

CLEARFIELD CITY COUNCIL
AGENDA AND SUMMARY REPORT
January 11, 2011 – REGULAR SESSION

City Council Chambers
55 South State Street
Third Floor
Clearfield, Utah

Mission Statement: To provide services that enhance the quality of life in our community.

6:00 P.M. WORK SESSION

(TENTATIVE) The Council will consider a motion to enter into a Closed Session for the purpose of a strategy session to discuss pending or reasonably imminent litigation (Utah Code Ann. §52-4-205)
Discussion on Re-opening the 2010/2011 Fiscal Year Budget

7:00 P.M. REGULAR SESSION

CALL TO ORDER:

Mayor Wood

OPENING CEREMONY:

Youth City Council Member Makenna Hill

APPROVAL OF MINUTES:

December 14, 2010 – Work Session

December 14, 2010 – Regular Session

PRESENTATION:

1. RECOGNITION OF REPRESENTATIVES TO THE MOSQUITO ABATEMENT BOARD AND NORTH DAVIS FIRE DISTRICT (NDFD) ADMINISTRATIVE CONTROL BOARD

BACKGROUND: Recent legislation requires the City to appoint elected officials to special districts which impose taxes and fees. Loren Allen has been providing representation for the City to the Mosquito Abatement Board and Vern Phipps has been providing representation to the North Davis Fire District (NDFD) Administrative Control Board. Mayor Wood would like to acknowledge their service to the City.

PUBLIC HEARING:

2. PUBLIC HEARING TO CONSIDER THE REZONE FOR PROPERTIES LOCATED AT APPROXIMATELY 600 NORTH 1000 WEST, COMMONLY KNOWN AS STEED POND, AND 300 NORTH 1000 WEST, COMMONLY KNOWN AS STEED PARK

BACKGROUND: Clearfield City recently acquired Steed Pond. Staff has initiated an application to rezone the pond from (R-2), Residential, to (PF), Public Facilities, and Steed Park from (A-1), Agricultural, to (PF) Public Facilities. The Planning Commission held the required public hearing and unanimously recommended approval of the rezones on December 1, 2010.

RECOMMENDATION: Receive public comment.

3. PUBLIC HEARING TO RE-OPEN THE 2010-2011 FISCAL YEAR BUDGET

BACKGROUND: State Law requires a public hearing before the City Council approves amendments to the City budget. Bob Wylie, Administrative Services Director will be presenting amendments for the 2010-2011 Fiscal Year Budget.

RECOMMENDATION: Receive public comment.

SCHEDULED ITEMS:

4. CITIZEN COMMENTS

5. CONSIDER APPROVAL OF ORDINANCE 2011-01 REZONING PROPERTY LOCATED AT APPROXIMATELY 600 NORTH 1000 WEST, COMMONLY KNOWN AS STEED POND, FROM (R-2) RESIDENTIAL TO (PF) PUBLIC FACILITIES

BACKGROUND: The rezone request came before the Planning Commission for approval on December 1, 2010. The Planning Commission recommended approval.

RECOMMENDATION: Approve Ordinance 2011-01 rezoning property located at approximately 600 North 1000 West, commonly known as Steed Pond, from (R-2) Residential to (PF) Public Facilities and authorize the Mayor's signature to any necessary documents.

6. CONSIDER APPROVAL OF ORDINANCE 2011-02 REZONING PROPERTY LOCATED AT APPROXIMATELY 300 NORTH 1000 WEST, COMMONLY KNOWN AS STEED PARK FROM (A-1) AGRICULTURAL TO (PF) PUBLIC FACILITIES

BACKGROUND: The rezone request came before the Planning Commission for approval on December 1, 2010. The Planning Commission recommended approval.

RECOMMENDATION: Approve Ordinance 2011-02 rezoning property located at approximately 300 North 1000 West, commonly known as Steed Park, from (A-1) Agricultural to (PF) Public Facilities and authorize the Mayor's signature to any necessary documents.

7. CONSIDER APPROVAL OF RESOLUTION 2011R-01 AMENDING THE 2010-2011 FISCAL YEAR BUDGET

RECOMMENDATION: Approve Resolution 2011R-01 amending the 2010-2011 Fiscal Year Budget and authorize the Mayor's signature to any necessary documents.

8. CONSIDER APPROVAL OF A SETTLEMENT AGREEMENT ON THE 200 SOUTH OVERPASS LITIGATION

COMMUNICATION ITEMS:

Mayor's Report
City Councils' Reports
City Manager's Report
Staffs' Reports

****COUNCIL MEETING ADJOURN AND RECONVENE AS THE COMMUNITY
DEVELOPMENT AND RENEWAL AGENCY (CDRA)****

1. APPROVE THE MINUTES OF THE SEPTEMBER 21, 2010 WORK SESSION AND THE OCTOBER 12, 2010 REGULAR SESSION CDRA MEETINGS

PUBLIC HEARING:

2. PUBLIC HEARING TO RE-OPEN THE 2010-2011 FISCAL YEAR BUDGET

BACKGROUND: State Law requires a public hearing before the Board approves amendments to the CDRA budget. Bob Wylie, Administrative Services Director, will be presenting amendments for the 2010/2011 fiscal year budget.

RECOMMENDATION: Receive public comment.

SCHEDULED ITEM:

3. CONSIDER APPROVAL OF RESOLUTION 2011R-01 AMENDING THE 2010-2011 FISCAL YEAR BUDGET

RECOMMENDATION: Approve Resolution 2011R-01 amending the 2010-2011 Fiscal Year Budget and authorize the Chair's signature to any necessary documents.

****ADJOURN AS THE CDRA****

Dated this 6th day of January, 2011.

Kimberly S. Read

Kimberly S. Read, Deputy City Recorder



The City of Clearfield, in accordance with the 'Americans with Disabilities Act' provides accommodations and auxiliary communicative aids and services for all those citizens needing assistance. Persons requesting these accommodations for City sponsored public meetings, service programs or events should call Nancy Dean at 525-2714, giving her 48-hour notice.

