

CLEARFIELD CITY COUNCIL MEETING MINUTES
7:00 P.M. REGULAR SESSION
June 26, 2012

PRESIDING:	Don Wood	Mayor
PRESENT:	Kent Bush	Councilmember
	Mike LeBaron	Councilmember
	Mark Shepherd	Councilmember
	Bruce Young	Councilmember
EXCUSED:	Kathryn Murray	Councilmember
STAFF PRESENT:	Adam Lenhard	City Manager
	JJ Allen	Assistant City Manager
	Brian Brower	City Attorney
	Greg Krusi	Police Chief
	Scott Hodge	Public Works Director
	Bob Wylie	Administrative Services Director
	Nancy Dean	City Recorder
	Kim Read	Deputy City Recorder

VISITORS: Megan Dean, Rachell Atwood, Michelle Dean, Jonathan Dean, Nancy Dean

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

Councilmember LeBaron conducted the Opening Ceremony.

APPROVAL OF THE MINUTES FROM THE MAY 1, 2012 WORK SESSION, THE JUNE 12, 2012 WORK SESSION AND THE JUNE 12, 2012 POLICY SESSION

Councilmember LeBaron moved to approve the minutes from the May 1, 2012 work session, the June 12, 2012 work session and the June 12, 2012 policy session, as written, seconded by Councilmember Shepherd. The motion carried upon the following vote: Voting AYE – Councilmembers Bush, LeBaron, Shepherd and Young. Voting NAY – None. Councilmember Murray was not present for the vote.

PRESENTATION TO JONATHAN DEAN FOR RECOGNITION OF RECEIVING THE RANK OF EAGLE SCOUT

Jonathan Dean completed the requirements to receive the rank of Eagle Scout. Mayor Wood and the City Council desired to recognize Jonathan and acknowledge his achievement.

Councilmember Young presented a certificate of achievement to Jonathan Dean and his parents and commended him for his work in achieving the rank of Eagle Scout. Mayor Wood commented Jonathan had previously served on the Youth City Council.

CITIZEN COMMENTS

There were no citizen comments.

APPROVAL OF ORDINANCE 2012-05 AMENDING TITLE 4, BUSINESS LICENSING

This ordinance provided further clarification on business license appeal procedures and notification practices associated therewith.

Councilmember Bush moved to approve Ordinance 2012-05 Amending Title 4, Business Licensing, and authorize the Mayor's signature to any necessary documents, seconded by Councilmember LeBaron. The motion carried upon the following vote: Voting AYE – Councilmembers Bush, LeBaron, Shepherd and Young. Voting NAY – None.

Councilmember Murray was not present for the vote.

APPROVAL OF 2012R-11 ACTING AS THE GOVERNING AUTHORITY OF THE NORTH DAVIS FIRE DISTRICT ADOPTING AND CERTIFYING ITS TAX RATE FOR THE 2012 TAXABLE YEAR

The Clearfield City Council acted as the governing authority for the North Davis Fire District (NDFD). The Administrative Control Board of the NDFD desired to establish a certified tax rate of .001400 for the 2012 taxable year for the purpose of funding operating expenses and capital improvements and to provide fire protection, emergency medical and ambulance services and consolidated 911 and emergency dispatch services.

Adam Lenhard, City Manager, explained when the NDFD was created language was included specific to the certified tax rate which reflected it could not exceed a certified tax rate of .001400. He reported the rate proposed for the NDFD by the Davis County Assessor was .001467 which would have maintained the property tax revenue for the District; however, that rate was above the cap established during the election in 2005.

Councilmember Shepherd reported the NDFD made some significant cuts in order to not exceed the designated certified tax rate cap of .001400. He indicated the NDFD would be receiving less than what they had previously received from Davis County from property taxes. He continued there was some confusion on whether the designated rate was meant to be a cap and suggested the Council and the NDFD would need to revisit the issue to determine whether the cap should be removed. He explained the reason for the designated verbiage related to the cap was to ensure no increase in taxes would happen during the creation of the NDFD.

Mayor Wood believed the reason the Assessor suggested the tax rate of .001467 was due to property tax values being assessed at a lower rate.

Councilmember LeBaron commented Councilmember Shepherd summarized the issue well. Nancy Dean, City Recorder, clarified the verbiage had been included on the ballot with the designation of the District. Adam Lenhard, City Manager, added the resolution at the time of the election stated the tax rate could not exceed .001400 and believed the language would need to be addressed.

