

1 Minutes of the Centerville **City Council** meeting held Tuesday, October 21, 2014 at 7:04 p.m. in  
2 the Centerville City Hall Council Chambers, 250 North Main Street, Centerville, Utah.

3  
4 **MEMBERS PRESENT**

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6 Mayor Paul A. Cutler

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

12  
13 **MEMBER ABSENT** John T. Higginson

14  
15 **STAFF PRESENT** Steve Thacker, City Manager  
16 Lisa Romney, City Attorney  
17 Jacob Smith, Management Assistant  
18 Neal Worsley, Centerville Police Chief  
19 Lt. Paul Child, Assistant Police Chief  
20 Katie Rust, Recording Secretary

21  
22 **STAFF ABSENT** Blaine Lutz, Finance Director/Assistant City Manager

23  
24 **VISITORS** South Davis Metro Fire Chief Jeff Bassett  
25 Interested citizens (see attached sign-in sheet)

26  
27 **PLEDGE OF ALLEGIANCE**

28  
29 **PRAYER OR THOUGHT** Councilman Ken Averett

30  
31 **OPEN SESSION**

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33 No one wished to comment.

34  
35 **MINUTES REVIEW AND ACCEPTANCE**

36  
37 The minutes of the September 9, 2014 work session and the October 7, 2014 work  
38 session and regular Council meeting were reviewed. Councilwoman Fillmore said she would  
39 accept the September 9, 2014 work session minutes, but expressed a concern that the minutes  
40 reflect a misleading tone regarding profit sharing in the FirstDigital proposal to UTOPIA, and  
41 stated the Council will need to clarify those points. Mayor Cutler requested a minor addition to  
42 the October 7, 2014 work session minutes. Councilwoman Fillmore made a **motion** to accept  
43 the September 9, 2014 work session minutes, the October 7, 2014 regular Council meeting  
44 minutes, and the October 7, 2014 work session minutes as amended. Councilwoman Ivie  
45 seconded the motion. Councilman Wright requested separate voting for the two dates. The  
46 motion to accept the September 9, 2014 work session minutes passed by unanimous vote (4-0).  
47 The motion to accept the two sets of October 7, 2014 minutes passed by unanimous vote (3-0),  
48 with Councilman Wright abstaining due to his absence from those meetings.

1                    **SUMMARY ACTION CALENDAR**  
2

- 3                    a. Consider Resolution No. 2014-26 approving Mutual Aid Interlocal Agreement for  
4                    Utah Public Works Emergency Management  
5                    b. Consider Resolution No. 2014-27 appointing City's Federalism Designee  
6                    c. Consider Resolution No. 2014-28 amending the Centerville City Fee Schedule  
7                    regarding cemetery interment fees for infant and cremated remains  
8

9                    Mayor Cutler explained that item (c) on the Summary Action Calendar will require a  
10                    lengthy explanation and discussion, and suggested postponing the discussion to later in the  
11                    meeting. Councilman Wright requested the Council consider the two remaining items on the  
12                    Summary Action Calendar separately. Regarding item (a) on the Summary Action Calendar,  
13                    Councilwoman Ivie expressed hesitation over signing the Mutual Aid Interlocal Agreement, and  
14                    asked if the City would be in a position to provide the Emergency Management inventory list  
15                    required by the Agreement. Steve Thacker, City Manager, responded that the City maintains a  
16                    current Emergency Management inventory list. Lt. Paul Child, Assistant Police Chief, explained  
17                    how the inventory list is utilized under the Mutual Aid Interlocal Agreement, and explained how  
18                    the Agreement is put into practice. Councilman Averett made a **motion** to accept Resolution  
19                    No. 2014-26 approving a Mutual Aid Interlocal Agreement for Utah Public Works Emergency  
20                    Management. Councilwoman Fillmore seconded the motion, which passed by unanimous vote  
21                    (4-0).  
22

