

SMITHFIELD CITY COUNCIL

JUNE 26, 2019

The Smithfield City Council met in a regularly scheduled meeting at 96 South Main Street, Smithfield, Utah on Wednesday, June 26, 2019. The meeting began at 6:32 P.M. and Mayor Jeffrey H. Barnes was in the chair. The opening remarks were made by Deon Hunsaker.

The following council members were in attendance: Deon Hunsaker, Jamie Anderson, Bart Caley, and Wade Campbell.

Curtis Wall was excused.

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

VISITORS: Glen Jay Thornley, Glad Smith, Burke Smith, Kathy Smith, Craig Neilson, Jeff Jackson, Derk Winegar, Jon Wells, Bryce Goodin, Erik Brandenburg, Barbara Kent, Kathryn Griffin, Don Barringer, Dave Anderson, Wade Lindley, Michelle Downs, Barbara Gutke, Lynda Gittins, Sandra Vanderiet

APPROVAL OF THE CITY COUNCIL MEETING MINUTES FROM JUNE 12, 2019.

A motion to approve the city council meeting minutes from June 12, 2019 was made by Bart seconded by Jamie and the vote was unanimous.

Yes Vote: Hunsaker, Anderson, Caley,

No Vote: None

Abstain: Campbell, Wall

Council Member Wade Campbell arrived at the meeting at 6:34 P.M.

RESIDENT INPUT

DERK WINEGAR: You are aware the residents on 300 North have signed a petition opposing the Fox Meadows Subdivision. We have made our wishes known. We are still asking for the current plan to not be approved. We want to see the grid system continue. It will be better for future development. If 600 West goes north to Saddleback Road, long term you can go further north. We want you to keep traffic off of 300 North. The road cannot handle more vehicles.

DON BARRINGER: I live on Saddleback Road. I hear a different plan will be proposed tonight. I hear the new plan will include a cul-de-sac and 600 West will continue north. I was told 600 West will not be straight where it attaches to Saddleback Road. Maybe you can temporarily chain it off until it can be done where it can continue directly north. I am hoping that plan is presented over the current plan. I have not seen the new proposal. I have only heard about it.

BARBARA KENT: About 15 years ago I was on the planning commission and we worked on the general plan. At that time the expectation was development would not go west of 400 West.

Things have changed since then. I think you need to take a close look at the transportation corridors in the city. I know a cul-de-sac is not the best option but it can work. The right-of-way on 300 North is only 33 feet wide. New roads are supposed to be 60 feet wide. Traffic flow in the area needs to be considered. There are other parcels for sale in the area. They will be developed as well. I am not sure what can be done with 300 North where it is so narrow. The school has to direct traffic. Maybe a traffic study is needed for the area. I have watched the traffic during school hours. People will pick up their children and then drive up Saddleback Road onto 300 North. If 400 North was installed it is possible some of these issues would be eliminated. Nobody expected this area to be developed 15 years ago but it is happening.

UPDATE AND DISCUSSION WITH REPRESENTATIVES OF THE CHILDREN'S THEATRE.

This item was not discussed as representatives of the children's theatre were not in attendance at the meeting.

CONTINUED DISCUSSION AND POSSIBLE VOTE ON THE REQUEST BY VHST, LLC, AGENT FOR SQUARE TOP, LLC, PROPERTY OWNER, FOR APPROVAL OF THE FINAL PLAT FOR FOX MEADOWS SUBDIVISION, PHASE 1, (17) LOTS/UNITS, 6.11 ACRES, LOCATED AT APPROXIMATELY 600 WEST SADDLEBACK ROAD (300 NORTH). ZONED R-1-10.

Mayor Barnes mentioned a second possible plat had been submitted which would include a cul-de-sac and include 600 West going north and connecting to Saddleback Road. The current proposal does not include a cul-de-sac and has proposed road 340 North joining Saddleback Road further to the east.

Jeff Jackson mentioned several items regarding the proposal. Everyone plays by the rules including the developer, city and residents. This project has become very emotional for residents residing in the area. Some concerns are valid some are not. Developers live and die by rules and ordinances of the city. The current proposal (340 North) meets all city ordinances. State code states the city council "shall" approve the project if the ordinances are met.

A significant amount of work has been done in the last two weeks on the new plan of removing 340 North and having 600 West continue north.

The current proposal (340 North) is 100% complete and ready to start construction. The planning commission reviewed and approved the current proposal. The construction drawings are complete and have been approved by the City Engineer.

Jeff asked if the current proposal, 340 North, is not going to be approved and the new proposal 600 West going north, is considered it be conditionally approved. If not conditionally approved then Jeff wanted to keep the current proposal, 340 North, as his request.

