

CLEARFIELD CITY COUNCIL MEETING MINUTES
7:00 P.M. REGULAR SESSION
November 12, 2013

PRESIDING:	Don Wood	Mayor
PRESENT:	Kent Bush	Councilmember
	Mike LeBaron	Councilmember
	Kathryn Murray	Councilmember
	Mark Shepherd	Councilmember
	Bruce Young	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
	Eric Howes	Community Services Director
	Curtis Dickson	Community Services Deputy Dir.
	Scott Hess	Development Services Director
	Rich Knapp	Administrative Services Director
	Nancy Dean	City Recorder
	Kim Read	Deputy City Recorder

VISITORS: Joy Brown – American Legion Post 134, Koral Vasquez, Anthony Vasquez, Bob Bercha, Steve and Kariane Parkinson, Keegan Parkinson, CJ Parkinson, Clearfield Thunder Football Team, David Tomczak, Josh Harrison, Rebecca Harrison, Brady Smith, Geoff Woll, Mataya Dogdagan, Jarett Vitmar, Tanner Moss, Jace Atwood

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

Councilmember Young arrived to the meeting at 7:03 p.m.

Councilmember Bush conducted the Opening Ceremony.

Mayor Wood announced the minutes from the October 16, 2013 were being removed from the agenda as they were not yet ready for approval.

APPROVAL OF THE MINUTES FROM THE OCTOBER 8, 2013 WORK SESSION, THE OCTOBER 8, 2013 REGULAR SESSION AND THE OCTOBER 22, 2013 REGULAR SESSION

Councilmember Young moved to approve the minutes from the October 8, 2013 work session, the October 8, 2013 regular session and the October 22, 2013 regular session as written, seconded by Councilmember Bush. The motion carried upon the following vote:

Voting AYE – Councilmembers Bush, LeBaron, Murray, Shepherd and Young. Voting NO – None.

RECOGNITION OF CLEARFIELD’S YOUTH FOOTBALL TEAM

Clearfield City’s Bantam Football Team consisting of thirteen to fifteen year olds had a successful season and advanced to the Wasatch Front Football League (WFFL) Mini-Bowl game at Weber State University on Saturday, October 26, 2013. Mayor Wood desired to recognize the players and coaches for their achievement.

Mayor Wood expressed appreciation to the coaches for volunteering to work with the young men on the football team. He informed the Council that he had the opportunity to be with the team prior to, during and following the game and witnessed the instruction from the coaches. He expressed his opinion the instruction and skills from the coaches were not only applicable for the game that Saturday, but were pertinent in preparing the young men for becoming productive citizens in adulthood.

Mayor Wood and Councilmember Shepherd presented certificates to the football players on the team.

PRESENTATIONS TO CJ PARKINSON FOR RECOGNITION OF RECEIVING THE RANK OF EAGLE SCOUT

CJ Parkinson had completed the requirements to receive the rank of Eagle Scout. Mayor Wood and the City Council desired to recognize CJ and acknowledge his achievement. CJ explained he had collected items for the Christmas Box House located in Ogden with significant participation from his church. Councilmember Bush inquired about the leadership skills he learned in completing his project and presented CJ with a certificate of recognition.

PUBLIC HEARING ON RZN 1304-0007, A REQUEST BY MICHAEL CHRISTENSEN, ON BEHALF OF THE THACKERAY GARN COMPANY, FOR A REZONING FROM C-2 (COMMERCIAL) AND M-1 (MANUFACTURING) TO MU (MIXED USE)

UTA (Utah Transit Authority) currently owned the 72 acres located at approximately 1250 South State Street and had hired Thackeray Garn to develop it. The rezone was one of the steps required for the development process. The Public Hearing was continued from the October 8, 2013 City Council meeting and staff was recommending the public hearing be continued until November 26, 2013.

Scott Hess, Development Services Manager, reminded the Council the public hearing was associated with the rezone from M-1, Manufacturing, and C-2, Commercial, to the MU, Mixed Use zone to accommodate the Clearfield Station development. He mentioned the issue had been addressed in many Planning Commission meetings associated with the Master Development Plan. He added the City was currently working with the developer to complete the development agreement identifying phasing of the project, as well as infrastructure ownership and maintenance. He indicated the Planning Commission intended to forward the entire package to the City Council in December.