CLEARFIELD CITY COUNCIL MEETING MINUTES
6:30 P.M. WORK SESSION
December 14, 2010

PRESIDING:	Don Wood	Mayor
PRESENT:	Marilyn Fryer	Councilmember
	Kathryn Murray	Councilmember
	Mark Shepherd	Councilmember
	Doyle Sprague	Councilmember
	Bruce Young	Councilmember
STAFF PRESENT:	Chris Hillman	City Manager
	Brian Brower	City Attorney
	Scott Hodge	Public Works Director
	Valerie Claussen	City Planner
	Greg Krusi	Police Chief
	Bob Wylie	Administrative Services Director
	Steve Guy	City Treasurer
	Kim Read	Deputy City Recorder
EXCUSED:	Nancy Dean	City Recorder
	Adam Lenhard	Community Development Dir.
	Tracy Heun	Community Services Director

VISITORS: Phil Shaw

Mayor Wood called the meeting to order at 6:30 p.m.

Mayor Wood introduced Valeria Claussen to the Council and announced she had been hired as the new City Planner.

DISCUSSION ON IMPACT FEES FOR PARK VILLAGE SUBDIVISION

Chris Hillman, City Manager, updated the Council on impact fees associated with Park Village. He explained the original impact fee had been assessed on each building lot for the home. He pointed out the impact fee was not only based on the estimate of the home but also the yard once it was landscaped. He explained because Park Village was a Planned Unit Development (PUD), the developer was adding a second irrigation water line with a separate meter for irrigation of the public landscaped areas. He reported at that time the City would assess a separate impact fee for that meter. He summarized for about every ten homes the developer would install a meter for the irrigation component of the development and pay that additional fee; however, the impact fee specific to irrigation had already been assessed with the original impact fee for the home.

He reported staff was recommending the City not assess the irrigation impact fee as it had already been included with the purchase of the building permits for the homes in the

development. He indicated the City would also need to reimburse the developer for an impact fee assessed for the irrigation meter.

DISCUSSION ON PROSECUTORS' PROPOSALS

Brian Brower, City Attorney, explained Davis County had recently cancelled its contract with the City for prosecutorial services. He reported the City completed a Request for Proposal (RFP) process for prosecutorial services and received five responses. He explained the RFP process and informed the Council he would be recommending Attorney Phil Shaw during the policy session following the work session for the Council's approval. He introduced Mr. Shaw to the Council.

A discussion took place regarding Mr. Shaw's workload also providing prosecutorial services for Tremonton City and the logistics associated with providing the necessary documentation required for him to effectively prosecute cases in the Clearfield City's court.

DISCUSSION ON INDIGENT SERVICES PROPOSALS

Brian Brower, City Attorney, explained the City had also completed a Request for Proposal (RFP) for indigent defense services. He explained the RFP process to the Council and announced the City received five responses. He stated he would be recommending Attorney Paul Olds during the policy session following this work session for the Council's approval. He pointed out this would be a change from the current provider and indicated the bid amount of \$9,600 would be a small savings.

The meeting adjourned at 6:47 p.m.

CLEARFIELD CITY COUNCIL MEETING MINUTES
7:00 P.M. REGULAR SESSION
December 14, 2010

PRESIDING:	Don Wood	Mayor
PRESENT:	Marilyn Fryer	Councilmember
	Kathryn Murray	Councilmember
	Mark Shepherd	Councilmember
	Doyle Sprague	Councilmember
	Bruce Young	Councilmember
STAFF PRESENT:	Chris Hillman	City Manager
	Brian Brower	City Attorney
	Scott Hodge	Public Works Director
	Valerie Claussen	City Planner
	Greg Krusi	Police Chief
	Bob Wylie	Administrative Services Director
	Steve Guy	City Treasurer
	Kim Read	Deputy City Recorder
EXCUSED:	Nancy Dean	City Recorder
	Adam Lenhard	Community Development Dir.
	Tracy Heun	Community Services Director

VISITORS: Joy Brown – American Legion, Chuck Ulrich – Ulrich & Associates, Julie Jordan, Taggart Jenkins, Justice Geiselmayer, Britton Jordan, Richard Hawkes, Sandra Fernandez, Sadie Child, Sam Gossett, Jasmine Harris, Uni Groff, Jordan, Erica Leahman, Shalese Higley

Mayor Wood informed the citizens present that if they would like to comment during Citizen Comments or the Public Hearings there were forms to fill out by the door.

Youth City Councilmember Zach Hansen conducted the Opening Ceremony.

APPROVAL OF THE MINUTES FROM THE SEPTEMBER 1, 2010 SPECIAL SESSION, NOVEMBER 2, 2010 WORK SESSION, NOVEMBER 9, 2010 WORK SESSION, NOVEMBER 16, 2010 SPECIAL SESSION, NOVEMBER 16, 2010 WORK SESSION, NOVEMBER 23, 2010 WORK SESSION AND THE NOVEMBER 23, 2010 REGULAR SESSION

Councilmember Fryer moved to approve the minutes from the September 1, 2010 special session, November 2, 2010 work session, November 9, 2010 work session, November 16, 2010 special session, November 16, 2010 work session, November 23, 2010 work session and the November 23, 2010 regular session, as written, seconded by Councilmember Sprague. All voting AYE.

PRESENTATION TO MIDTOWN CLINIC

Presentation of funds to partner with Midtown Clinic located in the new Davis County Health Building by providing medical equipment which will benefit the residents of Clearfield City and Davis County.

Mayor Wood pointed out the completion of the new County Health Department Building across the street. He stated in addition to the administrative offices of the health department the building also contained a medical clinic known as Midtown Clinic which would provide medical and dental services to citizens of low to moderate income who were uninsured or underinsured. He introduced Lisa Nicholls, Director of Midtown Clinic, Bret Millburn, Davis County Commissioner, and Lewis Garrett, Davis County Health Department Director, to the Council.

Ms. Nicholls explained it was the mission of the Midtown Clinic to make health care accessible to those encountering barriers including language issues, financial or uninsurable. She stated the clinic anticipated serving approximately 5000 residents. She pointed out the clinic would be able to provide a wide range of medical services.

Mr. Millburn expressed appreciation to the partnerships with Clearfield City and the Midtown Clinic in providing these types of services to the residents within Davis County.

