

SMITHFIELD CITY COUNCIL

JUNE 24, 2015

The Smithfield City Council met in a regularly scheduled meeting at 96 South Main Street, Smithfield, Utah on Wednesday, June 24, 2015. The meeting began at 6:00 P.M. and Mayor Darrell G. Simmons was in the chair.

The following council members were in attendance: Barbara Kent, Kris Monson, Jeff Barnes, and Brent Buttars.

Dennis Watkins was excused.

City Manager Craig Giles and City Recorder Justin Lewis were also in attendance.

City Engineer Clay Bodily was in attendance for a portion of the meeting.

The opening remarks were made by Kris Monson.

VISITORS: Jeff Jackson, Austin Birky, Sal Toscano, Trent Currie, Trevor Larson, Denton Call, Terry Moore

APPROVAL OF THE CITY COUNCIL MEETING MINUTES FROM THE JUNE 10, 2015 CITY COUNCIL MEETING

A motion to approve the city council meeting minutes from the June 10, 2015 city council meeting was made by Jeff, seconded by Brent and the vote was unanimous.

Yes Vote: Kent, Monson, Barnes, Buttars

No Vote: None

Absent: Watkins

RESIDENT INPUT

There was not any resident input.

DON BARRINGER HAS REQUESTED APPROVAL OF THE BARRINGER MINOR SUBDIVISION. A TWO (2) LOT MINOR SUBDIVISION LOCATED AT 354 SADDLEBACK ROAD. ZONED RA-1.

Clay informed the council the minor subdivision request by Don Barringer had been reviewed and approved by the planning commission and the city technical review board and was now before the council for consideration and possible approval.

Don Barringer asked the council to waive the requirement for curb, gutter and sidewalk as the request can be made by the applicant since the property is west of 400 West. Don stated there are several reasons to waive the requirement. The area is still an agricultural area and farm

machinery is on the roadway all the time. If curb, gutter and sidewalk were required it would remove the majority of his neighbor's front yard to make way for the new infrastructure.

Don stated in his opinion if development occurs further to the west the road will have to be realigned as the current alignment won't work for future development.

Clay informed the council the draftsman of the project had been asked to include the curb, gutter and sidewalk on the construction plans as the planning commission wanted to see the layout if the requirement was not waived.

Brent asked if the motion to approve the request needed to include language about property dedication to the city on the north side of the project for a future road? Clay explained Don was aware of that request by the council and the property on the plat map shows being dedicated to the city.

Mayor Simmons asked Brent what the thoughts were of the planning commission on the curb, gutter and sidewalk requirement? Brent stated the items had been discussed and there is not a good place for the runoff water to be dealt with and the planning commission felt waiving the requirement would be appropriate.

Barbara stated she felt this request was more of a boundary line adjustment than subdivision request as on the original land split Don had given land to the Curtis family. Barbara felt waiving the requirement for curb, gutter and sidewalk would be appropriate in this case.

Barbara asked if there needed to be an exemption for the sewer requirement on the new lot? Clay stated the city ordinance is very clear in this regard and there are not any issues.

A motion to approve the Barringer Minor Subdivision, two (2) lots located at 354 Saddleback Road with the requirement for curb, gutter and sidewalk being waived was made by Jeff, seconded by Kris and the vote was unanimous.

Yes Vote: Kent, Monson, Barnes, Buttars

No Vote: None

Absent: Watkins

Don thanked Clay and Craig and the rest of the city staff for their help on the project. Don thanked the council for being able to come before them and work out issues or concerns and then get the project approved.

Jeff asked if the new house will be on the city sewer system? Clay explained the new house will be on a septic system as allowed by city code and approved by the local health department.

IRONWOOD DEVELOPMENT GROUP LLC, AGENT FOR REAL ESTATE INVESTMENT VEHICLE 1, LLC & IRONWOOD DEVELOPMENT GROUP, LLC HAS REQUESTED APPROVAL OF THE FINAL PLAT (11 LOTS) OF THE BLACK ROCK COMMERCIAL/INDUSTRIAL SUBDIVISION, LOCATED AT APPROXIMATELY 75

WEST 800 SOUTH. ZONED CC (COMMUNITY COMMERCIAL) AND GC (GENERAL COMMERCIAL).

Clay informed the council the request had been reviewed by the technical committee as well as the planning commission. Some requests had been made by the city staff and the developer had included all of the changes in the final plat.

Jeff Barnes asked if the design allows for the new road to go south to 1000 South in the future? Jeff Jackson stated the road could easily be built going south to 1000 South if future development occurs on the property to the south.

