

CLEARFIELD CITY COUNCIL MEETING MINUTES  
7:00 P.M. REGULAR SESSION  
May 22, 2012

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

VISITORS: Betty Parker – Freeport Center Associates, Joy Brown – American Legion, Kathy Avery – American Cancer Society Relay for Life, Bradley Avery – American Cancer Society Relay for Life

Mayor Wood acknowledged the Youth City Council members participating in the City Council Meeting. He explained the voting process the Youth City Council should follow. He yielded the floor to Ms. Amber Seidel, Youth City Council Mayor to conduct the City Council Meeting.

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.

Youth City Councilmember David Brown conducted the Opening Ceremony.

APPROVAL OF THE MINUTES FROM THE MARCH 27, 2012 WORK SESSION AND  
MAY 8, 2012 POLICY SESSION

**Councilmember Murray moved to approve the minutes from the March 27, 2012 work session and the May 8, 2012 policy session, as written, seconded by Councilmember LeBaron. The motion carried upon the following vote: Voting AYE – Councilmembers LeBaron, Murray, Shepherd and Young. Voting NAY – None.** Councilmember Bush was not present for the vote.

PRESENTATION TO PATSY SEACH FOR HER SERVICE AS A MEMBER OF THE  
PARKS & RECREATION COMMISSION - TABLED

PRESENTATION BY THE AMERICAN CANCER SOCIETY RELAY FOR LIFE

Kathy Avery, Co-Chair, from the North Davis Relay for Life was in attendance to share a presentation with the Council for the American Cancer Society's Relay for Life.

Ms. Avery informed the Council of the American Cancer Society's Annual event, Relay for Life, and stated she had been involved in the event for the previous nine years. She shared information with the Council on benefits to the community from the Relay for Life event and reported on the many volunteer opportunities and programs offered by the American Cancer Society. She informed the Council that the Davis County event was scheduled for August 3 – 4, 2012 at the Angel Street Soccer Complex in Kaysville. She requested suggestions from the Council for ways in which Clearfield City could be involved with the annual event.

Mayor Wood suggested Ms. Avery visit with Eric Howes, Community Services Director, to consider different possibilities. She left advertisements, flyers and business cards which could be available for display for those interested in participating.

***SCHEDULED ITEM***  
CITIZEN COMMENTS

There were no citizen comments.

APPROVAL OF THE AWARD OF BID FOR THE 475 EAST SANITARY SEWER REPAIR  
PROJECT TO WHITAKER CONSTRUCTION

Bids were received from two construction companies to make the necessary repairs to the sanitary sewer line installed behind the homes on the west side of 500 East Street from 200 South to 50 South. The lowest responsible bid was received from Whitaker Construction with a bid of \$58,700.

Adam Lenhard, City Manager, explained the sanitary sewer line was located behind homes on 450 and 500 East and was in need of repair. He stated two bids were received Whitaker Construction submitted the lowest responsible bid for \$58,700 and staff recommended approval of the award of bid to Whitaker Construction.

**Councilmember Young moved to approve the award of bid for the 475 East Sanitary Sewer Repair Project to Whitaker Construction with a bid amount of \$58,700, and approve funding of the project for the bid amount of \$58,700 with contingency and engineering of \$23,300 for a total project cost of \$82,000; and authorize the Mayor's signature to any necessary documents, seconded by Councilmember Shepherd. The motion carried upon the following vote: Voting AYE – Councilmembers LeBaron, Murray, Shepherd and Young. Voting NAY – None.** Councilmember Bush was not present for the vote.

APPROVAL OF THE AWARD OF BID FOR THEATRE SEATING AT THE COMMUNITY ARTS CENTER - TABLED

The city solicited bids for theatre seating at the Community Arts Center. Eric Howes, Community Services Director, presented the bids and his recommendation to the Council.

Mayor Wood pointed out this item had been discussed at the work session prior to the policy session at which time staff recommended the item be tabled as all bids were deemed nonresponsive.

**Councilmember LeBaron moved to table the award of bid for theatre seating at the Community Arts Center, seconded by Councilmember Young. The motion carried upon the following vote: Voting AYE – Councilmembers LeBaron, Murray, Shepherd and Young. Voting NAY – None.** Councilmember Bush was not present for the vote.