Mr. Garrett pointed out the culmination of the project reflected what can be accomplished when government agencies work together contributing resources which benefit citizens. He emphasized it was the City, County and Federal funds which made the Midtown Clinic possible. He highlighted services offered to the community were: primary care, immunization services, WIC, dental services, public health laboratory, senior care services, environmental health services, meals on wheels and many more. He expressed appreciation to the City Council for their partnership of the project.

Mayor Wood also expressed appreciation to the City Council for their support of the Davis County Health Department facility. He stated the original intent was for the City to contribute some of its Community Development Block Grant (CDBG) funds toward the Midtown Clinic; however, the accounting required by the Federal Government would have burdensome to the Clinic. The City then determined it would contribute funds from the General Fund which had been appropriated for roads and then use the CDBG funds on those road projects meeting the federal government criteria.

Mayor Wood and the City Council presented a \$125,000 check to Ms. Nicholls to assist with the Midtown Clinic. He believed the addition of the Health Department Building to the downtown area would be a contribution in rejuvenating downtown Clearfield City.

CITIZEN COMMENTS

There were no citizen comments.

PRESENTATION OF THE COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE YEAR ENDING JUNE 30, 2010

Chuck Ulrich of Ulrich & Associates, P.C. presented Clearfield City's Comprehensive Annual Financial Report (CAFR) for the year ending June 30, 2010 to the Council and addressed any questions the Council had concerning the report.

Mr. Ulrich, shared a few highlights of the report with the Council. He emphasized a clean opinion had been expressed for the City's financial report. He pointed out the City had experienced a significant revenue shortfall; however, the City managed that deficit by significantly reducing expenses. He reported the City would be required to expend some of the fund balance as it exceeded the percentage which was allowed by state code. He congratulated the City on its financial report and emphasized the City's fund balances were all healthy. He also shared specifics regarding the CDRA budget.

Councilmember Sprague moved to accept Clearfield City's Comprehensive Annual Financial Report for the year ending June 30, 2010, seconded by Councilmember Fryer. All voting AYE.

APPROVAL OF RESOLUTION 2010R-31 MAKING AN APPOINTMENT TO THE MOSQUITO ABATEMENT BOARD

Recent legislation required the City to appoint elected officials to special districts which impose taxes and fees. Loren Allen, resident, had been providing representation for the City. The Mosquito Abatement Board had changed its meetings to Thursday evenings in order to avoid conflicts with City Council meetings. Mayor Wood recommended Councilmember Bruce Young be appointed in this capacity.

Councilmember Murray moved to approve Resolution 2010R-31 appointing a City representative to the Mosquito Abatement Board, and authorize his signature to any necessary documents, seconded by Councilmember Fryer. The motion carried upon the following vote: Voting AYE – Councilmembers Fryer, Murray, Shepherd, Sprague and Young. Voting NAY – None.

APPROVAL OF RESOLUTIONS 2010R-32 AND 2010R-33 MAKING APPOINTMENTS TO THE NORTH DAVIS FIRE DISTRICT (NDFD) ADMINISTRATIVE BOARD

Recent legislation required the City to appoint elected officials to special districts which impose taxes and fees. Vern Phipps and Councilmembers Fryer and Murray had been providing representation for the City. Mayor Wood recommended appointing Councilmember Shepherd and reappointing Councilmembers Fryer and Murray as the City's representatives to the North Davis Fire District (NDFD) Administrative Board.

Councilmember Sprague moved to approve Resolutions 2010R-32 and 2010R-33 making appointments to the North Davis Fire District (NDFD) Administrative Board, and authorize the Mayor's signature to any necessary documents, seconded by Councilmember Shepherd. The motion carried upon the following vote: Voting AYE – Councilmembers Fryer, Murray, Shepherd, Sprague and Young. Voting NAY – None.

APPROVAL OF RESOLUTION 2010R-29 PERMITTING THE CLEARFIELD CITY POLICE DEPARTMENT TO DISPOSE OF UNCLAIMED PROPERTY

The Clearfield City Police Department had unclaimed property it would like to donate to a charity. State Law allows the City to appropriate such property for public interest use to a bona fide charity if it had been retained for longer than 90 days and proper notice had been made. The City had met all of the requirements.

Councilmember Young moved to approve Resolution 2010R-29 permitting the Clearfield City Police Department to dispose of unclaimed property and authorize the Mayor's signature to any necessary documents, seconded by Councilmember Fryer. The motion carried upon the following vote: Voting AYE – Councilmembers Fryer, Murray, Shepherd, Sprague and Young. Voting NAY – None.

APPROVAL OF THE AWARD OF PROPOSAL FOR PROSECUTORIAL SERVICES IN THE CLEARFIELD JUSTICE COURT

The City recently completed a Request for Proposal (RFP) process to provide prosecutorial services in the Clearfield Justice Court. There were five responses to the RFP. Staff had reviewed the proposals and conducted the necessary interviews. Brian Brower, City Attorney, was prepared to make a recommendation to the Council.

Brian Brower, City Attorney, announced the recommendation of the award of proposal for prosecutorial services be awarded to Attorney Phillip Shaw.

Councilmember Shepherd moved to approve the award of proposal for prosecutorial services in the Clearfield City Justice Court to Phil Shaw and authorize the mayor's signature to any necessary documents, seconded by Councilmember Fryer. All voting AYE.

APPROVAL OF THE AWARD OF PROPOSAL FOR INDIGENT CRIMINAL DEFENSE
LEGAL SERVICES IN THE CLEARFIELD JUSTICE COURT

The City recently completed a Request for Proposal (RFP) process to provide indigent criminal defense legal services in the Clearfield Justice Court. There were five responses to the RFP. Staff had reviewed the proposals and conducted the necessary interviews. Brian Brower, City Attorney, was prepared to make a recommendation to the Council.

Brian Brower, City Attorney, announced the recommendation of the award of proposal for indigent criminal defense legal services be awarded to Attorney Paul Olds.

Councilmember Young moved to approve the award of proposal for indigent criminal defense legal services in the Clearfield Justice Court to Paul Olds and authorize the Mayor's signature to any necessary documents, seconded by Councilmember Shepherd.

SET A PUBLIC HEARING TO REOPEN THE 2010/2011 FISCAL YEAR BUDGET

The Council requested the re-opening of the budget be done on a semi-annual basis to add items that have become necessary expenditures but were not budgeted for in the original budget. A public hearing is required to re-open the budget. The staff is recommending the public hearing be set for January 11, 2011.