Jeff Jackson informed the council there had been a concern of how to handle the storm water for the subdivision. There is not a place for it to go. Options such as pumping the storm water back up to the highway in front of O'Reilly Auto Parts had been considered. A big infrastructure expansion project would be required to get the storm water from the development to the ditch on 1000 South. The subdivision is designed for a 100 year storm and all of the storm water would percolate into the ground. If there is overflow it would go through the southwest corner of Lot 1 onto the property owned by Paragon Tool.

Jeff Jackson explained he was working with Paragon Tool to have an agreement if there is an overflow the storm water would be allowed onto their field. Mayor Simmons felt that was a good solution if there is a problem.

Jeff Barnes asked which lot Prestige Solutions will be building on? Jeff Jackson stated it would be on Lot 10 by O'Reilly Auto Parts.

Jeff Barnes asked if there is only one lot currently sold in the subdivision? Jeff Jackson stated there is only one sold but his intent is to start a speculative building on one of the other lots later this year.

Jeff Jackson informed the council he had been talking with a farm implement type store about the possibility of selling them two lots but nothing had been finalized at this point.

Brent asked where the runoff water currently goes for Paragon Tool? Jeff Jackson stated it crosses under the road and enters into a ditch on 1000 South.

A motion to approve the final plat, eleven (11) lots, of the Black Rock Commercial/Industrial Subdivision located at approximately 75 West 800 South was made by Jeff, seconded by Barbara and the vote was unanimous.

Yes Vote: Kent, Monson, Barnes, Buttars

No Vote: None

Absent: Watkins

PUBLIC HEARING ON ORDINANCE 15-09, AN ORDINANCE AMENDING THE SMITHFIELD ZONING REGULATIONS, TITLE 17 IN PARTICULAR ADDING TO SECTION 17.04.070 “DEFINITIONS” AND CHAPTER 17.120 “USE MATRIX TABLE” TO ALLOW FOR “ASSISTED LIVING FACILITIES” IN CERTAIN ZONES.

Clay explained to the council there are different types of assisted living centers and currently the city does not have an ordinance allowing for them in any zone in the city. The planning commission had worked on coming up with the zones where assisted living centers should be allowed based on size and some other factors. There is an interest by a company to build an assisted living facility in the city; therefore, the city needs to establish where they can be located and what, if any, restrictions would be required.

Jeff asked how much of the proposed ordinance is already part of the city code? Clay stated the entire ordinance is new.

Jeff asked if there was any city ordinance currently in place for this type of business or if the entire ordinance was new? Clay stated the entire ordinance would be new city code. None of the current proposed ordinance is in any part of the city code.

Mayor Simmons asked for clarification on types and capacity. Clay explained type is the amount of care required and then the other criteria is the number of occupants that will be allowed.

Jeff asked for some clerical items such as margin adjustments be made to the ordinance as it could be hard to read and understand.

Mayor Simmons asked if there is a maximum on the large units? Craig informed the council the state governs what is allowed and the company that wants to build in the city is considering a 32-36 bed complex.

Jeff asked if the current request is to build on the Cantwell property? Craig stated that was correct.

Jeff asked what the zoning is for the Cantwell property? Clay stated he would need to double check but he recalled the area on the highway being zoned central business.

Mayor Simmons asked if the ordinance is consistent with what other communities are doing? Clay explained the city staff was not sure where to start as this was new so a representative from the state had come up and met with the planning commission. Other city ordinances had been reviewed as well. The proposed ordinance is a combination of other cities, state requirements and what is best for the city. Assisted living facilities are very regulated by the state and monitored on a regular basis.

Mayor Simmons asked if the proposed ordinance is in harmony with requirements of the state? Craig explained the proposed ordinance is very clear and concise. The city currently does not have an ordinance allowing or regulating assisted living centers.

****The public hearing was opened at 6:35 P.M.****

There was not any resident input.

****The public hearing closed at 6:36 P.M.****

DISCUSSION AND POSSIBLE VOTE ON ORDINANCE 15-09.

Mayor Simmons felt this was a good starting point for the city and defines clearly some of the requirements that are needed. Barbara concurred and thanked Clay and the planning commission for their time and research to put the ordinance together.

****A motion to adopt Ordinance 15-09, an Ordinance amending the Smithfield City Zoning Regulations, Title 17 in particular adding to Section 17.04.070 “Definitions” and Chapter 17.120 “Use Matrix Table” to allow for “Assisted Living Facilities” in certain zones was made by Barbara, seconded by Kris and the vote was unanimous.****

Yes Vote: Kent, Monson, Barnes, Buttars

No Vote: None

Absent: Watkins

Jeff asked how long the ordinance had been worked on? Justin stated the original conversation started last year and the ordinance had been assembled and critiqued during 2015 to get to this point.

ANNUAL POLICE DEPARTMENT AND ANIMAL CONTROL REPORT FOR 2014 BY POLICE CHIEF TRAVIS ALLEN.

