

FARMINGTON CITY COUNCIL MEETING

Tuesday, July 11, 2006

CITY COUNCIL WORK SESSION/EAST CONFERENCE ROOM

PRESENT: Mayor Scott C. Harbertson, Council Members Richard Dutson, David Hale, Larry W. Haugen, Paula A. Alder, Sidney C. Young, City Manager Max Forbush, City Planner David Petersen, and Recording Secretary Jill Hedberg.

Mayor Harbertson began discussion at 5:30 P.M. The following items were reviewed:

Agenda Item #4: Public Hearing: Consideration of Ordinance rezoning property at 633 North Compton Road including abutting City storm water detention basin and nearby and adjacent public right-of-ways from OTR/LR, and B to BP as requested by Bob Amodt

Rick Dutson suggested that the property access be restricted from Main Street.

Mayor Harbertson said **Alyssa Revell** is not opposed to the proposed use but she would like the home to be protected so it will not be demolished in the future.

David Petersen said **Mr. Amodt** is not willing to commit to a facade easement. He is willing to allow the rezone to be subject to the property reverting to its original zone in the event the property is sold for a different use. The reverter clause will not prevent demolition but will allow the Council to consider a proposal for a new use. He said he is not aware of any objections from the nearby property owners.

Agenda Item #5: Public Hearing: Consideration of Ordinance to amend 12-2-045 of City Subdivision standards regarding the issuance of building permits for footings and foundations as requested by Garbett Homes

David Petersen said the footing and foundation Ordinance will allow contractors to pour concrete on footings and foundations before street rights of way are improved. Street rights of way and easements will not be recorded until a clear title report is received showing exact location of structures. **Walt Hokansen** and **Larry Gregory** have both approved the terms of the Ordinance.

Sid Young was concerned that if the Ordinance is approved, it will make it difficult for utilities to be installed in a PUE or within the street right of way.

Rick Dutson said the developers should be required to provide emergency vehicle access in the event of an emergency.

The City Council discussed the fact that the Ordinance will apply to other developments in the City. They agreed that the Ordinance should be limited to condominium projects only. The

developers will be required to submit emergency vehicle access plans that are acceptable to City staff.

Agenda Item #6: Request for waiver of sidewalk development standards in Hidden Meadows, Phase II Subdivision - Doug Welling

Mayor Harbertson said the Planning Commission recommended that the City Council not waive the sidewalk requirement but to narrow the sidewalk from six feet to four feet.

Paula Alder said she walked with the property with **Mr. Welling**. She felt the waiver should be granted since there are other properties in the neighborhood with 4' sidewalks. She also felt comfortable granting the waiver since the Welling property does not experience a large amount of pedestrian traffic.

Max Forbush said UDOT street standards and a previous Council recommended that wider sidewalks be provided when located against the curb to increase public safety.

Rick Dutson said he is concerned that a precedence will be set if the sidewalk waiver is granted.

Paula Alder said the Welling property is unlike other properties in the City due to the steep slope and location of the property.

Max Forbush said that transition slope improvements and restoration next to already developed property should be funded by the developer, not the property owner.

Agenda Item #7: Citizen Survey/Performance Measurement Recommendations - Max Forbush & Duane Huffman

Max Forbush said the ultimate purpose of the survey is to develop a base line opinion from citizens from which the City could begin to develop visioning and value statements that would ultimately lead to the establishment of performance standards. The results will drive City visions, budgets and operations for a decade. It is up to the Council to determine at least three policy questions which the survey will include. He suggested three possible policy questions:

1. In what area of the City do you live?
2. How should the rules for the Fire Break Road be enforced?
3. How do you feel about the Legacy North corridor?

Agenda Item #8: American Cancer Society requests related to Relay of Life Event scheduled for Shepard Lane Park on August 4th and 5th

Mayor Harbertson explained that the City park ordinances and rules do not permit overnight camping and has a curfew of 11:00 p.m. The City Manager would like a general consensus from the Council as to whether the event should be permitted.

