

FARMINGTON CITY COUNCIL MEETING

March 18, 2008

CITY COUNCIL WORK SESSION/EAST CONFERENCE ROOM

PRESENT: Mayor Scott Harbertson, Council Members Richard Dutson, David Hale, Paula A. Alder, Sidney C. Young, City Manager Max Forbush, Planning Commissioner Craig Kartchner, Recording Secretary Kami Mahan, and Public Works representative Walt Hokanson.

Mayor Harbertson began discussion at 5:37 p.m.

CONSIDERATION OF LATEST FARMINGTON RANCHES HOA PROPOSAL REGARDING NEIGHBORHOOD PARK. (Agenda Item #10)

Mayor Harbertson welcomed the members of the Farmington Ranches Homeowner's Association, and asked everyone present to introduce themselves. The HOA members included Gordon Crabtree, Gemi Benson, Steve Peterson, Robert Blaser, and Kent Coster.

The Mayor explained the background of the latest proposal of the HOA regarding the creation of a park in the Farmington Ranches Subdivision, and said that a decision needed to be made immediately on how to proceed in order to take advantage of available grant money.

There was an extensive discussion of the Council and the HOA Board members regarding details of the project. The HOA expressed their concerns with respect to the City's future intentions and rights, the proposed uses of the park, and how and when the project would be funded. The HOA wants to donate the land to the City and keep the park passive because it does not want the impact to residents that would come with a recreation sports park.

The Mayor presented an overview of the proposed alternatives, which included building only a passive park, building a playfield park without HOA participation, approving the HOA proposal with changes, or to not construct a park at all. There is a shortage of sports parks in the City, and a combination of passive and sports uses are being proposed for this park for the future.

There was a discussion about liability associated with this site for a park. The nearby Shepard Creek Channel poses a risk to the City should it own the underlying property. Litigation is still pending due to a past drowning in another area of the City. The cost of fencing is high, and the Utah Risk Management Association has cautioned about increased liability if a fence is installed. **Walt Hokanson** suggested reducing the scope of the park, creating a berm on all sides, and possibly having a bowery, but no fencing or parking.

Max Forbush said that there is presently no park in West Farmington, and without a source of funding nothing can be done on a large scale. He recommended that wording be flexible in the conservation easement to allow playfields at some point in the future. **Mayor**

Harbertson said he has been committed to developing a park in west Farmington. It was pointed out that if the park includes a play field then it can benefit the entire City and more money can be made available for park improvements.

It was proposed that a priority list be made, and that the park progress in phases according to agreed upon priorities. The first phase would provide a passive park, and possible additional phases in the future could occur subject to the City and HOA agreeing to include a playfield (soccer). This proposal was discussed at length. Issues of stream liability, parking, funding details, and park improvements were discussed. There was a general consensus to move forward with the park in phases with the understanding that a soccer field could not be utilized by organized sports unless mutually agreed upon by the City and HOA. City officials made it clear funding of future phases would be dependant on the City being able to use a soccer field for it's recreation soccer program. **Walt Hokanson** said the park, if approved could be the main focus of the Parks and Recreation Department and Public Works crews for next spring's work projects.

[**David Petersen** arrived at the meeting at 6:25 p.m.]

(PUBLIC HEARING): CONSIDERATION OF ORDINANCE AMENDING TEXT CHANGES IN ZONING CODE REGARDING ACCESSORY BUILDING SETBACKS IN RESIDENTIAL ZONES AND OTHER MISCELLANEOUS TEXT CHANGES (ZT-2-08) (Agenda Item #7)

David Peterson briefly clarified the proposed text changes of this Agenda Item, and he reported on a seminar he attended.

The meeting adjourned at 6:57 p.m.

REGULAR CITY COUNCIL/CITY CHAMBERS/CALL TO ORDER

PRESENT: Mayor Scott C. Harbertson, Council Members Richard Dutson, David Hale, Paula A. Alder, Sidney C. Young, City Manager Max Forbush, City Planner David Petersen, Financial Director Keith Johnson, Recording Secretary Kami Mahan, and Youth City Council Members Alexa Nelson and Tia Wesche.