Mayor Simmons informed the council Chief of Police Travis Allen would be presenting the annual report of the police department and animal control department for calendar year 2014.

Chief Allen came before the council and reviewed the annual report. The report was 22 pages and reviewed page by page.

The “Message From The Chief” was the first one prepared by Chief Allen.

A “Department Overview” was provided listing the employees in the department and their job title.

Jeff asked who came onto the force and who has recently left the department? Aubrey Murdoch replaced Amy Jones in 2015. Trent Currie replaced Jason Ostermiller. Jon Honeycutt was a reserve officer and got married and moved to Layton and left. Denton Call replaced Frank Keepers. Denton is the animal control officer as well as the school resource officer who teaches NOVA. Denton also does works as a patrol officer.

The “Activity Overview” consisted of 3,922 reported incidents. Of those 2,972 were “Citizen Investigative Contacts”. Total combined activities of the department totaled 8,954. The 8,954 comes from when one incident may have several different items included.

The “Activity Overview” showed the area of the 3,922 incidents. The city is broken into six districts. The police department building is located in District 5 and the majority of the incidents were reported there; 1,422.

“Officer Workload” showed the number of incidents each officer reported to along with his name. Officer Muir had the most incidents totaling 1,813. Incidents do not include just police department related activities but all activities responded too no matter the description.

“Traffic Overview” showed the traffic citations issued during 2014. There were 505 citations issued during the year. Eighty-three of the citations were for “traffic problems”. The number of citations was very low compared to other years. In 2012, the State of Utah implemented that all citations must be processed digitally. The system currently used by the city did not print the citations and was not compatible with the state system. A traffic citation took approximately 45 minutes to process so very few citations were written. Taking that amount of time was deemed excessive by the police department. Recently, the process has been changed and more citations are being issued.

“Traffic Activities” included 156 traffic crashes. There were twenty-one injuries and eighty-four vehicles were damaged.

Mayor Simmons asked if 24 DUI’s was high or low for a year? Chief Allen stated that is fairly high for the city. Fifteen of the DUI’s were alcohol related.

Mayor Simmons asked if the DUI cases could be broken down into areas such as age and gender? Chief Allen stated such a report could be generated. Mayor Simmons asked Chief Allen to supply him a copy of a detailed breakdown of the DUI cases based on demographics.

Chief Allen explained that all DUI cases are not alcohol related. They also include street drugs and prescription drugs. There has been a significant decrease in prescription drug related cases over the last few years.

Yearly traffic accidents totaled 156 in both 2013 and 2014.

Mayor Simmons asked Chief Allen if he knew why traffic accidents would decrease from a peak of 236 in 2007 to a low of 134 in 2012? Chief Allen stated in 2007 UDOT widened the highway and there were several accidents as traffic as slowed, redirected and diverted the majority of the year.

Curtis Shumway and Denton Call handle investigations for the city. Denton is the animal control officer for the city as well as a patrol officer. Denton handles all animal related investigations and Curtis handles all other investigations.

Animal Control calls totaled 1,162 in 2014.

Denton also teaches the NOVA program which talks about street drugs and the harms of using them. In 2014, 327 children graduated from the NOVA program.

“Community Policing” had 1,303 reported incidents. Incidents that fall in this area include VIN number checks on automobiles, finger printing and presentations by the officers.

The police department oversees the school crossing guards as well.

“Activity Report” classifies all activities of the department. There were 39 alcohol offenses, 186 times assisting other agencies such as the North Park Police Department and the Cache County Sheriff’s Office. There were 15 attempted suicides and 26 burglaries.

There were many possession of marijuana cases and recently there has been an uptick in methamphetamine, cocaine and heroin cases. The main cases right now are marijuana and methamphetamine.

Curtis Shumway handles all child abuse cases.

Domestic violence incidents totaled 104 in 2014.

Twenty-seven fires were responded to and two of those were structure fires. Neither of the structure fires were major and both started in the kitchen area.

Forty-six reports of fraud were reported.

All contacts are documented.

Denton Call replaced Frank Keepers in June 2014 and has done a great job of working as the animal control officer, bailiff and patrol officer.

Kris thanked Denton for a recent call for service at her home. An incident with a raccoon had occurred and Denton was very professional and got to the scene quickly. The case was handled quickly and professionally.

Kris asked Chief Allen for the department to get some type of euthanized stick so blood or other fluids will not be left at the scene. Chief Allen stated darts can be used as well as other items and he would review with Denton and come up with a new plan for the future.

Trevor Larson was hired in September 2014 and has done a great job.

Jason Ostermiller left the force in December 2014 as he accepted employment elsewhere. Trent Currie was hired at that time.

The total staff of the department is 21 and that number includes the crossing guards and police department reserve officers.

