

SMITHFIELD CITY COUNCIL

NOVEMBER 13, 2013

The Smithfield City Council met in a regularly scheduled meeting at 96 South Main Street, Smithfield, Utah on Wednesday, November 13, 2013. The meeting began at 6:00 P.M. and Mayor Darrell Simmons was in the chair.

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

City Manager James Gass and City Recorder Justin Lewis were also in attendance.

The opening remarks were made by Council Member Kent.

VISITORS: Arron Koller, Eric Lara, Shelbi Miller, Jarin Loveday, Chris Slater, Sophie Huff, Kaylee Kingston, Bree Wolstenholme, Slader Chambers, Danilo Guadarrama, Lazaro Macedo, Hunter Shumway, Londa Duffin, Brianna Newcomb, Spencer Mickelson, Kelly Cannon (The Herald Journal), Jeffrey Strate, Jim Patterson, Hannah Patterson, Brett Daniels, Lloyd Meyer

CONSIDERATION OF CONSENT AGENDA

APPROVAL OF THE MINUTES OF THE OCTOBER 23, 2013 CITY COUNCIL MEETING

After consideration by the council, the Mayor declared the consent agenda for the October 23, 2013 city council meeting minutes as approved.

RESIDENT INPUT

Jeff Strate came before the council with a concern about the use of RDA funds for the expansion and renovation of the library even though he considers it is a great opportunity for the community. Jeff stated he had reviewed the law and the biggest contributors to the RDA are the Cache County School District and Cache County. Jeff commented that the use of the RDA money is supposed to be to improve the tax base of the community which in turn will provide more tax revenue for the school district and that is one of the reasons the school district is willing to relinquish the funds at the start. The purpose of the RDA is to increase economic development. Jeff stated he was concerned that the RDA money was being used for the building of the library. Jeff mentioned in his review of RDA laws that the laws had been changed as the RDA funds were being abused and used on projects that did not improve the tax base. In Jeff's opinion; the library project would not improve the tax base. Jeff mentioned that he had heard the school district also had a concern about the use of these funds as the law was vague when the local RDA was established. The law has been revised many times since the inception of the local RDA. Jeff asked the council to reconsider using the RDA funds for the library project.

Mayor Simmons informed Jeff and those in attendance that the issue he was referring to is an RDA issue and not a city council meeting issue. This issue would be discussed in the RDA meeting which would take place right after the regular city council meeting. Mayor Simmons stated that the council and RDA board had reviewed Jeff's concern carefully and even had a

legal opinion on it as well. The Mayor asked Jeff to attend the RDA meeting as it would be discussed again in length at that time. The Mayor did inform those in attendance that a meeting between the city and the school board had occurred recently and would be discussed later as well in the RDA meeting.

DISCUSSION AND APPROVAL OF AN ESCROW AGREEMENT WITH THE LOW FAMILY.

Mayor Simmons reminded the council that the escrow agreement that is being discussed with the Low family is the same document that was required at the last city council meeting for approval of Phase 7 of Smithfield Ridges development as requested by Travis Taylor.

Jim stated this agreement is for the south side of the road at approximately 600 South and east of 1000 East. The Low family would dedicate the property in segments as development occurs in that area. There are three separate parcels and three separate deeds. The escrow agreement outlines the conditions and will be kept on file with the city recorder. As the phases are approved then the deeds are recorded. The document has been reviewed and approved by the city attorney and the Low family.

The Mayor asked Jim if there was a concern about the approval being in segments? Jim stated he was fine with it being approved and signed off in segments as the Low family did not want to dedicate excess property if for some reason the subdivision was to stop and development ceased.

A motion to approve the Escrow Agreement with the Low family was made by Dennis, seconded by Barbara and the vote was unanimous.

Yes Vote: Watkins, Kent, Monson, Barnes, Buttars
No Vote: None

DISCUSSION AND AWARD OF RAILROAD CROSSING BORING PROJECT.

