

SMITHFIELD CITY COUNCIL

JUNE 10, 2020

The Smithfield City Council met in a regularly scheduled meeting at 96 South Main Street, Smithfield, Utah on Wednesday, June 10, 2020. The meeting began at 6:30 P.M. and Mayor Jeffrey H. Barnes was in the chair. The opening remarks were made by Wade Campbell.

The following council members were in attendance: Curtis Wall, Jamie Anderson, Deon Hunsaker, Jon Wells and Wade Campbell.

City Manager Craig Giles, Police Chief Travis Allen, Fire Chief Jay Downs, City Engineer Clay Bodily, and City Recorder Justin Lewis were also in attendance.

VISITORS: Michelle Anderson, Bryce Goodin, Wade Lindley, Alma Burgess, Cheryl Burgess, Kristen Black, Rick Black, Wayne Hassell, Elizabeth Hassell, Rigo Chaparro, Kathryn Larsen, Glen Jay Thornley, John Hauptman, Emily Coombs, Wendi Coombs, Stuart Reis

APPROVAL OF THE CITY COUNCIL MEETING MINUTES FROM MAY 13, 2020.

A motion to approve the May 13, 2020 city council meeting minutes was made by Wade, seconded by Curtis and the vote was unanimous.

Yes Vote: Wall, Anderson, Hunsaker, Wells, Campbell

No Vote: None

RESIDENT INPUT

KATHRYN LARSEN: There is a council member who is making a move against the historical society and against the building to the south of the city office building (Douglass Mercantile Building). This is a grave concern of mine. The city is full of history. There is history on all of the streets in the city. So much has been put into this city. I cannot believe there is a discussion on these items. Deon Hunsaker is pushing this. I have not spoken to him personally about it. We have so much to offer. I am excited to have the Douglass Mercantile Building. People just drive through city and would never stop if it was not for the stop lights. We are losing our history if we lose our seniors. The historical society represents what we are. We are the people who live her now and have lived here all our lives. I would like you to vote no to this proposal. What are you thinking? This goes against everything the city stands for. I want input in this. If you have never been to senior citizen meeting, historical society meeting or don't have a vested interest in these why are you voting against them? Make the Douglass Mercantile Building into a museum. The cabin on 100 West is a disgrace to the city. Take the stuff from the cabin and put into the Douglass Mercantile Building. There are some wonderful items in there. Think about this before you vote.

STUART REIS: Do we have a plan to defend the city if we are attacked? Has it been considered? People are talking and thinking about this. They want to know what is going on.

WADE: Do you mean are we prepared for rioting?

STUART: Yes and graffiti as well. We need a plan. Several people are interested in being involved and defending our city.

MAYOR: I know there has been some graffiti issues in some small cities.

PRESENTATION TO YOUTH COUNCIL MAYOR EMILY COOMBS.

Mayor Barnes mentioned Wendi Coombs has overseen the youth council for the last couple of years.

Emily Coombs was the youth council mayor for the last school year.

The youth council helps with various programs such as the 16 Crossing Trail Run and the Senior Ball as well as during Health Days.

The youth council learns what it is like to be a volunteer and help the city and its residents.

Mayor Barnes asked Wendi if she is done serving as a youth council leader? Wendi replied she is but the current leaders will do an excellent job moving forward.

Mayor Barnes mentioned the youth council mayor is usually presented with a scholarship from the city at a yearend awards assembly but that was not possible this year due to the COVID-19 virus cancelling school.

Mayor Barnes presented Emily Coombs with a \$500 scholarship payment to help her further her schooling now that she has completed high school.

Mayor Barnes asked who the new youth council mayor is for the upcoming school year? Wendi replied Kaden Grunig.

DISCUSSION AND POSSIBLE VOTE ON ORDINANCE 20-15, AN ORDINANCE REZONING PARCEL NUMBER 08-119-0020 FROM A-10 (AGRICULTURAL – 10 ACRE) TO R-1-10 (SINGLE FAMILY RESIDENTIAL 10,000 SQUARE FEET). THE PARCEL IS LOCATED AT APPROXIMATELY 340 EAST 600 SOUTH AND IS 8.96 ACRES.

Mayor Barnes mentioned the parcel being considered for rezone is directly south of the Sky View High School parking lot.

The parcel was annexed into the city earlier this year.

The request is to rezone the parcel from agricultural to R-1-10 which is 10,000 square foot building lots.

Mayor Barnes asked if there will be two entrances onto 600 South? Bryce Goodin replied that is correct and the road will also connect to the Canyon View Estate Subdivision to the south as well.

Jon asked if the subdivision will only be one phase? Bryce replied that is correct.

A motion to adopt Ordinance 20-15, an Ordinance rezoning Parcel Number 08-119-0020 from A-10 (Agricultural 10-Acre) to R-1-10 (Singled Family Residential 10,000 Square Feet) was made by Jamie, seconded by Wade and the vote was unanimous.