Mayor Wood asked if there was any discussion from the Council.

There was no discussion from the Council.

Mayor Wood asked for public comments.

There were no public comments.

Councilmember Bush moved to continue the public hearing until the City Council meeting scheduled for November 26, 2013, seconded by Councilmember Shepherd. The motion carried upon the following vote: Voting AYE – Councilmembers Bush, LeBaron, Murray, Shepherd and Young. Voting NO – None.

CITIZEN COMMENTS

Joy Brown – American Legion, expressed appreciation to Mayor Wood and Councilmember Young for their attendance at the Legion's Veteran's Day celebration on Monday, November 11, 2013. She expressed appreciation to Mayor Wood and Councilmember Murray for their support of Post 134 during their tenure of public service and stated they would be missed.

Mayor Wood pointed out the American Legion was a great support to the City. He announced in addition to meeting needs of the Veterans within the Community they assisted in sponsoring the City's Easter Egg hunt.

Brandi Draney, resident, introduced Laura Prouty, resident, to the Council. Ms. Draney reported a number of safety issues had arisen at Holt Elementary during the past few years and announced she had circulated a petition containing over 200 signatures illustrating support for their cause.

She reported Brian Bowles, Davis School's Superintendent, had agreed to meet with the City and members of the School Board to discuss the possibility of fencing the seven acres of property used by the School District. She informed the Council of an incident which took place last year which was currently being addressed through the court system. She mentioned members of the public and their pets were welcome to utilize the walking track located within the property at all times. She added bullying from students occurred because the property was so large and it was difficult for the playground aids to monitor the children, as well as some students would actually leave the school campus.

She distributed a copy of the agreement the City currently had with the Davis School District and read from Section 7 of the agreement. She stated she was prepared to present options which could be considered and believed a fence could be erected which would not interfere with the walking path.

Mayor Wood instructed Nancy Dean, City Recorder, to place the item on the November 19, 2013 work session agenda for discussion. He informed Ms. Draney and Ms. Prouty the meeting would be noticed as a public meeting and that they or other members of the community were welcome to attend.

Councilmember Bush inquired if there were other schools within the City adjacent to public parks which should also be considered.

David Tomczak, resident, congratulated the successful candidates which were recently elected during the election process. He informed the City that he recently was made aware of some cities offering scholarships to their residents and suggested the City consider a drawing in which residents could receive scholarship funds. He believed the City's water fund could accommodate this expenditure and suggested appropriating a small portion of approximately \$10,000 for that purpose. He believed it would illustrate the City's desire to educate its residents and could also promote the City with the "We've Got It Made" campaign slogan.

Mayor Wood responded there might be some legal constraints mandated by the State Legislature using funds for that purpose.

APPROVAL OF THE AWARD OF BID TO PETERSEN BROTHERS DRILLING FOR THE WOODS CROSS CANNERY WELL CLOSURE PROJECT

Bids were received from three construction companies to complete the necessary work to close the Woods Cross Well located at 245 Depot Street. The work would consist of removing the pump motor, sealing the well shaft and removing the well building, and filing the necessary documentation with the State for closure of the well. The lowest responsible bid was received from Petersen Brothers Drilling with the bid of \$27,700.00.

Scott Hodge explained the well was located on Depot Street and stated it was originally drilled to accommodate a nearby cannery many years ago. He stated because the well had not been used in over 30 years the City had lost all rights to the well. He proposed closing the well to eliminate any potential contamination of other water sources.

Councilmember Bush inquired if the City owned the small parcel of property which housed the well. Mr. Hodge responded it did and it would become surplus property.

Councilmember LeBaron moved to approve the award of bid to Petersen Brothers Drilling to close the Woods Cross Well for the bid amount of \$27,700.00 and approve funding for the bid amount of \$27,700.00 with contingency and engineering costs of \$10,200.00 for a total project cost of \$37,900.00; 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, Murray and Shepherd and Young. Voting NO – None.