The Mayor asked Jim to explain the project that is being considered before the contract is awarded. Jim stated this project will address a few needs in the city. There are four areas where water lines cross railroad crossings and the piping needs to be either replaced or installed. A steel casing much be installed for each railroad crossing for the water line to go through. There are four locations that are part of the bid. The city elected to do all four crossings now as it will save money to do all four at the same time. The bids were as follows:

Mike Hewitt	\$195,092.00
Paul King	\$68,460.00
Whitaker Const	\$149,120.00
Allied Construction	\$96,570.84
Precision	\$90,199.60

Jim explained that the budget for this project was \$60,000 and the lowest bid came in at \$68,460.00. The original bid called for the water lines to be installed in the casing but that

portion of the project will be eliminated at this time to keep within budget. By removing the installation of the water lines the bid will be reduced from \$68,460 to \$58,860. Jim explained that he had discussed the change with the contractor and the contractor was fine with the contract being amended. A change order would be issued to eliminate the water lines being installed.

Brent asked if the steel casing went the full width of the railroad right-of-way? Jim commented that the casing goes the distance that the railroad company mandates which is around 35 feet.

Mayor Simmons asked if there were any long term negative effects of not putting in the water lines now? Jim stated the project would be fine by just putting in the casings now.

A motion to award N.W. King & Sons Construction (Paul King), the contract for the installation of steel casings in four railroad crossings in the amount of \$68,460.00 with the issuance of a change order removing the installation of the water lines from the bid and changing the total contract value to \$58,860 was made by Jeff, seconded by Barbara and the vote was unanimous.

Yes Vote: Watkins, Kent, Monson, Barnes, Buttars

No Vote: None

Barbara stated that the King's were a great local company that had done a bunch of work locally. Jim stated they had done work for the city previously as well.

DISCUSSION AND POSSIBLE APPROVAL OF STREET LIGHTING ON 600 SOUTH AND APPROXIMATELY 300 EAST.

Jim explained that he had researched the council's concern about the lack of street lighting on 600 South from about the Sky View High School football field to the east of the driver's education driving range. There is not much lighting in that area and the only lights that are close by are in the Sky View High School parking lot. There had been a couple of recent concerns brought up by people about getting some lighting on that road. The road has a very heavy amount of pedestrian and car traffic. Jim explained that initially he thought the existing power line was a power transmission line but after researching the issue the power lines are actually distribution lines. Distribution lines allow for Rocky Mountain Power to install their lights on their poles. If the city was to run its own wire and install its own lights the cost could easily be \$20,000. The cheapest option is to go with Rocky Mountain Power and pay their monthly charge of \$12.82 per light per month. Rocky Mountain Power would install the lights and photo cells at their cost and the city would pay a monthly fee. The question to the council is how many lights? One on every pole? One on every other pole? The poles are spaced approximately 250 feet apart. For city street lighting requirements the maximum distance allowed is 500 feet and every corner is required to have one. On average, most of the city street lights are 350 feet apart.

Kris stated she went up to that area the previous evening and that the area is very dark and needs to be illuminated. Kris recommended that three lights be installed.

Jim stated there is illumination from the parking lot and two or three light poles could not be included and only install three lights but if all poles were fitted with a light there would be six lights installed.

Dennis commented there are 9 light poles from 255 East to the irrigation canal. Dennis talked to Bruce Godderidge, who owns a residence in the county area on the south side of the road, and he is fine having some lights installed in front of his residence along that road.

Jim stated that for about \$1,000 per year, six lights could be installed and for about \$500 per year three lights could be installed.

Dennis commented that during some ball games that people park all the way up to the canal and some nights even farther to the east than that. More lighting to the east would be advantageous and help with safety issues.

Barbara asked Jim if this is something that Rocky Mountain Power could do now? Jim stated that they will schedule the work and install the lights when they can.

Brent asked if the lights would come on year round? Jim stated they would as they are operated by photo cells and the monthly fee is a flat fee.

Mayor Simmons asked if there was any news about when a new church would be built in that area and if it would illuminate the area any better? Jim stated the church would be on approximately 800 South and would not help with the current lighting issue.

Barbara stated she was in favor of adding some lighting and preferred six lights. Brent commented that maybe three would be a good start. Kris suggested three lights be installed. Dennis, Jeff and Mayor Simmons all commented that they thought six lights would be better.

The consensus of the council was to have six lights installed for safety purposes on 600 South from 250 East up to the irrigation canal area to the east.