Yes Vote: Wall, Anderson, Hunsaker, Wells, Campbell

No Vote: None

DISCUSSION AND POSSIBLE VOTE ON RESOLUTION 20-06, A RESOLUTION ACCEPTING A PETITION FOR ANNEXATION FOR ANNEXATION ON CERTAIN REAL PROPERTY UNDER PROVISIONS OF SECTION 10-2-406 AND 10-2-405, UTAH CODE ANNOTATED, AS AMENDED. THE PARCELS BEING CONSIDERED FOR ANNEXATION ARE LOCATED AT APPROXIMATELY 400 NORTH 800 WEST. PARCEL NUMBERS 08-039-0016, 08-042-0007, 08-079-0071, 08-042-0019, 08-042-0009, 08-042-0021, 08-039-0015, 08-089-0003, 08-089-0004, 08-042-0010, 08-042-0022, 08-042-0023 AND 08-0425-0018. THE PARCELS TOTAL APPROXIMATELY 97.12 ACRES.

Mayor Barnes mentioned this Resolution starts the annexation process.

Justin informed the council of the potential timeline of the annexation request.

This Resolution starts the process. After the Resolution is adopted the county and city will review the request to make sure the survey is correct as well as the documentation.

The request will come back before the city council at their July council meeting for an update on the survey and if there are any other questions or issues.

Tentatively, the public hearing and vote of the city council will be at the Wednesday, August 26th city council meeting.

If the parcels are annexed into the city the zoning, by default, will be A-10 (Agricultural 10-Acre).

There are 13 parcels in the request and they total approximately 97.12 acres.

The 13 parcel owners have elected to submit the annexation request of their own free will and choosing. The city is not requesting or forcing any of the parcel owners to submit an annexation request.

Jon asked for Parcel Number 08-079-0006 to be reviewed. It appeared a portion of the parcel is outside of the city limits and should be included in the annexation request.

Curtis asked how the county is involved in the process. Justin replied once the Resolution is adopted the survey will be sent to them for review. The city votes on the annexation request not the county.

Wade mentioned there is a parcel owned by the city being considered for annexation. This parcel is where the fire department currently does training exercises. Chief Downs mentioned the area is in the process of being cleaned up by the department.

Wade mentioned even if the parcel is annexed into the city the fire department still intends to do training exercises on the parcel.

Wade asked if all of the proper permits are in place for the sewer system being installed in the area? Clay replied he was not aware of any work being done west of 800 West. Work is being done on 800 West but not west of 800 West.

Clay mentioned the installation of the private sewer line going west of 800 West has been stopped until the parcel is annexed into the city or an agreement is reached with the county and city regarding the private sewer line.

Wade asked if a city sewer line would be installed with the private sewer line? Clay replied it does not have to be but would be in the best interest of the city to install it when that project is completed.

Mayor Barnes mentioned the contractor is installing a four inch sewer line and the city will install an eight inch sewer line for long term purposes.

Jon asked what the two conditions are where the county would allow the sewer line to be installed along 6200 North? Clay replied if the city is willing to accept ownership of the sewer line until the property is annexed into the city or until the property is annexed into the city.

Jon asked if the city is not willing to accept ownership of the sewer line then the project cannot be completed until the parcel is annexed into the city? Clay replied that is correct.

Mayor Barnes mentioned 6200 North will become a city road when the parcels are annexed into the city as will the remainder of Saddleback Road which is not currently in the city.

Jamie mentioned he wanted to be clear that Smithfield City is not making this request for annexation other than for the parcel owned by the city. The parcel owners have come to the city with the request. The city is not recruiting landowners to sell property to a developer. The annexation petitioners all made the request. They want their parcels to become part of the city. There is a process which is dictated by state law. Concerns of those regarding the annexation request can let them be heard during the public hearing.

Jon mentioned as part of the general plan process a future annexation boundary map is created. The map shows which parcels the city is willing to consider for annexation. The boundary has changed over the years. Generally the map is updated during the general plan process.

Jon asked the last time the general plan was updated? Craig replied in 2017.

Jon mentioned as it currently stands the parcels being considered for annexation are within the proposed annexation boundary.

Mayor Barnes mentioned for 43 years he worked with ranchers and farmers as part of his job working for a governmental agency. People oppose farmland being turned into homes. Cities grow. All cities in Cache Valley are growing. Smithfield City is growing rapidly. Almost all of the land in the city was agricultural land at one time. The same can be said for almost every other city as well. People live in a society where property can be sold. Property owners have a right to sell their land and the majority of it is sold to developers. Development cannot be stopped unless a person owns the property and does not want to develop it.

Mayor Barnes mentioned he grew up in Salt Lake County and over time all of the vacant fields became subdivisions. All of the cities in that county now touch each other. It is the nature of the game.

Mayor Barnes mentioned no public comment would be taken on the request until the public hearing.

Deon mentioned the Resolution will need to be amended to include Parcel Number 08-079-0006 if it is determined a portion of it is located outside of the city boundary.

