

FARMINGTON CITY COUNCIL MEETING

Tuesday, August 4, 2009

CITY COUNCIL WORK SESSION

PRESENT: Mayor Scott Harbertson, Council Members Paula Alder, Richard Dutson, David Hale, Cory Ritz, Sid Young, City Manager Max Forbush, Assistant City Planner Glenn Symes, City Storm Water Official/Zoning Administrator Ken Klinker, Recording Secretary Cynthia DeCoursey

Mayor Harbertson began discussion at 5:35 p.m. The following items were reviewed:

(Agenda Item #2) - Approval of Minutes of previous meeting

The following changes were made to the minutes of the meeting held July 21, 2009:

- p. 1, "laid carpet" should be changed to "broad loom carpet"
- p. 1, "A furniture cost package will be proposed by EDA, as well as other companies," should read "A furniture cost package will be proposed by EDA, as priced by several furniture companies."
- p. 6, paragraph 1, "He said concrete or railroad ties are the City's preferred options with the Trex Bendaboard being an approved option."
the addition of the clarifying statement on p. 11

(Agenda Item #4) - Public Hearing – Consideration of public input with respect to (i) the issuance by the city of its sales tax revenue bonds, series 2009 and (ii) any potential economic impact that the improvements, facility or property financed in whole or in part with the proceeds of said bonds may have on the private sector.

Consideration of a resolution finalizing the terms and conditions of the issuance and sale by the city of its sales tax revenue bonds, series 2009 in the aggregate principal amount of \$821,000 (the "series 2009 bonds") and related matters.

Max Forbush said the City's financial advisor would be in the regular session to discuss this matter. **Mayor Harbertson** said the annual payment would be approximately \$74,000 (principal and interest), and he said it may be difficult to make the payment the first two years, but the CenterCal project will help relieve that pressure. **Mr. Forbush** said CenterCal's project will bring in \$250,000 in police impact fees. He said the current balance in the police impact fees account is zero, and the general fund may need to be used; however, that fund would be reimbursed as the impact fees are collected.

(Agenda Item #5) - Public Hearing – Consideration of a plat amendment pertaining to a portion of lot 26 oakridge farms final plat/request for approval of a 3-lot subdivision to be known as oakridge farms amended subdivision, and a boundary adjustment related thereto.

The Council discussed the three actions required for approval of this proposal: (1) approval of plat amendment, (2) approval of the 3-lot subdivision, and (3) approval of the boundary adjustment.

(Agenda Item #6) - Sign Ordinance amendment proposals/issues – discussion with City Attorney

The **Mayor** said this item was for discussion only. The final proposal will be on the agenda at the August 18, 2009 meeting. Some of the issues discussed were:

- Temporary signs and the possibility of a new category of signs which do not require a permit and can be put up for a temporary period of time (less than 24 hours)
- Political signs must be located 3 feet apart and may be left up for 90 days
- Signs advertising “dating” are portable, off-premise signs
- No signs are allowed in City right-of-way areas
- Enforcement would be difficult; possibly grant more authority to the City’s enforcement officer
- Training/education about the sign ordinance could be included in the newsletter
- On-site, commercial, and marquee signs will be dealt with in phase 3 at a later time
- City should maintain a high standard for its own signs

(Agenda Item #8) - Request for final plat approval, Farmington Meadows, Phase II

There were no changes from the previous proposal submitted two years ago. However, the cost of impact fees has increased, and the City will make approximately \$75,000 if all of the fees are paid.

(Agenda Item #9) - Request from David F. White to narrow storm water, culinary water and public utility easements on property at 73 South 200 West

This item is related to the Nicholl’s Nook PUD. **Mr. Griffin** changed plans and will run the storm drain around the back of **Mr. White’s** property, so he has requested an easement width change from 25 feet to 20 feet.

(Agenda Item #10) - Review of house elevations proposed by Richmond American Homes at the Village at Old Farm

Richmond American Homes submitted elevations on these proposed homes. The Council members agreed that they would like to see conformity with the surrounding areas. They oppose solid stucco walls and garages which dominate the front of the home.

(Agenda Item #11) - Minute Motion approving Summary Action List

**Ratify Construction Bond Agreements previously signed by Mayor Harbertson
Approval of “Revocation of Easement and Abandonment of Trail Easement” in the
Hunter’s Creek Subdivision.**

**Approval of “Release of Reimbursement” Agreement with Claims, Inc. and PCI #1
related to Farmington Greens Subdivision.**

Approval of Road Maintenance Contract with Kilgore Paving.