PUBLIC HEARING TO RECEIVE PUBLIC INPUT ON THE CITY'S WATER CONSERVATION PLAN WHICH WILL SERVE AS A GUIDE TO PROMOTE GOOD WATER CONSERVATION AND MANAGEMENT PRACTICES OVER THE NEXT FIVE YEARS IN THE CITY.

Mayor Simmons informed those in attendance that the city is required to have a water conservation plan and asked Jim to give a summary of what is required in the plan before opening the public hearing.

Jim explained that the State of Utah requires the city to develop a water conservation plan. The first plan was completed in 2008 and is valid for five years. The plan must be updated before it expires and usually the state makes additional requirements to the new plan. The new plan incorporates part of the original plan as well as the new guidelines. The plan provides the public an understanding of the city water system. The plan discusses where the water comes

from, how the water is distributed through the system and the quality of the water to name a few items. The main purpose of the plan is to set goals and guidelines as the city moves forward and becomes more efficient with water use. Each plan goes more and more toward water conservation. Water conservation is not something that people adapt to quickly and is always a work in progress. The proposed plan has been on the website for public review for the last month. The plan has been advertised for review as well. Jim thanked Jeff Barnes for helping to edit and update the proposed plan. The plan must be adopted before the end of the year and needs to be adopted at the December council meeting at the latest.

The regular city council meeting was closed and the public hearing opened at 6:33 P.M.

As there was not any public input at that time, Jim asked if he could review the goals that are listed in the new plan. Goal 1 is to reduce residential per capita water consumption by 15% over the next 15 years. Goal 2 was to replace 15 to 20 galvanized water service lines each year with either poly or copper service line. The city stopped using galvanized pipe in approximately 1983 as there are lots of leaks from that type of pipe. Most leaks are too small to identify as they never come to the surface. The long term goal is to replace all of the galvanized pipe in the city. Goal 3 was to promote and encourage, by example, the use of xeriscaping landscaping. The city has done some small xeriscaping projects and the hope is that the citizens will follow the example of the city as xeriscaping uses significantly less water than regular landscaping. The LDS church has also done some xeriscaping projects. Goal 4 was to reduce the amount of landscape area developed on single family residential lots. It is estimated that 80% of the water utilized by homeowner's is for the watering of grass in yards. Those are the goals as listed in the plan and in the original plan for 2008 there were not any goals listed as it was not a requirement at that time. It is now a state mandate to include them in the new plan.

Mayor Simmons asked how the goals could be measured? Jim stated that some of them would be seeable and others would only be known if the process was understood. Judgments on goals could not be made year to year as some years are dry and some years are wet and that is not a fair time comparison.

Jeff Strate inquired if the plan was for culinary water usage only or both culinary and irrigation water usage? Jim stated that was not distinguished in the report.

Jim commented it is hard to measure irrigation water usage as it is not metered and not much is known about how much is used on each lot.

The public hearing was closed and the regular council meeting reopened at 6:41 P.M.

Jeff Barnes thanked Jim for implementing the changes that he had suggested as well as putting the draft plan together.

Barbara asked if the new plan required the use of secondary water? Jim stated that was not a requirement as some areas do not have secondary water available. Barbara asked if it could be required if it was available? Jim suggested that needs to be considered and made as an attractive option to developers.

Barbara liked the idea of the xeriscaping as she had discussed that with an environmental engineer and he was very impressed it was included in the plan.

DISCUSSION AND POSSIBLE VOTE ON RESOLUTION 13-08, A RESOLUTION ADOPTING THE CITY'S WATER CONSERVATION PLAN TO BE USED AS A GUIDING TOOL TO PROMOTE AND PROTECT THE CITY WATER SUPPLY AS IT IS A VALUABLE RESOURCE UTILIZED BY THE USERS OF THE MUNICIPAL WATER SYSTEM.

A motion to adopt Resolution 13-08, a Resolution adopting the city's Water Conservation Plan to be used as a guiding tool to promote and protect this valuable resource by the users of the municipal water system, was made by Kris, seconded by Jeff and the vote was unanimous.

Yes Vote: Watkins, Kent, Monson, Barnes, Buttars

No Vote: None

Jim commented that the attitude about water conservation has changed with the public over the last few years and that has helped in this process as well.

DISCUSSION AND UPDATE ON THE BLUE SOX LIGHTING PROJECT.