Mayor Harbertson called the meeting to order at 7:05 p.m. **Max Forbush** offered the invocation. The Pledge of Allegiance was led by **Spencer** and **Neil Welch**.

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

The Council reviewed the minutes of the City Council meeting held March 4, 2008, and

the meeting of the Visioning Committee meeting of February 12, 2008.

Motion

Sid Young moved to approve the minutes of the March 4, 2008 City Council Meeting. **David Hale** seconded the motion, which was unanimously approved.

Motion

Rick Dutson made a motion to approve the minutes of the February 12, 2008 Visioning Committee meeting. The motion was seconded by **Paula Alder**, and passed by a unanimous vote.

CENTRAL DAVIS SEWER DISTRICT REPORT - SUSAN HOLMES (Agenda Item #3)

Mayor Harbertson introduced **Susan Holmes**, who is the Chairman of the Board of the Central Davis Sewer District. Ms. Holmes said the Sewer District is constantly looking for technologies to improve the cleanliness of the water. Many of these technologies are very expensive. The District has been proactive on future planning, and has been working on the Great Salt Lake study to determine the impact of sediment on birds.

Ms. Holmes said the District has the best biosolids in the state and was recently awarded with the National Certified Biosolids Partnership. She said the advantage of being certified is that it helps the Sewer District maintain a program of land application. The District grow ssod and hay and sell biosolids, which brings money back into the facility. There are only 98 certified biosolids facilities in the nation, and the Central Davis District is the only one in Utah. The certification requires two internal audits as well as a third party audit.

Ms. Holmes said the Central Davis Sewer District recently held training for other sewer districts in the state. They continue planning for the future, and hope to be in the black at some future date. Prices are substantially lower than in other state and national areas. **Ms. Holmes** said the District has taken over the Kaysville area. She said the infrastructure is in excellent condition and ready for build-out. **Ms. Holmes** invited citizens to tour the facility.

APPOINTMENT OF SHANNON OLSON AS CITY TREASURER/ADMINISTRATION OF OATH OF OFFICE (Agenda Item #4)

Mayor Harbertson introduced **Shannon Olson** and announced that she was the new City Treasurer.

Motion

Sid Young moved to appoint Shannon Olson as the Farmington City Treasurer. **Paula Alder** seconded the motion, which passed unanimously.

Ms. Olson was invited to come forward, and **Mayor Harbertson** administered the Oath of Office. **Ms. Olson** introduced herself and her parents.

[**Keith Johnson** left the meeting at 7:25 p.m.]

It was announced that **Kevin Poff** would arrive later at the meeting to give the Planning Commission report. [**Mr. Poff** arrived at the meeting at 8:45 p.m.]

PLANNING COMMISSION REPORT (Agenda Item #5)

Kevin Poff reported proceedings of the Planning Commission meeting held March 13, 2008. He covered the following items:

- The Planning Commission tabled Farmington City’s proposed text changes regarding Chapter 18 Transportation Oriented Development (TOD) Zone. **Mr. Poff** said **David Petersen** will present more details of this issue for the Commission members at the next meeting. Density and building size were items of concern to the Commission.
- The Planning Commission recommended approval of Jeffrey Holman’s request amending the Zoning Ordinance text regarding accessory building setbacks.
- The Planning Commission granted the request by Sue Ann Phillips for a special exception to a section of the Zoning Ordinance to temporarily accommodate two single family dwellings on one parcel of land. **Mr. Poff** explained some background of the request.
- The Planning Commission reviewed the site plan of Dan Nixon’s Lock it Up Self Storage business.
- The Planning Commission denied Chris Martineau’s request to waive sidewalk improvements for a portion of the Hidden Meadows subdivision.

