

CLEARFIELD CITY COUNCIL MEETING MINUTES  
7:00 P.M. POLICY SESSION  
February 9, 2016

PRESIDING:	Kent Bush	Mayor Pro Tem
PRESENT:	Keri Benson Nike Peterson Vern Phipps Bruce Young	Councilmember Councilmember Councilmember Councilmember
EXCUSED:	Mark Shepherd	Mayor
STAFF PRESENT:	Adam Lenhard JJ Allen Stuart Williams Scott Hodge Greg Krusi Spencer Brimley Eric Howes Curtis Dickson Summer Palmer Rich Knapp Nancy Dean Kim Read	City Manager Assistant City Manager City Attorney Public Works Director Police Chief Development Services Manager Community Services Director Community Services Deputy Dir. Administrative Services Director Finance Manager City Recorder Deputy City Recorder

VISITORS: Carson Robb – SAEV, Clint Bisbee – SAEV, Connie Kearl, Bob Bercher, Juliane Berglund - SAEV, Cade Hyde – SAEV, Boy Scout Troop 156, McGyver Clark – SAEV, Boy Scout Troop 151

Mayor Pro Tem Bush called the meeting to order at 7:00 p.m.

Mayor Pro Tem Bush informed the citizens present that if they would like to comment during Citizen Comments there were forms to fill out by the door.

Councilmember Peterson conducted the Opening Ceremony.

APPROVAL OF THE MINUTES FROM THE JANUARY 12, 2016 WORK SESSION, THE JANUARY 19, 2016 WORK SESSION AND THE JANUARY 26, 2016 POLICY SESSION

**Councilmember Young moved to approve the minutes from the January 12, 2016 work session, the January 19, 2016 work session and the January 26, 2016 policy session as written, seconded by Councilmember Peterson. The motion carried upon the following vote: Voting AYE – Councilmembers Benson, Peterson, Phipps and Young. Voting NO – None.**

## PRESENTATION BY STUDENTS AGAINST ELECTRONIC VAPING (SAEV) COALITION

Students from area high schools shared a presentation with the Council on behalf of the SAEV Coalition.

Cade Hyde introduced other members of the Coalition and distributed a sample resolution and announced the group was requesting the City's support of a bill, to be sponsored during the current legislative session by Representative Paul Ray, which would define electronic cigarettes (e-cigarettes) as a tobacco product. The definition would then require the same restriction as any other tobacco product related to advertising, online sales, and how the product could be sold in stores.

Clint Bisbee pointed out there was currently only sales tax applicable to e-cigarette purchases and suggested increasing the tax to be equal with other tobacco products. He stated statistics reflected an increase would discourage students and young people from purchasing e-cigarettes.

Mr. Hyde referred to the sample resolution and requested the Council adopt a resolution of support. Mr. Bisbee mentioned during last year's legislative session Representative Oda had voted against a similar bill and requested the community reach out and encourage his support of the bill this year.

Carson Robb shared some of his personal experiences associated with his service on a local youth court which supported how easily young people can obtain that type of product because it was not regulated. He shared some of the flavors such as bubble gum and root beer which he believed illustrated the products were being targeted toward young people. Mr. Hyde pointed out how the items had been targeted to youth as well as how accessible the products were and how easily it could be obtained via internet sales.

McGyver Clark shared some statistics specific to Davis County and Utah in regards to e-cigarettes and expressed his opinion the product needed to be regulated.

Mr. Hyde pointed out how the popularity of smoking cigarettes had changed during some of the councilmembers' generation and suggested the product was just a new way for tobacco companies to encourage tobacco use.

Mayor Pro Tem Bush asked if the Coalition knew the status of Representative Ray's bill. Mr. Bisbee responded the bill was currently scheduled to be numbered.

Councilmember Phipps stated he had recently read an article regarding e-cigarettes and shared some statistics. He expressed appreciation to the students for their enthusiasm and presentation.

Councilmember Peterson expressed appreciation to the students and inquired if the Coalition had reached out to Representative Brad Wilson as well. They indicated they had but encouraged the Council to follow up with him as well.

Councilmember Benson asked what the Coalition had done to reach out to their peers to educate them on the negative impact of e-cigarettes. Mr. Bisbee responded it had set up a booth during

the lunch hour at Davis High to educate students about the negative use of e-cigarettes. He continued there was also a video on Davis Schools' Facebook page about SAEV. He announced it also had a website, saevutah.com as well as using other social media. He stated the group communicated through technology and had participants statewide.