Brett Daniels came before the council to give an update on the Blue Sox baseball field lighting project. The city applied for a RAPZ tax grant last year (2012/2013) for the lighting project with an estimated cost of \$225,000 with the city paying \$50,000 of the total cost of the project. Brett explained that due to the amount of projects and the amount of available funds that it was not possible to get awarded all of the \$175,000 in one year but to spread the project out over two fiscal years. The city was approved for more than it expected in year one of the project. The hope was to do all of the project in one year but the cost of the installation was more than expected. The cost of the materials was cheaper than the original bid but for the system to work three-phase power would be required and currently it was not available where it was needed. The cost to run the three-phase power by Rocky Mountain Power was estimated at \$12,000. The bid for the installation of the rest of the system from Cache Valley Electric was \$89,000. Brett explained that would still fall within the two year plan but could not be accomplished in one year. Brett explained to the council it was best to not to go into the new funding year with the funds from the previous year being unspent. Brett proposed that the city purchase the lighting materials now and that Musco, the material supplier, would be willing to store them for the city. If the lights are not purchased now the pricing of the project is subject to change on January 1st. There is a little bit of risk of not receiving any more RAPZ tax funding for the project. Brett asked for a recommendation of the council of how to proceed at this point. Brett's opinion was to take the \$90,000 of approved RAPZ tax funds plus \$25,000 of the city approved funds and purchase the majority of the lighting materials. In the next budget year, get the balance of the materials purchased and the materials installed at that time.

Jim stated the total cost of the lighting materials was \$129,500.

Brent asked if an agreement with Rocky Mountain Power needed to be reached now? Jim stated that would not be necessary as that cost is the standard fee charged by Rocky Mountain Power.

Jim explained that the city could install the entire system now and see if the contractor would take payment in the next budget year but that there is a risk in not getting more grant funding and the city would be left to pay for the entire balance due. Jim suggested purchasing the lighting materials now and applying for the balance of the project in the new year. The project was proposed as a two year plan and is still on course to be a two year plan.

Dennis asked why not just take another \$14,000 from the amount budgeted and pay the entire material bill now? Brett stated that could be done. Dennis again commented that it would still fall within budget. Jim stated that it would be better to show the city paying \$25,000 in this budget year and \$25,000 in the next budget year. Brett explained that by showing the same amount in each budget year it shows the city is committed to the project. Barbara and Dennis both commented it was a good project and the proposal sounded reasonable.

A motion to approve purchasing the majority of the lighting materials from Musco for the Blue Sox Baseball Diamond Field with \$25,000 of city funds being utilized and \$90,000 of RAPZ tax funds being utilized was made by Dennis, seconded by Kris and the vote was unanimous.

Yes Vote: Watkins, Kent, Monson, Barnes, Buttars

Not Vote: None

CANVASS THE ELECTION RESULTS OF THE NOVEMBER 5, 2013 GENERAL ELECTION.

Justin made available the Poll Books, State of Disposition of Ballots, Tally Sheets and a spreadsheet listing the election results for early voting, election day voting at the Civic Center and the provisional ballots. The election was held on Tuesday, November 5th at the Smithfield City Civic Center at 50 East 100 North.

Justin stated he was ecstatic at the turnout for the election as it ended up at 34.03% and the only city he knew with a better turnout percentage was Hyde Park City which had about 50% turnout and there were many people that wanted to vote on alcohol decision there. Justin thanked the election judges for their service to the community as they work approximately fifteen to sixteen hours on election day without much of a break and they do a tremendous job and offer a tremendous service.

Justin explained that he did some learn some things that will help to offer a better experience moving forward. The entrance for those that are handicap, in a wheelchair, on crutches or cannot use stairs can use the north entrance but it was not advertised as well as it could have been. The east entrance worked great and there were many positive comments about the renovation project that had occurred recently at the Civic Center.

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There were 1,678 regular votes, 4 absentee ballots, 253 early voters and 24 provisional ballots.

The provisional ballots are when a person's name does not show up in the election book. They fill out a provisional ballot and their residency is verified by Cache County. Those voting provisionally had until the Monday after the election, November 11th, at 5:00 P.M. to prove their residency if it was a question. Since Monday was a holiday, Veteran's Day, the deadline was extended until Tuesday, November 12th, at 5:00 P.M. The 24 provisional ballots were picked up on Wednesday and 15 were accepted and 9 rejected. The majority of those rejected were because the person was never a registered voter previously.