(PUBLIC HEARING): CONSIDERATION OF STATION PARK AMENDED DEVELOPMENT AGREEMENT WITH CENTERCAL (CONTINUED HEARING)
(Agenda Item #6)

Mayor Harbertson stated that this Agenda Item was not ready for consideration.

Motion

Rick Dutson moved to continue the public hearing on the Station Park amended development agreement until the April 1st City Council meeting. The motion was seconded by **Paula Alder**, and passed unanimously.

(PUBLIC HEARING): CONSIDERATION OF ORDINANCE AMENDING TEXT CHANGES IN ZONING CODE REGARDING ACCESSORY BUILDING SETBACKS IN RESIDENTIAL ZONES AND OTHER MISCELLANEOUS TEXT CHANGES (ZT-2-08) (Agenda Item #7)

Mayor Harbertson introduced this Agenda Item. **David Petersen** reviewed the proposed changes in the zoning text regarding issues of setback standards, lot width, building envelopes, and the location of accessory buildings on lots.

Mr. Petersen said that applicant Jeffrey Holman has been deprived of the full use of his lot. He referred to the maps in the Council packet and explained how the request came about. In response to questions from Council members, **Mr. Petersen** clarified issues of building placement on corner lots, garage protrusions on house frontages, and other setback requirement standards.

Public Hearing Opened

Mayor Harbertson opened the meeting to a public hearing at 7:36 p.m.

Carl Asay (850 South 650 West) asked if future homes built by his children on his property would have to be square to the street. **David Petersen** replied that angled homes are generally not allowed any longer, except in mitigating circumstances. **Mr. Asay** said his home was built at an angle to the street because of east winds.

Public Hearing Closed

Mayor Harbertson closed the public hearing at 7:40 p.m.

Motion

Sid Young moved to approve the Ordinance amending section 11-10-040, 11-11-060, and 11-2-020, and Appendix 1 of the Zoning Ordinance regarding setback standards. **David Hale** seconded the motion, which passed by a unanimous vote.

CONSIDERATION OF ORDINANCE TO CHANGE ZONING DESIGNATION ON PROPERTY AT APPROXIMATELY 425 NORTH 1525 WEST FROM AE TO AE (PUD) (S-4-07) /CONSIDERATION OF MEADOWVIEW PRELIMINARY PUD MASTER PLAN (Agenda Item #8)

Mayor Harbertson introduced this Agenda Item. **David Petersen** displayed an aerial photo and overhead map of the subdivision, and said that the Schematic Plan provides an important minor collector for the City because of growth and increasing traffic. **Mr. Petersen** explained the developer's plan for the area, and said it will increase safety on the road. At the request of **David Hale** and **Sid Young**, **Mr. Petersen** pointed out for the audience the location on the map of the model train and proposed trail.

Mr. Petersen said the developer has been good to comply with requests of the City. He referred to the February 29, 2008, letter in the Council packet to Jared Darger from the City, and reviewed each of the Planning Commission's suggested conditions of approval.

David Hale raised the issue of irrigation water for the subdivision, stating that there seemed to be some discrepancy regarding whether Benchland Water has agreed to the concept. **Sid Young** asked if the proposed homes would fit on the lower numbered lots on the south side of Spring Creek, and **David Petersen** indicated that they would.

Public Hearing Opened

Mayor Harbertson opened the meeting to a public hearing at 7:54 p.m. and invited public comment.

Shaun Speechly (1696 Country Bend Road) asked for clarification on how the proposed lot width of this subdivision compared with Farmington Ranches lots. **David Petersen** replied that the lots in Farmington Ranches are slightly smaller. **Mr. Speechly** pointed out his property on the overhead map and said that there would be two homes behind him. He said his biggest concern is the height of the street as compared with the lots, which could leave a gully in the back of the property and create water drainage problems, as has happened elsewhere in the area.