Paula Alder recommended that the event organizers obtain permission from the LDS Church if they use church property. She questioned whether it is acceptable to waive the fees since the City has denied other organizations in the past.

Max Forbush said he would seek the counsel of the City Attorney to determine whether it is appropriate to waive the fee.

Agenda Item #9: Scenic By-way designation effort for Legacy Highway/Request for cost sharing with other public entities

David Petersen said City staff is requesting the Council's authorization to participate in a joint effort with the cities of Woods Cross, West Bountiful, and Centerville as well as Davis County in funding an effort by a consultant to have the Legacy Highway designated as a Scenic By-way. The designation would regulate signage and other uses along the corridor. The City Manager suggests that Farmington City's share be less than the share paid by the other cities because there is less land and frontage involved.

Agenda Item #10: Minute Motion Approving Business of Consent

10-6. Award of bid to Ballard Spahr for bond counsel services was discussed. Two bids were received – one from Ballard Spahr and the other from Chapman Cutler.

Mayor Harbertson said the bidding process saved the City \$4,000.00.

10-9. Grant conceptual authorization for Farmington to cost share with Davis County, other Davis municipalities and the State AGRC for aerial photos with elevation contours.

Mayor Harbertson said the cost of the aerial photos with elevation contours is regularly in excess of \$10,000 but through the cost share program, the City will receive the photos for \$3,500.00.

Agenda Item #12: Office Park Zone Ordinance adjustments recommended by City Attorney

The City Council discussed the OP zone text. As per the recommendation of the City Attorney, they agreed to strike the following text:

(e) *“... excluding counseling for alcohol, drug, and sex related problems.”*
They discussed the feasibility of formalizing the changes after a public hearing.

Agenda Item #14: Resolution of intent to adjust common boundary line between Farmington City and Kaysville City near Cherry Hill Interchange north of 1875 North Street

Mayor Harbertson said it appears the Johnson and Rigby properties are being developed as large residential lots. So long as the proposed use does not change, City staff recommends that the Council adopt the Resolution.

Agenda Item #15: Ordinance amending 10-5-105 regarding amendments to process of issuing temporary Certificates of Occupancy

Mayor Harbertson said the changes in the Ordinance are intended to reduce the number of temporary occupancy permits issued in the City. The amount of the bond will increase which will encourage residents to finish the home to obtain their final occupancy permit and release the bond.

Agenda Item #16: Ordinance Amending Truck Haul Route Permit Provisions

David Petersen said without the change to the truck route special permit ordinance, contractors are able to haul scores of loads within 3 days and not be restricted to the 10 load limit thereby being exempt from obtaining a permit.

Agenda Item #17: Express Bill Pay Proposal and Agreement

Mayor Harbertson said the bill pay system will cost the City approximately \$5,000 per year. He recommended that the Council approve the proposal and agreement. The system and usage can then be monitored to determine whether it is in the City's best interest to use the service in the future.

REGULAR CITY COUNCIL/CITY CHAMBERS/CALL TO ORDER

PRESENT: Mayor Scott C. Harbertson, Council Members Richard Dutson, David Hale, Larry W. Haugen, Paula A. Alder, Sidney C. Young, City Manager Max Forbush, City Planner David Petersen, City Recorder Margy Lomax, and Recording Secretary Jill Hedberg.

Mayor Harbertson called the meeting to order at 7:00 P.M. **Rick Dutson** offered the invocation. The Pledge of Allegiance was led by a Boy Scout.

APPROVAL OF MINUTES OF PREVIOUS MEETING

Larry Haugen moved to approve the minutes of the June 20, 2006, City Council Meeting. **Rick Dutson** seconded the motion with changes as noted. The voting was unanimous in the affirmative.