Approval of May’s Disbursement List.

There was a brief discussion regarding these minute motions.

**(Agenda Item #12) - Resolution setting forth limited reasons to accept residential curbside
recycling “opt-out” forms beyond August 7, 2009**

The **Mayor** explained the terms of this resolution, and the Council agreed to add a deadline date of December 31, 2009 and a statement saying “if a resident did not read the form or forgot about it, these are not valid reasons for an extension.”

**(Agenda Item #13) - Amendment to inter-local agreement between City and Davis School
District pertaining to bus compound in west Farmington**

The **Mayor** explained that the school district would like to remove paragraph 1-c from this agreement which deals with the building of a new high school within a 12-year time period. The district said that with the downturn in the economy, they do not have enough population to merit the building of a new high school.

(Agenda Item #14) – Resolution adopting storm water enforcement policy

Ken Klinker said he worked with the City Attorney to create this document. He reviewed the terms of the resolution, and there was discussion regarding the guidelines, violations, and enforcement.

**(Agenda Item #16) - Discussion/input regarding proposed U.S. Forest Service prescribed
burn in Davis Canyon**

Syd Young said he would share information about this item in the regular session.

(Agenda Item #17) - Award of bids for Farmington Ranches Neighborhood Park elements

Eric Lyman was the landscape architect on this project. The low bid for the restrooms was \$99,300 from **R. Ray Ward Construction** and the low bid for landscaping was \$24,399 from **Erickson Construction**. **Max Forbush** said he believes the City can possibly save half of the landscaping cost through the use of eagle scout projects and volunteers.

(Agenda Item #18) - Request for authorization to bid double tennis courts for Farmington Ranches Neighborhood Park

Mr. Forbush distributed a handout updating the money that has been spent and the projected costs for completion of the double tennis courts.

The work session ended at 6:58 p.m.

REGULAR CITY COUNCIL/CITYCHAMBERS/CALL TO ORDER

PRESENT: Mayor Scott Harbertson, Council Members Paula Alder, Richard Dutson, David Hale, Cory Ritz, Sid Young, City Manager Max Forbush, Assistant City Planner Glenn Symes, City Storm Water Official/Zoning Administrator Ken Klinker, Johnathan Ward, Financial Advisor to the City, City Recorder Margy Lomax and Recording Secretary Cynthia DeCoursey

Mayor Harbertson called the meeting to order at 7:05 p.m. and offered the invocation. The Pledge of Allegiance was led by **Tyson Jeppson**, a boy scout who was in attendance at the meeting.

APPROVAL OF MINUTES OF PREVIOUS MEETING (Agenda Item #2)

The minutes of the July 21, 2009 City Council meeting were reviewed during the work session.

Motion

Rick Dutson made a motion to approve the minutes of the July 21, 2009 City Council meeting with the changes that were discussed in the work session. **Cory Ritz** seconded the motion which was unanimously approved by Council Members **Dutson, Alder, Hale,** and **Young**.

PLANNING COMMISSION REPORT (Agenda Item #3)

Commissioner **John Bilton** reported on the proceedings of the Planning Commission meeting held July 30, 2009. He reviewed the following items:

The Commission granted approval of 25 lots in Farmington Meadows Phase II. However, the Commission added a fourth condition: “The applicant must show—to the satisfaction of the City—that he has standing to make the application.”

The Commission reviewed the Sign Ordinance proposal for the second time. It was tabled the first time to allow staff to conduct more research. Staff clearly addressed seven key issues of concern, and the Commission voted to approve it with one additional condition: “amendments to penalties and enforcement of the sign ordinance will be considered in the next phase of the sign ordinance amendment process.”

They had a brief discussion regarding a proposal from Richmond American Homes. After reviewing the elevations and pictures, the Commission suggested that they maintain consistency in the design elements of their proposed homes.

PUBLIC HEARING – CONSIDERATION OF PUBLIC INPUT WITH RESPECT TO (i) THE ISSUANCE BY THE CITY OF ITS SALES TAX REVENUE BONDS, SERIES 2009 AND (ii) ANY POTENTIAL ECONOMIC IMPACT THAT THE IMPROVEMENTS, FACILITY OR PROPERTY FINANCED IN WHOLE OR IN PART WITH THE PROCEEDS OF SAID BONDS MAY HAVE ON THE PRIVATE SECTOR.