David Petersen explained that land in west Farmington undulates and has heavy clay soil, which can cause unintentional depressions and standing water. The City's goal is to prevent drainage problems, and the City has hired a storm water official to monitor the inspection process. **Mr. Speechly** asked if the homes in the subdivision would have basements. Northstar developer **Jared Darger** replied that they would like daylight basements, with the front of the home at ground level, and sloping off in the back to allow daylight basements. **Mr. Darger** said **Mr. Speechly's** site would be higher than surrounding homes. The water will be directed to a detention pond to avoid creating standing water on lots.

Rick Dutson referred to the fourth condition listed on the February 29, 2008, letter with respect to house frontages and the prohibition of “above ground basements”. He asked if the proposal is in conflict with this condition. **David Petersen** said it was not.

Public Hearing Closed

Mayor Harbertson closed the public hearing at 8:03 p.m. and turned the matter over to the Council for discussion.

David Hale repeated his concern regarding irrigation, and said this subdivision does not have water rights consistent with other subdivisions, so will need to purchase those rights. He said Benchland Water has made an offer, but he did not think it had yet been accepted. The intent of the development to use culinary or secondary water needs to be known. It was determined that this issue needed to be addressed as a condition of approval.

Rick Dutson asked for further clarification on what is meant by “above ground basements”. **David Petersen** drew an illustration on the whiteboard and explained that many homes in Farmington Ranches have numerous steps going to a high front door, which is what the City wants to avoid. He said the current proposal differs from that.

In response to a concern expressed by **Sid Young** regarding the elevation drawings in the packet reflecting garage frontages larger than thirty percent of the home, **Mr. Petersen** said the drawings had not yet been modified. There was discussion of the Council on garage frontages.

Motion

David Hale moved to adopt Ordinance 2008-21 changing the zoning from A to AE (PUD) of the Meadowview PUD. **Rick Dutson** seconded the motion, which passed by a unanimous vote.

Motion

David Hale made a motion to grant Preliminary Master Plan approval for the Meadowview Subdivision, subject to the conditions outlined in the February 29, 2008, letter, and that Benchland Water provide irrigation water for the subdivision. The motion was seconded by **Rick Dutson**, and approved unanimously.

REQUEST FROM STAFF TO DETERMINE APPROPRIATE COURSE OF ACTION ON WHETHER TO FENCE OR NOT FENCE FARMINGTON CREEK BETWEEN 400 WEST AND THE I-15 FRONTAGE ROAD NEAR THE FARMINGTON CREEK/ LAGOON TRAIL. (Agenda Item #9)

Mayor Harbertson introduced this Agenda Item, and said that City Staff had provided three possible options for fencing Farmington Creek. URMA has indicated that fencing increases liability for the City. **The Mayor** said he preferred Option 3, which proposes fencing only the wing walls, and possibly providing landscaping on both sides of the trail leading up to and past the wing walls to discourage deviation from the trail.

Rick Dutson said this is a difficult issue, but that ultimately he agreed with **Mayor Harbertson**. **Max Forbush** said that although liability is reduced by not fencing the channel, the hazard for some young child to be swept away in several hundred feet of the box culvert still remains. He agreed that cities do not have a duty to fence, but if they do, a greater risk is incurred if it is not maintained.

Sid Young agreed with fencing the wing walls, and said that an attractive fence would be preferable to chain link. The Council discussed specifics of where to fence, and there was general agreement to fence the bridge and wing walls, and to install landscaping that would mark a definite pathway.

Motion

Paula Alder moved approve Option 3 to fence the wing walls and bridge of the trail, to explore fencing materials other than chain link, and to incorporate landscaping to discourage citizens from getting close to the stream channel. The motion was seconded by **Rick Dutson**, and passed unanimously.

CONSIDERATION OF LATEST FARMINGTON RANCHES HOA PROPOSAL REGARDING NEIGHBORHOOD PARK. (Agenda Item #10)

[Farmington Ranches HOA Board members **Gordon Crabtree, Gemi Benson, Steve Peterson**, and others were present for this Agenda Item.]