REPORT OF PLANNING COMMISSION (Agenda Item #3)

Kevin Poff reported proceedings of the Planning Commission meeting held June 22, 2006. He covered the following items:

- The Planning Commission recommended that the City Council rezone the property at the intersection of 600 North and Compton Road, including part of Compton Road and 600 North from OTR, B, and LR to BP contingent upon the Planning Commission reviewing and approving the site plan.
- The Planning Commission continued consideration of Woodside Homes' request to rezone approximately 2 acres of property south of Shepard Lane, west of I-15 and east of Haight Creek from LR to R-4.
- The Planning Commission tabled consideration of Nixon & Nixon, Inc.'s request for conditional use and site plan approval for a Class A Self Storage facility to allow the mailing notice to be sent to a larger area as deemed appropriate by City staff. The public hearing will be reopened to allow any additional public comment.
- The Planning Commission tabled consideration of Mike & Selina Heberling's request for conditional use and site plan approval to construct and establish a fitness facility at 23 North Main in a BR zone to allow the applicant to address the unresolved issues. The Planning Commission recommends that signage be placed on Main Street to limit parking to the residents and their guests.

Mayor Harbertson said it has since been found that the old Security Title building is only entitled to four parking spaces. The bank is not willing to sign an agreement allowing the fitness center additional parking.

- The Planning Commission approved Aaron Johnson's request for conditional use and site plan approval to construct and establish an accessory dwelling located at 1189 North Main Street in an LR zone. The approval was granted subject to the structure meeting the 7 1/2' setback requirement; the sewer district approving the additional dwellings; and the dwelling being inhabited by a family member. The conditional use will terminate in the event the property is sold.
- The Planning Commission recommended text changes to Section 12-2-045 of the Subdivision Ordinance regarding the issuance of building permits subject to the review of the City Attorney.
- The Planning Commission approved Brad and Destenee Hartley's request to construct an accessory building.

- The Planning Commission recommended that Doug Welling be allowed to adjust the east sidewalk requirement to 4' sidewalk abutting the curb. The Planning Commission recommended that developer be required to pay for the improvements.

PUBLIC HEARING: CONSIDERATION OF ORDINANCE REZONING PROPERTY AT 633 NORTH/COMPTON ROAD INCLUDING ABUTTING CITY STORM WATER DETENTION BASIN AND NEARBY AND ADJACENT PUBLIC RIGHT-OF-WAYS FROM OTR/LR, AND B TO BP, AS REQUESTED BY BOB AMODT (Agenda Item #4)

David Petersen displayed an overhead of an aerial photo and explained where the property is located. The Planning Commission and Historic Preservation Commission agreed an office use is a good adaptive reuse for the property. He explained that the property does not qualify for the OP zone since it does not meet the five acre size requirement. The property does not qualify for the BP zone since it is a non-conforming zone. He asked the Council to consider whether the BP zone should include the Compton Road right-of-way. The applicant is willing to have a condition on the zone change that if the property is sold in the future for a different use, the zone will revert to OTR/LR, and B.

Public Hearing

Mayor Harbertson opened the meeting to a public hearing and invited the applicant to address the Council.

Bob Amodt (1284 West Flint Meadow Drive, Suite D, Kaysville) said he is an advocate of historic preservation and intends to preserve the historic nature of the home. He plans to utilize the existing foundation to expand the office space. The entire space will be less than 2,000 square feet. His business generates 2 clients per day with 3 staff members. He hopes to enhance the gateway to Farmington.

Karen Davis (Farmington resident) suggested that the applicant and City staff review prior street improvement plans for the property closing the one-way street on the south end and to create a cul-de-sac and provide parking. She said the safety of pedestrians and motorists should be considered since it is a highly traveled intersection.

Public Hearing Closed

With no further comments, **Mayor Harbertson** closed the public hearing and asked the City Council for their consideration.

Rick Dutson said the Council prefers that the property be accessed from Compton Road rather than Main Street.

Bob Amodt said the driveway will be blocked to prevent access to Main Street. There will also be a sign stating that the access is to and from Main Street is provided. He said he may sublet a portion of the space to a small office user.

