

SMITHFIELD CITY COUNCIL

SEPTEMBER 26, 2018

The Smithfield City Council met in a regularly scheduled meeting at 96 South Main Street, Smithfield, Utah on Wednesday, September 26, 2018. The meeting began at 6:30 P.M. and Mayor Jeffrey H. Barnes was in the chair. The opening remarks were made by Curtis Wall.

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

Jamie Anderson was excused.

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: Mayor Jeffrey Young (Richmond City), Paul Erickson (Richmond City), Tucker Thatcher (Richmond City), Chris Lewis, Doug Orahood, Charlene Orahood, Brian Potts, Lance Kingston, Benson 2nd Ward Troop 410, Wade Lindley, Marty Spicer, Diane West, Sabrina McBride, Duane Smith

APPROVAL OF THE CITY COUNCIL MEETING MINUTES FROM AUGUST 22, 2018.

A motion to approve the city council meeting minutes from August 22, 2018 was made by Bart, seconded by Wade and the vote was unanimous.

Yes Vote: Hunsaker, Caley, Campbell, Wall

No Vote: None

Absent: Anderson

RESIDENT INPUT

DOUG ORAHOOD: I am not currently a resident of the city but I lived in the city for nine years. I had to move because of medical issues. I moved into a retirement community. I want to thank Curtis for asking me to attend. I sent the city council and mayor a letter on September 5th about the flag at the cemetery. I am a retired naval officer who served for 26 years and served two tours in Vietnam. I was exposed to Agent Orange and because of that I am 100% disabled. It has caused prostate bone cancer. There are many side effects. The cancer cannot be cured, it only can be slowed down. I am at year seven of being told I had five to ten years to live. I am sensitive to flags. I own six plots in the cemetery. I have family buried here. Every week after I play golf, I stop at the cemetery and use my weed eater and blower to clean off my family's headstones as well as some others. I have noticed for a long time the poor condition of the flagpole and the lack of a flag being flown. It is disgraceful to not have a flag flown. I am thankful for all of your responses to my letter. I noticed a flag was flown for Patriot Day. I want to thank Wade and Curtis for making this happen. I want to share a picture with you of the flagpole from the area where I live. I live in North Logan in the Towne Center Villas. I helped to get this flagpole installed and functional. It has an internal lockable lanyard. The pole is buried in

sand so it can flex and will withstand 160 mile per hour wind. There is a solar light on the top of the flagpole. The light highlights the flag and does not disturb the neighbors. Around the base of the flag is an area for six additional flags. They can be American flags or the five flags for each organization of the military as well as the Missing in Action/Prisoner of War flag. I change the flags on special days.

MAYOR BARNES: I have been and seen this flagpole and area where you live. I like that it is keyed and has an internal rope. I like the light on top. Is the pole a five inch tube?

DOUG: Yes. The pole tapers as it goes to the top as well. The pole has a satin finish. I visualize something like this in the cemetery.

WADE: I want to thank you for your service. It has been good to correspond with you. The flagpole in the cemetery has never been nice.

DOUG: The current flagpole is old and subject to vandalism. I know electricity is a problem in that area of the cemetery but a solar light can be used.

BART: Thank you for your comments, concern and service.

CHRIS LEWIS: I live at 336 South 600 East. I want to discuss the section of road we live on. 600 East is a curvy road. There is not any curb and gutter or sidewalk in the area. People have to ride their bicycles and walk in the road. We have safety issues because of the curvature of the road and no speed limit being posted. Everyone assumes the speed limit is 25 miles per hour. It is an unsafe speed. We fear there will be head-on collisions in the future. A child was almost hit recently in the area. We are asking for the speed limit to be reduced to 15 miles per hour. I am not sure of the process to make this happen.

MAYOR: I am aware of that road as I used to live in that area.

CHRIS: There are some older large trees in the area but it makes the road hard to see. The corner gets cut. At the end is a dead end cul-de-sac. I am aware of other 15 mile per hour roads in the city. I want this area to be one as well.

MAYOR BARNES: Is this something we put on a future council meeting agenda?

CRAIG: A traffic study would need to be completed to show a change in the speed limit is warranted. A traffic count and speed study would be required. The speed limit will be set at the 95th percentile. This is based on state law.

CHRIS: It is almost physically impossible to drive 25 miles per hour on that road.

CRAIG: Keep in mind the speed study could actually lead to an increase in the speed limit in this area. State code must be followed and the speed limit is based on the 95th percentile.

WADE: Do we know the cost of a speed study?

CRAIG: We do not do the study and would have to hire a professional to do the study. I would estimate the cost at \$2,000 to \$10,000 depending on how much time is involved.

CHRIS: Can I put some type of sign in my front yard? I understand I cannot put a speed limit sign there. I don't want the city to pay \$2,000 or more for a speed study. I just want to keep the kids and neighbors safe.