23                    Referring to item (b) on the Summary Action Calendar, Mr. Thacker suggested the  
24                    Council appoint Lisa Romney, City Attorney, to act as the City's Federalism Designee, as well  
25                    as a Council member if desired. Councilwoman Ivie expressed interest in the appointment.  
26                    Councilwoman Fillmore made a **motion** to approve Resolution No. 2014-27 appointing the City  
27                    Attorney and Councilwoman Ivie to act as the City's Federalism Designees. Councilman Wright  
28                    seconded the motion, which passed by unanimous vote (4-0).  
29

30                    **ACTIVE SHOOTER TRAINING**  
31

32                    Assistant Police Chief Paul Child provided Active Shooter Training to the Council and  
33                    staff. He made recommendations to enhance safety at City Hall. Councilman Averett  
34                    recommended the Council direct staff to obtain cost estimates for reinforcing the dais in the  
35                    Council chambers, changing the direction the exit door on the south side of the dais opens, and  
36                    adding controlled admission to the offices portion of City Hall. Council members Wright and Ivie  
37                    agreed with the recommendation. Mayor Cutler tested and confirmed that the emergency  
38                    button at the Mayor's seat on the dais works.  
39

40                    **REQUEST FOR ADDITIONAL POLICE OFFICER**  
41

42                    Police Chief Neal Worsley presented crime statistics and Department schedule data to  
43                    justify his request that the Council approve funding for an additional police officer, as included in  
44                    the FY 2015 Budget. Councilman Wright stated that he has asked the Chief multiple times to  
45                    consider other options, including utilizing part-time officers. The Chief responded by explaining  
46                    the unique arrangement in West Bountiful with part-time officers. He repeated that the  
47                    Centerville Department needs an additional full-time officer to fill shifts so that existing officers  
48                    can take needed time-off, and to allow at least two officers to be on duty during all but the early  
49                    morning hours, which would continue to have only one officer on duty. Chief Worsley stated  
50                    that it is not easy right now to find qualified people who want to be police officers.

1 Mr. Thacker emphasized that, although crime has increased in Centerville since 2006,  
2 Centerville is not high in violent crime, but high in the type of crimes that consume a lot of Police  
3 Department time, such as larceny. Time spent by the Department on traffic enforcement and  
4 patrolling decreased between 2009 and 2013. Mr. Thacker pointed out staff is not suggesting  
5 adding an officer would reduce the crime rate, but it would allow more time for officers to be  
6 proactive. Councilman Wright stated that the Council supports the Police Department, but he  
7 would like to see a more comprehensive approach to deal with the problem rather than the  
8 temporary solution of adding a full-time officer. Chief Worsley explained that part-time officers  
9 must be certified, with a lengthy training period of approximately 18 months. Part-time officers  
10 often work full-time for another agency, and their loyalties lie with their full-time agency. The  
11 ideal part-time officer would be certified without working full-time for another agency. Chief  
12 Worsley expressed his concern that Centerville would complete the time and expense involved  
13 in training a part-time officer, and then lose the part-time officer to a full-time position elsewhere.  
14 The Chief stated that the part-time officers working for the Bountiful Department are retired  
15 officers who previously worked full-time for Bountiful.

16  
17 Mayor Cutler asked Chief Worsley to state specifically what he is requesting. Chief  
18 Worsley responded that he is requesting one full-time officer. He would try to find an  
19 experienced officer rather than someone fresh out of the Academy, but he repeated that all  
20 agencies are losing officers, and fully-trained officers are difficult to find. Councilwoman  
21 Fillmore said she has heard two different arguments for needing an additional officer. One is  
22 the increase in crime and the focus it takes away from other issues. She expressed a desire to  
23 have more discussion of the crime data presented. Councilwoman Fillmore said the second  
24 issue relates to shift coverage. She expressed a desire to understand the shift concerns better.  
25 She stated that scheduling is a pressing matter, and asked if the officers have been overworked  
26 for years, and why the request was not made sooner. Mr. Thacker responded that this is not  
27 the first year the Chief has requested an additional full-time officer. Chief Worsley stated that  
28 cases have become more complex in recent years, requiring more officer time. Mr. Thacker  
29 added that the increased crime rate requiring more Department time conflicts with the desire to  
30 give officers appropriate time off.