Jeff stated if his current proposal, 340 North, was not going to be considered he would like to specifically know in the city code where the proposal does not meet the code.

Jeff stated tabling the request until the July 31st city council meeting for further review was not an acceptable option.

Jeff mentioned the reason 600 North has a “kink” in it where it connects to Saddleback Road is because the new road must connect to the existing road at a 90 degree angle per city code.

A downside to any cul-de-sac plan is having sewer lines from some new homes running through the yards of other new homes. Jeff mentioned himself and Clay Bodily did not like this idea.

Jeff mentioned the first plan which was submitted to the city was for a cul-de-sac only with no access onto Saddleback Road. There were two problems immediately identified with the plan and the plan was disqualified. There needed to be a second ingress/egress as the city code requires a second ingress/egress if the subdivision is 10 lots or more. There were sewer mainline issues as well.

Mayor Barnes asked how many building lots are in the 340 North plan? Jeff replied 17.

Mayor Barnes asked how many building lots are in the 600 West plan? Jeff replied 18.

Mayor Barnes asked how many lots would be in the cul-de-sac? Jeff replied there could be nine depending on which way a couple of homes faced. There would be an option for the homes to face Saddleback Road or into the cul-de-sac. Because there are ten or more lots a second access point is required.

Bart stated his preference is a cul-de-sac with 600 West extending north. If the road is extended now it can be connected elsewhere long term.

Wade asked Jeff, theoretically, if he owned the parcel to the north would he extend 600 West north when that parcel was developed? Jeff replied there are a couple of parcels between Saddleback Road and where 400 North is proposed to go through long term. The master plan does not include 600 West as a major street. This allows flexibility for the developer. Making 600 West go north is not mandatory.

Mayor Barnes mentioned there is a building in the way if 600 West was extended on the north side of Saddleback Road.

Wade mentioned he felt a cul-de-sac with a temporary second access point is the best option.

Wade did not support additional traffic on Saddleback Road or 300 North. If required, only temporary access should be given onto Saddleback Road. Eventually as development occurs 340 North can be extended west to 800 West and connect there.

Wade mentioned he did not see 600 West connecting north of Saddleback Road long term.

Jamie asked Wade why he didn't think 600 West would connect elsewhere long term? Wade replied because 400 North, as proposed, would be further north of Saddleback Road. There are buildings and other items to deal with in order for the roads to connect.

Bart mentioned Saddleback Road could be abandoned long term if 400 North is extended to 800 West.

Wade stated he had been on Saddleback Road and 300 North many times and there should not be any additional traffic on the road.

Wade felt temporary access onto Saddleback Road was the best option until the development kept going west long term.

Wade asked Jeff if he would consider installing a temporary access point? Jeff replied he would have to have the opinion of the fire chief and other city officials before he could say for sure if it is allowed.

Jeff stated he did not want to lose a building lot because of a temporary access point.

Jeff mentioned any cul-de-sac option will have sewer problems and the homeowners will need to be made aware if that type of plan is approved. The current option before the council, 340 North, does not have sewer options.

Deon stated his preference is to see 600 West extended north. The issue will be getting at least four property owners to work together long term to make it happen. The city cannot require the property owners to give up land for the road to be extended. Gittins, Smith and Hendricks all own parcels in this area where the road would extend north of Saddleback Road to a future road (400 North).

Deon stated he supported a cul-de-sac with temporary access onto Saddleback Road until development happens further to the west.

Bart mentioned one additional building lot is created with the cul-de-sac 600 West extension plan. Jeff replied he would also have additional road costs as well with that particular plan.

Bart mentioned he talked to members of the Gittins family and they are not concerned about 600 West connecting onto Saddleback Road.

Deon mentioned part of the road does not line up in the cul-de-sac only plan. Jeff replied it was an initial concept which was not completed because it was disqualified early in the process.

Jamie asked if the fire department had seen the cul-de-sac only plan? Craig replied it was reviewed by the STRC (Subdivision Technical Review Committee). Jeff replied it was disqualified because of sewer mainline and fire issues. The current plan, 340 North, meets all of the city code. The cul-de-sac only plan was disqualified at the initial review stage.

Wade mentioned allowing a temporary road onto Saddleback Road was an option. Chief Downs stated an all-weather surface is required and cannot be torn up with a snowplow truck in the winter months. Ingress and egress must be maintained at all times.

Wade asked if road base is allowed? Chief Downs replied it would work temporarily but in a year or two it would be ruined by the snowplow trucks.