DEON: Are the signs on Summit Drive private? I know there are some different types of signs there such as slow down children in area signs. I think that might be a better option than a study. I think more people would see that type of sign than a speed limit sign. I don't think people see or observe speed limit signs.

CHRIS: Some kids have almost been hit recently. The neighbors were arguing stating driving the speed limit still allows for someone to almost get hit. I think the speed limit of 20 or 25 miles an hour in this area is ridiculous.

CURTIS: This road leads to a dead end. Those wanting it lower need to drive slower since they are the only ones in the area. There is not regular traffic through this area. The only people using this road are the ones who live there. It might be time for a door to door conversation with your neighbors. I understand the concern for kids riding their bikes on the road. There needs to be a conversation with those living there since they are the only ones using the road.

BART: I think it would be good to have a conversation with the neighbors about being more observant about the speed they are driving. We might be able to have the police department monitor the area on occasion.

CURTIS: The only people using that road are the ones who live there.

CHRIS: There is not any center line painted on the road. I don't think people are speeding. I just think the road is unsafe.

MAYOR BARNES: I think a conversation with the neighbors is appropriate. Maybe create a poster with information on it and hand out to all of your neighbors. The neighbors need to be put on alert about the issue. Mention safety issues in the handout.

CHRIS: Almost all of us in the neighborhood have kids. I would guess there are 25 kids under the age of six in the area. I think we can get support for people to drive safer. Is a speed study required to put in a sign such as "Children at Play"?

CRAIG: No. Those types of signs can be installed without a study.

DUANE SMITH: I live at 167 Summit Drive. I have a plot in the cemetery. I would like to thank the council and mayor for the discussion on the flagpole in the cemetery.

MAYOR BARNES: Duane is involved with the Marine Corp League.

JODIE RICHINS: I am not a resident but me and my husband own a business in town. We own Metal Vision. In the past an agreement was put in place where we could receive a tax credit through a recycling program. Heritage Glass originally set this up. I need to find out how to get it going again. I was told it is still available. I am not sure what Heritage Glass did in the past to make this happen.

CURTIS: The current agreement has expired. I talked to Paul Davis about this in the past. Heritage Glass was the sponsor of the agreement. It is good for tax credits. The past agreement just needs to be redone.

JODIE: What needs to be done?

CURTIS: We need to work with Paul to get the agreement renewed.

CRAIG: The business will be involved in the process as well.

CURTIS: I will talk to Paul and find out what needs to be done. Paul works for BRAG (Bear River Association of Governments).

DEON: If we have questions I know Issa Hamud, who works for Logan City, could help us.

CURTIS: I will contact Paul to start this process and then I will contact you.

MAYOR BARNES: While at the Utah League of City and Towns meetings I went down to Colonial Flag. I got an estimate for a new flagpole and right now we can get a 35% discount. The flagpole would be 30 feet tall and be a five inch pole. The solar light would be included. The quote is approximately \$1,800. I am in favor of installing a new flagpole. I like the look of the flags at the Towne Center Villas in North Logan. We need to get a new pole and a flag put up. I apologize for the current condition of the existing flagpole. We need to move forward and get

this project done. I have reviewed the budget with Craig and we can do this project. I want to get the flagpole ordered and installed.

DOUG: I am willing to donate \$1,000 towards the cost of this project.

MAYOR BARNES: I appreciate your offer. I won't take funds from a disabled veteran. You already have a need for the funds. I will donate the funds myself before asking you for a donation.

WADE: We have been accused of not thinking outside of the box. I wonder about getting some scouts to raise the funds. It might slow down the timeline on the project.

MAYOR BARNES: I would like to add two more flagpoles as well. We need a main flagpole now.

WADE: Let's see if we can get people to help. I think we can get some community support.

MAYOR BARNES: I think that is a great idea for the other two flagpoles.

WADE: We get accused of and yelled at about not managing our finances properly.

MAYOR BARNES: We won't get yelled about a new flagpole in the cemetery.

CURTIS: Will the funds come out of the regular budget or the Comcast Cares fundraiser funds?

MAYOR BARNES: From the Comcast Cares fundraiser.

CURTIS: Did we receive around \$13,000 for that project?

CRAIG: Yes. Other years we have earmarked the funds for projects and this year we did not.

MAYOR BARNES: The council has the discretion of where to utilize these funds.

CURTIS: What were the funds used for in the past?

CRAIG: The splash pad.

CURTIS: I don't have a problem if we use the Comcast funds to pay for this project. Those funds have not been earmarked. The three flagpole concept in Hyrum and Wellsville is very nice. I support taking \$1,800 now and getting the main flagpole installed. Then we can do a rendering of what it would look like with the other two flagpoles. I would consider asking Doug to donate the flag to be hung on the main flagpole as I feel it would be in his honor where he helped to start this process and project.