Councilmember Fryer moved to set a public hearing for January 11, 2011, at 7:00 P.M., to re-open the 2010/2011 fiscal year budget, seconded by Councilmember Shepherd. All voting AYE.

APPROVAL OF RESOLUTION 2010R-30 AUTHORIZING THE INTERLOCAL
AGREEMENT BETWEEN CLEARFIELD CITY AND DAVIS COUNTY FOR UTAH
POLLUTANT DISCHARGE ELIMINATION SYSTEM (UPDES) PERMIT

As part of Clearfield City's Utah Pollution Discharge Elimination System (UPDES) permit, the City identified to jointly implement portions of the storm water management plan with Davis County. This Interlocal Agreement enacted the limits, responsibilities and requirements for each party to jointly implement the storm water management plan.

Councilmember Shepherd moved to approve Resolution 2010R-30 authorizing the Interlocal Agreement between Clearfield City and Davis County for Utah Pollutant Discharge Elimination System (UPDES) permit and authorize the Mayor's signature to any necessary documents, seconded by Councilmember Young. The motion carried upon the following vote: Voting AYE – Councilmembers Fryer, Murray, Shepherd, Sprague and Young. Voting NAY – None.

COMMUNICATION ITEMS:

Mayor Wood

1. Read a Thank You card from the Gary Cue family for the donation to Primary Children's made in his name upon his recent passing.
2. Stated he received a Thank You card from Chancellor Gardens for the opportunity to attend the Davis County Gala on behalf of the City.
3. Reported he had also received a Thank You card from Davis County for the City's support of the Gala.
4. Reminded the Council of the City's Christmas Party for Friday, December 17, 2010, 6:00 p.m. at the Timbermine Restaurant.

Councilmember Fryer –

1. Wished everyone a Merry Christmas.
2. Expressed a desire for a Kneader's bakery to locate within the City and encouraged staff to continue its communication with its management.

Councilmember Murray – Wished Merry Christmas to staff and Council.

Councilmember Shepherd

1. Wished a Merry Christmas to staff and Council and expressed his opinion the City had experienced a good year.
2. Expressed appreciation to those employees who had recently retired from the City and welcomed Valerie Claussen, City Planner, to the City.

Councilmember Sprague – Expressed appreciation to Council and Staff for a great year.

Councilmember Young – Stated he had appreciated working with the Council this past year and wished staff and council a Merry Christmas.

Chris Hillman, City Manager

1. Reported he received word from Allen Freemeyer, City's lobbyist in Washington D.C., who was hopeful the City would receive an earmark of funds for Clearfield City's downtown.
2. Expressed appreciation to Bob Wylie, Administrative Services Director, and Chuck Ulrich, Auditor, for the completion of the Comprehensive Annual Financial Report (CAFR). He commented the Council and Staff had completed those things necessary to weather the recession and keeping the City in a good financial situation.

STAFFS' REPORTS:

Kim Read, Deputy City Recorder

1. Directed the Council to the 2011 Annual Meeting Schedule and pointed out the dates for the meetings scheduled in September and November was to allow for a primary and general election and to comply with state code specific to completing the canvass of the election.
2. Reported there was no meeting scheduled for Tuesday, January 4, 2011.

There being no further business to come before the Council, **Councilmember Shepherd moved to adjourn to a work session at 7:45 p.m., seconded by Councilmember Fryer. All voting AYE.**

ATTACHMENT

2



CLEARFIELD CITY COMMUNITY DEVELOPMENT DEPARTMENT STAFF REPORT

TO: CLEARFIELD CITY COUNCIL
FROM: ADAM LENHARD, COMMUNITY DEVELOPMENT DIRECTOR
DATE: JANUARY 11, 2011
APPLICANT: CLEARFIELD CITY STAFF
SUBJECT: REZONE STEED POND FROM R-2 MEDIUM DENSITY RESIDENTIAL TO PF PUBLIC FACILITIES AND STEED PARK FROM A-1 AGRICULTURAL TO PF PUBLIC FACILITIES

BACKGROUND

Since 1980 Steed Park and Steed Pond have been operating as a park/public use area. Clearfield City recently acquired Steed Pond and has worked to clean it up and make it a centerpiece of Steed Park. Staff has initiated an application to rezone the pond and park to P-F Public Facilities. As this is a legislative decision, the Planning Commission is the recommending body and the City Council is the Land Use Authority. The Planning Commission held the required public hearing and unanimously recommended approval on December 1, 2010.

VICINITY MAP



APPLICATION

Staff has prepared an application to rezone the property at Steed Park and Steed Pond from A-1 Agricultural and R-2 Residential to the P-F Public Facilities Zone. The pond property (Serial ID 14-070-0049) is currently zoned R-2 Residential and is approximately 5.294 acres in size. It is used as an urban fishery and for general recreation and storm water use. The park is zoned A-1 Agricultural and is divided by property owned by the school district (Holt Elementary). The park (Serial IDs 14-070-0022, 14-070-0021, 14-070-0033 and 14-070-0034) is 22.99 acres and is used for soccer, softball, and general recreation.



The purpose of the Public Facilities (P-F) zone is to provide areas for the location of facilities which are maintained in public or quasi-public ownership and use.



11-10A-2: PERMITTED USES:

The following buildings, structures, and uses of land shall be permitted in the P-F Public Facilities Zone upon compliance with the requirements set forth in this Code:

- Churches.
- Parks and open space.
- Public uses.

Steed Park and Steed Pond meet all of the requirements for the Public Facilities Zone.

STAFF RECOMMENDATION

Staff recommends that the City Council hold the required public hearing and approve the rezone of property known as Steed Pond and Steed Park, located at approximately 600 North 1000 West, or more particularly known as Davis County parcel ID 14-070-0049 from R-2 Residential to P-F Public Facilities, and Parcel IDs 14-070-0021, 14-070-0022, 14-070-0033, and 14-070-0034 from A-1 Agricultural to P-F Public Facilities.

Recommended Motion:

I move to approve the rezone of Steed Park and Steed Pond, located at approximately 600 North 1000 West, Davis County Parcel ID 14-070-0049 from R-2 Residential to P-F Public Facilities, and Parcel IDs 14-070-0021, 14-070-0022, 14-070-0033, and 14-070-0034 from A-1 Agricultural to P-F Public Facilities.