Wade asked whose responsibility it is to maintain the temporary road? Jamie asked whose property the temporary road would be on? Jeff replied he would be responsible since the temporary road would be located on a future building lot he owns.

Jamie mentioned if the fire department says the temporary road is no longer viable it will need to be redone. Jeff replied he can have it graded and maintained as needed.

Mayor Barnes asked Jeff when he thought he would develop west towards 800 West? Jeff replied a sewage lift station is currently being designed. The economy will dictate how long it takes to connect to 800 West. It could be as soon as two to three years but could be as long as four to five years or more. The housing market will dictate how long it takes.

Jamie stated he would like to keep traffic off of Saddleback Road even if it meant making it a one-way road.

Mayor Barnes suggested reducing the speed limit to 15 to 20 miles per hour on Saddleback Road and 300 North. Wade replied that is a hard area to enforce. The police force is small so they cannot be in the area all of the time.

Jamie asked the council if they preferred a cul-de-sac only or a cul-de-sac with 600 West going north? Bart replied he does not want to lose the possibility of having 600 West connect long term. If the road is not installed now the option is lost forever. Right now the main access points are 400 West and 800 West with nothing in between. If 600 West is installed it will help traffic long term.

Jamie agreed and stated the area must be thought about how it will look in the next 30 to 40 years. Wade agreed and mentioned Saddleback Road and 300 North will still exist as well.

Jamie mentioned the issues with 300 North will never go away no matter what is planned or done. Bart agreed but mentioned having 600 West extend long term could lessen the pressure on those roads long term.

Jamie mentioned there are other areas in town which don't line up as well such as Hillside Drive and 1000 East.

Jamie's preference was a cul-de-sac with temporary access or 600 West going north.

Wade stated his preference is a cul-de-sac with temporary access only. Bart replied that option does not meet city code.

Bart stated the code does not allow a temporary access to be made of gravel. Gravel is not good for turnarounds or access.

Chief Downs replied snowplow blades do the most damage to city roads. If a temporary road is allowed it will be required to be plowed just like every other road in the city.

Jeff mentioned if the council prefers the cul-de-sac option he would prefer the plan with a cul-de-sac and 600 West extending north.

Jamie asked Jeff why that is his preference? Jeff replied if 600 West is not extended now there is not a chance to extend it in the future.

Jeff mentioned he is 90% complete with the construction drawings for the cul-de-sac and 600 West extending north.

Jeff mentioned it is the responsibility of the city to deal with 300 North and Saddleback Road. Everyone lives on a public street. Everyone gets to deal with the challenges of growth. Canyon Road in Smithfield is narrow. Narrow roads are part of Smithfield and all other local communities.

Jeff stated there are options for 300 North. The residents of the area keep stating the road is narrow. The ultimate reason they are against the proposal is because of traffic and growth. The road, 300 North, can be widened. The road can be widened to 50 feet which will still give every home at least 25 feet of yard out to the road which is quite normal in the State of Utah. Right now Saint George is considering allowing 15 feet between a home and the road.

Jeff mentioned again the current proposal, 340 North, meets all city ordinances and is only being considered to be modified because of a small group of people.

Jeff stated issues with 300 North are not being dealt with no matter which subdivision option is approved. The problem is not being resolved.

Mayor Barnes mentioned Jeff is ready to start his project but any option other than the current option would have to wait a month for council approval at the next city council meeting. Jeff replied he spoke with City Attorney, Seth Tait, and his understanding was an alternate plan could be approved now with conditions. Craig replied Seth sent the staff and council an email recommending the City Engineer and City Attorney review any alternate plan before the council votes on the request.

Jamie read the following from an email sent to the city staff and council from City Attorney Seth Tait:

“We believe the City Council could approve a revised plat at this upcoming meeting, but we do not think it is a good idea before staff has fully reviewed it and provided comments/suggestions to the Council. In other words, if Jeff Jackson presents a new final plat that is different than what staff reviewed before, then the Council should give staff time to review the plat and make any

comments or suggestions to the Council as needed prior to approval. The revised plat should be vetted as much as any other plat would be, even though it is not going back to planning commission. The Council can and should take reasonable time to ensure itself that it has a good product that has been reviewed by legal counsel, engineer, etc. before voting to approve it.”

Jeff replied he spoke with Seth as well and that is his opinion but there is nothing in the city code which would stop the city council from approving the plat with conditions.

Jeff asked the council to consider approving the cul-de-sac with 600 West going north option with conditions if they are not going to approve the current plan, 340 North.

Jamie asked Jeff when he would like to start construction? Jeff replied he is ready to start immediately.