DOUG: The flags I hang where I live last around three months.

CURTIS: Are the flags four feet wide by six feet long?

DOUG: Yes and cost about \$40.

CURTIS: I think the first flag hung there would be special to you. I like using the \$1,800 now to get the project done. I hope we can get it done before Veteran's Day.

WADE: I would support that.

BART: I would as well.

WADE: I think we work with the community to get donated funds for the other two flagpoles.

DOUG: We are pleased at your response. This has been wonderful. Thank you for being so responsive.

<p>DISCUSSION WITH REPRESENTATIVES OF CAPSA SUPPORTING OCTOBER 2018 AS DOMESTIC VIOLENCE AWARENESS MONTH.</p>
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Sabrina McBride informed the council that October is Domestic Violence Awareness Month. CAPSA is going to all of the city councils in the valley to ask them to support the annual proclamation. One in three women and one in seven men or victims of domestic violence. Domestic violence is a local issue, state issue and national issue.

Mayor Barnes read the Domestic Violence Awareness Month Proclamation.

Sabrina thanked the council for working with CAPSA on this project. CAPSA wants to work with the community.

Sabrina asked the council to help promote what the programs CAPSA offers.

Sabrina invited the youth council to participate in an upcoming leadership conference on Saturday, December 8th.

Sabrina encouraged the council to advertise the programs and opportunities listed by CAPSA on their Facebook page.

Wade mentioned he would inform the youth council about this opportunity.

Mayor Barnes mentioned CAPSA has great support locally. A significant amount of money is raised each year to help the program.

DISCUSSION WITH REPRESENTATIVES OF RICHMOND CITY ON FIRE SERVICE.

Mayor Jeffrey Young from Richmond City introduced himself and Richmond City council members Paul Erickson and Tucker Thatcher.

Mayor Young mentioned Richmond contracted with Smithfield for daytime fire department coverage approximately a year ago. The contract is working well.

Mayor Young explained the Richmond City council has been reviewing the Richmond fire department for a couple of years and has a concern for a lack of volunteers.

Mayor Young mentioned the Richmond city council wanted to know if it would be feasible to contract with Smithfield for full-time coverage since Smithfield is larger and has more resources. Richmond would contribute and pay a pre-determined amount in a new contract, if approved.

Mayor Young asked the council if it would be okay to work with Chief Downs and Craig to consider a contract for full-time fire department coverage from the Smithfield fire department for Richmond City. If a contract can be put together it would then come to both city councils at future council meetings for consideration and possible approval.

Curtis asked if there was any reason not to consider an updated or modified contract? Chief Downs replied there is not. Volunteers are getting harder to find. If a system can be put in place which will help stabilize both communities and can benefit both communities it should be considered.

Curtis asked if the volunteers from the Richmond department would still be utilized? Chief Downs replied that is correct.

Mayor Barnes asked if the Richmond fire department is currently utilizing volunteers? Mayor Young stated that is correct.

Mayor Young mentioned he met with the current fire department volunteers on Monday, September 17th to discuss what was going on and the council talked about the issue at their regular council meeting on Tuesday, September 18th.

Mayor Young mentioned Richmond could do nothing and rely on the mutual aid contract when the local department cannot respond. The city council does not feel this is appropriate when more calls are being responded to by outside agencies than the local agency.

Mayor Young mentioned it is a hard discussion and topic as there is so much history with the department. Curtis replied change is always hard.

Mayor Young mentioned the Richmond city council can see the problem is getting worse and wants to address it now and be proactive rather than have to be reactive at a later date. It is easier to consider options and make good decisions before having to react to a problem in the future. Right now larger towns with more resources are spending more time and money in smaller towns with less resources because of the mutual aid agreement.

Bart felt the discussion was appropriate and it would be important to incorporate any and all volunteers into the program. Chief Downs agreed.

Chief Downs mentioned the current contract spells out what is required for daytime coverage. A new contract would lay out the guidelines for full-time coverage. Right now the mutual aid contract kicks in between the two cities because of their relative closeness. A full-time contract might be better and safer for both communities. It would be nice to have the Richmond department respond to a large call in Smithfield when needed. Coordination between the two departments would be better under a joint contract.

Wade asked if the Richmond fire station would be a substation as part of a new contract? Chief Downs replied that is a possibility but an unknown at this time until both parties can lay out the guidelines of what they want in full-time coverage.

Mayor Young stated he was open to all options. Is it possible for a small community to work with a larger community? There is pride in both communities. Can both cities work together to promote volunteerism rather than crush it? All options should be considered.

Mayor Young mentioned the intent would be if a contract can be worked out to present it to the residents of Richmond in an open house type setting at a future date.