A motion to adopt Resolution 20-06, a Resolution accepting a Petition for Annexation on certain real property under provisions of Section 10-2-406 and 10-2-405, Utah Code Annotated, as amended. The parcels being considered for annexation are located at approximately 400 North 800 West. Parcel Numbers 08-039-0016, 08-042-0007, 08-079-0071, 08-042-0019, 08-042-0009, 08-042-0021, 08-039-0015, 08-089-0003, 08-089-0004, 08-042-0010, 08-042-0022, 08-042-0023 and 08-042-0018 and amending the Resolution to include Parcel Number 08-079-0006 if any of the parcel is determined to be outside of the current city boundary, the parcels total approximately 97.12 acres, was made by Jamie, seconded by Curtis and the vote was unanimous.

Yes Vote: Wall, Anderson, Hunsaker, Wells, Campbell

No Vote: None

DISCUSSION AND POSSIBLE VOTE ON ORDINANCE 20-17, AN ORDINANCE AMENDING THE SMITHFIELD CITY MUNICIPAL CODE TITLE 17 “ZONING REGULATIONS”; AMENDING CHAPTER 17.120 “USE MATRIX TABLE”, SECTION 17.120.010 “USE ALLOWANCE MATRIX”.

Clay mentioned the request is to add Cannabidiol (CBD) Oil Production to the Use Allowance Matrix.

The planning commission has reviewed the Ordinance and determined the zones which it should be allowed in.

Jamie asked if someone had made a request to produce CBD oil and it is not included in the matrix currently; therefore, it needs to be added? Clay replied that is correct.

Jon mentioned there will always be additions and corrections to the matrix as it is ever evolving.

Mayor Barnes asked for clarification on what the product is. Clay replied it is legal and allowed by the state. Curtis mentioned it is the legal part of marijuana. Several businesses in Logan sell the product. It is similar to hemp which is legal as well. A hemp processing facility is being built in Tremonton.

Mayor Barnes asked if there is one of these types of businesses in the city? Clay replied there will be. They are going to rent a building in town by Metal Vision.

Curtis mentioned the product is not illegal to make or use.

A motion to adopt Ordinance 20-17, an Ordinance amending the Smithfield City Municipal Code Title 17 “Zoning Regulations”; amending Chapter 17.120 “Use Matrix Table”, Section 17.120.010 “Use Allowance Matrix”, was made by Jon, seconded by Wade and the vote was unanimous.

Yes Vote: Wall, Anderson, Hunsaker, Wells, Campbell

No Vote: None

<p>PUBLIC HEARING ON THE 2020 COG APPLICATION WHICH IS BEING SUBMITTED FOR A PROJECT LOCATED AT 1000 SOUTH MAIN.</p>

Mayor Barnes mentioned there was a COG (Council of Governments) meeting on Monday, June 8th and new projects were not discussed. Only previously approved projects were discussed.

The deadline for new project applications is August 2020.

In order to submit an application the design work must be 90% completed by an engineering firm.

The city is going to apply for a project at 1000 South Main. A signal light would be installed as well as a road connecting the highway to 100 East.

Mayor Barnes has met with members of the Gossner Trust and they are willing to deed 0.4 acres to the city for the road.

The access road behind Arby’s and the future Green Gorilla Carwash will connect to the new road as well.

There is a small section of land between the new proposed road and the Green Gorilla Carwash. The owners of the carwash are going to purchase the small section of land from the Gossner Trust.

A public hearing is required as part of the COG application process. This is a new requirement for 2020 and beyond.

Craig mentioned the estimated cost is just over \$1,000,000. The city will be asking for the entire amount in the COG application.

UDOT (Utah Department of Transportation) would install and pay for the signal light on 1000 South Main if it is installed.

The city would pay for some of the intersection work.

Mayor Barnes mentioned there are water, sewer and storm water utility lines going under the highway in this area.

The interlocal agreement between Smithfield, Hyde Park, North Logan and UDOT calls for the new signal light to be installed at 1000 South Main.

Mayor Barnes mentioned he initially thought the new signal light should be installed at 800 South but after discussion and review he agrees it should be at 1000 South.

Jamie asked if 800 South will become a super street at that time? Craig replied that is not part of this project and something separate. Mayor Barnes replied UDOT will consider making it a super street after the signal light is installed at 1000 South.

Curtis mentioned this is an engineer's estimated cost not an actual bid.

Jon asked what work has to be done on the west side of the intersection for this project? Clay replied the curb and gutter will have to be moved and the road widened.

Mayor Barnes mentioned the road cannot go straight or it would run into a home before it got to 250 East. The intent is to curve the road to attach to 100 East at this time as part of this project. The only land needed for this project is from the Gossner Trust.

The Gossner Trust owns the field the road will be located in. The field extends south to 4400 North.

Jamie mentioned this project would be good for the city.

Curtis asked the timeframe for the project? Craig replied it would start as soon as it could if it is approved.

Mayor Barnes mentioned the application is not due until mid-August but it will be submitted in advance of the deadline so COG officials James Gass and Jeff Gilbert can review. If changes are needed, after review by James and Jeff, they can be made before the deadline.

Jon asked why utility costs for water, sewer and storm water were not included in the estimated cost? Clay replied because the costs have not yet been determined but they will be included in the final application.