Mayor Harbertson said there was discussion on this issue during the work session with the Farmington Homeowner's Association Board. He said a proposed compromise had been reached. Because of limited funds to put into a park (\$500,000 plus a \$150,000 grant, and labor from the Public Works crew), it has been determined to set out property boundaries of the park in phases. **The Mayor** said that the initial phase includes the open space north of the Shepard Creek channel, between the houses on both sides in a northerly direction including the stem that extend northerly toward the proposed Meadowview subdivision.

A number of uses would be incorporated into the conservation easement, including the possibility of having playfields in the future. The nature of the recreational areas would be limited. The City will work with the HOA Board to complete projects according to an agreed-

upon prioritized list. Future phases would be by agreement with the HOA, subject to available funding.

Max Forbush stressed the importance of completing the conservation easement and amended plats in time to meet the eligibility deadline for the City to receive a grant. The conveyance of the park land to the City is needed prior to May 1st, 2008. **Mr. Forbush** said the City attorney will be contacted to draw up a schedule to meet the deadline, and he explained how the process would take place. A public hearing will be held to amend the conservation easement and approve the plat amendments.

In response to an inquiry by **Mayor Harbertson**, **Gemi Benson** said that **Steve Peterson** would take the lead on the HOA Board. There was discussion concerning the time constraints and what is required to subdivide. **Mr. Forbush** said he would contact the City Attorney and stay in touch with **Gordon Crabtree** and **Steve Peterson**. **Mayor Harbertson** stated that the estimated timeline of the project is to begin work in late fall and with work proceeding during the construction season of 2009. There was discussion on who was responsible for the various areas of the park.

Max Forbush said that he would send a copy of the proposed agreement to the Council and the HOA members. **Mayor Harbertson** said that a priority list would need to be determined. **Sid Young** said patience would be required, and that having the public works department on the project will be much more cost effective than having it done by contractors.

In response to a question by **Gemi Benson**, **The Mayor** said that the \$10,000 the HOA has committed could be used to mitigate some of the HOA's risk, such as the stream channel and possibly bridges located on HOA property. **Ms. Benson** asked how much input the HOA would have in the design of the park. **The Mayor** said that details will be determined according to the priority list. In response to a question by an HOA members, **The Mayor** explained that the City Council has the final say on what is done with funds contributed by the City, although they will work with the HOA Board and certainly allow input.

Gemi Benson requested that the type of recreation being proposed be defined. **The Mayor** said the City does not want sports such as football or baseball, but that soccer fields are needed. This will be spelled out in the agreement.

Max Forbush clarified the issue by explaining that HOA Boards and City Councils change. The language of the conservation easement would allow playing fields, but putting this into effect would have to be mutually agreed upon by both the HOA and the City. **Mr. Forbush** pointed out that the rest of the project and work on the stream channel is very expensive. If the City Council and HOA decide to move forward with other phases, the

inducement would be that the City would contribute the funds, but use of the playing fields would have to be given in return. Both parties would have to agree. It was clarified that the initial phase may include an area for a playing field but it would not be used by City recreation nor other organized sports entities. There was further discussion on these issues.

Mayor Harbertson pointed out that if the City takes over any project, the benefit to the HOA is that it will not have to maintain that project. But if the City does take over, it has the right to make decisions. Maintaining the stream channel is a significant responsibility because of the liability. The more funding the City contributes, the more latitude it receives. **The Mayor** also pointed out that the Farmington Ranches park would be the largest park in the City without any playing fields. He pointed out that all issues will be spelled out in the agreement. **The Mayor** said the City Council is committed to creating a park on the west side.

[City Engineer **Paul Hirst** arrived at the meeting at 8:45 p.m.]

ABANDONMENT OF EASEMENT REQUEST AT 22 WEST 625 SOUTH - JEFFREY T. HOLMAN. (Agenda Item #11)

Mayor Harbertson reviewed Jeffrey Holman's request for the abandonment of easements along the sides and rear of his property, and said that part of the approval requires the receipt of a letter from all public utility agencies to agree to this action.