ATTACHMENTS

- Changes to the Zoning Map

Change to zoning map



ATTACHMENT

3

Date: January 6, 2011
 To: Mayor and City Council
 From: Bob Wylie, Administrative Services Director

Subject: Preliminary items for re-opened budget FY11

This document illustrates the proposed changes to budgets that need to be made from the originally approved FY11 budget.

The following is a list of these changes, the reason why and the funding source.

Budget adjustments are listed as follows:

Fund 10 - General Fund:

<u>Division</u>	<u>Amount</u>	<u>Reason</u>	<u>Funding Source</u>
A. Mayor	\$125,000	Midtown Clinic	Fund Balance
B. City Manager	\$ 510	Emmitsburg	
Finance	\$ <371>	Emmitsburg	
Emergency Services	\$ 25	Emmitsburg	
Public Works Admin	\$ <167>	Emmitsburg	
Community Srvc.	\$ 435	Emmitsburg	
	\$ 432		Disaster/Emerg. Fund
C. Interdepartmental	\$ <3,923>	Thornock Park Fence	Transfer to Parks
D. Building & Plants	\$100,000	Carpet	Fund Balance
E. Police	\$ 8,500	EMPG reimbursement	State Grant
	\$ 2,441	Youth Alcohol Enforcement	State Grant
	\$ 10,941		
F. Community Relations	\$ 2,536	Youth Council	Donation account
G. PW- Admin	\$ 7,912	Early Retirement	Fund Balance
Roads	\$130,000	Road repairs	Fund Balance
Roads	\$ 2,844	2008 Bond interest	Fund Balance
	\$140,756		
H. Recreation	\$ 199	Programs (Freedom Run)	Donation account
I. Aquatic Center	\$ 5,405	Swim team	Donation account
	\$ 217	Wellness program	Donation account
	\$ 5,622		
J. Community Services.	\$ 25,000	Senior Center Study	Fund Balance
K. Parks	\$ 3,923	Thornock Park Fence	From Interdepartmental
L. Transfer to Fund 45	\$ 20,000	Public Safety Communications	Fund Balance
M. Various GF Depts.	\$ 53,576	Performance Pay	Fund Balance
N. Comm. Development	\$ 457,148	Expenditure of EDI grant	Federal EDI Grant CDRA

Fund 45 – Captial Projects

	<u>Project</u>		
O. Public Safety	Communications	\$ 20,000	
P. Roads	Bring forward Road Bond Balance	\$ 804,582	
	Bring forward other road projects	\$ 92,401	

Funds 50 –61 , Enterprise / Fleet Funds

Q. Fund 50 –Utility Admin	Early Retirement	\$ 30,900	EF Funds
Fund 51 - Water	Early Retirement	\$ 65,851	Fund Balance
Fund 52 - Sewer	Early Retirement	\$ 41,593	Fund Balance
Fund 53 – Storm Sewer	Early Retirement	\$ 44,571	Fund Balance
Fund 54 – Solid Waste	Early Retirement	\$ 9,148	Fund Balance
Fund 61 – Fleet	Early Retirement	\$ 41,583	Fund Balance
		\$ 233,646	
R. Fund 51 – Water	700 South Well	\$ 89,000	Fund Balance
	Hill Well	\$ 77,524	Fund Balance
	Ann Street	\$ 340,000	FB – Rev. Bonds
	Freeport Well upgrade	\$ 200,000	FB- Rev. Bonds
	1450 So. Water line	\$ 370,000	FB – Rev. Bonds
		\$1,076,524	
S. Fund 50 – Utility Admin	Performance Pay	\$ 1,202	Trx from EF
Fund 51 – Water	Performance Pay	\$ 3,322	Fund Balance
Fund 52 – Sewer	Performance Pay	\$ 2,160	Fund Balance
Fund 53 - Storm	Performance Pay	\$ 589	Fund Balance
Fund 54-Solid Waste	Performance Pay	\$ 420	Fund Balance
Fund 61 – Fleet	Performance Pay	\$ 981	Fund Balance
		\$ 8,674	

Hopefully this will give you time to review these items. If you have any questions regarding these items for the FY2011 re-open budget, please let me know.

Thank you.

ATTACHMENT

5

CLEARFIELD CITY ORDINANCE 2011-01

AN ORDINANCE REZONING PROPERTY LOCATED AT APPROXIMATELY 600 NORTH 1000 WEST, OR MORE PARTICULARLY PARCEL NUMBER 14-070-0049, IN CLEARFIELD CITY, DAVIS COUNTY, FROM (R-2) RESIDENTIAL TO (PF) PUBLIC FACILITIES AND AMENDING THE CLEARFIELD CITY ZONING MAP ACCORDINGLY.

PREAMBLE: This Ordinance rezones property located at approximately 600 North 1000 West, or more particularly parcel number 14-070-0049, in Clearfield City, Davis County, from (R-2) Residential to (PF) Public Facilities and amends the City's Zoning Map to reflect those changes. The new zoning designations enacted by this ordinance will also help to keep or bring the properties into conformance with the City's General Plan.

WHEREAS, the City's Community Development department is requesting changes in the zoning for certain properties located within the City in order to assure that those properties are zoned appropriately and reflect the City's planning efforts as set forth in the City's General Plan; and

WHEREAS, after a public hearing on the matter, the Clearfield City Planning Commission recommended to the Clearfield City Council that these rezones be approved; and

WHEREAS, the Clearfield City Council received and reviewed the proposed zoning changes recommended by the Clearfield City Planning Commission; and

WHEREAS, following proper notice, as set forth by state law, the City Council held a public hearing on the matter and allowed public comment thereon; and

WHEREAS, after the public hearing, the City Council carefully considered any comments made during the public hearing as well as the Planning Commission's recommendations regarding the proposed rezones; and

WHEREAS, following its public deliberation, the City Council has determined that the zoning change listed below is in the best interests of Clearfield City, its residents as well as businesses and will most effectively implement the City's planning efforts;

NOW, THEREFORE, be it ordained by the Clearfield City Council that:

Section 1. Zoning Change: The zoning for the following property is hereby changed as specified below:

Property located at approximately 600 North 1000 West, or more particularly parcel number 14-070-0049, in Clearfield City, Davis County, Utah from (R-2) Residential to (PF) Public Facilities.