Jon asked if storm water is part of this project? Clay replied currently there is a small line included but it will need to be updated to a large line where it collects storm water from the north and east.

Jon asked if the application will be for more than currently listed on the estimated cost schedule? Craig replied that is correct.

Craig mentioned there is a cost match on the utility part of the project.

Craig mentioned the project is currently 50% designed but will be 90% designed by the time the application is submitted. Costs will be updated between now and final application submittal.

Mayor Barnes mentioned part of the COG application is showing a public hearing was held.

Mayor Barnes mentioned this project will not happen if COG funding is not received. The city cannot afford to do the project with general fund money.

Mayor Barnes asked how much COG funding the city has previously received? Craig replied about \$248,000. Mayor Barnes mentioned that is not a lot of funding over the last 15 or so years.

Mayor Barnes mentioned Logan City has received over \$17,000,000 worth of COG funding in the past.

Mayor Barnes mentioned the ranking process for the submitted projects will start in October. The project would hopefully be approved this year so it could start next spring.

****The public hearing opened at 7:32 P.M.****

Glen Jay Thornley mentioned the annexation boundary of the city should be reviewed. There could be a conflict, long term, with some areas going south towards Hyde Park. The airport area approaches the city from the southwest so the Logan City boundary is quite close in that regard. Richmond and Amalga realistically will not be an issue anytime soon due to their distance away from the city.

Glen hoped if the project is approved it can all be completed at the same time so the interruption in traffic will only happen for one period of time rather than several different times. Putting the storm water pipe across the highway will be a big project and disruption to traffic flow.

Mayor Barnes explained all of the local mayors are members of the COG. All of the applications are ranked from number 1, the highest ranking project, to the lowest ranking project. In the past the city has not applied for much or received much so the city is hopeful to receive funding for this very large project. COG funds are to help with traffic congestion and there is a big problem

in front of Lee's Marketplace in this regard. Jamie suggested submitting automobile accident history for this area with the application as proof there is a problem.

Mayor Barnes mentioned there will be many large projects as part of this project. Utilities will be installed. A signal light will be installed. A high pressure natural gas line will need to be lowered so storm water pipe can be installed. A new road will be built connecting 100 East as well as the road behind Arby's at about 50 East.

Wade asked what will happen with traffic if this project is approved? Clay replied a traffic control plan will be required.

****The public hearing closed at 7:38 P.M.****

PUBLIC HEARING ON ORDINANCE 20-18, AN ORDINANCE AMENDING THE SMITHFIELD CITY MUNICIPAL CODE TITLE 10 "VEHICLES AND TRAFFIC", SECTION 10.08.10 "PARKING FOR CERTAIN PURPOSES PROHIBITED".

Clay mentioned there is a conflict in the city code where in one section it states parking is allowed for 72 hours and in another section it states 48 hours. The intent of the ordinance is to make them both the same at 48 hours. This will help the code enforcement officer as part of his job if the code matches.

Mayor Barnes asked if on street parking is allowed for two days? Craig replied that is correct.

Mayor Barnes asked if the only change is to make the code match in two places? Clay stated that is correct.

****The public hearing was opened at 7:40 P.M.****

There were not any comments or questions.

****The public hearing closed at 7:40 P.M.****

DISCUSSION AND POSSIBLE VOTE ON ORDINANCE 20-18.

Wade asked if this change was being made because of a recent complaint being filed involving a truck continually parked on a city street? Clay replied as part of the review process of that issue the conflict between 72 and 48 hours was found.

Wade stated a complaint was filed about a tree trimming truck which never moves but in fact it does move and is being used. This is a good item to get corrected so the code matches.

****A motion to adopt Ordinance 20-18, an Ordinance amending the Smithfield City Municipal Code Title 10 "Vehicles and Traffic", Section 10.08.110 "Parking for Certain Purposes Prohibited" was made by Jamie, seconded by Wade and the vote was unanimous.****

Yes Vote: Wall, Anderson, Hunsaker, Wells, Campbell

No Vote: None

DISCUSSION AND POSSIBLE VOTE ON RESOLUTION 20-07, A RESOLUTION ADOPTING THE FISCAL YEAR 2021 BUDGET WHICH IS THE PERIOD OF JULY 1, 2020 THROUGH JUNE 30, 2021.

Craig mentioned no changes have been made since the last discussion on the new budget.

Wade asked if there were any updates on sales tax revenue for March and April? Craig replied March 2020 was actually higher than March 2019.

Jon asked if there were numbers for April yet? Craig replied the city won't have those numbers until the start of July.

Curtis asked if there were projections for April? Craig replied it is expected sales tax revenue will be down but the city will be okay because all spending has been cut significantly.

Wade asked what the plan is for wage increases and equipment purchases in the new budget year? Craig replied no wage increases or equipment purchases will be made until more information is gathered on sales tax revenue and other revenue for April through at least June.

Mayor Barnes mentioned the budget is very conservative and several purchases will not be made until the exact financial impact from the COVID-19 virus is known to the city.