David Petersen explained the past policies of utility companies, and said that very few utilities will now use back and side yards. He said that if this subdivision had been recorded one year later, the easements would not have been required. In response to a comment by **Sid Young**, **Mr. Petersen** said that occasionally utility easements are used in back and side yards, which is why the City is requiring a letter from utility agencies before abandoning the easement.

Motion

Rick Dutson moved to authorize The Mayor to sign the Revocation and Abandonment of Easement agreement for Jeffrey T. Holman, 22 West 675 South, predicated upon Mr. Holman receiving written approval from affected utility companies. **Paula Alder** seconded the motion, which passed by unanimous vote.

CONSIDERATION OF DAVIS COUNTY HEALTH DEPARTMENTS FLU VACCINE PROPOSAL. (Agenda Item #12)

Mayor Harbertson said that in the event of a flu pandemic, City personnel could receive vaccines to help keep the City running. The cost would be approximately \$6,000 for all

full and part-time City employees and City elected and appointed officials. The County would control the vaccine. **Rick Dutson** noted that there are sufficient funds in the Council contingency fund to pay for the medication.

In response to a question by **Sid Young**, **Max Forbush** explained that the federal government is trying to provide enough vaccine in case of a flu pandemic. The health department has said the vaccine would probably work initially. There is only enough vaccine for fifteen percent of the population plus enough for government workers. This is an insurance policy for cities to provide essential services. The medication's shelf life is seven years. **Mr. Forbush** said the County would store the medication and administer it as needed.

Motion

Sid Young made a motion to authorize spending \$6,000 from the Council contingency fund to buy emergency flu vaccine. The motion was seconded by **Rick Dutson** and passed by a unanimous vote.

“RELAY FOR LIFE” EVENT - PLACE AND TIME DISCUSSION. (Agenda Item #13)

Mayor Harbertson said the Relay for Life event is proposed to be held August 8th and 9th at the football fields on the high school property. He raised the issue that there are no lights in this proposed venue.

Alex Willey, Community Relationship Manager of the American Cancer Society, said that the proposed venue is a good location, but she had a concern that there is no bowery or shelter. She said this could be overcome by holding the event later in the evening. **Ms. Willey** stated that there is also a lack of lighting in the area, which could be solved by buying or renting lights, but that this option is expensive. She asked the Council for their suggestions.

Sid Young raised the possibility of using lights from the adjacent church-owned property, but said this may be cost prohibitive. **Ms. Willey** said the nearby bus compound has lights, but she that did not know how well they would project onto the venue. **Mayor Harbertson** suggested talking to rental centers to ask if they would be willing to donate lights. **Ms. Willey** said this would be done, but that because of the expense involved, they may not be willing.

Max Forbush asked what responsibilities the City would have during the event. Garbage disposal was discussed. **Ms. Willey** said if a dumpster or other trash receptacles were provided, the volunteers will collect and discard trash. The organization has certificates of insurance.

Rick Dutson said the police and EMT services would need to be on alert for the event.

Mr. Forbush asked **Ms. Willey** to meet with him and Parks and Recreation Director Neil Miller to coordinate specifics. **Ms. Willey** said volunteers on the committee have family members who are emergency personnel, and they would like them to participate as teams in the event.

Ms. Willey requested that event personnel be allowed to hang “Relay for Life” banners in the community. **Max Forbush** said banners could not be hung over the streets, but could be placed in other City locations.

Motion

Paula Alder moved to approve the “Relay for Life” event on August 8th and 9th from 3:00 p.m. Friday until 10:00 a.m. Saturday. **Rick Dutson** seconded the motion, which passed unanimously.

MINUTE MOTION APPROVING SUMMARY ACTION LIST: (Agenda Item #14)

- **Approval of February’s Disbursement List**
- **Approval of CMT Engineering Laboratories to provide testing services for new Police Station**

Mayor Harbertson briefly reviewed these items. **Rick Duston** asked if welding inspections were needed for the new Police Station, and it was clarified that this would be done.