Max Forbush said a number of years ago, the City Engineer suggested that a cul-de-sac be created on the public street near the property as reported by Mrs. Davis but there was resistance from the governing body and the residents at the time. It may be appropriate to reconsider the road configuration since UDOT plans to install curb, gutter, and sidewalk.

The Council discussed whether the Compton Road right of way should be included in the area to be rezoned.

David Petersen said there is not a reason to zone Compton Road BP since it will still be a public right of way.

Larry Haugen said he would prefer to keep Compton Road on the west side to create a boundary to the BP zone.

Motion

Sid Young moved that the City Council adopt ORDINANCE NO. 2006 -44, AN ORDINANCE AMENDING THE ZONING MAP TO SHOW A CHANGE OF ZONE FOR PROPERTY LOCATED AT 633 NORTH COMPTON ROAD, INCLUDING ABUTTING CITY PROPERTY AND NEARBY ADJACENT PUBLIC RIGHT-OF-WAYS FROM OTR, LR, AND B TO BP. The storm water detention basin shall also be included as part of the rezone excluding Compton Road to the west boundary line. A provision should be made that the property shall revert back to its original zone in the event another use is proposed for the property. The zone will not take effect until an appropriate site plan is approved. **Larry Haugen** seconded the motion, which passed by unanimous vote.

PUBLIC HEARING: CONSIDERATION OF ORDINANCE TO AMEND 12-2-045 OF CITY SUBDIVISION STANDARDS REGARDING THE ISSUANCE OF BUILDING PERMITS FOR FOOTINGS AND FOUNDATIONS AS REQUESTED BY GARBETT HOMES (Agenda Item #5)

Mayor Harbertson reviewed the purpose of the Ordinance, as was explained to the Council members during the work session.

Public Hearing

Mayor Harbertson opened the meeting to a public hearing.

Public Hearing Closed

With no forthcoming comments, **Mayor Harbertson** closed the public hearing and asked the City Council for their consideration.

Mayor Harbertson said the Council agreed during the work session to limit the ordinance to condominium type developments only.

Paula Alder read the following proposed amendment to the Ordinance:

“Notwithstanding the foregoing, permits for footings and foundations in condominium projects only (as approved by the City Council) which are accompanied by a certificate of survey by a licensed surveyor verifying its location, may be issued, subject to compliance with applicable requirements, including adequate access to emergency vehicles, prior to the installation of utilities and street improvements.”

Motion

Rick Dutson moved that the City Council adopt ORDINANCE NO.2006-45, AN ORDINANCE AMENDING SECTION 12-2-045 OF THE FARMINGTON CITY SUBDIVISION ORDINANCE REGARDING BUILDING PERMITS FOR FOOTINGS AND FOUNDATIONS which shall include the amendment recommended by the City Council. **Paula Alder** seconded the motion, which passed by unanimous vote.

REQUEST FOR WAIVER OF SIDEWALK, DEVELOPMENT STANDARDS IN HIDDEN MEADOWS, PHASE II SUBDIVISION - DOUG WELLING (Agenda Item #6)

David Petersen displayed an overhead of an aerial photo and pointed out where the property is located. The Planning Commission recommended that the sidewalk be six feet wide rather than four feet. The City standard is a 4' sidewalk with a park strip but the Council has deviated from the standard in the past.

Paul Hirst (CRS Engineering) said maximum grade was considered when the main road was designed. In most cases, he prefers that sidewalk along the curb and gutter be 6' but in this case, he recommends that the sidewalk be 4' against the curb and gutter so the slope will be more gradual and the retaining situation will not be as difficult.

Motion

Paula Alder moved that the City Council narrow the sidewalk requirement from six feet to four feet. **Sid Young** seconded the motion, which passed by unanimous vote. Staff was directed to advise the developer that transition improvements to adjacent properties including landscaping

restoration should be at the cost of the developer.