A motion to adopt Resolution 20-07, a Resolution adopting the Fiscal Year 2021 Budget which is the period of July 1, 2020 through June 30, 2021 was made by Jamie, seconded by Wade and the vote was unanimous.

Yes Vote: Wall, Anderson, Hunsaker, Wells, Campbell

No Vote: None

DISCUSSION AND POSSIBLE VOTE ON ORDINANCE 20-14, AN ORDINANCE AMENDING THE CONSTRUCTION & DESIGN STANDARDS PART I "DESIGN STANDARDS", SECTION 7.01 "SANITARY SEWER DESIGN".

Clay informed the council this is the second ordinance in regards to not allowing new septic tanks to be installed in the city under certain circumstances. The first ordinance was adopted previously by the council and this change would be made to the construction and design standards of the city.

Mayor Barnes asked if one paragraph in the code is being deleted? Jamie replied that is correct. No new septic tanks would be allowed.

Wade asked if there are any homes in the city on a septic tank? Clay replied there are a few.

Jon mentioned those on an existing septic tank would not be asked to change to the city sewer system. Clay replied that is correct.

Mayor Barnes asked which homes are on a septic system still? Clay replied homes which were more than 300 feet from the sewer system when it was installed.

Jon asked what happens to the homes on septic tanks long term? Craig replied it is up to the council if they want them to hook onto the city sewer system.

A motion to adopt Ordinance 20-14, an Ordinance amending the Construction & Design Standards Part I “Design Standards”, Section 7.01 “Sanitary Sewer Design” was made by Jamie, seconded by Wade and the vote was unanimous.

Yes Vote: Wall, Anderson, Hunsaker, Wells, Campbell

No Vote: None

DISCUSSION AND POSSIBLE VOTE ON IMPLEMENTING FIREWORKS RESTRICTIONS FOR 2020.

Chief Downs mentioned if fireworks restrictions are going to be put in place they need to be approved as soon as possible for advertising purposes.

The fireworks restrictions would be the same as in the past. Fireworks could not be discharged in the following areas:

1. All areas north of Center Street and east of 200 East.
2. All areas south of Center Street and east of 800 East.

Chief Downs informed the council the city used to be able to wait until right before July 4th before deciding but the state has changed that and wants to know now.

Chief Downs suggested implementing fireworks restrictions for the rest of 2020.

Jon asked what happens in the county in regards to fireworks? Chief Downs replied it is up to the county what they choose to do.

Chief Downs mentioned any restrictions put in place by the county are countywide in the unincorporated areas.

Wade asked if the police department is prepared to enforce the restrictions if needed? Chief Allen replied the department is ready.

Mayor Barnes asked when the fireworks stands are open? Chief Downs replied usually about ten days before the 4th of July and three days after. The same for July 24th as well.

Chief Downs mentioned the time fireworks can be discharged is only a few days around July 4th and 24th.

Jon asked what time fireworks can be set off until? Chief Downs replied until midnight on July 4th and 11:00 P.M. on the other permitted days.

A motion to approve fireworks restrictions for 2020, which prohibits the discharge of fireworks in the following areas: (1) All areas north of Center Street and east of 200 East and (2) All areas south of Center Street and east of 800 East was made by Wade, seconded by Curtis and the vote was unanimous.

Yes Vote: Wall, Anderson, Hunsaker, Wells, Campbell
No Vote: None

DISCUSSION REGARDING THE POSSIBILITY OF A STEEPLE BEING INSTALLED ON THE YOUTH CENTER.

Jon mentioned some inaccurate information was emailed to the council by a previous city council member regarding a steeple on the youth center.

The steeple was removed around 1955 based on the eye witness account of Bud Pitcher.

The mayor at that time was also a member of the stake presidency of a local church at that time.

The steeple had been damaged by lightning.

In the early 1950's the facility was converted to a recreation center.

The earthquake in the 1960's did not cause any damage to the building.

The steeple sat on the ground on the north side of the building for two years according to the eye witness account by Bud Pitcher.

The building was given to the city when Oral Ballam was serving as mayor.

The city gave up ownership of the building later on but in 1985 the ownership of the building came back to the city.

In 2012, a firm out of Salt Lake City, CRSA, did a study on the building.

CRSA has been involved in many restoration projects of old church buildings. They have helped on projects in Brigham, Logan, Malad, Roosevelt and the Garland Tabernacle. They also helped with the assembly hall at Temple Square in Salt Lake.

The CRSA study showed the building was in quite sound shape. The building had survived an earthquake and there were not any cracks in the brick walls.

To bring the building to current standards a fair amount of renovation work will be needed.

CRSA felt the original look should be brought back if the building was renovated. They recommended if a steeple was installed it be similar to the old one which had been removed. The corners of the building would need to be repaired as they were as well. It was recommended the windows which were bricked over be replaced with stained glass like they previously were.

Jon mentioned Steve Cornell, who is an architect for the State of Utah, had done a walkthrough of the building and felt it is still in good shape. The building still has future life. Steve's recommendations were the same as CRSA.