31  
32 Councilwoman Fillmore asked about the balance between regular hours and overtime  
33 hours. Chief Worsley stated that the officers get plenty of overtime opportunities, but not all  
34 officers want to work overtime and the Department has problems filling overtime shifts. Mayor  
35 Cutler said he understands that, considering the salary involved, overtime can be desirable. He  
36 asked for education regarding how much overtime is reasonable and how much overtime is too  
37 much. Chief Worsley responded that the appropriate amount of overtime varies from officer to  
38 officer. Mayor Cutler asked if the Chief could provide average shift hours for an officer over a  
39 two week period. Sergeant Ackerson, in charge of scheduling for the Department, repeated that  
40 not all officers want overtime. He personally works 4-6 hours overtime in addition to his regular  
41 shift in a regular week. The Centerville Department has a few officers who work part-time for  
42 other agencies. Sergeant Ackerson stated he works part-time for Farmington at Lagoon on a  
43 seasonal basis. He said it has worked well for Farmington in that specific, seasonal situation,  
44 but said he feels adding several part-time officers to the schedule in Centerville and trying to get  
45 them trained would be a nightmare. Farmington does not use part-time officers to fill regular  
46 shifts.

47  
48 Councilwoman Fillmore asked if the officers who do not want to work overtime are  
49 required to work overtime right now to keep shifts covered. Sergeant Ackerson responded they  
50 are not required to work overtime patrol shifts. The Department currently has minimum staffing,  
51 with one officer alone on duty for most of the night shifts. Councilwoman Fillmore stated she  
52 would like to better understand the shift structure and what is needed. She said she believes

1 morale of the officers needs to be kept up, and since a big part of the investment is in training,  
2 she understands the desire to hire someone who will be loyal to the City. Councilwoman  
3 Fillmore suggested a work session with the members of the Police Department for further  
4 explanations.

5  
6 Councilwoman Ivie stated she has put effort into trying to understand what the Police  
7 Department needs to protect the citizens. She has realized that the officers have a hard job,  
8 and she wants to do whatever she can to make their job safer. However, she said she also  
9 feels that pieces of the puzzle are missing. She expressed a desire to sit down with someone  
10 who can explain the shifts and what is involved. Councilwoman Ivie added that, considering the  
11 information provided, she is feeling that one additional officer will not completely solve the  
12 problem. She agreed with the suggested work session.

13  
14 Councilman Averett stated that, given his experience in hiring and scheduling, he might  
15 understand the situation better than some. He said that Centerville's population increase has  
16 not been mentioned, but should be taken into consideration. He asked the Chief if he correctly  
17 understands the concern that after going through the training period, the City would likely lose a  
18 part-time officer to a different full-time job. Chief Worsley agreed. Councilman Averett stated  
19 the Council needs to remember that training involves not just days and weeks, but months in  
20 order to train an officer in a fashion that lessens the City's liability. In addition to the initial  
21 training, a lot of training is required on an annual basis, and the Department needs to be able to  
22 provide coverage for that training time. Councilman Averett stated that he feels an additional  
23 full-time officer is justified based on that information. He said he believes that Centerville  
24 citizens demand and expect that two officers will be on duty at any given time. However, the  
25 requested additional full-time officer would not even accomplish that – an officer would still be  
26 on duty alone for part of the night shift. Councilman Averett added that he feels the staffing  
27 needs of the Police Department are only one element of a multiple issue problem. Another level  
28 of the problem involves the Fire Department not having adequate medical coverage within the  
29 City, and the City not having sufficient funds for adequate streets maintenance. He said he  
30 feels they need to look at the City's deficiencies and address them on a broader basis. He  
31 admitted that the problems may need to be dealt with separately. Councilwoman Ivie agreed  
32 with Councilman Averett's comments.