CONSIDERATION OF A RESOLUTION FINALIZING THE TERMS AND CONDITIONS OF THE ISSUANCE AND SALE BY THE CITY OF ITS SALES TAX REVENUE BONDS, SERIES 2009 IN THE AGGREGATE PRINCIPAL AMOUNT OF \$821,000 (THE “SERIES 2009 BONDS”) AND RELATED MATTERS. (Agenda Item #4)

Background Information

Johnathan Ward, of Zions Bank Public Finance Department and Financial Advisor to the City, said this is a new process for most municipal bonds across the state. It began about two years ago and was based on legislation which allowed the private sector the opportunity to be informed about how governmental facilities might potentially be competing with their enterprise--particularly recreation centers. Because of the law, all bonds--general obligations, water, sewer, electrical power, sales tax revenue bonds, road revenue bonds, municipal building authority lease revenue bonds--require a public hearing. He told the Council he had the final numbers which would be considered part of the resolution. He said the resolution authorizes the execution of closing documents and all other matters associated with the closing and may take place on Thursday, August 6, 2009.

Public Hearing Opened

Mayor Harbertson opened the public hearing at 7:20 p.m. There were no comments regarding this item, and the public hearing was closed at 7:20 p.m.

The **Mayor** said the payment of the bond is a concern for the City, and CenterCal's success in Farmington would ease the burden of making the payment. **Mr. Ward** referred to the amortization schedule and said the interest rate is 4.12%, the annual payment is \$73,000, and the bonds are prepayable at any time as well. He referred to page 2 and said the \$24,000 amount for the bond issuance is very low. He referred to a similar sized proposal in Saratoga Springs and said their costs are about double the amount for Farmington City. He expressed his desire that the City would be able to pay these off as soon as possible.

Motion

Sid Young made a motion that the City adopt the Resolution finalizing the terms and conditions in the issuance of the sales tax revenue bonds. **David Hale** seconded the motion, and Council Members **Alder, Dutson, Hale, Ritz, and Young** voted in favor.

PUBLIC HEARING – CONSIDERATION OF A PLAT AMENDMENT PERTAINING TO A PORTION OF LOT 26 OAKRIDGE FARMS FINAL PLAT/REQUEST FOR APPROVAL OF A 3-LOT SUBDIVISION TO BE KNOWN AS OAKRIDGE FARMS AMENDED SUBDIVISION, AND A BOUNDARY ADJUSTMENT RELATED THERETO (Agenda Item #5)

Background Information

Mr. Symes explained that two of the three lots were part of Lot 26 in the Oakridge Subdivision. Several years ago, the boundary line was created with the County and not the City, and this amendment will correct the problem. A portion of Lot 26 needs to be vacated so the three lots can be properly subdivided.

Public Hearing Opened

The **Mayor** opened the public hearing at 7:26 p.m. There were no comments from the public, and the public hearing was closed at 7:26 p.m.

Motion

Rick Dutson made a motion that the City Council approve an amendment to the Oakridge Farms Subdivision vacating a portion of Lot 26 and the Final Plat associated with the proposed subdivision with the following conditions:

1. The applicant submits and receives approval for a subdivision plat as per City Standard consisting of three lots.
2. All required public improvements shall be installed in accordance with the provisions of Chapter 8 of Title 12 and the City's Construction Standards and Specifications.
3. The vacation of the northern portion of Lot 26.

Cory Ritz seconded the motion, and it was unanimously approved by Council Members **Alder, Dutson, Hale, Ritz, and Young.**

Findings for Approval

1. The amendment to the Oakridge Farms Subdivision is appropriate in order to formalize previously recorded boundary adjustments and minor subdivisions on the subject properties.
2. The proposed subdivision is in compliance with all the standards set forth in the City's Zoning Ordinance.

SIGN ORDINANCE AMENDMENT PROPOSALS/ISSUES – DISCUSSION WITH CITY ATTORNEY (Agenda Item #6)

Glenn Symes reported that this item was discussed at length in the work session. Some of the pertinent issues were: free speech provisions, temporary and portable signs, 90-day time frame for political signs, and the spacing of signs.

SIGN ORDINANCE ENFORCEMENT ISSUES/RECOMMENDATIONS (Agenda Item #7)

The Council discussed whether or not the City should authorize its enforcement officer to write citations as he deals with violators. They agreed the issue will be discussed further in the third phase of the sign ordinance.

REQUEST FOR FINAL PLAT APPROVAL, FARMINGTON MEADOWS, PHASE II (Agenda Item #8)

Mr. Symes said this is the same proposal which was submitted two years ago, and there have been no significant changes. However, the impact fees have increased.