Jon stated there had been a concern by some about making the building look like a religious building with taxpayer funding. The building is a city owned building not a church owned building. There has not been a local lawsuit against a community in this regard.

Curtis asked if the Historical Society or Historic Preservation Commission was actively engaged in raising money to put a steeple on the building? Jon replied a grant was received to help with projects at the Douglass Mercantile Building. The funds are federal but administered by the state.

Jon mentioned the city will receive a \$10,000 grant if the city matches the funds with \$10,000. Half of the funds are to go to the Youth Center and the other half to the Douglass Mercantile Building. The total amount spent on both buildings will be \$20,000.

An engineer will be hired to evaluate the tower structure portion of the Youth Center to see if a steeple can be supported by the existing building.

The Historical Society will pursue other avenues for funding to pay for the steeple.

Right now the only item being considered is an engineering study to see if the building can support a steeple.

Craig reminded the council the current budget only includes \$5,000 not \$10,000. Jon replied \$10,000 will be spent in this fiscal year and \$10,000 in the next fiscal year.

The projects must be completed and submitted for reimbursement no later than August 31st.

Curtis mentioned in the 2012 study it states \$500,000 is needed to upgrade the building. Jon replied to meet current code standards and seismic requirements the estimate was \$500,000.

Curtis mentioned where the bid was from eight years ago a new bid should be solicited to see what a current cost would be for the projects. Jon replied that is only needed if the council chooses to proceed with the projects. Mayor Barnes replied there is no reason to do seismic upgrades to the building.

Curtis mentioned he knows a bid was received from Munn Manufacturing out of Tremonton for a steeple. A representative of Munn's said the inside of the building needs some support to hold

the steeple according to Curtis. Jon replied the intention is to get a professional opinion on what is needed. Mayor Barnes agreed and mentioned until a professional opinion is offered no decision can be made.

Curtis asked if the information compiled by the engineer will come before the city council or only go to the Historical Society? Curtis wanted to make sure the council is informed of everything which is going on.

Curtis was concerned the Historical Society and city council might be going opposite directions in their thought process with the building.

Curtis reminded the council all expenses need to be part of the budget which is approved by the council.

Jon mentioned the only thing which is currently being done is getting an evaluation if the building can hold a steeple. Based on what the study says bids will be solicited for the work which needs to be done as well as the cost of the steeple.

Curtis asked if the intent is to still consider the building a rec center? Jon replied that is up to the council to consider and review.

Curtis mentioned he talked with Rec Center Director Brett Daniels about when the Youth Center is utilized for rec center programs. The Youth Center is utilized every night, except for Sunday, from October through April.

The building helps generate significant revenue for the rec center.

One benefit of the gym is the rims can be lowered to nine feet for the young basketball teams who are just learning to play.

Curtis stated after any building project is completed the building still needs to be viable for use for youth sports programs.

Jon mentioned if the windows, which are currently bricked over, are replaced with glass then the use of the building would need to be reviewed. It does not appear that time will be for many years down the road. Curtis replied he was fine with that as long as it was handled through proper channels.

Jon stated there is no effort to change the use of the building at this time.

Mayor Barnes suggested contacting members of the Historical Society if there are questions. Jon is also a great resource as they work with him on all projects and meetings. Everyone is being transparent with what is going on. The intent of the Historical Society is to make the front of the building look better than it does right now. The Historical Society does not have any intention of stopping basketball games in the building. Curtis replied he was okay with what is going on as long as the council is involved in everything that is happening.

Deon asked if \$500,000 was needed to fix the structural problems with the Youth Center? Jon replied based on a study from 2012 that is correct. Current seismic standards and building code could be met with the estimate at that time.

Deon felt the project was being down backwards. It needs to be determined if the building is structurally sound before anything else happens. A steeple cannot be installed on a building which is not structurally sound. The seismic work needs to be done before anything is considered with a steeple.

Mayor Barnes asked what type of material the steeple would be made out of? Jon replied steel and fiberglass. Curtis replied Munn Manufacturing told him they use aluminum because it weighs less.

Mayor Barnes mentioned most likely over \$1,000,000 is needed to restore the building and nothing has to be done unless the council wants it done or approves it.

Jon mentioned less work will be needed on the east side of the building because that is the side the steeple sits on and there are multiple walls which were previously installed to help hold the weight.

Jamie said in summing up the conversation the Historical Society received a grant, the grant was budgeted for and now the projects are being completed as outlined in the grant. Jon replied that is correct.

Jon replied one of the concerns of some people in the community is about a steeple being put on a city owned building. Mayor Barnes replied he could understand that concern if it looked like a steeple but in his opinion it looks like a tower.

Jamie suggested if the council did not support putting a steeple on the youth center they should speak up now and not spend the funds on the engineering study. Wade replied he did not see a problem with the building being restored but he did not support taxpayer money being used to pay for the projects. Mayor Barnes replied the intent of the Historical Society is not to use city funds for these projects.

Jamie stated he understood the reasons for there being a separation of church and state. Everyone involved should be respected.

Jamie mentioned he would like to see a concept drawing as the steeple should not look like a religious steeple.