CANVASS THE RESULTS OF THE MUNICIPAL GENERAL ELECTION HELD ON NOVEMBER 5, 2013

State Law required the governing body verify the results of the General Election, which was held on Tuesday, November 5, 2013.

Nancy Dean, City Recorder, presented the canvass report as prepared by the Davis County Clerk's Office. She noted the results were verified as the following:

Clearfield City Germa; Election
November 4, 2013
Canvass Results
(Canvassed: November 12, 2013)

Clearfield City Precincts	15	100.00%	
Registered Voters	10,125	100.00%	
Ballots Cast	1,279	12.63%	
Mayor (4-year term)			
Mark R. Shepherd	923	72.16%	Elected
Gary Scott Baldwin	323	25.25%	
City Council (4-year term)			
Benjamin G. Larsen	415	32.44%	
Bruce Young	773	60.43%	Elected
Randy Goodnight	351	27.44%	
Keri Benson	861	67.31%	Elected

Mayor Wood asked if the County made any effort to notify the individuals whose votes were not counted because they were not registered and had voted with a provisional ballot. Ms. Dean responded the County did notify those individuals whose votes were not counted and the form used to vote with a provisional ballot then became the voter registration and the voters would be allowed to vote in the next election.

Brian Brower, City Attorney, requested the motion include verbiage declaring that Mark Shepherd was elected as Mayor, Keri Benson and Bruce Young were elected as councilmembers.

Councilmember Murray moved to certify the vote totals and results and declare Mark R. Shepherd elected as Mayor, Keri Benson elected as councilmember and Bruce Young elected as councilmember, and authorized the City Recorder to report the results to the Lieutenant Governor’s office, seconded by Councilmember LeBaron. The motion carried upon the following vote: Voting AYE – Councilmembers Bush, LeBaron, Murray, Shepherd and Young. Voting NO – None.

COMMUNICATION ITEMS

Mayor Wood

1. Announced the City would be hosting a lunch with Clearfield High School elected officers on Monday, November 18, 2013, at 10:30 am to discuss with the Council issues and concerns.
2. Informed the Council he had attended the Davis Applied Technology Center (DATC) ribbon cutting for the new facility located in Freeport Center.

Councilmember Bush

1. Reported he had attended the National Water Conference with the Sewer District Board last month in Chicago, Illinois. He stated it was very interesting.
2. Informed the Council he had attended the previous lunch with the student council from Clearfield High School with Mayor Wood.
3. Mentioned he had also attended the DATC ribbon cutting with Mayor Wood.
4. Indicated he had attended the Utah Transit Authority (UTA) luncheon in Farmington.
5. Informed the Council of recent events sponsored by the Community Services Department which he had attended:
 - Community Band Concert
 - BoonanzaHe complimented the staff in the Community Services Department and expressed appreciation for their efforts.
6. Invited everyone to visit Island View Park to see the new playground equipment and expressed his opinion it was a fun community event with City staff and community volunteers. He also expressed appreciation for the staff that assisted in assembling and installing the equipment.

Councilmember LeBaron – Expressed congratulations to the new elected officials.

Councilmember Murray – nothing to report.

Councilmember Shepherd – nothing to report.

Councilmember Young – Thanked the American Legion for sponsoring the Veteran’s Day celebration on Monday, November 11, 2013, to honor the local Veteran’s.

Adam Lenhard, City Manager – nothing to report.

STAFFS’ REPORTS

Nancy Dean, City Recorder – informed the Council of the upcoming meeting schedule: a work session was scheduled for Tuesday, November 19, 2013 beginning at 6:00 p.m. Regular policy session on Tuesday, November 26, 2013. She mentioned there might a brief work session beginning at 6:30 p.m. and suggested the Council refer to the agenda for the meeting’s start time.

There being no further business to come before the City Council, **Councilmember Young moved to adjourn as the City Council and reconvene as the Community Development and Renewal Agency at 7:54 p.m., seconded by Councilmember LeBaron. All voting AYE.**

The minutes for the CDRA are in a separate location

**APPROVED AND ADOPTED
This 26th day of November, 2013**

/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, November 12, 2013.

/s/Nancy R. Dean, City Recorder