Mayor Young expressed concern that small city EMT and fire department budgets are decreasing or staying the same when they should be increasing. The intent is not to save money by combining forces but to offer the best available service for the community.

Curtis asked Craig if he was aware of any issues in considering an amended contract? Craig replied he did not have any concerns.

The consensus of the council was to review and consider updating the contract for fire service between the two cities.

Mayor Barnes asked if Richmond has a fire chief? Mayor Young replied that is correct but the fire chief is a volunteer position.

Mayor Young mentioned the Richmond fire department is currently being overseen by a committee which consists of the mayor, city council member Lyle Bair and Fire Chief Troy Hooley. Lyle served as fire chief previously.

Mayor Barnes asked Mayor Young if Richmond wanted to keep their department open and autonomous from Smithfield City? Mayor Young thanked Mayor Barnes for allowing that to be a consideration in the new contract.

Mayor Young mentioned the concept of a smaller fire department working with a larger fire department in the valley is unique and has not been done before so there are many unknowns at this time.

Bart thanked Mayor Young for being proactive in this request. Where Smithfield is already responding to calls in Richmond, Chief Downs is well aware of how the city is growing and the dynamics involved in helping out in Richmond.

Deon asked Chief Downs for an update on the wildfires the department is responding too. Chief Downs replied the wildland crew from the department just returned from the Pole Creek fire in Central Utah. The fire is not completely contained and most likely will not burn out until winter. Curtis replied it is currently 50% contained.

Chief Downs replied the wildland team has been out over 60 days this summer. An engine truck responded to the Pole Creek fire for five days. The engine truck was used to help watch and protect structures. The wildland team has been to Idaho, Nevada and throughout Utah.

The department will have gross revenue of \$150,000 to \$175,000 and net profit of around \$70,000 to \$75,000 from the wildland fire season.

The profit will be used to help improve the training center on 800 West. The intent is to upgrade the facility to be like a two-story home for training purposes.

Six new SCBA's (self-contained breathing apparatus) are needed at a cost of approximately \$6,000 each.

Mayor Barnes asked when the wildland team goes on a fire how long are they gone? Chief Downs replied they can go for up to two weeks. The team usually sleeps in a tent and works 15

hours per day. Normally they work from 6:00 A.M. until 10:00 P.M. They are allowed to work 14 straight days and then they must come home for two full days before they can deploy again.

Two trucks from the city responded to the Grouse Creek fire.

CONTINUED DISCUSSION AND POSSIBLE VOTE ON THE PIONEERING AGREEMENT FOR NORTH RIDGE DEVELOPMENT, LLC FOR INFRASTRUCTURE IMPROVEMENTS AT APPROXIMATELY 250 EAST 800 SOUTH.

Clay reminded the council this item had been discussed at the last council meeting and tabled so the surrounding property owners could be contacted as stated in the agreement. Three property owners were contacted.

Clay spoke with two of the property owners and they did not have an interest in contributing funds towards the project at this time. If they choose to subdivide their land at a later date they will then have to pay funds towards the items listed in the pioneering agreement.

Mayor Barnes asked if curb, gutter and sidewalk would go in front of the church? Clay replied curb and gutter will be completed so the road can be worked on and completed.

Mayor Barnes asked if the LDS Church was part of this project? Clay replied they are an adjoining property owner so they were notified.

Deon stated the parcel owned by the LDS Church is not part of this subdivision and the improvements cannot be required from the current developer. Craig replied the council can waive the requirement but it was already approved when the subdivision was approved by the council previously.

Deon expressed concern about why the improvements were not done when the subdivision was approved on this parcel as well as the George Weeks Subdivision on 300 South 1000 East. Clay replied he cannot speak for decisions made in the past by other employees or council members. Both parcels mentioned will have the infrastructure completed as part of the new subdivisions which are being built.

Mayor Barnes asked if the improvements can be required? Clay replied the improvements were already included and approved by the council for both subdivisions in question.

Mayor Barnes asked if the pioneering agreement is good for 15 years? Clay replied that is correct and the current developer can recoup costs up to 15 years but after that no costs will be recouped.

Craig asked the council if they were going to keep in place the requirement for curb and gutter on the two subdivisions that were mentioned? Bart, Curtis and the mayor stated previous approvals should stay in place.

A motion to approve the Canyon View Village Shared Improvement Agreement for infrastructure work at approximately 250 East 800 South was made by Curtis, seconded by Wade and the motion passed by a vote of 3-1.

Yes Vote: Caley, Campbell, Wall

No Vote: Hunsaker

Absent: Anderson

Deon stated in his opinion curb and gutter could not be required in front of the church. Craig replied that concern and discussion are not part of the pioneering agreement. The curb and gutter concern is a totally different issue that what is listed in this agreement.

Deon felt the council was putting the city at risk of being sued by requiring curb and gutter to be installed in front of the church.