Jamie stated he would not fight a steeple being put on the building but he would want to see a concept drawing before he would consider approving it.

Jamie supported having the engineering study completed where it was part of a grant and had been budgeted for.

Jon informed the council the Historical Society wants to install a steeple which looks like the steeple which used to be on the building. Mayor Barnes replied in his opinion the old steeple did not look like a steeple, it looked like a tower.

Curtis mentioned he agreed with Wade and no taxpayer funds should be used on the building. Jamie concurred.

Jon stated he understood the concern as does the Historical Society. They are looking into potential funding sources as well.

Jon stated he would inform the Historical Society the council does not support using taxpayer funds on the building.

Curtis asked if the city attorney had offered an opinion on the religious aspect of installing a steeple on the building? Craig replied the city attorney offered his opinion on the project.

Curtis suggested reviewing the legal aspect of the project as well so everyone understands the possibilities of what might happen from a legal aspect.

Deon mentioned he talked to Elder Quinten L. Cook of the Church of Jesus Christ of Latter Day Saints. The church removes steeples from buildings for a reason and does not like seeing them put back on buildings not belonging to the church.

It is true that the building is a city building and not a church building.

Deon stated out of respect to the church, who donated the building to the city, their wishes should be granted and a steeple should not be put back on the building.

Deon stated he had concerns with how much money the city already spends on old buildings and would not support spending additional funds on old buildings in the city.

Deon mentioned the function of the city is not to purchase old buildings and restore them.

Deon stated he loves old buildings and appreciated how the church had restored old buildings.

Deon stated it is not a function of the city to spend tax dollars on projects such as this. It is not the responsibility of the city to maintain and restore old buildings.

Mayor Barnes stated since four council members support getting the study completed on the Youth Center the project will continue. Jon or the project engineer will report the findings of the study at a future council meeting.

DISCUSSION REGARDING MEETINGS OF THE HISTORIC PRESERVATION COMMISSION.

Curtis asked if the Historical Preservation Commission is going to meet regularly? Craig replied based on city code they are required to meet at least twice per year.

Curtis mentioned he attended the first meeting which was held but did not recall getting any information on additional meetings. The minutes are not readily available as well.

Curtis mentioned he would like to attend these meetings if he knows when they are being held.

Craig replied agendas, minutes and audio recordings are required like all other formal city bodies are required to do such as the city council, planning commission, tree committee and library board.

Justin replied he has posted what he has been provided. A meeting was held in March 2019 as well as June 2019. The meeting minutes are not posted until they are officially approved so the June 2019 meeting minutes have not yet been posted because they have not yet been approved.

Jon agreed the last meeting was held in June 2019.

DISCUSSION AND POSSIBLE VOTE ON RESOLUTION 20-05, A RESOLUTION AUTHORIZING THE DISSOLUTION OF THE SMITHFIELD CITY JUSTICE COURT.

Mayor Barnes mentioned the council had talked with the state about options for the justice court of the city.

There are three options:

1. Do nothing and continue to operate as-is.
2. Work out an interlocal agreement with Richmond or Hyde Park/North Logan at which time one of the two judges would no longer be needed.
3. Dissolve the court.

Wade mentioned he had seen a few emails from residents concerning this subject. There are different feelings from different people. The reality is if the court is closed people will now have to go to Logan to resolve their citation if they do not pay it online. The item most mentioned by people is it will be inconvenient to have to go to Logan. The concerns have been reviewed and considered. The police department has been visited with regarding having to go to Logan for cases to be resolved.

Wade felt the best direction for the city was to dissolve the justice court of the city.

Mayor Barnes asked if there are still things which need to be done in regards to an audit of the justice court? Craig replied that is correct.

Wade asked if there are many items which need to be resolved? Craig said there are. Jamie mentioned some of them have a several thousand dollar price tag as well. Craig concurred and mentioned more employees would have to be hired.

Jamie mentioned there is confusion on the amount of revenue received from fines. The city, in actuality, gets very little of the revenue received from fines as the state gets the majority of it. Mayor Barnes concurred and mentioned the city is not making money off of the court. The city is actually losing money off of the court.

Jamie stated his concern was the cost to the taxpayers for keeping the court open. Residents are wanting the city to cut costs where they can.

Jamie mentioned his decision came down to cost. Meeting the requirements of the state would be too costly and the court is already losing money before correcting these other items as required.

Mayor Barnes mentioned the majority of people with traffic citations pay them online already so they are not effected where they don't actually come to court anyway.

Curtis mentioned if a person does not want to be inconvenienced they simply should not get a ticket or citation to begin with.

A motion to adopt Resolution 20-05, a Resolution authorizing the dissolution of the Smithfield City Justice Court was made by Curtis, seconded by Wade and the vote was unanimous.

Yes Vote: Wall, Anderson, Hunsaker, Wells, Campbell

No Vote: None

DISCUSSION AND UPDATE ON THE RENOVATION PROJECT AT THE DOUGLASS MERCANTILE BUILDING LOCATED AT 102 SOUTH MAIN.