Section 2. Amendment to Zoning Map: The Clearfield City Zoning Map is hereby amended to reflect the change in zoning outlined in Section 1 above and the City's Zoning Administrator is hereby directed to have a new Zoning Map prepared showing said rezoning.

Section 3. Effective Date: This Ordinance shall become effective immediately upon its posting in three public places within Clearfield City.

Dated this 11th day of January, 2011, at the regularly scheduled meeting of the Clearfield City Council.

CLEARFIELD CITY CORPORATION

Donald W. Wood, Mayor

ATTEST

Nancy R. Dean, City Recorder

VOTE OF THE COUNCIL

AYE:

NAY:

ATTACHMENT

6

CLEARFIELD CITY ORDINANCE 2011-02

AN ORDINANCE REZONING PROPERTY LOCATED AT APPROXIMATELY 300 NORTH 1000 WEST, OR MORE PARTICULARLY PARCEL NUMBERS 14-070-0021, 14-070-0022, 14-070-0033, AND 14-070-0034 IN CLEARFIELD CITY, DAVIS COUNTY, FROM (A-1) AGRICULTURAL TO (PF) PUBLIC FACILITIES AND AMENDING THE CLEARFIELD CITY ZONING MAP ACCORDINGLY.

PREAMBLE: This Ordinance rezones property located at approximately 300 North 1000 West, or more particularly parcel numbers 14-070-0021, 14-070-0022, 14-070-0033 and 14-070-0034 in Clearfield City, Davis County, from (A-1) Agricultural to (PF) Public Facilities and amends the City's Zoning Map to reflect those changes. The new zoning designations enacted by this ordinance will also help to keep or bring the properties into conformance with the City's General Plan.

WHEREAS, the City's Community Development department is requesting changes in the zoning for certain properties located within the City in order to assure that those properties are zoned appropriately and reflect the City's planning efforts as set forth in the City's General Plan; and

WHEREAS, after a public hearing on the matter, the Clearfield City Planning Commission recommended to the Clearfield City Council that these rezones be approved; and

WHEREAS, the Clearfield City Council received and reviewed the proposed zoning changes recommended by the Clearfield City Planning Commission; and

WHEREAS, following proper notice, as set forth by state law, the City Council held a public hearing on the matter and allowed public comment thereon; and

WHEREAS, after the public hearing, the City Council carefully considered any comments made during the public hearing as well as the Planning Commission's recommendations regarding the proposed rezones; and

WHEREAS, following its public deliberation, the City Council has determined that the zoning changes listed below are in the best interests of Clearfield City, its residents as well as businesses and will most effectively implement the City's planning efforts;

NOW, THEREFORE, be it ordained by the Clearfield City Council that:

Section 1. Zoning Changes: The zoning for the following properties is hereby changed as specified below:

Property located at approximately 300 North 1000 West, or more particularly parcel numbers 14-070-0021, 14-070-0022, 14-070-0033 and 14-070-0034 in Clearfield City, Davis County, Utah from (A-1) Agricultural to (PF) Public Facilities.

Section 2. Amendments to Zoning Map: The Clearfield City Zoning Map is hereby amended to reflect the changes in zoning outlined in Section 1 above and the City's Zoning Administrator is hereby directed to have a new Zoning Map prepared showing said rezoning.

Section 3. Effective Date: This Ordinance shall become effective immediately upon its posting in three public places within Clearfield City.

Dated this 11th day of January, 2011, at the regularly scheduled meeting of the Clearfield City Council.

CLEARFIELD CITY CORPORATION

Donald W. Wood, Mayor

ATTEST

Nancy R. Dean, City Recorder

VOTE OF THE COUNCIL

AYE:

NAY:

ATTACHMENT

7

CLEARFIELD CITY RESOLUTION 2011R-01

A RESOLUTION APPROVING AND ADOPTING
AMENDMENTS TO THE 2010/2011 BUDGET AND
APPROPRIATING FUNDS FOR THE PURPOSES SET FORTH
THEREIN

WHEREAS, Clearfield City is six months into its budget period which began on July 1, 2010 and ends on June 30, 2011; and

WHEREAS, the City Council has approved some expenditures that were not included in the original budget; and

WHEREAS, Utah state code allows the City Council to make adjustments to the budget; and

WHEREAS, proper notice of the public hearing for this matter was given; and

WHEREAS, Clearfield City has considered and approved those amendments.

NOW, THEREFORE, be it resolved by the Clearfield City Council that the amendments to the Clearfield City budget beginning July 1, 2010 and ending June 30, 2011 as set forth in Exhibit "A" which is attached hereto and incorporated herein by this reference are authorized and approved.

The Mayor is authorized to sign any documents reflecting those amendments.

Passed and adopted at the Clearfield City Council meeting held on January 11, 2011.

Dated this 11th day of January, 2011.

ATTEST

CLEARFIELD CITY CORPORATION

Nancy R. Dean, City Recorder

Donald W. Wood, Mayor

VOTE OF THE COUNCIL

AYE:

NAY:

EXCUSED:

Date: January 6, 2011
 To: Mayor and City Council
 From: Bob Wylie, Administrative Services Director

Subject: Preliminary items for re-opened budget FY11

This document illustrates the proposed changes to budgets that need to be made from the originally approved FY11 budget.

The following is a list of these changes, the reason why and the funding source.