CITIZEN SURVEY/PERFORMANCE MEASUREMENT RECOMMENDATIONS - MAX FORBUSH & DUANE HUFFMAN (Agenda Item #7)

Max Forbush introduced **Duane Huffman** who is an intern who has been hired by the cities of Centerville, Farmington and West Point. One of **Mr. Huffman's** tasks has included developing a process for creating the performance measurement standards to allow citizen review. This was a goal listed in the City's strategic plan. Another task assigned to Duane was to assist the Public Works Department in developing a Master Operation and Maintenance Plan. Duane is also developing recommendations for a City ethics policy.

Duane Huffman reviewed a recommended "Developing Vision & Performance Standards" process which includes an assessment, participation, and action plan. He recommended that the City use the National Citizens Survey to assess how the citizens perceive the City. He passed out the report that was done by the National Citizens Survey for Washington City (located in southern Utah). After the results of the survey have been compiled, a committee creation is suggested that will create statements pertaining to the City's values and visions. The last step in the process is for executive staff and the Governing Body to develop more detailed, defined and measurable goals that will fit under the broad value and visioning statements. Citizens may then be able to see how its local government's performance stands up against the goals it has established. The program can be in place by June, 2007, as proposed in the City's Strategic Plan.

Max Forbush said the price of the citizen survey is \$8,400.00.

Motion

Sid Young moved that the City Council authorize the City to enter into an agreement with the National Research Center, Inc., (NRC) to conduct a citizen survey. **Paula Alder** seconded the motion, which passed by unanimous vote.

Motion

Sid Young moved that the City authorize the Mayor and City Manager to move forward with the survey process as recommended by Duane Huffman. **Larry Haugen** seconded the motion, which passed by unanimous vote.

AMERICAN CANCER SOCIETY REQUESTS RELATED TO RELAY OF LIFE EVENT SCHEDULED FOR SHEPARD LANE PARK ON AUGUST 4TH AND 5TH (Agenda Item #8)

Mayor Harbertson explained that the City park ordinances will need to be amended if the Council is in favor of allowing the event to be held at a City park. The City Council conceptually

agreed to allow the event to be held at the Shepard Lane Park.

Paula Alder said she did not think it is appropriate to waive the fee for the event since they have denied other similar requests in the past. She also suggested that the organizers receive approval from the LDS Church if they plan to use their property.

Larry Haugen was also opposed to waiving the reservation fee. The City Manager was directed to work with the City Attorney in developing an appropriate resolution/ordinance to permit the event. Final action would be taken at the August 1st City Council meeting.

SCENIC BY-WAY DESIGNATION EFFORT FOR LEGACY HIGHWAY/REQUEST FOR COST SHARING WITH OTHER PUBLIC ENTITIES (Agenda Item #9)

Mayor Harbertson said the scenic by-way will be a benefit to the City but recommended that the City’s share be based on developable linear mile.

The City Council conceptually agreed to authorize the City to participate in a joint effort with the cities of Woods Cross, West Bountiful, and Centerville in funding an effort by a consultant to have the Legacy Highway designated as a Scenic By-way. The cost of participation should be paid from the City Council contingency fund.

MINUTE MOTION APPROVING BUSINESS OF CONSENT (Agenda Item #10)

Rick Dutson moved that the City Council approve the following items by consent as follows:

- 10-1. Ratification of Construction Bond Agreements previously signed by Mayor Harbertson.
- 10-2. Ratify approval of Real Estate Purchase & Sales Agreement with Val Schulties.
- 10-3. Approval of Subdivision Improvements Bond Agreement pertaining to Miller Meadows, Phase III.
- 10-4. Authorization for City Manager to sign “Audit Engagement Letter” with Ulrich & Associates, P.C.
- 10-5. Appointment of Trails Committee members and officers with their respective terms of office as follows:

David Mulholland	July 1, 2006 - July 1, 2007
Lois Mulholland	July 1, 2006 - July 1, 2007
Paul Hlas	July 1, 2006 - July 1, 2007
Scott Ogilvie	July 1, 2006 - July 1, 2008

Richard Lindsley	July 1, 2006 - July 1, 2008
Gary Goodrich	July 1, 2006 - July 1, 2008
George Chipman	July 1, 2006 - July 1, 2009
Randy Klein	July 1, 2006 - July 1, 2009
Dee Winegar	July 1, 2006 - July 1, 2009

- 10-6. Award of bid to Ballard Spahr for bond counsel services.
- 10-7. Authorization to move forward on street maintenance work with Kilgore Paving as recommended by City staff and City Engineer.
- 10-9. Grant conceptual authorization for Farmington to cost share with Davis County, other Davis municipalities and the State AGRC for aerial photos with elevation contours.