Chief Allen thanked the council for them allowing him to attend the FBI national academy in 2014. The academy is only for the elite and very few are selected. As of 2008 there were 765,000 sworn officers in the United States and only 0.001% get to attend the academy. The program is very prestigious and Chief Allen thanked the council for the opportunity to attend. Only four officers are selected from Utah on a yearly basis. Chief Allen is one of six officers in the Cache County that has attended the academy. Leadership and training skills are gained.

Officers from eighteen countries attended. There were 225 officers that attended the academy in 2014.

The academy focuses on leadership, constitutional law and computer forensics as well as several other areas.

Some of the changes implemented at the department in 2014 consisted of moving the secretary back to the front office. People need to see a face and have face to face contact not have to ring a doorbell to get service when they walk through the door.

The finger printing policy had been reestablished. The policy allows for community interaction in a positive manner. There is not a charge for the finger printing service.

In October 2014, the department held a trick or treat party as well as gave tours of the building. The event was well attended.

Officer Nick Hidalgo spearheaded a food drive between Thanksgiving and Christmas and a truck load of food was taken to the local food pantry.

Face to face contact is required for all calls when possible. In the past, calls were handled over the phone but the policy of the department is now to handle the calls face to face when possible.

The department has an open door policy so anyone can come in and speak with the chief or officers at their convenience.

Compensation time has been an issue with the department in the past and in 2014 the outstanding hours were reduced from around 700 to 330 and now stand at about 350 outstanding hours.

Some of the goals for 2015 consist of getting more accurate incident numbers. In the past, several items such a taking a piece of paper from one office to another was documented as an incident. In the opinion of Chief Allen that item is not a police item and should not be reported as such. The number of incidents and cases in 2015 will be less than previous years but will only include police related activities not some of the other clerical issues that have been documented in the past as incidents.

Mayor Simmons asked Chief Allen approximately how many less incidents he expected reported in 2015 compared to 2014? Chief Allen stated he expected the incident numbers to decrease between 600 and 700 incidents. As of June 24, 2015 the department had logged 1,620 incidents.

Mayor Simmons asked Chief Allen to come back in a few months and give another report on how the new Spillman software system is working and benefiting the department and the city.

Mayor Simmons asked Chief Allen what he does with the reports where he generates numbers to review? Chief Allen stated he reviews areas and trends. If burglaries are happening in one specific area of the city more patrol is done there. If accidents are happening because of speeding in a certain area he has more patrol in the area to get people to slow down.

Chief Allen explained to the council one of the major benefits of the Spillman system is the issuance of digital tickets. Right now all tickets are written by hand. The officer writes the ticket in the field and then the department secretary enters the ticket into the system the following day.

Barbara asked if warnings are tracked? Chief Allen stated they are not.

Chief Allen mentioned another positive of the Spillman system is with the new seatbelt law it is mandatory the first violation is a warning. Right now the current system cannot communicate with the other local system so there is no way to know if a warning has already been issued. Once on the Spillman system is setup for the department this issue will be resolved as all of the departments will be using the same system.

Mayor Simmons asked if there would be efficiency seen in traffic citations from the current system to the Spillman system? Chief Allen remarked the current system can take as long as forty-five minutes per citation and the new system should be around five minutes or so.

Jeff asked when the new system would be implemented? Justin stated the new system is part of the new budget year and will be implemented in July.

A grant was received which allowed for the purchase of new laptops and printers for all of the patrol cars. They are already equipped for the changeover to the new software in July.

New uniforms, badges and patches were ordered and slowly being put into service.

Goals for the remainder of 2015 consist of: changing to the Spillman software system, better work flow with citations and better communication between the department and the surrounding agencies.

Officer safety will be better when the department is on the same system as the rest of the valley. Information currently cannot be shared from department to department do to the differences in software packages. Franklin County is using Spillman as well so the entire valley will be on the same software package.

Brent asked Chief Allen for his opinion on dog licenses and how to get all dogs in town licensed. Chief Allen stated not all of the dogs in town are registered but there has been progress this year compared to last year. Denton and the city staff held a dog clinic in the spring that was very successful. Justin stated around 100 dogs were licensed and vaccinated at the clinic and it was good for the city and residents. The clinic will be better advertised in the future and become an annual event in the city. Chief Allen informed the council right now fix-it tickets are being issued for dogs that are not licensed. City prosecutor Kelly Smith recommended the fix-it ticket as a way to not issue a citation and get the dogs licensed. If the person refuses to license the dog then a fine is owed.

Brent asked if the Spillman system will allow tracking and reports of dogs that were registered in one year and not the next? Chief Allen mentioned as part of the Spillman software purchase the city had purchased the dog licensing software package as well and it has great reporting features. The intent of the department is to sell dog licenses as well in the future like in past years.