Councilmember Shepherd moved to approve Resolution 2012R-11 acting as the governing authority of the North Davis Fire District (NDFD) and adopting and certifying a tax rate of .001400 for the Fire District 2012 taxable year and authorize the Mayor's signature to any necessary documents, seconded by Councilmember LeBaron. The motion carried upon the following vote: Voting AYE – Councilmembers Bush, LeBaron, Shepherd and Young. Voting NAY – None. Councilmember Murray was not present for the vote.

CONSENT ITEMS

APPROVAL OF THE AWARD OF BID FOR CONSTABLE SERVICES

The current contract for constable services would end on June 30, 2012. The City recently issued a Request For Proposals (RFP), and two proposals were submitted. However, one proposal was deemed non-responsive. The lone responsive proposal was submitted by Court Services of Utah, the City's current provider, and the fees were very similar to those currently in place.

APPROVAL OF RESOLUTION 2012R-12 AUTHORIZING AN INTERLOCAL AGREEMENT WITH LAYTON, CLINTON AND SYRACUSE CITIES FOR PARTICIPATION ON THE METRO SWAT TEAM

Clearfield City intended to supply police personnel to a multi-agency Metro SWAT Team that was administered by Layton City Police Department.

APPROVAL OF ORDINANCE 2012-06 UPDATING THE CONSOLIDATED FEE SCHEDULE

The Board of the North Davis Sewer District recently adopted an increase to provide sewer services for customers of Clearfield City. These fees are collected in the City's utility bill and the increase will be passed through to the customers.

Mayor Wood asked the Council if there were any items which needed to be removed from the consent agenda. There were no items removed.

Councilmember LeBaron moved to approve the consent agenda items presented by staff as listed above and authorize the Mayor's signature to any necessary documents, seconded by Councilmember Young. The motion carried upon the following vote: Voting AYE – Councilmembers Bush, LeBaron, Shepherd and Young. Voting NAY – None.
Councilmember Murray was not present for the vote.

COMMUNICATION ITEMS:

Mayor Wood

1. Informed the Council an invitation had been extended to the students attending Job Corps for a light dinner and concert in conjunction with the Fourth of July activities. He encouraged members of the Council to stop by around 8:00 p.m. and interact with the invited youth.
2. Reported he had attended a reception for General Litchfield from HAFB regarding his promotion to that of a three star general. He stated his attendance had allowed him the opportunity to express the City's support for HAFB.
3. Mentioned he had the opportunity to share presentations at two separate sessions, two different days at Boys State at Weber State University. He commented Officers Pledger and Swenson also participated and mentioned the Boys State faculty was so appreciative of the police department's support of the program and participation.

Councilmember Bush

1. Expressed appreciation to Officer Potts for his efforts in assisting a stranded motorist on the interstate. He reported the officer assisted in securing a hotel room and arranging for towing of the vehicle. He requested Chief Krusi compliment Officer Potts for his actions.
2. Reported he toured the North Davis Sewer District (NDSD) and attended its Board meeting on Thursday, June 14, 2012 and commented it was very informative.
3. Informed the Council he also attended an American Planning Association (APA) meeting on Thursday, June 14, 2012 at Young Electric Sign Company during which a discussion regarding electric signs took place. He commented valuable information had been provided. He stated Valerie Claussen, Development Services Manager, was also in attendance.

Councilmember LeBaron – nothing to report.

Councilmember Shepherd – nothing to report.

Councilmember Young – nothing to report.

Adam Lenhard, City Manager – nothing to report.

STAFF REPORTS

Nancy Dean, City Recorder – Reminded the Council of the following meeting schedule:

- Special session scheduled for Thursday, June 28, 2012, 6:00 p.m. to adopt amendments to the 2012 Fiscal Year Budget.
- No meeting on Tuesday, July 3, 2012
- Complete the float for the Fourth of July Parade on Saturday, June 30, 2012 at the Public Works Shop.
- Policy Session on July 10, 2012
- Work Session scheduled for July 17, 2012.
- No meeting was scheduled for Tuesday, July 24, 2012

Councilmember Bush moved to adjourn as the City Council and reconvene as the Community Development and Renewal Agency at 7:31 p.m., seconded by Councilmember LeBaron . The motion carried upon the following vote: Voting AYE – Councilmembers Bush, LeBaron, Shepherd and Young. Voting NAY – None. Councilmember Murray was not present for the vote.

The minutes for the CDRA are in a separate location

**APPROVED AND ADOPTED
This 10th day of July, 2012**

/s/Don Wood, Mayor

ATTEST:

/s/Nancy R. Dean, City Recorder

I hereby certify that the foregoing represents a true, accurate, and complete record of the Clearfield City Council meeting held Tuesday, June 26, 2012.

/s/Nancy R. Dean, City Recorder