Jon mentioned the projects at the Douglass Mercantile Building are stabilizations projects not renovation projects.

Steve Cornell, architect for the State of Utah, had made several recommendations to stabilize the building. One main item was to replace the metal cap on top of the wall on the west end of the building.

A contractor reviewed the wall and felt it was better to repair the wall than simply put a metal cap over the top of it. A new cap will be installed. The wall has been rebuilt by a mason. Treated wood will be installed between the brick and metal cap.

About two feet of the wall was removed and rebuilt.

The budget for the projects is \$10,000. The city will pay \$5,000 and the other \$5,000 is paid for with a grant from the state. If there are cost overruns funds from the youth center projects will be used to cover the difference.

Jon mentioned the invoice from the brick mason totaled \$6,379.

Jamie asked where volunteer labor was being utilized? Jon replied to clean out the building.

Mayor Barnes visited with members of the local American Legion and they were given until June 15th to get all of their items removed. After that time a cleaning of the building will be scheduled and many items thrown away.

Jamie asked if any of the items could be sold? Jon replied that is a lengthy process for little revenue.

Mayor Barnes mentioned the pool table has already been sold or given away.

Curtis mentioned he knows someone who does auctions for antique items for a 15% commission. Mayor Barnes replied there is nothing in the building worth selling.

Jon mentioned some cleaning had already been done and a small dumpster was filled.

Mayor Barnes mentioned there are more bills still to come on the stabilization projects. Jon mentioned the projects will most likely be paid for out of two separate budget years.

Mayor Barnes mentioned there is about \$3,000 in funds donated to the Historical Preservation Commission which can be used for projects on the building if needed.

Jamie mentioned the current budget is a use it or lose it scenario so any funding not spent in this fiscal year will not carry over to the new fiscal year.

Craig reminded the council any work done in June will be included in the current year budget. When the invoice is paid does not mean which budget an invoice is included in.

Curtis mentioned he would volunteer to help clean out the building when needed and is excited for the project to get going.

Jon mentioned the mason did some extra work repairing a hole in the north wall of the building as well as some repair work above a door on the east side of the building. Some bricks were removed and properly reinstalled.

****Jamie made a motion to adjourn at 8:46 P.M.****

SMITHFIELD CITY CORPORATION

Jeffrey H. Barnes, Mayor

ATTEST:

Justin B. Lewis, City Recorder

**SMITHFIELD CITY CORPORATION
96 South Main
Smithfield, UT 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 10, 2020**. The meeting will begin at 6:30 P.M.

Welcome and Opening Ceremonies by Wade Campbell

1. Approval of the city council meeting minutes from May 13, 2020.
2. Resident Input
3. Presentation to Youth Council Mayor Emily Coombs.
4. Discussion and possible vote on Ordinance 20-15, an Ordinance rezoning Parcel Number 08-119-0020 from A-10 (Agricultural – 10 Acre) to R-1-10 (Single Family Residential 10,000 Square Feet). The parcel is located at approximately 340 East 600 South and is 8.96 Acres.

5. Discussion and possible vote on Resolution 20-06, a Resolution accepting a Petition for Annexation on certain real property under provisions of Sections 10-2-406 and 10-2-405, Utah Code Annotated, as amended. The parcels being considered for annexation are located at approximately 400 North 800 West. Parcel Numbers 08-039-0016, 08-042-0007, 08-079-0071, 08-042-0019, 08-042-0009, 08-042-0021, 08-039-0015, 08-089-0003, 08-089-0004, 08-042-0010, 08-042-0022, 08-042-0023 and 08-042-0018. The parcels total approximately 97.12 Acres.
6. Discussion and possible vote on Ordinance 20-17, an Ordinance amending the Smithfield City Municipal Code Title 17 “Zoning Regulations”; amending Chapter 17.120 “Use Matrix Table”, Section 17.120.010 “Use Allowance Matrix”.
7. Public Hearing on the 2020 COG Application which is being submitted for a project located at 1000 South Main.
8. Public Hearing on Ordinance 20-18, an Ordinance amending the Smithfield City Municipal Code Title 10 “Vehicles and Traffic”, Section 10.08.110 “Parking for Certain Purposes Prohibited”.
9. Discussion and possible vote on Ordinance 20-18.
10. Discussion and possible vote on Resolution 20-07, a Resolution adopting the Fiscal Year 2021 Budget which is the period of July 1, 2020 through June 30, 2021.
11. Discussion and possible vote on Ordinance 20-14, an Ordinance amending the Construction & Design Standards Part I “Design Standards”, Section 7.0 “Sanitary Sewer Design”.
12. Discussion and possible vote on implementing fireworks restrictions for 2020.
13. Discussion and update on the renovation project at the Douglass Mercantile Building located at 102 South Main.
14. Discussion regarding the possibility of a steeple being installed on the Youth Center.
15. Discussion regarding meetings of the Historic Preservation Committee.
16. Discussion and possible vote on Resolution 20-05, a Resolution authorizing the dissolution of the Smithfield City Justice Court.

Adjournment

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

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