Jeff asked for clarification on 315 kennel inspections listed in the report. Chief Allen stated that is the city owned kennel down at the maintenance shop; not officers going to people's homes.

The department intends to implement new policies and procedures in 2015. The policies and procedures will come through some guidelines set by attorneys, the state and the local department. The local department will pick and choose which policies and procedures to use for the department that make sense for this department and a staff of the current size. As part of the program the department will be immediately notified of current Supreme Court rulings and how they affect the law.

One added benefit to the new program is daily training will be done. Each department member will read and answer one training question per day. The questions and answers will be monitored and recorded for training purposes and to prove training is occurring for throughout the department.

The cost for the new policy and procedure system will be a one-time cost of \$3,800 and a yearly renewal fee of \$1,500. The Logan City Police Department, Cache County Sheriff's Office and North Park Police Department are all using this system currently. All of the agencies will have similar policies in regards to interlocal response and assistance.

Community policing will be a focus. The department understands the residents are the eyes and ears of the city and police department and there needs to be a relationship of trust between the department and the residents.

Working on competitive pay is a long and short term goal. The department will not compete with the wages offered on the Wasatch front but needs to be competitive with other local agencies. The long term goal is to have the department be a place employees want to come and stay and not a stepping stone to another department with better wages.

A current issue is officers are hired and trained and time and money is invested in them and then they get offered more money by another local department and end up leaving to go there.

An officer physical fitness program is being implemented nationwide. With the addition of a few more pieces of equipment the department will be in a position to offer better physical fitness opportunities for the officers.

Chief Allen thanked Brett Daniels and the recreation department for giving the department the old equipment that is no longer used or needed at the recreation center. The equipment is being utilized in the police department.

A long term goal is to have an employee recognition banquet or dinner the second week of May of each year where the staff can attend with their spouses and be recognized. The council and mayor would be invited to attend.

Chief Allen asked the council for guidance on if the department should deal with wildlife issues as in the past the policy of the department was to deal with domestic animals but not wildlife. Mayor Simmons mentioned wildlife is not just a local issue but a valley issue and the local department and county need to get together and work on a long term solution.

Adjusting and modifying the local mutual aid agreements needs to be a priority to allow for easy flow of information and assistance when needed. The department is already working with the North Park Police Department and Cache County Sheriff's Office on a regular basis.

The other local agencies also offer help on criminal investigations, homicides, natural disasters, missing children and a variety of other areas. The state crime lab can be called in when needed as well. Recently, the state crime lab did the work on a murder that occurred in the North Park Police Department coverage area.

All of the valley departments recently responded to a hostage situation in Lewiston.

More grant opportunities will be worked on and looked for in the future.

The department will work better on the flow of information and news about the department through social media and the website to the residents of the city.

Chief Allen was invited and participated on the hiring board for the Logan City Police Department as well as the promotion board for the Cache County Sheriff's Office.

Zero formal complaints have been issued against any of the officers in the last ten months.

A Christmas party was held in 2014 and 48 people attended.

Trevor Larson was introduced to the council. Trevor worked for the Utah State University Police Department and was previously a member of the Logan City SWAT Team.

Trent Currie was introduced to the council. Trent previously worked for Sandy City in the animal control department and took Jason Ostermiller's place on the department.

Sal Toscano was introduced as well. Sal has worked for the department for 11 years. Sal previously worked for the Box Elder Sheriff's Department for two years and the United States Air Force Military Police previous to that.

PUBLIC HEARING ON RESOLUTION 15-08, A RESOLUTION AMENDING THE BUDGET FOR THE PERIOD OF JULY 1, 2014 THROUGH JUNE 30, 2015.

Craig reminded the council he had sent out the proposed adjustments for the council to consider. Overall every department was doing well and keeping within budget. The recreation department had another great year and the amount required to be transferred from the general fund had been reduced as part of the adjustments.

Mayor Simmons thanked Craig for the simple but yet informative explanation that had been sent to the council for review. Craig mentioned the goal of the city staff is to make the budget easy to review and understand and not wonder what a specific line item consists of. The next fiscal year budget will have some minor changes in wording for clarity purposes.

Jeff asked whether the city general fund would be positive or negative at year end? Craig explained the proposed adjustments are because revenue is up and the biggest factor is including a proposed transfer of approximately \$151,000 from the general fund to the general capital improvement fund.

Justin informed the council the staff and each department head is very conscientious about their budget and always asking how much is left or what they can spend. They want to keep equipment, grounds, etc. in the best condition possible but not go over budget at the same time.

****The public hearing opened at 7:47 P.M.****

There was not any resident input.

****The public hearing closed at 7:48 P.M.****

DISCUSSION AND VOTE ON RESOLUTION 15-08.