Motion

Cory Ritz made a motion that the City Council approve the Final Plat for Farmington Meadows Phase II, subject to the following conditions:

1. Improvement drawings, including a grading and drainage plan and a SWPPP, prepared by the applicant, must be reviewed and approved by the City Engineer, Public Works Department, Fire Department, Planning Department, Benchland Water District, and Central Davis Sewer District.
2. The applicant must comply with conditions set forth in the development agreement between the developer and the City established for the project and any amendments related thereto.
3. All conditions approved with the initial approval of the Farmington Meadows Phase 2 Final Plat be conditions of this approval.
4. Woodside Homes (applicant) must have standing to file the application.
5. Impact fees required according to the current fee schedule.

David Hale seconded the motion, and it was unanimously approved by Council Members **Alder, Dutson, Hale, Ritz, and Young**

REQUEST FROM DAVID F. WHITE TO NARROW STORM WATER, CULINARY WATER AND P.U.E. EASEMENTS ON PROPERTY AT 73 SOUTH 200 WEST (Agenda Item #9)

The **Mayor** said permission was given to **Mr. White** for a 25-foot easement, but since then the storm drain has been moved to his back yard and through his neighbor's property, so he no longer needs a 25-foot easement. His request is to narrow the easement by five feet to 20 feet. **Sid Young** pointed out that even though it is a narrower easement, it provides for using adjacent property as is reasonable during the actual construction.

Motion

Rick Dutson made a motion that the City Council grant Mr. White's request to narrow the storm water, culinary water and P.U.E. easements on the north side of the property located at 73 South 200 West from 25 to 20 feet. **Paula Alder** seconded the motion, and it was approved by Council Members **Alder, Dutson, Hale, Ritz, and Young**.

REVIEW OF HOUSE ELEVATIONS PROPOSED BY RICHMOND AMERICAN HOMES AT THE VILLAGE AT OLD FARM (Agenda Item #10)

The Council reviewed the elevations and pictures included in their packet. They agreed with the Planning Commission that the garages need to be set back or align with the front of the home. They also advised Richmond American to avoid having too many solid stucco walls.

MINUTE MOTION APPROVING SUMMARY ACTION LIST (Agenda Item #11)

1. **Ratify Construction Bond Agreements previously signed by Mayor Harbertson**

2. **Approval of “Revocation of Easement and Abandonment of Trail Easement” in the Hunter’s Creek Subdivision.**
3. **Approval of “Release of Reimbursement” Agreement with Claims, Inc. and PCI #1 related to Farmington Greens Subdivision.**
4. **Approval of Road Maintenance Contract with Kilgore Paving.**
5. **Approval of May’s Disbursement List.**

Mayor Harbertson made reference to each item on the list. **Mr. Young** commented that the trail easements (#2) were built in a separate location and have been surveyed and recorded.

Motion

Paula Alder made a motion to approve the Summary Action list. **Cory Ritz** seconded the motion, which passed with Council Members **Alder, Dutson, Hale, Ritz,** and **Young** voting in favor.

RESOLUTION SETTING FORTH LIMITED REASONS TO ACCEPT RESIDENTIAL CURBSIDE RECYCLING “OPT-OUT” FORMS BEYOND AUGUST 7, 2009 (Agenda Item #12)

The Council reviewed the proposed resolution which includes four options available for residents who may miss the “opt-out” deadline date of August 7, 2009. There was discussion regarding the necessity of a deadline date, additional reasons of hardship, and whether or not to have an opt-out clause after the deadline.

Motion

Rick Dutson made a motion to adopt the resolution with the following revisions:

Move the current **Section 2** to **Section 1**.

Add a December 31, 2009 deadline date to **Section 1**

Add the following to **Section 2**: “If the resident did not read the option or if the resident simply forgot to send it in, those are not considered valid reasons.”

Sid Young seconded the motion, and it was approved by Council Members **Dutson, Hale, Ritz,** and **Young**. **Paula Alder** voted against the motion.

AMENDMENT TO INTER-LOCAL AGREEMENT BETWEEN CITY AND DAVIS SCHOOL DISTRICT PERTAINING TO BUS COMPOUND IN WEST FARMINGTON (Agenda Item #13)

Mayor Harbertson referred to paragraph “c” on page 2 and said Davis School District does not think they will be able to build a high school in Farmington within the 12-year time period because of the downturn in the economy. They have requested that paragraph “c” be removed from the agreement.