DISCUSSION AND POSSIBLE VOTE ON CHANGES TO THE EMPLOYEE PERSONNEL MANUAL.
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Craig informed the council the personnel manual does not include a social media policy. The proposed policy is the only policy which has been adopted by the National Labor Board. It is a boiler plate policy. The policy treads lightly on freedom of speech. Guidance is given of what is allowed and not allowed.

Curtis asked if the policy includes both employees and subcontractors? Craig replied both are included. Anyone working for and representing the city is required to comply.

Curtis stated he felt it was appropriate subcontractors are included as there are more subcontractors working at the rec center than employees.

Craig mentioned both Chief Allen and Chief Downs wanted to discuss the residency policy of the personnel manual. The residency requirement is limiting the applicant pool for open positions in the police and fire departments. Nobody is going to relocate within the residency area for a job paying around \$35,000 per year.

Mayor Barnes asked what the current requirement is? Craig replied within twelve miles of the city limits. Mayor Barnes replied basically from Richmond to Hyrum.

Craig mentioned almost all other departments are relaxing their residency requirements to attract new employees. Right now there are several Ogden City police officers residing in Logan City and the surrounding area.

Mayor Barnes asked if changing the residency requirement to within Cache Valley would be appropriate? Chief Allen stated he supported that change as he does not want city vehicles leaving the valley.

Mayor Barnes asked if Franklin County should be allowed as a place to live? Chief Allen replied he would prefer the department vehicles not cross state lines so he would not recommend allowing Franklin County to be included.

Chief Downs explained the fire department is different. Where most fire departments work on a 48/96 shift there are several firefighters who live in Cache Valley and work in Salt Lake City. Because the firefighters get four days off on this type of shift they are willing to commute over 100 miles to work since they work 24-hour shifts when they are at work.

Chief Downs asked for the entire residency requirement for the fire department to be removed. Right now one of the part-time employees of the department resides in Idaho Falls, Idaho.

Mayor Barnes asked if the police and fire departments can have different policies? Craig replied they can be different.

Chief Allen stated he would like to be able to hire employees from anywhere but restrict those who can take their police vehicle home to Cache Valley.

Chief Downs mentioned there are local firefighters who work in Sacramento, California because of the shifts and how they can trade days.

Mayor Barnes mentioned the policy had been in place to make sure the officers could respond in a certain amount of time if there was a major issue or problem. Is this still a concern? Chief Allen replied this is not an issue with the mutual aid contract that is in place with neighboring police departments. Several police officers who do not work for the city reside in the city. There has only been one time in 16 years that every police officer has been called in at the same time. The concern has always been in the event of a natural disaster.

Curtis stated he would support removing the residency restriction for both departments but asked for police department vehicles to be required to stay in the valley.

Bart mentioned in the event of a natural disaster should it be considered that 50% of the officers must reside in the valley? Chief Allen replied that would be acceptable as well. Right now all of the officers live in the valley. Craig replied in his opinion half of the department will never reside outside of the valley.

Chief Allen stated, currently, all ten police officers and reserves for the city reside in the valley.

Chief Downs mentioned the fire department schedule is different where full-time firefighter's work 24-hour shifts and the police officers work eight hour shifts. As wages increase the city will get a better pool of candidates if there is not a residency requirement.

Bart mentioned some employees who live a distance away might want to relocate here long term when they see how nice the city is and decide they no longer want to commute.

Chief Downs informed the council a full-time member of the department had quit this week as he accepted employment with the Logan City Fire Department. Not having a residency requirement will allow for a greater pool of applicants to draw from in the future.

Chief Allen mentioned at one time the residency requirement was five miles. A police officer will not relocate to the city for a job paying \$30,000 per year.

Chief Downs asked for the council to consider the request as right now there are not any employees being considered for employment that reside outside of the area so the council can make a decision without a name and face attached to the request so no emotion will be involved.

A motion to approve amendments to the employee personnel manual of the city by adding a social media policy, removing all residency requirements for the fire department and changing the police department residency and vehicle policy to all police officers must reside in the Utah portion of Cache Valley was made by Bart, seconded by Wade and the vote was unanimous.

Yes Vote: Hunsaker, Caley, Campbell, Wall

No Vote: None

Absent: Anderson

Mayor Barnes stated the residency requirement for both departments should have been removed a long time ago.

RECEIVE THE CERTIFICATION OF ANNEXATION PETITION FROM THE CITY RECORDER FOR THE ANNEXATION REQUEST BY PETERSON/HILLYARD FOR PARCEL NUMBERS 08-044-0033, 08-044-0034, 08-044-0039, 08-044-0040 AND 08-044-0084 AND DIRECT THE PUBLICATION OF SUCH PETITION IN THE HERALD JOURNAL ON SEPTEMBER 30TH, OCTOBER 7TH AND OCTOBER 14, 2018.