Mayor Simmons informed the council the golf course staff is constantly trying to find ways to improve their budget but at the same time there are many improvements that need to be made. They are doing the best they can with the funds that are available.

Mayor Simmons thanked Craig for his work on the current budget and the new budget. Craig had stepped right up and done what needed to be done as soon as he was hired when a new budget was being reviewed and considered.

****A motion to approve Resolution 15-08, a Resolution amending the budget for the period of July 1, 2014 through June 30, 2015 was made by Kris, seconded by Barbara and the vote was unanimous.****

Yes Vote: Kent, Monson, Barnes, Buttars

No Vote: None

Absent: Watkins

CITY MANAGER REPORT

SUMMER MEETING SCHEDULE: JULY 8TH, AUGUST 12TH, SEPTEMBER 9TH

Craig reminded the council the meeting schedule for July, August and September is only one city council meeting per month. The dates of the next three meetings will be on July 8th, August 12th and September 9th.

Barbara asked if that is the second Wednesday of each month? Craig stated that was correct.

Craig reminded the council at the last council meeting it had been discussed to continue on with the combining of the three proposed concept plans for the Heritage Park project. The students at USU had done the concept plan and are not in a position to do construction drawings that would allow the project to be taken to bid.

Craig asked the council for permission to hire a landscape architect to work on the project and design the electrical, sprinklers, sidewalks and other items for the park.

Barbara asked how much had been budgeted for the project in the new budget year? Craig stated \$40,000 was included in the new budget to start the project but would not be enough to finish the project.

The consensus of the council was to hire a landscape architect to work on the project.

Justin informed the council two members of the Pitcher family that own the property located on the west side of Forrester Acres had approached the city staff about the city possibly purchasing the property. The property totals 3.24 acres and includes a house built in approximately 1913 as well as several small outside buildings.

Justin informed the council he had informed the owners of the property he would bring the request to the council and had informed the property owners an appraisal would be required.

Brent mentioned there had been talk several years ago about putting apartments on this parcel.

Barbara reminded the council there had been a previous discussion about possibly purchasing 1/10 of an acre or so at the south end of this parcel so the Heritage Trail could be extended.

Mayor Simmons mentioned the parcel would be nice for the city to own, if possible, to allow for future expansion of the Forrester Acres area.

Justin stated the home is livable and could either be sold on a separate parcel or knocked down as part of the development of the land into a park for the expansion of Forrester Acres.

Mayor Simmons mentioned the parcel will appraise for quite a bit more with a home on it so the council will need to decide how much the land is worth as knocking down the home would greatly decrease the value of the property.

Barbara asked what could be done with the parcel? Mayor Simmons mentioned it would be a great area for a tennis court. The city owned tennis court had been removed when the library expansion and renovation project was completed. A tennis court would be utilized by the residents at least six months per year.

Brent felt an appraisal would be appropriate. Jeff concurred. Barbara mentioned it was most likely a once in a lifetime opportunity and should be checked into.

Brent mentioned there should be irrigation shares that come with the property as well.

The consensus of the council was to work with the property owner and get an appraisal of the parcel and then discuss a possible land purchase at that time.

Jeff mentioned any parcel that comes for sale by Forrester Acres should be seriously considered as the area to expand is very limited.

COUNCIL MEMBER REPORTS

Brent thanked Jess Daines and the rest of the city staff for how the cemetery grounds were cleaned off. There were not any reported issues with the items removed from the graves this year. Justin informed the council they will start to get calls and complaints as the parks, ball diamonds and cemetery grounds start to dry up. The staff will work to keep the grass alive not extremely green. There is not enough water to keep the grounds completely green. Jess and his staff are doing the best they can with the water that is available.

Jeff informed the council the historical society would be putting together the fair booth this year. Melissa Draper was overseeing the project.

Jeff asked how much the budget is for the fair booth? Craig stated it is \$500 and a specific line item in the budget.

Jeff informed the council the historic cabin was filled full of dust and debris when the exterior was blasted with walnut shells to remove the paint and stain. A large crew of people will be needed to clean up the items in the cabin and the interior of the cabin. Mayor Simmons suggested contacting the local LDS young single adult stake leader as the stake is always looking for projects to help out on.

Jeff asked for an update on the historic cabin chinking project? Jeff thought the staining portion of the project had been completed. Craig informed the council the foam is placed in between gaps and after that is completed the chinking portion of the project can be completed.

Jeff mentioned the trees that were given away by the tree committee had been picked up. The tree committee is working on inventorying the trees in the city. The project had been started by spending a couple of hundred dollars to inventory the trees in the cemetery. The tree committee is going to apply for a grant in the amount of \$3,000 that would pay for the cost of inventorying the trees in the city. The city will have a matching portion to the grant if approved. The grant application is due in September.