The vote was very close and there was only a 19 vote difference between the second and third vote getter in the council race. Darrell Simmons was elected as Mayor. Barbara Kent and Kris Monson were elected for the city council.

The school bond was voted on in the city but part of a much larger total vote and part of one grand total for all of the Cache County School District Area. In Smithfield alone, the bond passed by a margin of 55% for the issuance of the bonds and 45% against the issuance of the bonds. Overall, the bond passed by just a small percentage difference for the entire school district.

Dennis commented that it was interesting to see that some people only voted for the school bond proposition based on the total number of votes cast. Justin stated that there were votes for the school bond only and council members only. There is not a requirement for a person to vote on each item.

Justin commented that the early voting process was very successful and that he hoped more people would take advantage of this in the future as it was about a two minute process at the city office and there were times on election day when the line waiting to vote took approximately 45 minutes or so.

Overall, Justin felt the election was a success due to the turnout, help of the election officials and the candidates spreading their message and encouraging people to vote.

Justin explained to the council that there was some confusion by people that lived just outside of the city boundaries who wanted to vote on the school bond. In the past they had been allowed to vote at the Smithfield polling stations on Cache County Corporation items. That was not the case this year as Cache County did a mail only ballot. They mailed the ballots on October 1st and sadly people put them in the garbage as they were not aware they were an actual legal ballot.

A motion to accept the General Election results from the November 5, 2013 General Election, was made by Brent, seconded by Dennis and the vote was unanimous.

Yes Vote: Watkins, Kent, Monson, Barnes, Buttars

No Vote: None

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**SMITHFIELD CITY CORPORATION
96 SOUTH MAIN
SMITHFIELD, UT 84335**

November 13, 2013

	Civic Center	Early	Provisional	Total	Percent
Mayor – 4 Year Term					
Darrell G. Simmons***	1,377	215	10	1,602	85.9%
Clark S. White	230	31	1	262	14.1%

	Civic Center	Early	Provisional	Total	Percent
City Council – 4 Year Term					
Kathryn S. Larsen	796	117	5	918	24.8%
Barbara Scholes Kent***	844	163	10	1,017	27.5%
Kris Monson***	810	123	4	937	25.4%
Jeffrey R. Gittins	723	96	5	824	22.3%

	Civic Center	Early	Provisional	Total	Percent
Cache County School District Bond Proposition					
For the Issuance of the Bonds***	893	148	10	1,051	54.9%
Against the Issuance of the Bonds	755	104	5	864	45.1%
Total Votes	1,959				
Total Registered Voters	5,756				
Voting Percentage	34.03%				

We the undersigned Board of Canvassers and City Recorder, hereby, certify the foregoing statement to be a true and correct tabulation of the November 5, 2013 General Election returns as derived from the Official Canvass of the votes held on November 13, 2013.

Dated: November 13, 2013

Mayor Darrell Simmons, Dennis Watkins, Barbara Kent, Kris Monson, Jeff Barnes, Brent Buttars, James P. Gass, Justin B. Lewis

CITY MANAGER REPORT

Jim reminded the council that the old chairs from the Youth Center were going to be surplus. Jim stated it would be cheapest and easiest to advertise them in the city newsletter and tell residents they can pick them up for free if they want some of them. Also, there is a 2000 Dodge Intrepid that will be surplus as well and included in the newsletter. An advertisement in the Herald Journal would cost more than the value of the bid. People can come into the city office and submit a bid. There is also a 1990 Chevy S10 pickup that should be surplus. The truck was rolled several years ago and the bed was replaced with a city fabricated flat bed. The truck has a blown head gasket and won't run anymore. If there are not any bids received on the truck it will be sold for salvage value. Brent stated the bed should be worth a little bit of money.

Jim informed the council that a number of the street lights on Main Street had been repaired but there were still several in the north end of town that needed repair. It has been hard to get the company that worked on the lights last month back to finish the job so the city is having Cache Valley Electric repair the lights to the north as they will be in the city replacing a street light that was damaged quite a while back. Jim said he would canvass the city looking for other street lights that are out and if the council knew of any to please let him know. Jim also stated that citizens can go online to the Rocky Mountain Power website and put in a repair request.