Jamie asked if the plat is approved with conditions and there are issues with the conditions then what will happen? Craig replied the City Attorney and City Engineer will need to approve the plat if the council conditionally approves it.

Jamie asked if the fire department will review the final plat? Craig replied only the City Engineer and City Attorney would review, if approved by the council.

Jamie asked what happens if there are issues with the utilities? Craig replied those issues would be mentioned by the City Engineer and the developer would have to correct them. Jeff mentioned he did not have concerns with the engineering for the project. If there are utility issues they will be resolved. Nothing in the engineering will stop the project.

Jeff mentioned one benefit of the cul-de-sac with 600 West extending north option would be the culinary waterline would tie into an existing dead end waterline to the north so it would now be looped.

Wade mentioned he would consider the cul-de-sac with 600 West extension but his preference is a cul-de-sac with temporary access.

Bart stated he would support the cul-de-sac with 600 West extending north.

Bart did not support a cul-de-sac with temporary access.

Mayor Barnes mentioned having the culinary waterlines loop is a benefit to the city. Jeff concurred and mentioned that will not happen with a cul-de-sac only option.

Deon stated he would prefer a cul-de-sac with temporary access but would support a cul-de-sac with 600 West extending north.

Jamie felt having the ability to tie 600 West into other roads long term was a benefit to the city.

Mayor Barnes asked Jeff which of the three options he preferred? Jeff replied he would prefer to see 600 West extended north as it helps with waterline connectivity issues and allows for the possible long term expansion of 600 West.

Mayor Barnes mentioned there will be six building lots fronting Saddleback Road with either cul-de-sac option. Jeff stated he was fine making as many lots as possible front the cul-de-sac rather than Saddleback Road.

Mayor Barnes asked for the final plat to include some verbiage stating it is known this development is in an agricultural area and there is an active dairy nearby. Craig mentioned he would supply Jeff with the wording as it discusses existing uses in the area in regards to agriculture. Bart agreed this wording should be on the final plat as he wanted everyone to understand they were buying a building lot in an active agricultural area.

Mayor Barnes asked Craig to read the proposed wording. Craig read the following: “This property is located in the vicinity of property that is used for agricultural purposes. It may be anticipated that such agricultural uses and activities may or may not in the future be conducted in this area and that such uses are previously existing uses. Agricultural uses and situations must be sound agricultural practices and not bear a direct threat to the public health and safety”.

Jeff mentioned another benefit of extending 600 West north is the existing irrigation waterline will be under the road (600 West) with the exception of along Lot 18. The current design, 340 North, would have the irrigation line running through some private lots.

A motion to conditionally approve the Final Plat for the Fox Meadows Subdivision Phase 1, 18 lots/units, with the plat including a cul-de-sac and 600 West extending north and tying into Saddleback Road with the conditions the City engineer and City Attorney review and sign off on the plat and the following wording be added to the plat “This property is located in the vicinity of property that is used for agricultural purposes. It may be anticipated that such agricultural uses and activities may or may not in the future be conducted in this area and that such uses are previously existing uses. Agricultural uses and situations must be sound agricultural practices and not bear a direct threat to the public health and safety” before it is signed by the mayor was made by Jamie, seconded by Wade and the vote was unanimous.

Yes Vote: Hunsaker, Anderson, Caley, Campbell

No Vote: None

Absent: Wall

Mayor Barnes thanked all of the residents who have been involved in this process. This has been a hard discussion and was not an easy decision to make. The council will look at options for 300 North as well.

DISCUSSION AND POSSIBLE VOTE ON THE CITY PURCHASING THE BUILDING AND LAND LOCATED AT 102 SOUTH MAIN, 0.22 ACRES. PARCEL NUMBER 08-074-0014.

Mayor Barnes mentioned the purchase of the building had been discussed with the city council and members of the Historical Preservation Commission.

Jamie mentioned the purchase price is \$10,000 and the funds used to purchase the building are funds donated to the city for this specific purpose. The general fund of the city is not paying to purchase the building.

Mayor Barnes mentioned the building used to be called the Douglass Mercantile Store and is now owned by the American Legion.

Justin asked for the purchase to be completed and any transaction related to the purchase be completed July 1st or after so it would fall in the new fiscal year.

Deon asked if a signed purchase contract was in place? Bart replied there is not a purchase contract because the council has to approve the purchase before it can be made.

Deon asked if the rifles and flags will be left in the building? Will there be liability issues if there are rifles in a city building? Craig replied he could contact the insurance provider of the city and get that information. Bart mentioned the American Legion has insurance as well.

Erik Brandenburg mentioned the American Legion is hoping the city will allow the use of a room or area in the Civic Center for the flags and rifles to be stored. The flags and rifles are typically used at funerals. The rifles are owned by the federal government. The rifles only shoot blanks.

