 p.m.

NAME (PLEASE PRINT)

ADDRESS\*\*

James C Rohle Her  
Ellen H Rohle Her  
Jennifer Turnblom

560 S. 400 W. Cent, UT

"

"

249 S main Cent

\*\* 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.