Jim informed the council that the library architectural plans are about 1/4 to 1/3 of the way completed. Jim provided the council with some detail sheets of the library project in regards to the insulation and the heating and cooling system. The expectation at this point is to have the plans completed by January and the project taken to bid in February. Jim explained it will be a good time to take the project to bid at that point before the school district projects are put out to bid. The site survey has been completed and the architectural firm is currently working on a rendering of the building.

Brent asked Jim if the playground equipment had been ordered for Sunset Park yet? Jim stated he had sent some options to the council for review and had only heard back from the Mayor and Jeff. The proposal would be for a playground, swing set and climbing rock. Jim advised the council to act now so that money could be saved as there are currently some big discounts available. If the playground equipment is ordered through Miracle they offer free shipping. If ordered through GameTime then shipping would be added on and the last time the city ordered from GameTime the shipping cost was around \$3,000. Jim stated that Miracle offers a good product but only select items were currently on sale.

Barbara wanted to make sure whichever one was chosen that the steps were small so that little children could climb them by themselves; all of the council agreed.

Jim expressed concern about how often the swing set portion of the playground would be used but after observing the playground at Liberty Park they are used all the time and it would be good to have swings available.

Barbara also stated she liked that there were a couple of covered areas in the playground set as well. Jim stated there would be two roof assemblies and the stairs are designed shorter for smaller children.

Jim informed the council that the entire budget for the project is \$51,000 with \$22,000 allowed for the playground equipment, \$23,000 for the containment basin and \$6,000 for the cushioning chips. Originally, the area was designed with a concrete retaining wall but that has been changed to some large boulders that will be cheaper than a concrete wall. The boulders used will be about three to four feet in diameter.

COUNCIL MEMBER REPORTS

Brent asked if there was going to be an employee Christmas party this year? The Mayor stated he had not given it much thought yet but that it might be too late to plan something. Jim

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informed the council that at the last manager's meeting the manager's still hoped to have a noon time party as more people would attend. The manager's would like to see the party up at the golf course.

Barbara asked if there was a date set yet? Jim stated that was something that needed to be figured out. Kris asked that it not be held on December 18th as she already had other commitments on that day.

Jeff stated he did not have anything new to bring to the council this evening.

Kris reminded the council that the Night of Giving would be on December 7th at 6:00 P.M. at the golf course. Tickets are \$50 per couple or \$25 individually. The Turkey Trot will be held on November 23rd and Lee's Marketplace had donated seven turkeys to give away.

Kris informed the council that a citizen had made a request to have a living nativity in the area where the concerts in the park occur. The nativity director had requested that they be allowed to bring three sheep and a donkey. The nativity group would do their own advertising and cleanup. Lee's was going to donate some doughnuts and hot chocolate. This Thursday, November 14th, Brett Daniels, Kris and the nativity director would be walking through the area to make sure they all had an understanding of the request. Barbara asked if a date had been set? Kris stated the request was for December 13th and it would not be a city sponsored activity but Kris wanted the council to be aware of the request. Any cost for the nativity would fall to the nativity director and group. Barbara asked if a fee was being charged to rent the space? Kris stated there would not be a fee and nobody had not been charged for that area in the past.

Barbara reminded the council and those in attendance that the annual Senior Ball hosted by the Youth Council and Lion's Club would be on Saturday, November 16th, at 6:00 P.M. and hosted in a local LDS church building. People over the age of 70 were invited to attend.

Dennis informed Jim that the street light at 455 East 540 South stays on all the time and asked Jim to make a request to get it repaired.

Dennis explained to the council that when he first came onto the council that there were a couple of things that he had a very strong opinion on. One of those was that if a person worked for the city they should live in the city. Until recently, Dennis continued to feel that way but due to some recent unpleasantries and the nature of the business it can be very difficult for a person in a paid position. Dennis stated that the council and mayor chose to run for these positions and accept that responsibility. Dennis stated he had thought about it a lot recently and his mind had changed and he no longer felt that an employee should have to reside in the city. It is not a bad idea having the employee live in the city but it should be the decision of the employee. The ordinance states that it is up to the city council to make this decision and is not a requirement in the ordinance.

