

**FARMINGTON CITY COUNCIL MEETING**  
Tuesday, March 29, 2011

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At 6:00 p.m. **Mayor Harbertson**, Council Members **John Bilton, Rick Dutson, Cory Ritz, Jim Talbot** and **Sid Young** and members of the City Staff toured the new Harmon's store in the Station Park Development.

**REGULAR SESSION**

*Present: Mayor Scott Harbertson, Council Members John Bilton, Rick Dutson, Cory Ritz, Jim Talbot and Sid Young, City Manager Dave Millheim, City Recorder Holly Gadd and Recording Secretary Cynthia DeCoursey*

**CALL TO ORDER**

**Opening Comments/Invocation/Pledge of Allegiance**

**Mayor Harbertson** opened the meeting at 7:05 pm. and welcomed those in attendance including Youth Council Members **Jarom Barnes, Sadie Caldwell, Olivia Oldroyd, Kauri Tye, and Alyssa Utley**. The invocation was offered by **Cory Ritz**, and the Pledge of Allegiance was led by local Boy Scout **Seth Hardy**.

**Approval of Minutes**

**Motion: Sid Young** made a motion to approve the minutes of the February 11-12, 2011 City Council/Executive Staff Retreat. The motion was seconded by **Rick Dutson** and approved by Council Members **Bilton, Dutson, Ritz, and Young**. **Jim Talbot** abstained because he did not attend.

**Motion: Jim Talbot** made a motion to approve the minutes of the Town Hall Meeting held on February 23, 2011. The motion was seconded by **Sid Young** and approved by Council Members **Bilton, Dutson, Ritz, Talbot and Young**.

**Motion: Cory Ritz** made a motion to approve the minutes of the City Council Meeting held on March 15, 2011. **Jim Talbot** seconded the motion which was approved by Council Members **Bilton, Ritz, Talbot and Young**. **Rick Dutson** abstained because he did not attend.

**SUMMARY ACTION**

**Summary Action List**

- Resolution authorizing the execution of an Interlocal Agreement with Davis County and various cities for the UPDES (Storm Water) Permit Requirements
- Agreement for Medical Control Physician
- Approval of February Disbursement Lists
- Arbor Day Proclamation

**Motion:** **Sid Young** made a motion to approve the items on the Summary Action List. The motion was seconded by **Cory Ritz** and approved by Council Members **Bilton, Dutson, Ritz, Talbot** and **Young**.

## **NEW BUSINESS:**

### **Review of spring cleanup procedures**

Public Works Director **Walt Hokanson** and Street Superintendent **Ray White** expressed their appreciation to **Mayor Harbertson**, the City Council, and City Manager **Dave Millheim** for their support of the Spring Cleanup program. They reviewed the City's requirements for Spring Cleanup: (1) the limbs and branches should be stacked in neat piles, be less than 5 feet in length, and have a maximum diameter of 8 inches; (2) the pile should be no longer than 10 feet in length and 4 feet high. They expressed concern regarding residents who break the rules each year, the lack of enforcement, and possible consequences. Pictures of infractions were shown, and there was discussion regarding the future growth of the City. The Public Works Department would like to continue to offer Spring Cleanup, but they feel that it is important for all residents to follow the rules which will allow them to complete Spring Cleanup in a timely manner and within their financial limits.

### **Class A Alcoholic Beverage License for Harmons**

Director of Store Development **Frank Lundquist** and Store Director **Reagan Puffer** said Harmons has met the requirements for a Class A liquor license, and the new store will be open seven days a week from 6:00 a.m. until 12:00 midnight.

**Motion:** A motion was made by **John Bilton** to approve the application for a Class A liquor license for the Harmons Grocery Store in the Station Park Development with the condition that there will be no alcoholic sales between 6:00 a.m. and 7:00 a.m. **Rick Dutson** seconded the motion which was approved by Council Members **Bilton, Dutson, Ritz, Talbot** and **Young**.

### **Street Light Inventory Proposal for Black & McDonald**

**Dave Millheim** said Black & McDonald approached the City with a suggestion that the City purchase 446 street lights which are currently owned by Rocky Mountain Power—they do not want to continue providing maintenance for the lights. An inventory of the lights needs to be done to determine their worth, and Black & McDonald has agreed to inventory 373 of the poles in the City (they currently maintain 73 poles) at a cost of \$10.25 per pole. There is money in the budget for pole replacements which could be used for this purpose.

**Motion:** **Rick Dutson** made a motion to approve the proposal and authorize Black & McDonald to inventory the 373 street light poles which are owned by Rocky Mountain Power at a cost of \$10.25 per pole and a total of approximately \$3,824.00. The motion was seconded by **Cory Ritz** and approved by **Bilton, Dutson, Ritz, Talbot** and **Young**.