Motion

David Hale made a motion to approve the inter-local agreement proposed by the Davis School District with an emphasis on page 2, paragraph 2, which requires active bus driver education regarding the routing of District buses coming to and from the bus compound. **Paula Alder** seconded the motion, and it was approved by Council Members **Alder, Dutson, Hale, Ritz,** and **Young.**

RESOLUTION ADOPTING STORM WATER ENFORCEMENT POLICY (Agenda Item #14)

Ken Klinker reviewed this proposed resolution which will include the following fee schedule:

- a. \$50 Storm Water Permit Application Fee
- b. \$100 Storm Water Stop Work Notice Reinstatement Fee
- c. \$50 fine for Storm Water Permit/Ordinance Violations
- d. \$100 fine for Storm Water Permit/Ordinance Violations resulting in pollutants entering the storm water system

Mr. Klinker said a cash bond of \$1,000 will be required from the builder which will be held by the City until the home is complete. If there are fines or extra work the City has to do, the costs would be taken out of the bond money. He is hopeful that this enforcement policy will make people more serious about the abuse of storm water policies. He said the City is required by the EPA to maintain high standards regarding storm water.

Motion

David Hale made a motion to approve the Resolution adopting a Storm Water Ordinance Enforcement Policy. **Paula Alder** seconded the motion, and it was approved by Council Members **Alder, Dutson, Hale, Ritz,** and **Young.**

WATER-RATE MEETING WITH LAGOON – REVIEW AND DISCUSSION (Agenda Item #15)

Max Forbush said the City hired an engineering firm to conduct a water rate study of monthly user fees. Because sections of the City’s water system are old and need to be replaced and because there are no replacement fees built into the City’s rate structure, the cost of

providing water increased. The division of rates is approximately: 77%--residential, 12%--commercial, and 11%--Lagoon. Lagoon was not pleased with these figures, and they asked the City for extra time so they could hire their own expert to do a study. **Mr. Forbush** and **Rick Dutson** attended a meeting at Lagoon to discuss the findings of their study. They discussed the following concerns:

1. The City installed new master meters outside the boundary of the park a few months ago, and since that time, Lagoon's water usage went up 60 percent.
2. Lagoon claims the residential water rates will not be increased and that the cost impact will be borne very disproportionately on their back.
3. They believe there may have been no back flow prevention on the north meter side of located at 200 West and Lagoon Lane. *(See Clarifying Statement on page 14.)*

Council Member **Sid Young** said a test could be conducted to prove the accuracy of the new meters. **Mr. Forbush** confirmed that residents will also see an increase in their water rates, and he does not believe the lack of the back flow prevention on the north meter would have caused the 60% use increase in the Park. As part of a compromise, **Mr. Forbush** asked Lagoon representatives to put their concerns in writing, and he told them the City would conduct another study. The Council asked **Mr. Forbush** to research the cost of hiring a consultant to do another study.

DISCUSSION/INPUT INTO PROPOSED U.S. FOREST SERVICE PRESCRIBED BURN IN DAVIS CANYON (Agenda Item #16)

Sid Young attended a meeting with the U.S. Forest Service to discuss this issue. The actual burn will be in September or October of 2010. **Mr. Young** said this be the second prescribed burn in the area. He said residents were impressed with the process of the first burn, and there were no negative comments at the meeting. Comments addressing wind direction and timing were also addressed.

Sid Young made a motion that the City Council authorize **Mayor Harbertson** to send a letter to the U.S. Forest Service stating Farmington City's support of this prescribed burn, with the following conditions:

1. The prescribed burn is conducted in a responsible manner.
2. Officials of the U.S. Forest Service avoid old growth and are aware of existing camp sites and trails (even those which are not owned by the Forest Service). *(See Clarifying Statements on page 14.)*

David Hale seconded the motion and Council Members **Alder, Dutson, Hale, Ritz,** and **Young** voted in favor.

AWARD OF BIDS FOR RESTROOMS AND LANDSCAPING IN THE FARMINGTON RANCHES NEIGHBORHOOD PARK (Agenda Item #17)

The **Mayor** said he was pleased with both of these bids because they were less than the amounts the City had projected. **Mr. Forbush** suggested the Council award only the first phase of these two projects and award the second phase at a later time. *(See Clarifying Statement on page 14.)*

Paula Alder made a minute motion that the City Council award the first phase of the restroom project bid to **R. Ray Ward Construction** (\$99,333) and the first phase of the landscape bid to **Erickson Construction** (\$114,643). **David Hale** seconded the motion and Council Members **Alder, Dutson, Hale, Ritz,** and **Young** voted in favor.