Budget adjustments are listed as follows:

Fund 10 - General Fund:

<u>Division</u>	<u>Amount</u>	<u>Reason</u>	<u>Funding Source</u>
A. Mayor	\$125,000	Midtown Clinic	Fund Balance
B. City Manager	\$ 510	Emmitsburg	
Finance	\$ <371>	Emmitsburg	
Emergency Services	\$ 25	Emmitsburg	
Public Works Admin	\$ <167>	Emmitsburg	
Community Srvc.	\$ <u>435</u>	Emmitsburg	
	\$ 432		Disaster/Emerg. Fund
C. Interdepartmental	\$ <3,923>	Thornock Park Fence	Transfer to Parks
D. Building & Plants	\$100,000	Carpet	Fund Balance
E. Police	\$ 8,500	EMPG reimbursement	State Grant
	\$ <u>2,441</u>	Youth Alcohol Enforcement	State Grant
	\$ 10,941		
F. Community Relations	\$ 2,536	Youth Council	Donation account
G. PW- Admin	\$ 7,912	Early Retirement	Fund Balance
Roads	\$130,000	Road repairs	Fund Balance
Roads	\$ <u>2,844</u>	2008 Bond interest	Fund Balance
	\$140,756		
H. Recreation	\$ 199	Programs (Freedom Run)	Donation account
I. Aquatic Center	\$ 5,405	Swim team	Donation account
	\$ <u>217</u>	Wellness program	Donation account
	\$ 5,622		
J. Community Services.	\$ 25,000	Senior Center Study	Fund Balance
K. Parks	\$ 3,923	Thornock Park Fence	From Interdepartmental
L. Transfer to Fund 45	\$ 20,000	Public Safety Communications	Fund Balance
M. Various GF Depts.	\$ 53,576	Performance Pay	Fund Balance
N. Comm. Development	\$ 457,148	Expenditure of EDI grant	Federal EDI Grant CDRA

Fund 45 – Captial Projects

	<u>Project</u>		
O. Public Safety	Communications	\$ 20,000	
P. Roads	Bring forward Road Bond Balance	\$ 804,582	
	Bring forward other road projects	\$ 92,401	

Funds 50 –61 , Enterprise / Fleet Funds

Q. Fund 50 –Utility Admin	Early Retirement	\$ 30,900	EF Funds
Fund 51 - Water	Early Retirement	\$ 65,851	Fund Balance
Fund 52 - Sewer	Early Retirement	\$ 41,593	Fund Balance
Fund 53 – Storm Sewer	Early Retirement	\$ 44,571	Fund Balance
Fund 54 – Solid Waste	Early Retirement	\$ 9,148	Fund Balance
Fund 61 – Fleet	Early Retirement	\$ 41,583	Fund Balance
		\$ 233,646	
R. Fund 51 – Water	700 South Well	\$ 89,000	Fund Balance
	Hill Well	\$ 77,524	Fund Balance
	Ann Street	\$ 340,000	FB – Rev. Bonds
	Freeport Well upgrade	\$ 200,000	FB- Rev. Bonds
	1450 So. Water line	\$ 370,000	FB – Rev. Bonds
		\$1,076,524	
S. Fund 50 – Utility Admin	Performance Pay	\$ 1,202	Trx from EF
Fund 51 – Water	Performance Pay	\$ 3,322	Fund Balance
Fund 52 – Sewer	Performance Pay	\$ 2,160	Fund Balance
Fund 53 - Storm	Performance Pay	\$ 589	Fund Balance
Fund 54-Solid Waste	Performance Pay	\$ 420	Fund Balance
Fund 61 – Fleet	Performance Pay	\$ 981	Fund Balance
		\$ 8,674	

Hopefully this will give you time to review these items. If you have any questions regarding these items for the FY2011 re-open budget, please let me know.

Thank you.

RDA Minutes

CLEARFIELD CITY COMMUNITY DEVELOPMENT AND RENEWAL AGENCY
MEETING MINUTES
6:00 P.M. WORK SESSION
September 21, 2010
(This meeting was held during a City Council Work Session.)

PRESIDING:	Kathryn Murray	Chair
PRESENT:	Marilyn Fryer	Director
	Mark Shepherd	Director
	Doyle Sprague	Director
	Don Wood	Director
	Bruce Young	Director
STAFF PRESENT:	Chris Hillman	City Manager
	Brian Brower	City Attorney
	Adam Lenhard	Community Development Dir.
	Bob Wylie	Administrative Services Dir.
	Nancy Dean	City Recorder

VISITORS: Randy Sant

Chair Murray called the meeting to order at 6:51 p.m.

Director Young moved to adjourn to a Closed Session for the purpose of a strategy session to discuss the purchase, exchange, or lease of real property. Utah Code Ann. § 52-4-204 and §52-4-205(1)(d), seconded by Director Fryer. The motion carried upon the following vote: Voting AYE – Directors Fryer, Shepherd, Sprague, Wood and Young. Voting NO – None.

The minutes for the closed session are kept in a separate location.

CLEARFIELD CITY COMMUNITY DEVELOPMENT AND RENEWAL AGENCY
MEETING MINUTES
7:00 P.M. REGULAR SESSION
October 12, 2010

(This meeting was held following the regularly scheduled City Council Meeting.)

PRESIDING:	Kathryn Murray	Chair
PRESENT:	Mark Shepherd	Director
	Doyle Sprague	Director
	Bruce Young	Director
	Don Wood	Director
EXCUSED:	Marilyn Fryer	Director
STAFF PRESENT:	Chris Hillman	City Manager
	Brian Brower	City Attorney
	Adam Lenhard	Community Development Director
	Scott Hodge	Public Works Director
	Tracy Heun	Community Services Director
	Greg Krusi	Police Chief
	Bob Wylie	Administrative Services Director
	Nancy Dean	City Recorder
	Kim Read	Deputy City Recorder

VISITORS: Tanna Woods – Standard Examiner, Emily Dixon, Vern & Helen Hamblin, Carolyn Stoker, Elaine Stoker, Joy Brown – American Legion, Reggie Sprague, Skyler Sprague, Gracie Sprague, Jennifer Carter, Zachary Carter, Laramie Foster, Tommy Ratsapasith, Brandon Bunderson, Hiroko Bunderson, Jay & Sharon Jones

Chair Murray called the meeting to order at 7:28 p.m.

APPROVAL OF THE CLEARFIELD COMMUNITY DEVELOPMENT AND RENEWAL AGENCY (CDRA) MINUTES OF THE JULY 13, 2010 WORK SESSION; THE JULY 13, REGULAR SESSION AND THE SEPTEMBER 7, 2010 WORK SESSION MEETINGS

Director Shepherd moved to approve the minutes from the July 13, 2010 work session; the July 13, 2010 regular session and the September 7, 2010 work session Clearfield Community Development and Renewal Agency (CDRA) meetings, as written, seconded by Director Wood. All voting AYE. Director Fryer was not present for the vote.