Justin informed the council he had not heard any comments, questions or concerns from Cache County Corporation or the Cache County School District on the annexation request. The next step in the process is to advertise the request and set the date for the public hearing and vote on the request.

Justin mentioned the annexation sponsor, Marc Peterson, would be out of town on October 24th and asked for the public hearing and vote to be delayed until November 14th. With that being said the publication for the request won't be until October 14th, 21st and 28th.

A motion to accept the Certification for Annexation for Parcel Numbers 08-044-0033, 08-044-0034, 08-044-0039, 08-044-0040 and 08-044-0084 was made by Curtis, seconded by Wade and the vote was unanimous.

Yes Vote: Hunsaker, Caley, Campbell, Wall

No Vote: None

Absent: Anderson

CITY MANAGER REPORT

Craig updated the council on new Logan City wastewater facility. The preliminary cost was \$116,000,000. The new estimated cost of construction is \$135,000,000. Logan City went to the State of Utah Water Quality board and was awarded another \$20,000,000 loan for the project.

The project should start construction in November 2018 and be completed in December 2021.

The plant should be in operation in April 2022.

Tariffs are affecting and increasing the cost of the project.

The lawsuit on the Birch Creek well is about to be settled. A vibration dampening trench will be installed. Right now J-U-B Engineers is doing the design work. Once complete the project will be put out for bid. The estimated cost is \$70,000. The lawsuit has been going on for about three years.

Mayor Barnes asked where the funds will come from to pay for the cost of the trench project? Craig replied the fund balance in the water fund. The budget will be adjusted once actual costs are known and not just engineering estimates.

The council approved 75% of the property tax increase amount or \$189,200 to be used towards making wages competitive in various departments in the city.

The two highest departments in the city for turnover are the police department and the public works department.

The current proposal is to increase wages in the police department as well as fund a full-time animal control/code enforcement officer position. The police chief would not receive a raise.

Increases in the public works department would be made with the exception of filling the open job position.

The total cost for salaries and benefits to increase wages in the police and public works department would be \$164,200.

Turnover in the recreation department has been about every other year with the exception of the rec center director. Increases would be made in the rec department totaling approximately \$18,000.

The total wage and benefit increases for the three departments would be \$183,137.

The remaining \$7,000 will be used to increase wages in the fire department. To increase wages in the fire department to the appropriate level \$15,000 is needed. The additional \$8,000 will come from the revenue earned fighting wildfires this year.

Some of the public works employee wages are paid from the water, sewer and storm water funds. Total increases to all of these funds would be approximately \$26,000.

Budget adjustments will be made in December to account for these additions.

An offer will be made to the person selected for the animal control position later this week.

Salary adjustments will go into effect at the start of the next pay period which is Sunday, September 30th.

There were seven applications for the animal control/code enforcement officer position.

Mayor Barnes asked if any department head was receiving a raise? Craig replied none of the department heads are receiving raises as part of this wage adjustment.

Curtis asked if the animal control position is a position where the person will eventually want to be a police officer? Chief Allen replied that will not be possible as the animal control position is a civilian position.

The consensus of the city council was to move forward with the wage adjustments as presented.

Mayor Barnes mentioned the main reason the property tax increase was done was to pay higher wages in certain departments and he was thankful this has been completed.

Craig mentioned the infrastructure plan for projects such as sidewalks is still being worked on and will be presented to the council at a future date.

COUNCIL MEMBER REPORTS

Curtis mentioned the planning commission is having dialogue and discussion on building lots which are smaller than allowed in the current city ordinance. Assignments have been made to some of the commission members to research the topic. Locations in the city are not being considered. Whether or not smaller sized building lots are right for the city is what is being considered and discussed.

Mayor Barnes mentioned if the council wants to see smaller sized lots which have actually been built on. There is a Visionary Homes subdivision south of the Logan City landfill that has smaller sized lots. Curtis mentioned the lots in that subdivision vary from 6,100 square feet to 10,000 square feet on the corner lots.

Curtis mentioned he had been talking to the staff and some residents about how to keep people from using the skate park after hours.

Curtis mentioned he talked to Zack at Directive and they are willing to help advertise on social media the hours of operation once the council decides how they want to proceed. The city noise

ordinance does not go into effect until 10:00 P.M. The sign at the skate park says the hours of operation are from dawn until dusk which can be interpreted differently.

Mayor Barnes mentioned Directive advertising on social media will only reach a few people. Many of the users of the skate park are young and do not have social media accounts. Curtis disagreed and stated young children riding scooters are not at the skate park until 11:00 P.M.