Erik stated they want access where they can come and go as they want and do not have to call a representative of the city when they need access to these items.

Mayor Barnes mentioned the building will need to be stabilized and cleaned out once it is purchased.

A motion to approve the purchase of Parcel Number 08-074-0014 located at 102 South Main, for a purchase price of \$10,000 plus closing costs, with a closing date no sooner than July 1, 2019 was made by Wade, seconded by Jamie and the motion passed by a vote of 3-1.

Yes Vote: Anderson, Caley, Campbell

No Vote: Hunsaker

Absent: Wall

DISCUSSION AND POSSIBLE VOTE ON THE FIRE PROTECTION SERVICES AGREEMENT BETWEEN SMITHFIELD CITY AND HYDE PARK CITY.

Chief Downs mentioned he met with the Hyde Park city council and mayor to review the proposed contract.

The contract is similar to the contract established between the city and Richmond City.

There are three new items in the contract. There is an annual 3.00% increase to the fee. There is also a clause for growth as well.

The Hyde Park City Council has formally approved the new contract.

The new contract will generate approximately \$36,000 more per year in revenue than the current contract.

If adopted, the Hyde Park and Richmond contracts will be the same.

Jamie asked if the Hyde Park City Council had any concerns? Chief Downs replied they were concerned about the annual 3.00% increase if the economy slows down.

Chief Downs told the Hyde Park City Council if the increase becomes an issue they can opt-out of the contract and negotiate a new contract at that time. They were willing to adopt the contract as written knowing they have the option to opt-out if they choose to do so.

Jamie asked what other options Hyde Park could consider? Chief Downs replied they could work with North Logan City or possibly Logan City.

Chief Downs mentioned this contract is very fair to both cities, as it is written, at a fee of \$19.00 per capita where North Logan charges \$40.00 per capita and Logan charges \$80.00 per capita.

Jamie asked Chief Downs if he approved of the contract as written? Chief Downs replied he does.

A motion to approve the Fire Protection Services Agreement between Hyde Park City and Smithfield City was made by Jamie, seconded by Bart and the vote was unanimous.

Yes Vote: Hunsaker, Anderson, Caley, Campbell,

No Vote: None

Absent: Wall

PUBLIC HEARING, NO SOONER THAN 7:00 P.M., FOR THE PURPOSE OF DISCUSSING AMENDMENTS TO THE FISCAL YEAR 2019 BUDGET WHICH IS THE PERIOD OF JULY 1, 2018 THROUGH JUNE 30, 2019.

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

Jamie asked Craig to review the larger proposed changes to the budget.

Craig provided the following information:

The budget is usually amended in January and June of each year.

The only budget with significant changes is the Court. The large increase is from the results of a recent audit.

Several departments had line items increased and other line items decreased so the net effect was zero.

Revenue increases were for the following:

Taxes in the amount of \$250,483.

Charges for services increased \$110,930 with the majority being from garbage collection fees. As the population grows the revenue increases as does the expense. Funds are collected and remitted to Logan City in this regard.

Miscellaneous revenue increased \$56,817 with the majority coming from interest earned on the reserve accounts. The interest rate right now is higher than it has been for a long period of time.

Rec Center revenue is increasing \$89,956. The rec programs are growing and new programs have been added such as pickle ball. Rec Center expenses were up \$47,471 to pay for the growing and new programs.

Golf course revenue is up \$5,655 which is quite surprising considering how the bad weather has affected play this spring and early summer.

Expenses are increasing or decreasing in the following departments:

Administration is increasing \$9,593 mainly from including the correct interest expense amount for the annual city office building payment.

The biggest increase coming to the Court budget in the amount of \$96,648. The majority being for the amount of fines paid to the State of Utah as well as the cost paid to the prosecutor. It is unknown how many cases will come before the judge in a given year so an estimate is what the original budget is based off of. The court audit is almost complete.

The Historical Society budget is increasing \$1,265 mainly for a grant as well as activities.

The Planning budget is decreasing \$6,519.

The Library budget is increasing \$12,674 accounting for a grant received and actual wages paid.

The Fire Department budget is decreasing \$28,200 as a grant which was expected was not received.

The Public Works budget is increasing \$4,187 because a safety grant was received to purchase safety supplies.

The Parks budget is increasing \$50,024. Mainly from costs associated with the Forrester Acres expansion project. As well as having to replace approximately 100 sprinkler heads in various areas of the city but mainly Forrester Acres. The sprinkler heads have to be replaced in areas where the sprinkler system was converted from culinary water to irrigation water.