Paula Alder seconded the motion, which passed by unanimous vote.

Number 10-8 to ratify approval of pay increase recommendations by Mayor and City Council Personnel Committee was tabled until later in the meeting.

MASTER CITY EXCHANGE AGREEMENT WITH STATION PARK, LLC. (Agenda Item #11)

This agenda item will not be considered until the site plan is submitted.

OFFICE PARK ZONE ORDINANCE ADJUSTMENTS RECOMMENDED BY CITY ATTORNEY (Agenda Item #12)

The City Council discussed the proposed text modifications. They agreed to follow the recommendation of the City Attorney and strike the redlined text. These changes are to be considered formally only after the holding of public hearings where the amendments are considered.

Motion

Rick Dutson moved that the City Council follow the advice given by the City Attorney to strike the following text to be reflected in a proposed ordinance to be formally considered for adoption after holding the appropriate public hearings:

11-23-040 "...excluding counseling for alcohol, drug, and sex related problems."

Paula Alder seconded the motion, which passed by unanimous vote.

RESOLUTION AMENDING CONSOLIDATED FEE SCHEDULE TO INCREASE CHARGES TO DEVELOPERS FOR SLURRY SEAL APPLICATION ON SUBDIVISION STREETS (Agenda Item #13)

Mayor Harbertson said the City Engineer's office recommends that the City increase the slurry seal fee to \$1.80 per square yard.

Motion

Sid Young moved that the City Council approve RESOLUTION 2006-46, A RESOLUTION OF THE FARMINGTON CITY COUNCIL AMENDING THE CONSOLIDATED FEE SCHEDULE RELATING TO THE PLACEMENT OF FEES FOR SLURRY SEAL ON NEW PUBLIC STREETS CONSTRUCTED BY DEVELOPMENT.

Rick Dutson seconded the motion, which passed by unanimous vote.

RESOLUTION OF INTENT TO ADJUST COMMON BOUNDARY LINE BETWEEN FARMINGTON CITY AND KAYSVILLE CITY NEAR CHERRY HILL INTERCHANGE NORTH OF 1875 NORTH STREET (Agenda Item #14)

David Petersen displayed an overhead aerial photo of the area and pointed out where the property is located. The Resolution states that it is the City's intent to adjust the common municipal boundary line between Kaysville and Farmington. The public hearing will be held in September. He suggested the Council consider entering into an inter-local agreement stating that the City must approve the use for the property.

Motion

Rick Dutson moved that the City Council approve RESOLUTION NO. 2006-47, A RESOLUTION OF THE FARMINGTON CITY COUNCIL INITIATING PROCEEDINGS TO ADJUST THE COMMON BOUNDARY LINES BETWEEN FARMINGTON CITY AND KAYSVILLE CITY AND PROVIDING FOR A PUBLIC HEARING THEREON. **Larry Haugen** seconded the motion, which passed by unanimous vote.

Motion

Rick Dutson moved that the City Council authorize City staff and **Mayor Harbertson** to work with the City Attorney in drafting an inter-local agreement that would restrict land use in the area of boundary adjustment to residential only. **Sid Young** seconded the motion, which passed by unanimous vote.

ORDINANCE AMENDING 10-5-105 REGARDING AMENDMENTS TO PROCESS FOR ISSUING TEMPORARY CERTIFICATES OF OCCUPANCY (Agenda Item #15)

Mayor Harbertson explained the purpose of the amendment is to reduce the number of temporary occupancy permits issued in the City, and to give more control to the building official over the encouragement of completion of home improvements so final Certificate of Occupancies could be issued. yet provide a means where one may occupy a building on a temporary basis when there is a bonafide need. He explained that the applicant will be required to pay all required fees and provide a bond in a form and amount acceptable to the City. The bond would be higher to motivate homeowners to finish improvements and obtain the final Certificate of Occupancy and thereafter have their bond released.