PUBLIC HEARING ON THE PROPOSED APPROPRIATION OF \$300,000.00 IN CDRA FUNDS TO AID IN THE ACQUISITION OF TWO PARCELS OF REAL PROPERTY LOCATED AT ROUGHLY 17 NORTH MAIN ST. IN CLEARFIELD (ALSO KNOWN AS DAVIS COUNTY PARCEL NUMBERS 12-020-0022 AND 12-020-0021) CONSISTING OF APPROXIMATELY 2.29 ACRES IN RDA #7

Chair Murray declared the Public Hearing open at 7:29 p.m.

The CDRA Board would be considering whether to appropriate \$300,000.00 in CDRA funds to aid in the acquisition of some real property located in RDA #7 at a later date in the near future. Pursuant to state law, a public hearing should be held to allow public comment on the proposed appropriation and disposition of said funds prior to the Board's final decision. The City retained an outside consultant to perform a study setting forth an analysis of and demonstrating the purpose for the appropriation. The study examined the purpose of the appropriation, the benefit that would be received by it, and whether it was necessary to accomplish the goals and objectives of the CDRA and more specifically RDA #7. A copy of the consultant's study was made available to the public for review at least 14 days prior to this public hearing.

Chair Murray asked for public comment.

There were no public comments.

Director Wood moved to close the public hearing at 7:31 p.m., seconded by Director Shepherd. All voting AYE. Director Fryer was not present for the vote.

There being no further business to come before the Community Development and Renewal Agency, **Director Wood moved to adjourn at 7:31 p.m., seconded by Director Young. All voting AYE.** Director Fryer was not present for the vote.

RDA
Attachment
#2

Date: January 6, 2011
 To: Mayor and City Council
 From: Bob Wylie, Administrative Services Director
 Subject: Preliminary items for re-opened budget FY11

This document illustrates the proposed changes to budgets that need to be made from the originally approved FY11 budget.

The following is a list of these changes, the reason why and the funding source.

Budget adjustments are listed as follows:

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<u>Division</u>	<u>Amount</u>	<u>Reason</u>	<u>Funding Source</u>
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B. City Manager	\$ 510	Emmitsburg	
Finance	\$ <371>	Emmitsburg	
Emergency Services	\$ 25	Emmitsburg	
Public Works Admin	\$ <167>	Emmitsburg	
Community Srvc.	\$ 435	Emmitsburg	
	\$ 432		Disaster/Emerg. Fund
C. Interdepartmental	\$ <3,923>	Thornock Park Fence	Transfer to Parks
D. Building & Plants	\$100,000	Carpet	Fund Balance
E. Police	\$ 8,500	EMPG reimbursement	State Grant
	\$ 2,441	Youth Alcohol Enforcement	State Grant
	\$ 10,941		
F. Community Relations	\$ 2,536	Youth Council	Donation account
G. PW- Admin	\$ 7,912	Early Retirement	Fund Balance
Roads	\$130,000	Road repairs	Fund Balance
Roads	\$ 2,844	2008 Bond interest	Fund Balance
	\$140,756		
H. Recreation	\$ 199	Programs (Freedom Run)	Donation account
I. Aquatic Center	\$ 5,405	Swim team	Donation account
	\$ 217	Wellness program	Donation account
	\$ 5,622		
J. Community Services.	\$ 25,000	Senior Center Study	Fund Balance
K. Parks	\$ 3,923	Thornock Park Fence	From Interdepartmental
L. Transfer to Fund 45	\$ 20,000	Public Safety Communications	Fund Balance
M. Various GF Depts.	\$ 53,576	Performance Pay	Fund Balance
N. Comm. Development	\$ 457,148	Expenditure of EDI grant	Federal EDI Grant CDRA

Fund 45 – Captial Projects

	<u>Project</u>		
O. Public Safety	Communications	\$ 20,000	
P. Roads	Bring forward Road Bond Balance	\$ 804,582	
	Bring forward other road projects	\$ 92,401	

Funds 50 –61 , Enterprise / Fleet Funds

Q. Fund 50 –Utility Admin	Early Retirement	\$ 30,900	EF Funds
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Fund 61 – Fleet	Early Retirement	\$ 41,583	Fund Balance
		\$ 233,646	
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	Hill Well	\$ 77,524	Fund Balance
	Ann Street	\$ 340,000	FB – Rev. Bonds
	Freeport Well upgrade	\$ 200,000	FB- Rev. Bonds
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Hopefully this will give you time to review these items. If you have any questions regarding these items for the FY2011 re-open budget, please let me know.

Thank you.

RDA
Attachment
3

CLEARFIELD COMMUNITY DEVELOPMENT AND RENEWAL AGENCY 2011R-01

**A RESOLUTION APPROVING AND ADOPTING
AMENDMENTS TO THE 2010/2011 BUDGET AND
APPROPRIATING FUNDS FOR THE PURPOSES SET FORTH
THEREIN**

WHEREAS, Clearfield Community Development and Renewal Agency is six months into its budget period which began on July 1, 2010 and ends on June 30, 2011; and

WHEREAS, the Board has approved some expenditures that were not included in the original budget; and

WHEREAS, Utah state code allows the Board to make adjustments to the budget; and

WHEREAS, proper notice of the public hearing for this matter was given; and

WHEREAS, Clearfield Community Development and Renewal Agency has considered and approved those amendments.

NOW, THEREFORE, be it resolved by the Clearfield Community Development and Renewal Agency that the amendments to the Clearfield Community Development and Renewal Agency budget beginning July 1, 2010 and ending June 30, 2011 as set forth in Exhibit "A" which is attached hereto and incorporated herein by this reference are authorized and approved.

The Chairman is authorized to sign any documents reflecting those amendments.

Passed and adopted at the Community Development and Renewal Agency Board meeting held on January 11, 2011.

Dated this 11th day of January, 2011.

ATTEST

CLEARFIELD COMMUNITY DEVELOPMENT
AND RENEWAL AGENCY

Nancy R. Dean, Secretary

Kathryn Murray, Chair

VOTE OF THE BOARD

AYE:

NAY:

EXCUSED:

Date: January 6, 2011
 To: Mayor and City Council
 From: Bob Wylie, Administrative Services Director

Subject: Preliminary items for re-opened budget FY11

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