## **GOVERNING BODY REPORTS**

## City Manager Report

- He invited the Council to attend a business park stakeholders meeting on Wed., March 30<sup>th</sup> at 3:00 p.m. Property owners in the area, realtors, the Davis County Economic Development Committee, and several contractors and developers have also been invited. The purpose of the meeting will be to gather ideas and support for a business park which will be located north of Station Park. Issues such as infrastructure needs, zoning issues, design guidelines, and the size of the business park will be discussed.
- **Rich Haws** has received HUD approval for his apartment complex, but because the financing process took longer than planned, their City approvals lapsed three months ago. **Mr. Haws** was unaware of the deadlines and does not want to go through the process again, but **Mr. Millheim** pointed out that the City has a clause which states that if there is no action once an approval has been given, the approval lapses after 6 months (the City may grant extensions at its sole discretion). He also explained that staff has not done a good job of tracking these approvals, and they are in the process of developing a matrix to assist in this process. Following a brief discussion, the Council decided that **Mr. Haws** needs to go through the correct process to receive an extension of previous approvals granted by the City.
- **Mr. Millheim** explained that the Tuscan Village Subdivision (Rainey Homes) in south Farmington lost their note in the foreclosure process and was picked up by Henry Walker Homes. They have submitted plans which they believe comply with the original standards. The issue will be on the April 19<sup>th</sup> agenda, and the Council will need to decide if the new plans comply with previous standards.
- UDOT is holding their annual meeting on Thursday, April 7<sup>th</sup> from 9:00 a.m. until 11:00 a.m. in Building #1 at the Legacy Events Center, and all City and County officials are invited. They will provide an update of their current projects and their plans for the future, but it is not a discussion of the West Davis Corridor.
- He received a call from the Langdon Group—they complimented the City for the professional way the Town Hall meetings were conducted regarding the West Davis Corridor.

## Mayor Harbertson

- He requested that staff include more detailed information in the recommendation portion of the staff reports which will assist the Council as they make motions.
- A Mother of the Year from Farmington needs to be chosen and submitted to the Clipper by April 5<sup>th</sup>. The luncheon will be held at the Wight House in Bountiful on April 12<sup>th</sup>. The **Mayor** will not be able to attend, and he asked if a Council Member could replace him. **Cory Ritz** agreed to attend the luncheon.
- He referred to an email from Attorney **Jody Burnett** regarding the dismissal of the **Ron Martinez** case and asked **Mr. Millheim** to check with on the status of the case.

- He received a reply from edcUTAH.
- He received a phone call from **Rich Haws** regarding HUD approval for his development.
- **Bryce Garbett** would like to meet with on Wednesday, March 31<sup>st</sup> at 1:00 p.m. to discuss adjustments they have made in their development and the next step in the process.

### John Bilton

- He asked for an update on the Alley Rose Home, and the **Mayor** said the City is considering the possibility of hiring a consultant to assist in determining a possible use for the home.
- The Utah Preservation Conference will be held on May 12-14<sup>th</sup>, 2011.
- Davis County will conduct a wetlands study on the options for the West Davis Corridor.
- He asked for an update of the Legacy Trail maintenance, and **Dave Millheim** said he and **Neil Miller** and **Rich Taylor** from the Parks & Recreation Department and Trails Chairman **George Chipman** inspected Farmington City's section of the trail. The City has received the plans from the State, so the water lines have been located, and the pipes are being tested. Staff will also inventory all of the trees to determine which ones can be saved. He stressed that it will be a minimalistic maintenance plan and said there are several other problems to solve as well.
- He asked if there was any feedback from the meeting with residents on 900—1000 North. **Mr. Millheim** said a positive meeting was held with the residents, and agreements for each resident have been mailed. There will be a report at the next Council Meeting.
- He read an article about the “green” LDS Church building located in west Farmington which has been very successful—the building uses 50% less water and 20% less energy.

### Rick Dutson

- He expressed thanks to City staff for their assistance with the town hall meeting which was conducted with professionalism.

### Cory Ritz

- He expressed gratitude to the City's Police and Fire Departments for the professional and friendly manner in which they assisted his mother who had a diabetic reaction.
- He said the security lights in the back area of the City's Main Park are either burned out or do not exist. Resident **Scott Bass** said it has become a “hang out” spot for questionable activities, and he would like to have security lights repaired and/or installed.

### Sid Young

- He inquired about an email from resident **Scott Bass** who does not approve of a parking lot on the new well site which would be next to his kitchen window. The **Mayor** explained that City Engineer **Paul Hirst** is designing the well house and the surrounding area, and once the design is started, the City will encourage input from the neighbors.
- He urged City staff to continue updating the City's website and to become compliant with the Sutherland Institute guidelines.

**Jim Talbot**

- He and **Sid Young** serve on the Trails Committee, and they feel that the leaders of the Trail Committee need to realize the proper procedure for addressing issues related to the City's trails.

**CLOSED SESSION**

**Motion:** At 8:30 p.m. **John Bilton** made a motion to adjourn to a closed session for the purpose of discussing the character and competence of an individual. The motion was seconded by **Jim Talbot** and approved by Council Members **Bilton, Dutson, Ritz, Talbot** and **Young**.

**Sworn Statement**

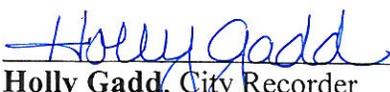
I, **Scott C. Harbertson**, Mayor of Farmington City, do hereby affirm that the item discussed in the closed meeting was as stated in the motion to go into closed session and that no other business was conducted while the Council was so convened in a closed meeting.

  
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**Scott C. Harbertson, Mayor**

At 9:00 p.m. **Sid Young** made a motion to reconvene into an open meeting. The motion was seconded by **John Bilton** and passed with Council Members **Bilton, Dutson, Ritz, Talbot** and **Young** all voting in favor.

**ADJOURNMENT**

**Motion:** **Rick Dutson** made a motion to adjourn the meeting. The motion was seconded by **Jim Talbot** and approved by Council Members **Bilton, Dutson, Ritz, Talbot** and **Young**. The meeting was adjourned at 9:00 p.m.

  
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**Holly Gadd, City Recorder**  
 Farmington City Corporation