Mayor Barnes asked Chief Allen what his thoughts are on the concern. Chief Allen replied members of the police department drive by the skate park nightly. People think because the area is lit up they can use the facility. The main reason the area is lit up is to help curb potential vandalism. City parks are closed from dusk to dawn. The city noise ordinance goes into effect at 10:00 P.M.

Mayor Barnes asked Chief Allen if he had received any noise complaints on the skate park. Chief Allen replied he had not. Bart mentioned he was told there was loud music playing one night. Deon mentioned there is a noise problem after 10:00 P.M. Mayor Barnes mentioned the noise issue is music not people skating on the skate park.

Craig mentioned he talked with two residents who live across the road from the skate park. Their issue was people were loitering in their yards. The residents have been advised if or when this happens to call the police department so they can come down and review the concern. The noise ordinance of the city can be enforced by the police department after 10:00 P.M. The residents told Craig their issue is not with noise but with loitering.

Mayor Barnes mentioned there will be a learning process involved for those utilizing the skate park as they learn what they can do, cannot do and when they can use the skate park.

Curtis mentioned it is hard to deal with a dawn to dusk rule as it is interpreted differently by people.

Chief Allen mentioned the police department is working on getting access to the video cameras in their vehicles so they can monitor the skate park when they are on patrol but not in the area.

Curtis mentioned maybe the lights could be turned off for an hour and then turned back on. Craig replied the lighting would have to be rewired and a timer installed if that is what the council wants to do. Bart did not feel this would resolve the issue.

Mayor Barnes mentioned he has been monitoring the concern and been at the skate park at night. On occasion Mayor Barnes has asked skaters to leave the park because it is late. Mayor Barnes reviewed the hours of operation with those who were there late at night.

Curtis asked if more a police presence is needed at the skate park at night? Chief Allen mentioned the council needs to decide what they want enforced on all parks not just the skate park. The rules need to be uniform for all parks regardless of the lighting at each park. The concern about having a nightly police presence is there is no way to know what calls the officers

might be responding to at certain times. It might take a couple of hours after the skate park closes before an officer can arrive depending on the calls he/she is responding to.

Curtis mentioned the rec center closes at 10:00 P.M. and it might be possible to have the employee who closes the rec center drive by and ask those who are still there to leave. Bart felt it was better to have the police department ask people to leave than regular staff members. Mayor Barnes agreed and mentioned he was not well received by those using the skate park when he asked them to leave.

Curtis asked if the best option is to have set hours of operation? Chief Allen replied that is easier to enforce. Wade Campbell replied would 10:00 P.M. to 7:00 A.M. be reasonable? Wade Lindley responded people are exercising by walking the Forrester Acres grounds at 5:30 A.M. during the summer. Mayor Barnes mentioned as winter approaches it gets darker earlier and colder. It will take a year or two to educate the residents on what is allowed. Teenagers think they can skate if the lights are on. Wade Lindley concurred.

Curtis asked if the lights are left on to help staff concerns about graffiti? Craig replied the splash pad and skate park are monitored with video cameras as loiterers are the ones ruining the parks. Not those who utilize the parks for fun. Some teenagers were using sticks to damage the splash pad equipment one day.

Curtis asked if the hours of operation need to be changed? Mayor Barnes mentioned no matter what the sign says people will not read it. Craig replied that everyone defines dusk and dawn differently as well.

Mayor Barnes felt as long as the lights are on the skate park will be used.

Curtis mentioned he would review the concern with Brett Daniels and come back to the council with a proposal.

Craig asked Curtis if he is proposing new rules just for the skate park or all city parks? Curtis replied he was not sure.

Wade Campbell asked if the rules can be different for just one city park? Craig replied that could be considered as discrimination since one specific group of people or demographic is being targeted.

Bart mentioned he would like to see set times implemented to help out the police department. Mayor Barnes agreed as he stated he did not like dusk until dawn. Chief Allen replied the intent of dusk to dawn was to keep people out of city parks when it is dark year round.

Curtis asked how Logan City deals with their skate park at night? Craig replied there are not any lights at the Logan skate park. Layton City lights up their skate park until 10:00 P.M. and then turns off the lights.

Curtis mentioned different options need to be considered as some residents are concerned.

Wade mentioned he would inform the youth council about the opportunity to work with CAPSA and attend their event in December. The youth council will be working with the library staff as well.

Mayor Barnes mentioned he swore in the youth council and mayor at their monthly meeting on Thursday, September 20th. The youth council had done a project of collecting materials for The Family Place and donating to help out. The youth council is doing good things. The youth council mayor will be attending future council meetings to give updates on what the youth council is doing.

Bart mentioned the annual Night of Giving the Smithfield Chamber of Commerce does will be on Saturday, December 1st. The next chamber meeting will be at McDonald's on Thursday, October 4th.