Kris informed the council the 16 Crossing Trail Run had been completed and there were not a lot of people that participated.

Kris thanked the recreation department and staff for the great job they are going with all of the programs they run. The center operates over two dozen programs.

Barbara informed the council the senior citizen program is on their summer schedule but they are meeting twice per month this summer. The youth council is gearing up for next year which starts this fall. In the future, the council will review and approve the bylaws of the youth council. The bylaws will explain what is expected of those involved and let the parents understand what their children are involved in.

Barbara thanked Craig for his weekly update of what is happening in the various departments in the city.

Barbara mentioned she had heard good things about the cemetery cleanup as well and she was not aware of any issues.

Barbara commented she would like to send a letter to the local faith based groups thanking them for their service on the Comcast Cares day of service.

Mayor Simmons asked if the exact amount donated by Comcast needed to be known before the letter was mailed? Barbara replied she was going to put over twenty thousand so the letter could be sent now rather than when the money is received in September or so.

Barbara asked if the letter should include verbiage about next year and the money raised would go towards helping furnish the library? Mayor Simmons suggested just listing a city sponsored project not the library specifically as the funds might be needed elsewhere for a project that is unknown about at this time. Justin suggested not just sending the letter to just the local leaders but to put on Facebook, the website and send a message through Parlant letting everyone know of the success of the day of service and how much money was raised.

MAYOR'S REPORT

Mayor Simmons thanked Craig for making the transition to a new city manager such a smooth process.

Mayor Simmons informed the council there have been some efficiency changes in the city office with the staff. Clay is doing well in his role as city engineer as well. Craig mentioned it is not

just Clay who has stepped up but the entire office staff. Clay will be involved more in council meetings and other projects moving forward.

Barbara mentioned she liked the cross training so people can come in just one time to get things completed rather than have to come back another time if one of the office staff is not available.

Jeff expressed concern about moving dog license purchases back to the police department as part of the problem is the police department is not open from 9:00 A.M. to 5:00 P.M. daily. Craig agreed and informed the council he would be meeting with Chief Allen to discuss the best way to make dog and cat license purchases available to the residents.

Mayor Simmons informed the council he would like the council to consider implementing fireworks restrictions for the upcoming July 4th holiday and celebration. The forecast for the next week is calling for high temperatures and the hillsides are drying out fast. Kris felt it was a good idea as well to impose the same restrictions as in years past.

Jeff asked where the restrictions would be? Mayor Simmons stated the main area is no fireworks could be lit above 800 East.

Mayor Simmons informed the council that Lowe's Home Improvement has a two thousand dollar grant available and the application is due by Friday, June 26th. They also have larger grants for communities as well. The two thousand dollar grant application would be to help out on a community project such as painting bleachers.

Justin asked if the grant could only be used for materials or materials and labor? Mayor Simmons mentioned Lowe's would supply materials and labor.

Kris asked if any projects were needed at the senior center? Justin suggested using the grant funds to start to replace the ceiling light fixtures and converting them to LED fixtures. The staff had considered this in the past but did not have the money in the budget to complete the project. Mayor Simmons stated he would fill out the grant application and ask for assistance in replacing the lighting fixtures, front door as well as the refrigerator.

Justin read the approval of the fireworks restrictions as imposed by the city council on July 9, 2014. The approval was as follows:

A motion to restrict the use of fireworks in Smithfield City from July 21st through July 27th, 2014 starting at the Smithfield City south boundary on 800 East, going north to Center Street and north of Center Street would be restricted above 200 East and extending to the Smithfield City north boundary was made by Jeff, seconded by Brent and the vote was unanimous.

Jeff suggested changing the restriction to 1000 East not 800 East. Mayor Simmons suggested leaving the restriction at 800 East as 1000 East is too close to the foothills were the fires would start. Kris agreed with the mayor's suggestion of leaving the restriction on 800 East. Jeff felt 1000 East was more appropriate. Mayor Simmons stated the houses are very condensed in the

1000 East area and there is not an appropriate area for them to light the fireworks off from. Jeff agreed to leaving the restriction at 800 East.

The consensus of the council was to impose the fireworks restrictions through July 27th with the same boundary as in the past.

Mayor Simmons informed the council the interlocal agreement between the six outlying communities and Logan City is almost complete on the sewer project. The rates are set and are actually down just a little bit from earlier projections. An interlocal governing board will be created without having to create a district. Mayor Petersen from Logan fought hard for the outlying communities against the advice of some of his city staff. A letter is being signed by all six mayors of the outlying communities stating they are working with Logan City and have an agreement in place. The letter is so the state will finalize the loan agreement with Logan City at an interest rate of 0.75%. The votes in the interlocal agreement will be based on the size of the community. Logan residents will pay the same rate as the residents of the outlying communities. The outlying communities will now also have a say in how the system is run on the administrative side. The committee will review all of the expenses for the sewer program.