Dennis reminded the council that Justin Lewis had been hired a few months ago as the City Recorder and in the job listing it stated that position was required to live in the city boundaries.

Justin currently resides in Richmond. Justin accepted the job offer and understanding of the requirement to relocate to Smithfield.

Dennis commented that he would like to rescind that requirement in Justin's job agreement as Richmond is close enough and Justin can be to Smithfield within a reasonable amount of time in case of an emergency. Dennis stated he would like to make it a formal motion and take it to a vote to rescind that part of Justin's work agreement. The issue does not have to be listed as a specific line item on the agenda as it is not part of an ordinance and just a decision for the council to consider.

Mayor Simmons stated he was in favor of rescinding that part of the work agreement even though he did not have a vote on the issue. Barbara agreed with the Mayor that Justin's current driving distance was very reasonable. Kris concurred as well. Jeff stated he was not sure and needed some time to think about it. Originally, Jeff thought employees should live in the city. Brent stated after the events of the last few months that he agreed with Dennis in removing the requirement.

The Mayor stated that the city needs to be consistent in these decisions and that there will be a discussion about the police officer residency requirement in the future. That issue would need to be dealt with at that point. The city had asked the officer's to live within a certain proximity and distance. The nature of their job was such that it was required. Dennis commented that the nature of the police officer's job and the city recorder job were entirely different and that the recorder job proximity is entirely different than the police officer job.

A motion to rescind the requirement for City Recorder Justin Lewis to be required to relocate to Smithfield City, was made by Dennis, seconded by Kris and the vote was unanimous.

Yes Vote: Watkins, Kent, Monson, Barnes, Buttars

No Vote: None

MAYOR'S REPORT

The Mayor asked if there had been any interest in the property that is owned by the city and listed For Sale? Dennis commented there had been an inquiry about the property on the north side of the city office building but nothing had happened with it.

Jim also mentioned there is property to the east of the Civic Center that could be cleaned up and leveled off and put For Sale. The property could be sold if the city had no use for it. Jim also mentioned that the city owned some property just south of Every Bloomin' Thing on Main Street.

The Mayor enquired if the phone system at the police station had been repaired? Justin explained that right now the voicemail system is broken and that a repair technician was coming to work on it the following day. Right now, people can call in but there is not a voicemail option until the system is repaired.

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Mayor Simmons asked how the council liked the new cloud paperless system that was available for review of city council information. Jeff and Kris both commented that it was good and much better than having a lot of paper to keep track of.

A motion to adjourn at 7:32 P.M. was made by Kris.

SMITHFIELD CITY CORPORATION

Darrell G. Simmons, Mayor

ATTEST:

Justin B. Lewis, 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, **November 13, 2013**. The meeting will begin at 6:00 P.M.

Welcome and Opening Ceremonies by Council Member Kent

1. 6:03 P.M. Consideration of the Consent Agenda
Approval of Minutes from the October 23, 2013 City Council Meeting
2. 6:05 P.M. Resident Input
3. 6:15 P.M. Discussion and approval of an escrow agreement with the Low Family.
4. 6:25 P.M. Discussion and award of Railroad Crossing Project.
5. 6:30 P.M. Public Hearing to receive public input on the city's Water Conservation Plan which will serve as a guide to promote good water conservation and management practices over the next five years in the city.
6. 6:40 P.M. Discussion and possible vote on **Resolution 13-08**, a Resolution adopting the City's Water Conservation Plan to be used as a guiding tool to promote and protect the city water supply as it is a valuable resource utilized by the users of the municipal water system.
7. 6:50 P.M. Discussion and possible approval of street lighting on 600 South and approximately 300 East.
8. 7:00 P.M. Discussion and update on the Blue Sox Lighting Project.
9. 7:10 P.M. Canvass the election results of the November 5, 2013 General Election.
10. 7:20 P.M. City Manager Report
11. 7:30 P.M. Council Member Reports
12. 7:45 P.M. Mayor's Report
13. 7:55 P.M. Adjournment

Smithfield City Council Meeting Minutes, November 13, 2013

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 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 11-11-13, and the Utah Public Meeting Notice website.