Streets department budget is increasing \$35,000. The Mass Transit Tax line item being the increase. Mass Transit tax is the exact same amount on the income side as the expense side even though the city does not actually receive the funds they must be accounted for on the financials. The Mass Transit tax goes to CVTD (Cache Valley Transit District).

Water fund revenue increase of \$122,177 mainly from water dedication payments received from developers as well as interest earned.

Water fund expense increase of \$6,151 mainly for the Birch Creek well project.

Sewer fund revenue increase of \$45,220 mainly from the monthly sewer charge collected. As the population grows the revenue and expense will increase.

Sewer fund expenses were unchanged.

Storm Water revenue increase of \$18,437 mainly from the monthly service charge.

Storm Water expenses were unchanged.

Revenue for water, parks, sewer and storm water impact fees collected are all increasing.

Dave Anderson asked for an explanation on what the fines paid to the state from the court budget are for. Craig explained when a citation is issued in the city by the police department the defendant comes before the court to review the citation. If a fine is issued by the judge or through the court system a percentage of that amount is remitted to the State of Utah. The city is not being fined. The city is paying a percentage of the fine revenue collected to the State of Utah.

Mayor Barnes asked Craig to explain why the fines to state line item is increasing substantially. Craig replied an audit was done on the court system and it was determined the correct percentage was not paid to the state on certain citations in previous years.

Mayor Barnes mentioned this was the first time the justice court had been audited. Craig replied corrections have been made and the correct amounts are now being remitted to the state.

The public hearing was closed at 7:56 P.M.

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 19-10, A RESOLUTION AMENDING THE FISCAL YEAR 2019 BUDGET WHICH IS THE PERIOD OF JULY 1, 2108 THROUGH JUNE 30, 2019.

Bart asked when the purchase of the mercantile store will be accounted for? Craig replied it will be part of the adjustments to the new budget in December 2019 or January 2020.

Jamie mentioned Nibley City was recently recognized for how they put their budget together and present to the residents. The award they received was for the budget being easy for the residents to understand.

Jamie asked if Smithfield can apply in the future for this recognition? Craig replied there is a process to be followed and he will see what is involved and the associated cost.

A motion to adopt Resolution 19-10, a Resolution amending the Fiscal Year 2019 Budget was made by Jamie, seconded by Wade and the vote was unanimous.

Yes Vote: Hunsaker, Anderson, Caley, Campbell

No Vote: None

Absent: Wall

Craig thanked the department heads for running their departments to the point revenue has been exceeded and expenses are under budget.

Mayor Barnes mentioned the budget is updated on a weekly basis and available for review at any time.

DISCUSSION AND POSSIBLE VOTE ON RESOLUTION 19-11, 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 560 NORTH 400 WEST. THE PARCELS TOTAL APPROXIMATELY 4.52 ACRES. PARCEL NUMBERS 08-043-0009, 08-043-0042 AND 08-043-0043.

Mayor Barnes mentioned this is the first step in the process for a new annexation.

Justin reminded the council Dave and Merilee Olson requested last year for their parcel to be disconnected from the city. The Olson's parcel and a small sliver of land owned by Don Flaherty were disconnected from the city at that time.

At that time the Olson's disconnected one parcel from the city. Since then, the Olson's have split their parcel into three parcels. On the survey what is called Lot 1 is the parcel where the existing home is located. Lot 2 is the proposed lot for the new home the Olson's would like to build in the future and there is an outbuilding/shed/shop currently located on the parcel. Lot 3 or the remaining land is actually the road in front of the other two parcels and is not buildable since it is the road.

The proposed resolution starts the annexation process. A public hearing and vote of the council would happen a couple of months down the road as the process works itself through.

Wade commented it was an interesting request where the Olson's wanted out of the city and now they are requesting to come back in.

Deon mentioned they made an original request to disconnect and it was denied by the city council. They made a second request to disconnect and it was approved by the city council. Now they are making a request to come back into the city after they requested to leave the city.

Mayor Barnes mentioned the council should consider the benefits of having the parcels in the city as this area will develop over time.

Bart mentioned he would consider the request as long as city code is followed in regards to the annexation request as well as future building projects on the parcels.

Deon asked if the Olson's were aware of the improvements which would be required if they want to build on Lot 2? Justin replied the mayor had informed them of the requirements. Mayor Barnes mentioned he told the Olson's they would have to widen their half of the road, install curb, gutter and sidewalk as well as extend the water and sewer main lines on both Lots 1 and 2. The existing home would be required to attach to the new infrastructure as well for culinary water and sewer service.