33  
34 Chief Worsley asked the Council to remember the need for officer safety. Councilman  
35 Averett agreed, and added that it is a quality of life issue. The officers put themselves in harm's  
36 way everyday. If the City is not providing adequate time off it becomes a liability for the City.  
37 He thanked all of the officers present for their service. Councilwoman Fillmore agreed with  
38 Councilman Averett's comments, and clarified that her desire to take more time to have her  
39 basic questions answered is not a desire to postpone a decision, but to more wholly look at the  
40 issue of public safety in the City and understand the needs. She agreed that they need to deal  
41 with the same difficulties with the Fire Department. Councilman Wright said he feels the Police  
42 Department may have personnel policy issues regarding the full-time officers' ability to hold  
43 part-time jobs. He expressed a desire to know why some of Centerville's officers are working  
44 part-time for other agencies. Councilman Wright stated he is advocating a force multiplier. He  
45 would like to find a way to give the current force greater capability, and would like a more  
46 comprehensive view. Mayor Cutler pointed out that all Council members are working an  
47 additional part-time job by serving on the Council. The Mayor also pointed out that it is great for  
48 the Council to say they want to support the departments with more officers, but more officers  
49 would require a property tax increase. The City has the funds set aside in the current budget for  
50 one additional full-time officer. Councilman Wright mentioned there may be areas to cut back  
51 without a property tax increase.

1 Chief Worsley offered to meet individually with Council members to explain information  
2 and answer questions. Council members expressed a desire to meet together in a work  
3 session. Councilwoman Fillmore stated she feels the reason this type of decision is so difficult  
4 is the City has been barely scraping by for a long time and kicking these issues down the road.  
5 The City does not like to bond or take on debt because of the future burden, but she said she  
6 feels pushing these issues down the road is doing the same thing – burdening our children's  
7 future. Councilwoman Fillmore said she feels the current Council is ready to ask the tough  
8 questions and have that conversation. She invited the Police Department to be patient while the  
9 Council asks those questions and finds a way to say yes to very real needs. Councilwoman  
10 Fillmore suggested scheduling a work session to tackle public safety needs that are not being  
11 met in addition to the work session already suggested. Mr. Thacker said that the references to  
12 comprehensive planning sound good academically, but he wants to make sure the Council is  
13 not misled. He said he is glad to hear there may be some support for a property tax increase for  
14 some services, whether fire, police, or streets maintenance. Mr. Thacker added that hopefully it  
15 would be supported unanimously by the Council to avoid it being an election issue or a citizen  
16 initiative. He anticipates the Council will not know if they want a property tax increase for streets  
17 maintenance until after the Legislature has met in the spring, and will not know what is needed  
18 for the Fire Department until there is more discussion of Fire Agency wants and needs. The  
19 Council expressed a desire to address the needs of the Police Department soon, before acting  
20 on the other issues mentioned. Councilman Wright said he feels it may be necessary to put a  
21 war council together at the Police Department to tackle the increased crime as part of a  
22 comprehensive solution.

23  
24 Mr. Thacker asked the Council to be specific in what they are asking of the Chief.  
25 Councilman Wright stated he wants to see innovative strategies to solve the problems.  
26 Councilwoman Fillmore said she would like an explanation of police scheduling. Councilman  
27 Wright said he has concerns about Centerville officers working part-time for other agencies.  
28 Chief Worsley responded that the officers' loyalty lies with Centerville. If he calls them with a  
29 need when they are on a part-time shift with another agency, they leave their part-time shift and  
30 respond to Centerville's need. The Chief stated that is one of his hesitations in hiring part-time  
31 officers. City policies allow employees to work other part-time jobs as long as City-owned  
32 equipment is not used. Councilman Wright stated he would like to talk about whether  
33 Centerville officers should be allowed to work part-time for other agencies. The Chief  
34 responded the officers take part-time jobs because they love what they do – they love protecting  
35 people – but it does not pay well enough, and they need to supplement with part-time work.  
36 Mayor Cutler summarized that there is a request for information on policies regarding part-time  
37 work, a request for innovative strategies, and a request for information regarding scheduling.  
38 Councilwoman Ivie said she would find it helpful to hear from different officers regarding what  
39 impacts their job satisfaction. Chief Worsley invited Council members to spend time with some  
40 of the officers before the work session.