Motion

Larry Haugen moved that the City Council adopt ORDINANCE NO. 2006-48, AN ORDINANCE AMENDING SECTION 10-5-105 OF THE FARMINGTON CITY MUNICIPAL CODE RELATING TO TEMPORARY CERTIFICATES OF OCCUPANCY. The second sentence of Section 10-5-105, paragraph (c) shall be amended as follows:

*“...The applicant must also pay all required fees as set forth in the City Fee Schedule and provide a bond in a form **and amount** acceptable to the City securing applicants duties to perform the remaining work.”*

Sid Young seconded the motion, which passed by unanimous vote.

ORDINANCE AMENDING TRUCK HAUL ROUTE PERMIT PROVISIONS (Agenda Item #16)

Mayor Harbertson reviewed the purpose of the amendment, as was explained during the work session.

Motion

Paula Alder moved that the City Council adopt ORDINANCE NO. 2006-49, AN ORDINANCE AMENDING SUBSECTION 14-8-105(D) OF THE FARMINGTON CITY MUNICIPAL CODE RELATING TO THE ISSUANCE OF AND EXCEPTIONS TO TRUCK ROUTE SPECIAL PERMITS. **Rick Dutson** seconded the motion, which passed by unanimous vote.

EXPRESS BILL PAY PROPOSAL AND AGREEMENT (Agenda Item #17)

Mayor Harbertson said **Keith Johnson** recommended that the City offer the ability to pay utility bills with a credit card. The administrator and related costs will be evaluated periodically.

Sid Young recommended that City staff monitor the number of residents who use their credit card to prevent their water from being shut off.

Motion

Sid Young moved that the City Council approve the Express Bill pay proposal and agreement, and direct City Staff to monitor the number of residents who use the service to prevent their water from being turned off. The service and fees will be reviewed six months after the service begins **Larry Haugen** seconded the motion, which passed by unanimous vote.

UTAH LEAGUE OF CITIES AND TOWNS NOMINATION COMMITTEE MEMBERSHIP SOLICITATION (Agenda Item #18)

Mayor Harbertson explained that the members of the Nomination Committee are responsible for reviewing application materials and recommending candidates to the ULCT general membership for appointment to the ULCT Board of Directors.

Motion

Rick Dutson moved that the City Council nominate **Mayor Harbertson** as a member of the ULCT Nomination Committee. **Sid Young** seconded the motion, which passed by unanimous vote.

ARTS COUNCIL APPOINTMENT (Agenda Item #19)

Larry Haugen nominated **Jacquelyn Conkling** to serve on the Arts Council for a three year term ending July 1, 2009.

Motion

Larry Haugen moved that the City Council appoint Jacquelyn Conkling as a member of the Arts Council. **Paula Alder** seconded the motion, which passed by unanimous vote.

MAYOR HARBERTSON'S REPORT (Agenda Item #20)

Farmington Pond Issues

Mayor Harbertson said Farmington Pond should be properly dredged and stocked with fish since it is a wonderful asset to the community.

Garbage Can Request at Ezra Clark Monument

Mayor Harbertson said several residents have requested that a garbage can be placed at the Ezra Clark monument.

Max Forbush said he will discuss the request with the Public Works department.

Health Complaints at 1400 North and other matters

Mayor Harbertson said he has received complaints regarding a property that is located on 1400 North. He suggested that the City work with the Board of Health to resolve the issues. The City Council directed staff to also enforce all applicable zoning and other code violations. [David Hale arrived at 8:50 P.M.]

CenterCal Meeting

Mayor Harbertson reported on the CenterCal meeting he attended with **Rick Dutson** and **Max Forbush**. CenterCal is attempting to acquire additional properties in the area. They are also in the process of creating a new site plan and reconfiguring the entrance to Station Park.