Councilmember Young stated the Coalition had presented great arguments and complimented the participants for their research.

### CITIZEN COMMENTS

There were no citizen comments.

### APPROVAL OF A GROUND LESSOR'S CONSENT AGREEMENT FOR PROPERTY LOCATED AT 888 SOUTH UNIVERSITY PARK BOULEVARD

JJ Allen, Assistant City Manager, explained there were two parcels of property; one owned by the City and the other owned by the CDRA, which were leased to the building located at 888 South University for a parking lot. He explained the owner of the building had recently applied for some financing in the form of a line of credit using the property as collateral. He stated the financial institution KeyBank was requiring the Ground Lessor Consent Agreement to be in place in the event the owner of the building defaulted, the bank could then become the lessee of the parking lot property. He reminded the Council that staff had reviewed the item during a previous work session and pointed out the same agreement would come before the CDRA Board for approval.

**Councilmember Phipps moved to approve the Ground Lessor's Consent Agreement for property located at 888 South University Park Boulevard and authorize the Mayor's signature to any necessary documents, seconded by Benson. The motion carried upon the following vote: Voting AYE – Councilmembers Benson, Peterson, Phipps and Young. Voting NO – None.**

### COMMUNICATION ITEMS

#### ***Mayor Pro-Tem Bush***

1. Announced he had attended Local Official's Day at the State Legislature.
2. Complimented staff for the information presented during the budget kick-off meeting which took place on Friday, January 29, 2016.
3. Reported he had attended a Safer Sidewalk meeting with residents residing along 300 North.
4. Informed the Council that he attended the Newly Elected Officials training on Saturday, February 6, 2016, presented by the Utah League of Cities and Towns in Salt Lake.
5. Reported that same evening he had attending the 419<sup>th</sup> Fighter Division Banquet at the Davis Conference Center.

#### ***Councilmember Benson***

1. Stated she would be meeting with Job Corps on Wednesday, February 10, 2016.
2. Announced the first meeting for the 'We've Got Talent' contest. The contest would be part of the festivities planned for the Fourth of July celebration. She stated auditions would begin in June.

***Councilmember Peterson***

1. Expressed appreciation for the opportunity to attend the Utah League of Cities and Towns training.
2. Also mentioned the budget kick-off meeting and expressed appreciation to staff.
3. Announced Clearfield City had its first Costplay photo shoot evening which allowed local business to come together within the community. She stated it had been successful.
4. Stated she was looking forward to having lunch with Job Corps and meeting some of the students at the facility.

***Councilmember Phipps***

1. Also complimented staff for the budget kick-off meeting which took place on Friday, January 29, 2016.
2. Announced he had attended his first Wasatch Integrated Waste meeting. He informed the Council that the facility would soon be installing a conveyer belt which would screen out yard waste and other non-combustibles items which impacted the ability of the furnaces. He also indicated staff would also be pulling recyclables off the conveyer. He mentioned the improvements would potentially extend the life of the landfill from twenty years to twenty-seven. He announced the facility had recently signed a long term nine year agreement with HAFB to purchase the steam generated by the Burn Plant. He informed the Scouts in attendance that tours were conducted at the facility. Mayor Pro Tem Bush mentioned the North Davis Sewer District also conducted tours of that facility and reported on some of its processes.

***Councilmember Young***

1. Reported he had also attended an Awards Banquet at Hill Air Force Base (HAFB). He stated it was great to connect with civilians and military members within the community.
2. Informed the Council that he had visited Connect Utah and stated it was an excellent venue to direct local businesses to when requesting ways to network and mentioned the Buy Local First campaign.

**STAFF REPORTS**

***Nancy Dean, City Recorder*** – Reviewed the Council’s calendar:

- No meeting was scheduled for Tuesday, February 16, 2016
- Announced neighborhood meetings were in the process of being planned
- Stated the next meeting was scheduled for Tuesday, February 23, 2016.

There being no further business to come before the Council, **Councilmember Phipps moved to adjourn as the City Council and reconvene as the Community Development and Renewal Agency (CDRA) at 7:29 p.m., seconded by Councilmember Benson. The motion carried upon the following vote: Voting AYE – Councilmembers Benson, Peterson, Phipps and Young. Voting NO – None.**

*\*\*The minutes for the CDRA are in a separate location\*\**

**APPROVED AND ADOPTED  
This 23<sup>rd</sup> day of February, 2016**

**/s/Mark R. Shepherd, 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, February 9, 2016.