A motion to adopt Resolution 19-11, a Resolution accepting a Petition for Annexation for Parcels 08-043-0009, 08-043-0042 and 08-043-0043 was made Bart, seconded by Wade and the vote was unanimous.

Yes Vote: Hunsaker, Anderson, Caley, Campbell

No Vote: None

Absent: Wall

Mayor Barnes mentioned he asked the Olson's to consider annexing their other parcels of land to the west as well, as long term it would save them money by annexing all of the parcels at the same time. The Olson's did not have an interest in doing that at this time.

Bart asked if the new home builder recommended they annex into the city? Justin replied he was not told why the request was being made other than an application was submitted to start the process.

CITY MANAGER REPORT

Craig informed the council the city is having a hard time hiring new full-time employees in the parks department. The parks department is currently short two full-time employees. The jobs have been posted twice and only three applicants applied. Two of the three applicants withdrew once they were told the proposed wage.

Craig, Doug Petersen and Hayden Downs reviewed the pay scale for the Parks Department. A wage of \$13 to \$15 is not high enough that anyone is willing to accept a job.

Right now the parks are being maintained by one full-time employee and five seasonals.

There are 80 sprinkler heads which need to be replaced at Forrester Acres. Employees from other departments are helping out but now their jobs are not being completed. The county is supposed to be in the city in two weeks to do chip sealing. The staff needs to complete crack sealing before the county arrives but right now the streets department staff is having to help the parks department.

Craig asked the council for permission to change the wage scale for the parks department to a wage range of \$16 to \$18 per hour for full-time employees.

Typically the parks department pays a lower wage because the employees are not required to have as many certifications as in other departments.

Bart asked if the wages were based off of the market survey which was completed last year? Craig said that survey was reviewed but the proposed wage is a little higher than that because wages have increased across the state since the analysis was completed.

Bart asked what the short term plan would be? Craig replied to hire the new employees at the higher wage now and amend the new budget in January to reflect the increase.

Mayor Barnes asked when the change would be officially accounted for? Craig replied in future budget adjustments.

Wade stated he supported the higher wage level for the parks department positions.

Bart asked for the actual cost difference in making the increase? Craig replied it would be around \$18,000 for the current employee and two new employees.

The consensus of the council was to approve a wage level of \$16 to \$18 per hour for the full-time parks department job openings.

Bart thanked Craig for the weekly report he sends out updating the council on what is happening in the city.

COUNCIL MEMBER REPORTS

Deon mentioned the Utah River Council is going to give a local tour. They will be discussing the Bear River Dam development project which is estimated to cost \$2,400,000,000 (2.4 billion). Educational information is being provided to elected officials. Mayor Barnes stated he would be attending.

Jamie mentioned the momentum with the trails committee has been lost. People are willing to help but cannot do much until a trailhead is established for Birch Canyon.

Jamie is working with Cache County Trails Coordinator Dayton Crites and others to try and find a way to get a trailhead in the area. Once a trailhead is established the United States Forest Service is willing to work with the city on the trail.

Only four or five people attended the last trails committee meeting. There was one person in attendance who resides in the canyon. They would like to see some rules established for the canyon since it is used by bicycles, walkers, joggers, people on horses and vehicles.

Bart asked if some rules from other canyons can be considered? Jamie replied they could be used as a starting point and then changed to fit what is needed for Birch Canyon.

Mayor Barnes asked where access ends? Jamie replied at the third gate up the canyon which is about two miles up the canyon. The only motorized vehicle access beyond that point is for Hyde Park City employees to get access to their culinary water supply in the area.

Mayor Barnes mentioned many canyons and trails across the country are being closed because of vandalism and garbage being left behind.

The next trails committee meeting will be held on Tuesday, July 9th at 6:30 P.M. at the city office building.

Jamie mentioned the golf course received some new golf carts in the current fiscal year and will be receiving more new golf carts in the new fiscal year.

Several tournaments were held at the golf course in June. The Cache Valley Amateur will be held soon.

Some new greens lawnmowers are being purchased in the new fiscal year.

Mayor Barnes asked if all of the trees damage had been fixed? Jamie replied most of the trees have been cleaned up but there are still some tree issues on Holes 4 & 5.

Bart mentioned he took some clients to the golf course, they typically play Cedar Hills, and they were impressed by the course.

Jamie mentioned the library board met and were especially appreciative of the increase to the book line item in the new budget.

Mayor Barnes mentioned a large donation was received for the shelving as well. Jamie replied that was correct as the donation was about \$3,500 and in the current fiscal year.

Mayor Barnes mentioned he sponsored a hole at the recent Angelman Foundation golf tournament. The disease effected two of the children of a former co-worker. The tournament helped raise a lot of funds to help fund the foundation.