Max Forbush said CenterCal does not seem interested in purchasing the former City Shop property.

Larry Haugen asked that the Council consider selling him the former City Shop building.

Newsletter Discussion

The Council discussed issues relating to the newsletter. They agreed to the following:

- The newsletter shall be limited to information pertaining to the City and shall not include special interest advertisements.
- The newsletter shall include an invitation for volunteer Assistant Emergency Preparedness Coordinators to help Paul White enhance such programs as the Emergency Preparedness Fair.
- The Council will consider suggestions for the name of the newsletter without knowing the name of the individual who submitted the suggestion.

Salute to Hometown Heroes Banquet

Mayor Harbertson asked that the Council select a “Military Hero” to attend the event “Salute to Hometown Military Heroes”. **Joey Hansen** offered to raise funds from Farmington residents and businesses to purchase an additional six seats at the event.

The City Council suggested the possibility of **Jay Hess** as the City’s military hero.

Sid Young recommended that the Council become familiar with the other individuals from Farmington who are serving in the Armed Forces.

Shop-with-a-Buddy Event

Mayor Harbertson invited the members of the Council to attend the “Shopping Buddy Program” on August 5, 2006, to shop with children who are less fortunate.

CITY COUNCIL REPORTS (Agenda Item #21)

Sid Young Report

Sid Young expressed appreciation, on his behalf as well as that of his neighbors, for the efforts of the Fire Department to fight the Steed Creek fire.

Council Member Young said he was told by **Jim Hansen** that there was \$2,000,000 appropriated for Fire Break Road improvements. It should be determined where the funds are currently located.

Larry Haugen Report

Larry Haugen asked if the Council would be willing to purchase a flag for Flag Rock. The Council suggested that the Youth City Council or an Eagle Scout consider obtaining flags as one of their projects.

David Hale Report

David Hale said as a result of the newsletter article regarding mosquito abatement, the number of spray requests in Farmington has increased by 21%.

Council Member Hale requested that the City provide City officials with vests to be worn in emergency situations.

Rick Dutson Report

Rick Dutson passed out a copy of the initial site plan work for the City offices and police station.

Council Member Dutson suggested that **Carlene Kidman** make a presentation to the Council regarding Youth Court, as was requested by members of the Youth City Council.

MISCELLANEOUS

Larry Haugen agreed to write an article for the August newsletter pertaining to the Original Town Residential (OTR) zone. The newsletter will also include an article about the Steed Creek fire.

Mayor Harbertson said he received an e-mail from Scott Davis suggesting the following web poll:

Which option would you prefer for our evening activity for Farmington Festival Days?

- *Family-oriented movie on a large outdoor screen*
- *Music concert.*
- *Alternate every year between movie and concert.*

CLOSED MEETING

At 9:45 p.m. **Rick Dutson** moved that the meeting adjourn to a closed session to discuss strategy as it pertains to acquisition of real property; potential litigation; and personnel issues relating to compensation of City employees . The motion was seconded by **Paula Alder**. The voting was unanimous in favor of the motion

SWORN STATEMENT

I, Scott C. Harbertson, Mayor of Farmington City, to hereby affirm that the items discussed in the closed meeting portion of the City Council meeting were as previously stated in the motion to go into closed session and that no other business was conducted while the Council was convened in a closed meeting.

Scott C. Harbertson, Mayor

Motion

David Hale moved to ratify the City Council Agenda item number 10-8 listed on the “Consent Agenda” for approval of pay increase recommendations made by Mayor Harbertson and the City Council Personnel Committee. **Sid Young** seconded the motion and it was approved by all Council Members voting in the affirmative.

ADJOURNMENT

There being no further business to be brought before the Council, upon motion by **Larry Haugen**, the meeting was adjourned at 11:05 p.m.

Farmington City Council

July 11, 2006

Margy Lomax, City Recorder
Farmington City