FARMINGTON CITY COUNCIL MEETING
Tuesday, December 7, 2010

CITY COUNCIL WORK SESSION/EAST CONFERENCE ROOM

PRESENT: *Mayor Scott Harbertson, Council Members John Bilton, Rick Dutson, Cory Ritz, Jim Talbot and Sid Young, City Manager Dave Millheim, City Zoning Administrator Ken Klinker, City Planner David Petersen and Recording Secretary Cynthia DeCoursey*

Mayor Harbertson began the work session at 6:10 p.m., and the following items were reviewed:

(Agenda Item #3) – Public Hearing: Consideration of Adoption of Farmington City Storm Water Management Program

The **Mayor** referred to a memo from City Zoning Administrator **Ken Klinker** and explained that the State originally issued a Utah Pollutant Discharge Elimination System (UPDES) permit to the City in 2002, and a new permit was issued on August 1, 2010. **Ken Klinker** said one of the requirements of the new permit is to establish and submit a new Storm Water Management Program (SWMP) to the State by December 1, 2010. He has worked independently and with other communities in the Davis County Storm Water Coalition to develop a SWMP for Farmington which includes developing Standard Operating Procedures (SOPs) for all of the City's facilities and operations. This will be a challenging aspect of the permit, and an additional challenge is that builders and developers will have more extensive applications to prepare, and additional inspections and documentation will be required. The Council discussed various issues related to this item.

(Agenda Item #4) – Elks Club Citizen of the Year Nominations

Mayor Harbertson requested that each Council Member present a name for this nomination during the regular session.

(Agenda Item #5) – Minute Motion Approving Summary Action List

5-1 Ratification of Approvals of Construction & Storm Water Bond Agreements
5-2 Approval of Ordinance establishing dates for regular City Council meetings in 2011
5-3 Resolution renaming Main Park to "Forbush Park"

The **Mayor** referred to the dates for regular City Council meetings in 2011 and said there may need to be a few changes. Several proposals were discussed, and **Dave Millheim** suggested that 5-2 be listed as Agenda Item #6a under the "Ordinance" section of the agenda.

(Agenda Item #6b) – Interlocal Agreement with Davis County regarding new County Campus

Mayor Harbertson said this is a first reading of this Agreement and referred to a memo from Community Development Director **David Petersen**. The Council offered input on several issues:

- Resizing of the water pipeline
- Rebuilding of Main Street
- Lighting on State Street
- Storm water detention
- Onsite water line

The County will be responsible for building inspections and to provide updates to the City, and there was discussion regarding whether or not the County should share in the costs to rebuild Main Street and to resize the water pipeline. **Dave Millheim** said he and the City Attorney would address these concerns as they continue to work on the Agreement.

(Agenda Item #7) – Discussion regarding amendment to Business Licensing Ordinance

The **Mayor** explained that prior to 2008, the penalty for not renewing business licenses by January 31st was 25% of the license fee amount—regardless of when the license was renewed. In 2008 that amount was changed to 50% of the amount of the fee, and there have been complaints from business owners and requests for a waiver or reduction of the penalty fee. Following a brief discussion, the Mayor suggested leaving the Code as it is for an additional year.

City Manager **Dave Millheim** informed the Council that he plans to implement a different agenda format in January which will offer more structure and hopefully assist the Council in their efforts to make well-informed decisions.

REGULAR CITY COUNCIL/CITY CHAMBERS/CALL TO ORDER

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

Mayor Harbertson opened the meeting at 7:00 p.m. and welcomed those in attendance, including Farmington Youth City Council Members **Matthew Beck, McKenzie Madsen, Elli Slagowski**, and **Christa Wiscombe**. **Jim Talbot** offered the invocation, and the Pledge of Allegiance was led by **John Bilton**.

APPROVAL OF MINUTES (Agenda Item #2)

Motion

John Bilton made a motion to approve the minutes of the November 16, 2010 City Council Meeting with several minor amendments. **Jim Talbot** seconded the motion, and it was

approved by Council Members **Bilton, Dutson, Talbot** and **Young**. **Cory Ritz** abstained because he was absent.

PUBLIC HEARING: CONSIDERATION OF ADOPTION OF FARMINGTON CITY STORM WATER MANAGEMENT PROGRAM (Agenda Item #3)

Public Hearing

Mayor Harbertson opened the public hearing at 7:06 p.m. There was no one from the public to speak concerning this item, and the public hearing was closed at 7:06 p.m.

Motion

Rick Dutson made a motion to table this Agenda Item. The motion was seconded by **Sid Young** and approved by Council Members **Bilton, Dutson, Ritz, Talbot** and **Young**.

ELKS CLUB CITIZEN OF THE YEAR NOMINATIONS (Agenda Item #4)

The Council nominated **Margy Lomax** as the Elks Club Citizen of the Year.

MINUTE MOTION APPROVING SUMMARY ACTION LIST (Agenda Item #5)

5-1 Ratification of Approvals of Construction & Storm Water Bond Agreements
5-3 Resolution renaming Main Park to "Forbush Park"

Motion

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

APPROVAL OF ORDINANCE ESTABLISHING CITY COUNCIL DATES FOR 2011 (Agenda Item #6a

Motion

Cory Ritz made a motion to approve the Ordinance establishing dates, time and place for regular City Council Meetings in 2011 with the following amendments: No meetings will be held on April 5, 2011 or on July 5, 2011, and an additional meeting will be held on March 29th. **Rick Dutson** seconded the motion which was approved by Council Members **Bilton, Dutson, Ritz, Talbot** and **Young**.