Barbara asked if Logan City will profit off of the sewer system? Mayor Simmons remarked it would only be fair for them to make some profit as they have all of the risk and headache from operating and housing the system.

Mayor Simmons informed the council one of the concerns is what happens when there is a large storm that dumps into the system. Who will pay the cost of the storm water running through the sewer system? A realistic formula needs to be created.

Mayor Simmons asked Craig his thoughts on the agreement. Craig stated staying with Logan City is the best option for Smithfield. Sewer plant operators are hard to find and are always being sought by other communities. In most cases, the sewer operator will be the highest paid employee of the city. There is also sludge that needs to be dealt with and Logan City has a landfill for disposal purposes but none of the other communities have an area for the sludge. The most economical option for Smithfield is staying on the Logan City system.

Barbara commented it helped having Mayor Petersen come from the county and seeing the perspective of the outlying communities. Mayor Simmons stated the city staff was against what Mayor Petersen agreed too. Brent mentioned Mayor Petersen also wants to help the environment and not having an additional plant would do that.

Mayor Simmons mentioned once the agreement is finalized those cities signing the agreement will not be able to back out. The city will be committed for the future. The only other option for the city to consider is building a new facility but there is not a guarantee a discharge point would be granted by the state.

Mayor Simmons informed the council Nibley City was the last one to agree to the proposed agreement. Representatives of Nibley City felt they could build their own system or go to Hyrum City if needed. When cost projections were made to go with Hyrum City the cost would have

been at least ten dollars more per month per household than staying on the Logan City system. In the end, Nibley City relented and agreed to the proposed agreement.

Barbara thanked the mayor for all of the time involved as it has taken a long time to get to this point on the agreement.

Mayor Simmons commented he was not sure when construction of the project would start but the plant will be built with the oversight of the EPA. The monthly sewer rate in the city will increase but the date of the increase has not yet been determined.

Jeff asked if the city was already building a reserve for this project? Craig responded the money the city has on hand is for city infrastructure projects not for the Logan City project.

****Kris made a motion to adjourn at 8:36 P.M.****

SMITHFIELD CITY CORPORATION

Darrell G. Simmons, Mayor

ATTEST:

Justin B. Lewis, City Recorder

**SMITHFIELD CITY CORPORATION
96 South Main
Smithfield, Utah 84335**

AGENDA

Public Notice is given that the Smithfield City Council will meet in a regularly scheduled meeting at 96 South Main, Smithfield, Utah on Wednesday, **June 24, 2015**. The meeting will begin at 6:00 P.M.

Welcome and Opening Ceremonies by Kris Monson.

1. 6:03 P.M. Approval of the city council meeting minutes from June 10, 2015
2. 6:05 P.M. Resident Input

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3. 6:15 P.M. Don Barringer has requested approval of the Barringer Minor Subdivision. A two (2) lot minor subdivision located at 354 Saddleback Road. Zoned RA-1.
4. 6:30 P.M. Ironwood Development Group, LLC, agent for Real Estate Investment Vehicle 1, LLC & Ironwood Development Group, LLC has requested approval of the Final Plat (11 lots) of the Black Rock Commercial/Industrial Subdivision, located at approximately 75 West 800 South. Zoned CC (Community Commercial) and GC (General Commercial).
5. 6:45 P.M. Public Hearing on Ordinance 15-09, an Ordinance amending the Smithfield City Zoning Regulations, Title 17 in particular adding to Section 17.04.070 “Definitions” and Chapter 17.120 “Use Matrix Table” to allow for “Assisted Living Facilities” in certain zones.
6. 6:55 P.M. Discussion and possible vote on Ordinance 15-09.
7. 7:00 P.M. Annual police department and animal control report for 2014 by Police Chief Travis Allen.
8. 7:20 P.M. Public Hearing on Resolution 15-08, a Resolution amending the budget for the the period of July 1, 2014 through June 30, 2015.
9. 7:30 P.M. Discussion and vote on Resolution 15-08.
10. 7:40 P.M. City Manager Report
Summer Meeting Schedule: July 8th, August 12th, September 9th
11. 7:55 P.M. Council Member Reports
12. 8:10 P.M. Mayor’s Report

Adjournment

Items on the agenda may be considered earlier than shown on the agenda.

In accordance with the Americans with Disabilities Act, individuals needed special accommodation for this meeting should contact the City Recorder at (435) 792-7990, at least (3) days before the date of this meeting.

Prepared, posted in the City Office and library, emailed to each Council Member, emailed to the Herald Journal, Smithfield Sun, and forwarded to be posted on the City Web Site on 06/22/15, and the Utah Public Meeting Notice website.