

CLEARFIELD CITY COUNCIL MEETING MINUTES
7:30 P.M. APPEAL AUTHORITY
(Acting in Quasi-Judicial Capacity as the Appeal Authority)
May 13, 2014

PRESIDING:	Mike LeBaron	Mayor Pro Tem
PRESENT:	Kent Bush Ron Jones Bruce Young	Councilmember Councilmember Councilmember
EXCUSED:	Mark Shepherd Keri Benson	Mayor Councilmember
STAFF PRESENT:	Adam Lenhard JJ Allen Brian Brower Greg Krusi Scott Hodge Eric Howes Curtis Dickson Scott Hess Rich Knapp Jessica Hardy Nancy Dean Kim Read	City Manager Assistant City Manager City Attorney Police Chief Public Works Director Community Services Director Community Services Deputy Dir. Development Services Manager Administrative Services Director Budget Analyst City Recorder Deputy Recorder

VISITORS: Forrest Scott – Clearfield High School (CHS) Government Class, Ty Bayn – CHS Government Class, Rebecca Harrison, Jacob Harrison, Cameron Harrison, Kendra Harrison, Will Werner – Syracuse High School (SHS) Government Class, Kathryn Murray

Mayor Pro Tem LeBaron called the meeting to order at 8:08 p.m.

APPROVAL OF THE MINUTES FROM THE APPEAL AUTHORITY’S HEARING HELD ON APRIL 15, 2014

Councilmember Bush moved to approve the minutes from the April 15, 2014 Appeal Authority Hearing as written, seconded by Councilmember Young. The motion carried upon the following vote: Voting AYE – Councilmembers Benson, Bush, Jones and Young. Voting NO – None. Councilmember Benson was not present for the vote.

APPROVAL OF THE FINDINGS, CONCLUSIONS AND DETERMINATION BY THE APPEAL AUTHORITY REGARDING CUP 1402-0001

The Clearfield City Council, acting in a quasi-judicial capacity as the Appeal Authority, convened on Tuesday, April 15, 2014, to hear an appeal from the Planning Commission’s

decision to grant a CUP (Conditional Use Permit) for a commercial daycare located at 573 North 1000 West (TIN: #14-262-0001). It was determined to reverse the decision and remand it back to the Planning Commission for further consideration.

Brian Brower, City Attorney, reminded the Council that outside Counsel, Chris Allred, was retained to represent the Appeal Authority as he represented the City during the Hearing. He reported Mr. Allred had prepared the Findings, Conclusions and Determination for Council's consideration. He indicated if they accurately represented the Findings of the City Council acting as the Appeal Authority regarding the appeal of the Conditional Use Permit the Council could approve the Mayor's signature to them. He stated once that was completed a copy would be forwarded to everyone involved.

Councilmember Young moved to approve the Findings, Conclusions and Determination by the Appeal Authority regarding CUP 1402-0001 and authorize the Mayor's signature to any necessary documents, seconded by Councilmember Jones. The motion carried upon the following vote: Voting AYE – Councilmembers Bush, LeBaron, Jones and Young. Voting NO – None. Councilmember Benson was not present for the vote.

There being no further business to come before the Council **Councilmember Bush moved to adjourn as the Appeal Authority and reconvene as the City Council in a work session on the second floor at 8:11 p.m., seconded by Councilmember Jones. All voting AYE.** Councilmember Benson was not present for the vote.

CLEARFIELD CITY CORPORATION

/s/Mark R. Shepherd, Mayor

ATTEST:

/s/Nancy R. Dean, City Recorder

I hereby certify that the foregoing represents a true, accurate, and complete record of the Clearfield City council meeting held Tuesday, May 13, 2014.

/s/Nancy R. Dean, City Recorder