Motion

David Hale moved to approve the Summary Action List. The motion was seconded by **Paula Alder**, and approved unanimously.

PURCHASE & SALES AGREEMENT BETWEEN CITY & CENTERCAL FOR SALE OF CITY PROPERTY AT CITY PUBLIC WORKS SITE - 2ND READING (Agenda Item #15)

Mayor Harbertson reviewed this Agenda Item, and said that City Attorney Todd Godfrey has reviewed the proposed changes made by CenterCal and that City Staff did not have concerns with the agreement. **Max Forbush** said the agreement is more detailed because CenterCal is funded by the California Schoolteachers’ organization and needs to do its due diligence. The City has not yet received CenterCal’s reaction to Todd Godfrey’s changes. **Sid Young** raised an issue with indemnification.

UTA FRONT RUNNER SCHEDULE, GRAND OPENING AND DOWNTOWN

TROLLEY ROUTE. (Agenda Item #16)

Mayor Harbertson said that all information on this item had not yet been received. He referred to the UTA maps in the Council packet and reviewed the proposed routes. **Max Forbush** said CenterCal does not want to install asphalt on the temporary road into the UTA station, but that it will endeavor to keep the road dust resistant. After discussing the issue, the Council decided not to require asphalt. **Mr. Forbush** said CenterCal will maintain the road. He pointed out that it is not a dedicated street.

David Hale suggested that the Council express its concern in writing regarding the lack of asphalt due to the length of time the road would be unpaved. **Max Forbush** said City Engineer **Paul Hirst** has raised the issues of easements and liability. He said Farmington is in the middle of conflict between UTA, UDOT, and CenterCal, and that the City needs to be as helpful as possible because there will be an ongoing partnership with CenterCal.

SHEPARD LANE BRIDGE FENCING STATUS (Agenda Item #17)

Max Forbush said the cost for fencing the Shepard Lane Bridge has risen from \$25,000 to \$45,000. **Rick Dutson** said the bridge is so unsafe that action needs to be taken, and that the cost difference can be taken out of the Council contingency fund. **Mr. Forbush** said that that fencing increases liability risk, although it is the right thing to do.

Mr. Dutson said that to avoid fencing because of the cost would be irresponsible. He spoke about the danger of the area and said a catastrophe is statistically probable. At the request of **David Hale**, the Council discussed the fencing and barrier options. There was also discussion on how to coordinate this work with UDOT's upcoming lane widening project in order to reduce expenses and traffic inconvenience.

Sid Young introduced **Paul Kloss** from the Trails Committee, and said the committee would prefer fencing the south side of the bridge, but that the UDOT Traffic Engineer has said the north side is preferable. There was Council discussion on this issue. **Paul Hirst** said that there is already current delineation on the north side of the bridge. **Mr. Kloss** mentioned pedestrian safety, and raised the possibility of using "flexy strips" along the bridge. He said that fencing the south side would increase the visibility of bicyclists and pedestrians to eastbound traffic.

Rick Dutson said he respects the opinion of the Trails Committee, but that the City should follow the counsel of UDOT and the City Engineer.

Motion

Rick Dutson moved to approve the additional cost of fencing the Shepard Lane bridge from \$25,000 to \$45,000; to use the \$25,000 already allocated in the budget, with the remainder to come from the Council contingency fund; and that the City Manager explore the possibility of coordinating contractors with UDOT and the shutting down of lanes on a portion of I-15. **Paula Alder** seconded the motion, which passed by a unanimous vote.

Mr. Dutson commented that the project should be completed as quickly as possible. **Sid Young** reiterated that the Council appreciates and respects the Trails Committee, but said it is hard to overrule the Traffic Engineer and City Engineer.

