Minutes of the Centerville City Council meeting held Tuesday, October 1, 2019, at 7:00 p.m. at Centerville City Hall, 250 North Main Street, Centerville, Utah.

MEMBERS PRESENT

Mayor
Clark Wilkinson

Council Members
Tamilyn Fillmore
William Ince
Stephanie Ivie
George McEwan
Robyn Mecham

STAFF PRESENT
Brant Hanson, City Manager
Lisa Romney, City Attorney
Leah Romero, City Recorder
Cory Snyder, Community Development Director
Paul Child, Centerville Police Chief
Jacob Smith, Administrative Services Director

VISITORS
Interested Citizens

PRAYER OR THOUGHT
Councilmember McEwan

PLEDGE OF ALLEGIANCE

OPEN SESSION

No one wished to comment.

PUBLIC HEARING – LEGACY LANDS COMMERCIAL SUBDIVISION AMENDED – SUBDIVISION PLAT AMENDMENT

Cory Snyder, Community Development Director, explained the request to amend the final plat for the Legacy Lands Commercial Subdivision to move the location of public utility easements along certain lot boundaries, and recommended approval.

Mayor Wilkinson opened a public hearing at 7:19 p.m., and closed the public hearing seeing that no one wished to comment. Councilmember McEwan made a motion to approve the Subdivision Plat Amendment for the Legacy Lands Commercial Subdivision located at approximately 1275 North 1300 West, altering the location of the public utility easements, based on the following findings. Councilmember Ivie seconded the motion, which passed by unanimous vote (5-0).

Findings:

a. The City Council finds that the re-orientation of the easements meets the Subdivision Ordinance, as defined in CMC 15.05.060.

b. The City Council finds that adjusting easements will not be detrimental to the public interest and no one will be materially injured by the proposed plat amendments.
POLICE VEHICLE PURCHASE

Police Chief Child answered questions from the Council regarding the purchase of a 2020 Ford F-150. Councilmember Ince made a motion to approve the purchase of a 2020 Ford F-150 XL Police Responder vehicle from Ken Garff Ford. Councilmember McEwan seconded the motion, which passed by unanimous vote (5-0).

MUNICIPAL CODE AMENDMENTS – CMC 2.03 – VOTER PARTICIPATION AREAS

The Utah Legislature adopted HB 119 (2019) requiring all cities to create voter participation areas for purposes of petition and signature requirements for local initiatives and referenda. Centerville is required to create four voter participation areas, which must be contiguous, compact, of substantially equal population, and follow existing voter precinct boundaries. Davis County prepared proposed voter participation areas for all cities in Davis County complying with the statutory requirements. Ms. Romney stated Staff recommends adoption of the voter participation areas as recommended by Davis County and answered questions from the Council.

Councilmember Fillmore made a motion to approve Ordinance No. 2019-20 enacting CMC 2.03.160 and CMC 2.03.170 regarding Voter Participation Areas in accordance with Utah Code 20A-7-401.3. Councilmember McEwan seconded the motion, which passed by unanimous vote (5-0). Councilmember Ince noted there is concern among some Councilmembers that this action bunches high-density housing in two areas, creating disproportionate districts. Councilmember Fillmore responded that the action prohibits any one area of the City from running an initiative that would affect the entire City.

PRODUCT PURCHASE AND INDEMNIFICATION AGREEMENT FOR SCHOOL CROSSING REMOTE CONTROL DEVICES

Chief Child explained the proposed Purchase Agreement with DC Designs, LLC for the purchase of remote control devices for use on school crossing lights within the City. Each remote control device consists of one main box controller to be installed at the school crossing light and one hand-held remote control device for remote operation of the school crossing light. The City anticipates the purchase and use of the remote control devices will add to the safety and convenience for school crossing guards in the operation and use of school crossing lights. The Purchase Agreement proposes the initial purchase of six main box controllers and six remote controller devices with the option to purchase additional or replacement devices. These six main box controllers may be used to remotely control the school crossing lights located on streets owned and maintained by the City. The devices are not compatible with the solar powered school crossing lights installed on streets owned and maintained by UDOT. The Purchase Agreement provides for a twelve-month parts and labor warranty on the remote control devices as well as general and patent infringement indemnification.

Dave Jensen of DC Designs, LLC, described some of the previous designs that led to the current design included in the proposed Purchase Agreement. He stated that carrying insurance on the product as required in Section 11 of the Agreement is not financially practical for DC Designs, LLC considering the limited profit expected. Brant Hanson, City Manager, recommended moving forward with the agreement with Staff continuing to look at options available. Councilmember McEwan said he reviewed the design fairly carefully. He complimented DC Designs, LLC on their unique approach, and said he is not worried about the product failing due to bad design.
Councilmember McEwan made a **motion** to approve the Product Sale and Indemnification Agreement between Centerville City and DC Design, LLC for school crossing remote control devices, removing Section 11 regarding insurance from the Agreement. Councilmember Ivie seconded the motion, which passed by unanimous vote (5-0).

**APPOINTMENT OF INTERIM FINANCE DIRECTOR**

The City recently restructured various departments within the City organization including the creation of the Finance Department and the position of Finance Director. The City has not yet filled this new position. Staff recommends the City Council appoint the Administrative Services Director to act as the Interim Finance Director. Councilmember Ince made a **motion** to adopt Resolution No. 2019-24 appointing the Administrative Services Director to act as the Interim Finance Director to perform the statutory duties and responsibilities of the Finance Director. Councilmember Ivie seconded the motion, which passed by unanimous vote (5-0).

**MINUTES REVIEW AND ACCEPTANCE**

The minutes of the September 17, 2019 Work Session and City Council meeting were reviewed. Councilmember McEwan made a **motion** to accept both sets of minutes. Councilmember Mecham seconded the motion, which passed by unanimous vote (5-0).

**CITY COUNCIL REPORT**

Councilmember Fillmore briefly updated the Council regarding the South Davis Recreation District. Councilmember Ivie reported that the Landmarks Commission would benefit from appointment of additional members.

**MAYOR’S REPORT**

- Mayor Wilkinson reported on a recent Davis County meeting.
- The annual volunteer dinner is scheduled for October 7, 2019.

**CITY MANAGER’S REPORT**

- The City Manager reported on a recent Utah League of Cities and Towns conference.
- The City Manager presented a proposed process and timeline for recruiting and filling the position of Finance Director. The Council indicated approval.

**ADJOURNMENT**

At 8:22 p.m., Councilmember McEwan made a **motion** to adjourn the meeting. Councilmember Mecham seconded the motion, which passed by unanimous vote (5-0).

Leah Romero, City Recorder

Katie Rust, Recording Secretary

October 15, 2019

Date Approved