INTERLOCAL AGREEMENT WITH DAVIS COUNTY REGARDING NEW COUNTY CAMPUS (Agenda Item #6b)

Mayor Harbertson said several suggestions concerning this Agreement were made by the Council during the work session. It will be reviewed further by staff and City Attorneys and will be on the December 14, 2010 City Council Agenda.

DISCUSSION REGARDING AMENDMENT TO BUSINESS LICENSE ORDINANCE (Agenda Item #7)

The **Mayor** and the City Council decided not to make a change to this Ordinance and to review it again in one year.

CITY MANAGER REPORT (Agenda Item #8)

- The **Mayor** and the Council are invited to attend a "Kick-off Reception" at Zion's Bank on Wed., Dec. 8, 2010 from 3:30 – 5:00 p.m. which will include information regarding VITA (Volunteer Income Tax Assistance) services.

- He thanked **Rick Dutson** for his suggestion that Farmington City needs to do a better job of marketing the City, and he invited the Council to assist in that effort.

- The City has received an invitation to the holiday open house at edcUTAH on Wed., December 15, 2010 from 4:00 – 6:00 p.m.

- He met with a representative of URMMA and requested that they host a training session for Farmington City Staff, the City Council, and the Planning Commission on how to use open meetings appropriately. Representatives from neighboring cities may also be invited.

- He and the **Mayor** met with **Dave Freed** and others at Lagoon.

- He would like to implement emergency training to help prepare Farmington residents.

MAYOR AND CITY COUNCIL REPORTS - (Agenda Item #9)

Mayor Harbertson's Report

- He asked **Holly Gadd** to prepare a town hall meeting schedule for 2011 and said the meetings will be held once a month.

- The **Mayor** suggested that the Council hold a 2-day seminar on February 11-12, 2011 to assist the City Manager in determining both short-term and long-term priorities.

- He and **Dave Millheim** also met with developer **Rich Haws**.

- He referred to emails exchanged between **Dave Millheim** and **Lance Evans** and information concerning capital gains tax rates.

- He received an email regarding the 900 North water line and said the property owners did not realize that the City right-of-way is literally ten feet from their front door, and they are also unhappy about the height of the fire hydrant.

- A Farmington City Staff Christmas Luncheon will be held on Thursday, December 16, 2010 at 1:00 p.m. at the Community Center.

- An Open House for all Farmington City employees will be held Dec. 30, 2010 at 6:00 p.m. at **Mayor Harbertson's** home.

City Council Reports

Jim Talbot

- He commended **John Bilton** for his comments in the November 16, 2010 meeting regarding the the northbound and southbound freeway signs which do not specify "Farmington." **Dave Millheim** is meeting with the Region Director of UDOT and will discuss the issue with him.

- The Trails Committee would like to have one of the new trail books available in the foyer of the City Hall.

Sid Young

- He attended an Education summit, and one of the speakers was **Governor Herbert**.

Rick Dutson

- He rode in the snow removal truck with **Larry Famuliner** which helped him realize the importance of moving vehicles off of the street.

Cory Ritz

- He drove by the Hess farm on north Main Street and saw four deer that had been hit in less than a ¼ mile, and he suggested that the City post deer crossing signs in that area.

- There was a water line break in west Farmington the previous Saturday which included a mandatory boil order and required City employees to work most of the day. He complimented **Larry Famuliner's** efforts to remedy the situation.

John Bilton

- The residents on 900-1000 North are anxious to know when the street will be resurfaced—it is currently dirt, gravel and mud. **Dave Millheim** said the resurfacing cannot be done until next spring, but he will see if there may be a short-term remedy, and he will present a financial proposal as soon as possible.

- **Mike Heberling**, a resident in west Farmington, approached the City regarding 7 acres of property owned by the Farmington Ranches HOA. He would like to plow, plant, and fence the acreage and graze cattle there. The HOA is interested—they have no money, and they would like to preserve the rural feel of the area. The **Mayor** said the City Attorney will need to look at the agreement, and the HOA will be responsible to pay any fees which may be incurred.

CLOSED SESSION

Motion

At 7:50 p.m. **Sid Young** made a motion to adjourn to a closed session to discuss strategy as it pertains to the acquisition of real property. **Cory Ritz** seconded the motion which was approved by Council Members **Bilton**, **Dutson**, **Ritz**, **Talbot** and **Young**.

Motion

At 8:05 p.m. **John Bilton** made a motion to reconvene into an open meeting. The motion was seconded by **Cory Ritz** and passed with Council Members **Bilton**, **Dutson**, **Ritz**, **Talbot** and **Young** each voting in favor.

SWORN STATEMENT

I, **Scott C. Harbertson**, Mayor of Farmington City, do hereby affirm that the items discussed in the closed meeting were 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.

Scott C. Harbertson, Mayor

ADJOURNMENT

Motion

Jim Talbot made a motion to adjourn the meeting. The motion was seconded by **Sid Young**, and it was approved by Council Members **Bilton**, **Dutson**, **Ritz**, **Talbot** and **Young**. The meeting was adjourned at 8:05 p.m.

Holly Gadd, City Recorder
Farmington City Corporation