41  
42 Mayor Cutler asked Council members to provide any additional questions in writing to  
43 the Chief so that he has a chance to gather information. Staff will confirm when the entire  
44 Council is available for a work session.

45  
46 The Council took a brief recess at 9:21 p.m. and returned at 9:33 p.m.

47  
48 **DISCUSSION REGARDING RAP TAX RENEWAL**

49  
50 In 2007, the City voters approved the imposition of a RAP Tax (0.10% local sales and  
51 use tax on qualified taxable transactions within the city) to fund the Performing Arts Center and  
52 other recreational and cultural facilities and organizations. The 2007 RAP Tax was authorized

1 to be levied for a period of eight years, and is set to expire in April 2016. Lisa Romney, City  
2 Attorney, explained that any RAP Tax authorized after July 1, 2011 will have a ten-year term.  
3 Mayor Cutler asked if it would be possible for Centerville to initiate the formal process sooner  
4 than what is shown in the timetable provided. Ms. Romney responded that yes, the City could  
5 send a letter of request to the County to start the process. She explained the steps involved in  
6 putting renewal or reauthorization of the RAP Tax on the ballot in Centerville. Wording of the  
7 ballot question is set by State law. If approved by majority vote of the City, the issue comes  
8 back to the Council for majority vote of the Council. Mr. Thacker stated that right now the City's  
9 RAP Tax income is approximately \$350,000 per year.

10  
11 The Council discussed proposed uses for RAP Tax funds, including CenterPoint  
12 Theatre, the Whitaker Museum, Movies in the Park, and City parks and trails. Mayor Cutler  
13 stated he feels the RAP Tax is the best opportunity to finish some of the planned improvements  
14 at City parks. Mr. Thacker recommends most of the funds from renewal go toward park  
15 improvements. Ninety percent of the current RAP Tax revenues from both Centerville and  
16 Bountiful are being used to pay a portion of the debt service for the performing arts center. RAP  
17 Tax revenues will not be needed for this purpose during the renewal period; however, the  
18 CenterPoint Theatre Board is hoping the City would make some of those revenues available to  
19 enhance their operational budget. Mayor Cutler said he would like to ask each of the City's  
20 eligible committees to submit a prioritized list of projects. Councilman Wright made a **motion**  
21 for the Mayor to send an email to the Parks and Recreation Committee, the Trails Committee,  
22 the Whitaker Museum Board, and CenterPoint Theatre requesting their participation in the form  
23 of a prioritized list of proposed projects for RAP Tax funding. Councilwoman Ivie seconded the  
24 motion, which passed by unanimous vote (4-0).

### 25 26 FINANCIAL REPORT

27  
28 Steve Thacker, City Manager, presented a financial report for the 3-month period ending  
29 September 30, 2014. The Mayor asked that Blaine Lutz, Finance Director, provide RAP Tax  
30 income numbers for the past few years. Responding to a question asked by Councilman  
31 Wright, Mayor Cutler mentioned that UTOPIA is involved in a lawsuit with a potential settlement.  
32 If there is a settlement, some of the funds would possibly be used to repay the cities for past  
33 operational assessments paid.