Bart mentioned the Smithfield Chamber of Commerce is on their summer break.

Discount Tire has purchased the building formerly occupied by Firestone. Representatives of the company are already networking with other local businesses and the residents. Discount Tire hopes to be open within a month.

Bart asked Chief Downs to provide an update on fireworks and the upcoming holidays.

Chief Downs informed the council the State Fire Marshal has not put any restrictions in place for July 4th at this time. The vegetation in most areas is still green. The weather will be evaluated and conditions reviewed in case restrictions are needed for July 24th.

If restrictions are imposed, fireworks cannot be discharged east of 800 East - south of Center Street or east of 200 East - north of Center Street.

The state dictates restrictions in all unincorporated areas.

If the state implements restrictions; the city will as well.

The consensus of the council was to allow Chief Downs to implement fireworks restrictions, if needed, based on information from the State Fire Marshal as well as review of the surrounding vegetation and temperature. If restrictions are implemented the city will post information through Parlant and on Facebook to spread the news.

Fireworks can be discharged during the following times:

11:00 A.M. to 11:00 P.M. except as noted.

July 2nd – 5th (July 4th hours extended until midnight)

July 22nd – 25th (July 24th hours extended until midnight)

Class “C” Fireworks can only be sold by vendors during the following dates: June 24 – July 25.

Mayor Barnes thanked Chief Downs and his staff for providing flyers with this information to the local fireworks stands.

Currently, Lee's Marketplace, a vendor in front of the Lee's Marketplace building and two vendors across the highway from Lee's Marketplace are the only registered vendors allowed to sell fireworks in the city.

Only Class "C" Fireworks can be sold. Aerials are not allowed unless Class "C". All locally sold fireworks are legal. Typically fireworks purchased in Wyoming are illegal.

Wade mentioned he appreciated how the council, residents and Fox Meadows developer were all able to communicate and work together on the project. Resident's voices were heard. Council member questions were asked and answered. The developer agreed to some of the requests made by the residents and city council.

Wade mentioned he attended the last planning commission meeting where one item of discussion was on a Master Planned Community Zone. Jasilyn Heaps has done an extensive amount of research on the item to this point. Now Chairman Andrew Soelberg and Commissioner Nathan Wright are going to take over the project and continue on with a new perspective. Jasilyn did a great job to get to this point and now input from others will be added.

MAYOR'S REPORT

Mayor Barnes mentioned he didn't have anything new to present from the Tree Committee.

Members of the Historical Preservation Commission are happy the Douglass Mercantile Store building is in the process of being purchased by the city.

There is a mandatory COG meeting on Thursday, June 27th at 1:30 P.M. for those wanting to apply for funding from the COG. Representatives of the city will be in attendance as the city intends to apply for funds. The funds will help with the installation of a traffic signal light at 800 South Main. Right now City Engineer Clay Bodily is designing the project. Applications are due in August.

Wade asked what the cost to the city will be for the project? Craig replied that is unknown until the design is completed and the project put out to bid. UDOT (Utah Department of Transportation) is paying for the majority of the project.

****Bart made a motion to adjourn at 8:33 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 26, 2019**. The meeting will begin at 6:30 P.M.

Welcome and Opening Ceremonies by Deon Hunsaker

1. Approval of the city council meeting minutes from June 12, 2019
2. Resident Input
3. Update and discussion with representatives of the Children's Theatre.
4. Continued discussion and possible vote on the request by VHST, LLC, agent for Square Top, LLC, property owner, for approval of the Final Plat for Fox Meadows Subdivision, Phase 1, (17) lots/units, 6.11 acres, located at approximately 600 West Saddleback Road (300 North). Zoned R-1-10.
5. Discussion and possible vote on the city purchasing the building and land located at 102 South Main, 0.22 Acres. Parcel Number 08-074-0014.
6. Discussion and possible vote on the Fire Protection Services Agreement between Smithfield City and Hyde Park City.
7. Public Hearing, no sooner than 7:00 P.M., for the purpose of discussing amendments to the Fiscal Year 2019 Budget which is the period of July 1, 2018 through June 30, 2019.
8. Discussion and possible approval on Resolution 19-10, a Resolution amending the Fiscal Year 2019 Budget which is the period of July 1, 2018 through June 30, 2019.
9. Discussion and possible vote on Resolution 19-11, 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 560 North 400 West. The parcels total approximately 4.52 Acres. Parcel Numbers 08-043-0009, 08-043-0042 and 08-043-0043.

10. City Manager Report
11. Council Member Reports
12. 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 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.