CRS ENGINEERING PROPOSALS FOR: (Agenda Item #18)

- **Development of land drain standards**
- **Road to the Commuter Rail quality assurance services**

Mayor Harbertson reviewed this Agenda Item, and confirmed with **Paul Hirst** that approximately one hundred man-hours out of an estimated three hundred and ten hours has been used toward this project. This proposal ensures the City is getting the road it desires. A problem may occur in the near future if the City does not act. **Max Forbush** said the costs expended on these improvements will be reimbursed from tax increment.

Motion

David Hale made a motion to approve the proposal from CRS Engineering for the development of land drain standards and the Station Park road phase quality assurance oversight proposals. **Sid Young** seconded the motion, which passed by a unanimous vote.

MAYOR HARBERTSON'S REPORT (Agenda Item #19)

Mayor Harbertson reported on his meeting with Rich Haws, whose group wants to have their development agreement put on the Council agenda in April. He also reported that America West Developers wants to meet to discuss their development agreement.

The Mayor said there will be a meeting next week with UDOT and legislators. He also reported that a very positive meeting was held with the County Commissioners to discuss the downtown Master Plan.

CITY COUNCIL REPORTS (Agenda Item #20)

Paula Alder asked for clarification from **Sid Young** concerning what type of video equipment he needs for the Youth City Council retreat. **Ms. Alder** reported on the YCC band dance, and she announced the Easter Egg Hunt at the Main Park at 10:00 a.m. Saturday. **Ms. Alder** requested a Trails Committee agenda, which **Max Forbush** said he would send. It was confirmed that there is a quarterly Trails meeting on Thursday, March 20th.

Rick Dutson expressed appreciation to **Max Forbush** for the way he runs the City, and for his help during **The Mayor's** absence.

Sid Young said a report will be put together on a new Post Office. He said he and **David Hale** lobbied the legislative group on this issue. **Mr. Young** reported on the League of Cities and Towns convention, and said that there were favorable networking opportunities.

David Hale reported on his meeting with Rob Bishop. He said that Senator Hatch's and Rob Bishop's recommendations should be included as negotiations proceed on the Post Office. **Rick Dutson** suggested sending a follow-up thank you letter to the Federal Legislators. **Mr. Hale** said that contacting Federal Legislators during conventions is one of the purposes of attending. **Sid Young** said the delegation expects contacts from city officials and is probably more available during that time. **Mr. Hale** commented on the how legislators seem to respond more to "squeaky" cities.

Mr. Hale mentioned that Benchland Water's 36-inch water pipe from the east to the west side of the City had not been aligned properly, resulting in a breach. The Council briefly discussed this topic.

Paula Alder inquired about having Council pictures taken. **Holly Gadd** said the photographer scheduled to do this was ill, and she asked for alternative names. Council members suggested Mark Reynolds or Rick Johnson could be contacted to take pictures..

MISCELLANEOUS (Agenda Item #21)

- a. Miscellaneous Items**
- b. Minute motion adjourning to closed session, if necessary, for reasons permitted by law.**

Max Forbush said a copy of the Resolution appointing a new City Treasurer was not included in the Council packet, and that a formal adoption of the Resolution was needed in order to make the appointment.

Motion

David Hale moved to have **The Mayor** sign the Resolution appointing Shannon Olson as City Treasurer. **Paula Alder** seconded the motion, which passed by a unanimous vote.

Paula Alder pointed out the misspelling of Ms. Olson's name on the Resolution.

Max Forbush referred to the invitation in the Council packet regarding the Utah Heritage Foundation's 2008 Historic Preservation Conference, and said Council members can contact **Holly Gadd** to make arrangements to attend. **David Hale** said he and **Sid Young** would attend.

Sid Young said information was received on appointments for the legislative policy committee, and indicated that he would like to reapply. **Mr. Forbush** said if formal action is needed on this issue, it will be brought back before the City Council at the next meeting.

ADJOURNMENT

Motion

Rick Dutson moved to adjourn the meeting. **David Hale** seconded the motion, which passed unanimously. The meeting adjourned at 10:25 p.m.

Holly Gadd, Deputy City Recorder
Farmington City