### 34 35 MAYOR'S REPORT

- 36  
37
- 38 • The Mayor thanked the Council members who attended the Volunteer Recognition  
39 Dinner. Councilwoman Ivie commented that she is not sure the dinner is the best  
40 way to recognize the City's volunteers. The Council discussed the dinner, and  
41 Councilwoman Fillmore stated she feels the social experience and recognition is a  
42 payoff moment for the volunteers. The Council discussed possibilities for  
43 recognizing volunteers moving forward.
  - 44 • Mayor Cutler reported he recently met with the 4<sup>th</sup> of July Committee Chairs to start  
45 the planning process for next year's 4<sup>th</sup> of July and Centennial Celebration.
  - 46 • The Mayor informed the Council that the UTOPIA Board is making an effort to try to  
47 find more common ground between the cities, and to agree on some common  
48 principles.
  - 49 • Fire Chief Jeff Bassett has proposed that NSL, Bountiful and Centerville each  
50 prepare a Community Wildfire Protection Plan to address wildfires on the bench in  
51 the hope of qualifying for financial and in-kind assistance from the State and Federal  
52 governments for preventing and fighting wildfires. Mr. Thacker stated that Chief  
Bassett would like to make a presentation to a designated group in each city. Mr.

1 Thacker recommended in Centerville he present this proposal to the Citizen Corps  
2 Council to receive initial input. Councilwoman Ivie commented that Rick Turner on  
3 the Trails Committee has training and experience in fire prevention and erosion, and  
4 suggested the Trails Committee be included at some point.  
5

6 **CITY MANAGER'S REPORT**  
7

- 8
- Mr. Thacker informed the Council that City Attorney Romney has become more  
9 involved than she has been in previous years with State legislative matters. Ms.  
10 Romney briefly reported on some of the meetings she has attended.
  - City Manager Thacker reported that the Centerville Rotary Club is donating \$2,700 to  
11 the Parks Department for construction of a disc golf course at the Freedom Hills  
12 Park. The Parks Department will coordinate the work. There may be Eagle Scout  
13 project possibilities associated with construction of the course. Councilman Averett  
14 expressed the desire to add a dog park in the City in the future.  
15
- 16

17 **SUMMARY ACTION CALENDAR ITEM (C) – CEMETERY INTERMENT FEES**  
18

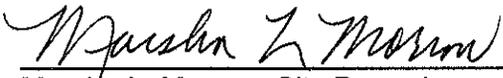
19 Mayor Cutler explained the situation that prompted discussion of the City's Fee  
20 Schedule regarding cemetery interment fees for infant and cremated remains. Mr. Thacker  
21 explained the current fees, and the fact that the non-resident interment fee was initially imposed  
22 because of limited space remaining in the Cemetery for residents, which is not an issue with  
23 infants and cremated remains buried with a family member in an existing grave site. Staff  
24 proposes the City charge the resident interment fee for infant and cremated remains buried on  
25 top of another body, even if the person is not a "resident" by definition. The Council and staff  
26 discussed the interment fees and effective date of the proposed Resolution. Councilwoman  
27 Fillmore made a **motion** to accept Resolution No. 2014-28 amending the Centerville City Fee  
28 Schedule regarding Cemetery Interment Fees for infant or cremated remains, effective October  
29 1, 2014. Councilwoman Ivie seconded the motion, which passed by unanimous vote (4-0).  
30

31 **MISCELLANEOUS BUSINESS**  
32

33 Councilwoman Ivie stated she is aware of a district in California that has 50 registered  
34 Ham Radio operators, which she thinks is remarkable and desirable from an emergency  
35 preparedness standpoint.  
36

37 **ADJOURNMENT**  
38

39 At 10:50 p.m. Councilman Wright made a **motion** to adjourn the meeting.  
40 Councilwoman Ivie seconded the motion, which passed by unanimous vote (4-0).  
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42  
43

44   
45 \_\_\_\_\_  
46 Marsha L. Morrow, City Recorder  
47

48 11-5-2014  
49 \_\_\_\_\_  
50 Date Approved  
51

52   
\_\_\_\_\_  
Katie Rust, Recording Secretary