REQUEST FOR AUTHORIZATION TO BID DOUBLE TENNIS COURTS FOR THE FARMINGTON RANCHES NEIGHBORHOOD PARK (Agenda Item #18)

Mr. Forbush asked if the City Council wanted to move forward with the tennis courts. He said park impact fees are available to fund the project. He said there were two options for the fencing: vinyl coated wiring or galvanized wiring. The galvanized would be about \$8000 less than the other option.

David Hale made a motion to authorize the bidding for doubled tennis courts in the Farmington Ranches Neighborhood Park. The bids will include options for: a double tennis court, a tennis court with a basketball court, and two different types of fencing. **Paula Alder** seconded the motion and Council Members **Alder, Dutson, Hale, Ritz,** and **Young** voted in favor.

GOVERNING BODY REPORT (Agenda Item #19)

Mayor Harbertson's Report

The **Mayor** mentioned a weed problem near the Somerset Subdivision, and after some discussion it was determined that there should be a meeting between staff and members of the HOA to agree on a solution. **Sharon Treu**, a homeowner in the area, volunteered to attend the meeting.

Mayor Harbertson said the Family Connections Center would like to host a 5k run/walk on the Buffalo trail on Labor Day, and they would provide him with more details in the next few days.

City Council Reports

Paula Alder reminded everyone about the Ogden Raptors baseball game and said there were plenty of tickets still available. **Cory Ritz** asked when residents could expect signage on Clark Lane directing traffic to the City center and David County buildings. The **Mayor** said he

discussed the issue with **Cory Pope**, and they are planning to complete and install the signs soon. **David Hale** asked if there had been a water break at 1500 West earlier in the day. **Margy Lomax** replied that a City line had been severed.

MISCELLANEOUS (Agenda Item #20)

Max Forbush reviewed the following two items:

Farmington Preserve Perimeter Trail: **Mr. Forbush** said the base of the trail south and southeast of the Farmington Preserve Neighborhood Park has been built, and now it needs road base and pavement. He said the plan is to bring the trail all the way up to the golf course. The City has allocated about \$13,000 to spend by October 2009, but the bid was about \$6,000 more than was planned. He believes that with the amount of revenue coming in, \$6,000 would be possible.

Remodel of the fire station: **Mr. Forbush** gave each member a handout listing the proposed expenditures. He said the base bid by **R & O Construction** was \$159,267; however, the fire department planned several more improvements which raised the price. He and the contractor reviewed the details, and the bid for the extra items will be submitted on Thursday. The original plan was to remodel one level at a time, but the contractor's bid was to do the entire building at the same time. The Council gave permission for **Mr. Forbush** to order an office trailer.

Rick Dutson made a motion to approve the agreement with **R & O Construction**. **Cory Ritz** seconded the motion, and it was approved by Council Members **Alder, Dutson, Hale, Ritz, and Young**.

A request from **Amber Gavin** to reduce her ambulance bill of \$1300. The Council decided to review the matter with **Larry Gregory** and review the item again at the next Council meeting.

ADJOURNMENT

Paula Alder made a motion to adjourn. **David Hale** seconded the motion, and it was approved by Council Members **Alder, Dutson, Hale, Ritz, and Young**.

The meeting was adjourned at 9:05 p.m.

Margy Lomax, City Recorder

Farmington City

CLARIFYING STATEMENTS

Upon review and approval of the minutes of the City Council meeting held August 4, 2009, the following clarifying statements were made by Council Members to be added to the official minutes as follows:

On the top of p. 11, the third concern was changed to read: *“They noted that there is no back flow prevention on the south meter side at 200 West Lagoon Lane.”*

On page 11, Agenda Item #16, the second condition was changed, and a third condition was added:

- *Officials of the U.S. Forest Service avoid old growth.*
- *Officials of the U.S. Forest Service are aware of existing camp sites and trails (even those which are not owned by the Forest Service).*

On page 12, first paragraph, second line, it should read: *“Mr. Forbush suggested the Council award only the first phase of the landscaping and award the second phase of the landscaping at a later time.”*

I hereby certify that the above changes are the ones approved by the City Council for the minutes of the August 4, 2009, City Council meeting at their regular meeting on August 18, 2009.

DATED this 21st day of August, 2009.

Margy L. Lomax, City Recorder