Bart mentioned part of overseeing economic development for the city is dealing with RFI's (Request for Information). The RFI is asking for specific information a company is looking for when they considering locating in the city or valley. Typically the RFI must be completed and submitted within a week of being posted. Bart commented it might be good to form a committee that includes local realtors who understand what is available in Smithfield so the RFI can be completed. Bart mentioned he needed someone he could reach out to quickly to see if land or buildings were available in the city. Curtis felt it was a good idea to use local realtors to help gather information. Wade concurred.

Bart thanked the fire department for their help locally, in the valley and various wildfire calls they filled over the summer.

Deon mentioned he learned a lot of new things at the Utah League of Cities and Towns training meetings. One item the city should consider is loaning itself money for infrastructure projects at a lower interest rate than is available on the open market. Justin replied the city is already doing this on the police station loan and clubhouse building loans.

Deon stated if the cemetery grounds can be converted to irrigation water from culinary water it will help to delay the need for a new tank and well in town.

Deon attended several sessions on growth at the league meetings. The key is not in considering how to stop growth but how to manage and control growth. In Utah, 29% of people living in homes do not own them. Buyers and tenants pay development costs not developers. More than 50% of all new home sales on the Wasatch Front are for apartments, townhomes or condominiums.

Deon mentioned he was at the Cache County Assessor's Office and they are frustrated in putting a value on Lot 12 in the Vistas at Dry Canyon Subdivision.

Deon stated the assessor's office wanted to know why the lot is considered unbuildable as the letter supplied by the city was vague and not clear. Craig replied the lot is unbuildable because of

the power lines that go across the entire parcel. Clay stated he had talked to the county about their concern as well.

Justin read the letter sent to the Cache County Assessor's Office from the city dated September 17, 2018 that specifically states the building lot is unbuildable because of the power lines and an easement on the parcel.

Deon stated the county felt the letter was vague and they were having a hard time determining a value for the lot for property tax purposes. Clay responded he would contact the county again as he had previously spoken with them but would contact them to clear up any questions they might have.

Craig asked Deon if the county had issues why did they not contact the city staff? Deon replied he did not know.

Deon mentioned he was aware of a resident residing on 400 South who has a connection to the Smithfield Irrigation Company system but does not have any irrigation shares to use the system. Does the city rent shares to residents if available? Craig replied the city leases shares to the irrigation company who in turn leases those shares to the residents.

Deon asked if the city would rent a share to a resident? Craig replied the city only leases shares to the irrigation company. In turn the irrigation company then leases the shares and knows who has leased them so they can make sure only those with shares are utilizing the system.

Deon mentioned the irrigation company won't lease any shares to someone who has not previously paid a hookup fee on the system. Two fees are involved. One for the use of the water and the other for the delivery system. It is not financially feasible to pay the hookup fees for only one share of water. Mayor Barnes replied the city does not lease water shares to anyone but the irrigation company and it is cheaper to pay the hookup fee and use the irrigation system than use culinary water on a resident's yard.

Deon mentioned the Rocky Mountain School of Baseball is having a tournament in Cache and Box Elder counties on Friday, September 28th and Saturday, September 29th. The championship game will be held at 7:00 P.M. at the Blue Sox diamond on the 29th.

Deon asked if the youth council is helping with the senior ball? Mayor Barnes replied he heard two separate dates for the senior ball. October 22nd or November 3rd but was not sure which date had been decided upon. Deon mentioned the youth council needs to coordinate with the Lion's Club since the Lion's Club prepares the food for the senior ball.

MAYOR'S REPORT

Mayor Barnes asked Justin to send the council the proposed ordinance on creating a historic preservation committee. The city can then create a CLG (Certified Local Government) which will allow the city to apply for grant funding on historic buildings in the city. The planning

commission and city council will review the proposed ordinance in October. The verbiage in the ordinance was provided by the State of Utah History Department.

****Curtis made a motion to adjourn at 8:40 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, September 26, 2018**. The meeting will begin at 6:30 P.M.

Welcome and Opening Ceremonies by Curtis Wall

1. Approval of the city council meeting minutes from August 22, 2018
2. Resident Input
3. Discussion with representatives of Richmond City on fire service.
4. Discussion with representatives of CAPSA supporting October 2018 as domestic violence awareness month.
5. Continued discussion and possible vote on the pioneering agreement for North Ridge Development, LLC for infrastructure improvements at approximately 250 East 800 South.
6. Discussion and possible vote on changes to the Employee Personnel Manual.
7. Receive the Certification of Annexation Petition from the City Recorder for the Annexation Request by Peterson/Hillyard for Parcel Numbers 08-044-0033, 08-044-0034, 08-044-0037, 08-044-0039, 08-044-0040 and 08-044-0084 and direct the publication of such petition in *The Herald Journal* on September 30th, October 7th and October 14, 2018.
8. City Manager Report
9. Council Member Reports
10. 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.