APPROVAL OF RESOLUTION 2012R-07 AUTHORIZING THE SECOND ADDENDUM TO THE INTERLOCAL AGREEMENT WITH THE NORTH DAVIS FIRE DISTRICT AND WEST POINT CITY

The City was executing indemnification agreements with any entity for which it collects impact fees. The current Interlocal Agreement with the North Davis Fire District (NDFD) did not address the collection of impact fees; therefore, staff is proposing an addendum.

**Councilmember Shepherd moved to approve Resolution 2012R-07 authorizing the Second Addendum to the Interlocal Agreement with the North Davis Fire District and West Point City and authorize the Mayor's signature to any necessary documents, seconded by Councilmember Murray. The motion carried upon the following vote: Voting AYE – Councilmembers LeBaron, Murray, Shepherd and Young. Voting NAY – None.** Councilmember Bush was not present for the vote.

APPROVAL OF RESOLUTION 2012R-08 AUTHORIZING THE DISPOSITION OF PROPERTY LOCATED ON THE NORTHEAST CORNER OF THE FREEPORT CENTER IN EXCHANGE FOR A NEARBY LARGER PARCEL

Youth City Council Mayor Seidel acknowledged Ms. Betty Parker representing Freeport Center in the audience.

The City Council previously held a public hearing regarding the disposal of the parcel of property. However, the legal description and map had been slightly modified. Adoption of a new Resolution with accurate legal descriptions and maps was necessary.

Adam Lenhard, City Manager, explained due to the SR 193 extension, the City's detention basin would need to be reconfigured in addition to the creation of some remnant parcels associated with reconfiguration of some streets and an intersection in Freeport Center. He referred to the distributed map and pointed out the red parcel identified property currently owned by Freeport Center which would be deeded to the City. He indicated the parcel identified by blue was property currently owned by the City which would be deeded to Freeport Center. He pointed out the extra property would allow the City to increase the size of the retention basin and stated UDOT would be responsible for the grading and expansion of the basin. He mentioned the property to be acquired by Freeport Center would allow it to better control the entryway and signage to its facility. He explained the difference between the current map and what had been used during approval of the previous Resolution 2012R-05 and because of the significant difference between the parcels it was necessary for Council's approval of the new legal description.

Youth City Council Mayor Seidel asked if Betty Parker, Freeport Center Associates, had any additional comments. Ms. Parker commented Mr. Lenhard's explanation was satisfactory.

**Councilmember LeBaron moved to approve Resolution 2012R-08 authorizing the disposition of a significant parcel of real property located near the northeast corner of the Freeport Center property in exchange for a nearby larger parcel and authorize the Mayor's signature to any necessary documents, seconded by Councilmember Shepherd. The motion carried upon the following vote: Voting AYE – Councilmembers LeBaron, Murray, Shepherd and Young. Voting NAY – None.** Councilmember Bush was not present for the vote.

**COMMUNICATION ITEMS**

**Mayor Wood**

1. Mayor Wood reminded the Council of the Thunderbird Reception on Friday evening, May 25, 2012, in association with the Air Show scheduled for Saturday and Sunday, May 26 and 27, 2012 at Hill Air Force Base (HAFB). He clarified Utah Transit Authority (UTA) would be providing shuttles from the Frontrunner parking lot in Clearfield for \$3.
2. Reported he, Adam Lenhard, City Manager, and JJ Allen, Assistant City Manager, recently met with developers regarding the Legend Hills area.

*Councilmember LeBaron* – nothing to report.

*Councilmember Murray* – nothing to report.

*Councilmember Shepherd* – reminded the Council of Clearfield University on Thursday, May 24, 2012, 6:30 p.m. He stated the evening would be dedicated to the Legislative arm of the City and reported participants would tour the City building. He indicated he had an assignment and agenda for each member of the Council. He stated the participants would be conducting a mock City Council Meeting.

*Councilmember Young* – nothing to report.

### ***STAFFS' REPORTS***

*Adam Lenhard, City Manager* –nothing to report.

*Kim Read, Deputy City Recorder* – stated no meeting was scheduled for Tuesday, May 29, 2012.

There being no further business to come before the Council in policy session, **Councilmember Young moved to adjourn the policy session and reconvene in a work session at 7:36 p.m., seconded by Councilmember Shepherd. The motion carried upon the following vote: Voting AYE – Councilmembers LeBaron, Murray, Shepherd, and Young. Voting NAY – None.** Councilmember Bush was not present for the vote.

**APPROVED AND ADOPTED  
This 12<sup>th</sup> day of June, 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, May 22, 2012.

/s/Nancy R. Dean, City Recorder