

SMITHFIELD CITY COUNCIL

OCTOBER 23, 2019

The Smithfield City Council met in a regularly scheduled meeting at 96 South Main Street, Smithfield, Utah on Wednesday, October 23, 2019. The meeting began at 6:30 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, Wade Campbell and Curtis Wall.

Bart Caley was excused.

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

VISITORS: Michelle Anderson, Steven Maynard, Travis Taylor, Lisa Goede, Ron Goede, Tim Cromwell, Natalie O'Souza, Diana Cannell, Ben Walters, Ida Walters, Emily Nielson, Sarah Young, Jamie Nelson

APPROVAL OF THE CITY COUNCIL MEETING MINUTES FROM OCTOBER 9, 2019

A motion to approve the October 9, 2019 city council meeting minutes was made by Curtis, seconded by Wade and the vote was unanimous.

Yes Vote: Hunsaker, Anderson, Campbell, Wall

No Vote: None

Absent: Caley

RESIDENT INPUT

Natalie O'Souza and Tim Cromwell introduced themselves.

Natalie and Tim are overseeing a mountain lion (cougar) study in the Bear River Range. This includes eight selected sites in the city. The sites are on city property and will monitor mountain lion and potential mountain lion prey.

Permission has been received from the Forest Service to put trail cameras on their property as well.

Curtis Wall has been working with Natalie, Tim and the city staff on approving the trail camera locations.

Tim presented the council with a Memorandum of Understanding Agreement stating Smithfield City is not responsible for the trail cameras or actions of any of the volunteers helping with the program. Natalie mentioned the memo can be changed, as needed, if the city council wants something different than written.

Jamie asked if the data gathered would eventually be shared with the council? Tim replied they would share all of the data and pictures gathered in the study.

Wade mentioned he knows there are mountain lions in the city on occasion as he has seen tracks in the past. Curtis mentioned he was told by the golf course staff there have been tracks in some of the bunkers in the past.

Tim mentioned the project will start soon and continue on throughout the upcoming year.

Mayor Barnes asked if cameras were being placed anywhere else locally? Tim replied up Smithfield Canyon as well. Half of the cameras are placed in the city and the other half in the National Forest area.

Mayor Barnes mentioned the staff and himself would review the memo and reply with any questions or concerns.

Wade asked to see the results of the study when complete.

Natalie stated she was hopeful some good trail camera pictures would be taken that could be provided to the council to review.

Wade mentioned he was aware of tracks in the Hyde Park area as well as he has a friend who resides there and has seen them in the past.

Jamie asked when the pictures are typically taken? Natalie replied almost always at night and around 2:00 A.M. is the most common time.

AUDIT PRESENTATION FOR FISCAL YEAR 2019 BY REPRESENTATIVES OF ALLRED JACKSON.
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Diana Cannell from the firm Allred Jackson presented the findings of the 2019 fiscal year audit which is the period of July 1, 2018 through June 30, 2019.

The highest risk areas are always reviewed.

Items are identified, ranked and then tested.

Areas are tested with confirmations, sample testing, invoices, interviews and an internal control walk through.

The process is involved and takes a lot of time and is a year round effort.

The audit staff is typically at the city office for seven to ten days.

The city staff is great to work with and is very fast and efficient on the requests which are made.

An overview of the financials was given.

There was an increase in revenue across most funds.

Every fund had a positive change in equity except for the RDA (Redevelopment Agency). The RDA had a decrease which is not abnormal. The RDA spent more funds than were collected because projects were worked on which were previously approved.

The funds coming in are sufficient to cover the expenses.

There was a significant increase in capital assets. Developers install infrastructure as part of a new development. The infrastructure is eventually turned over to the city. At that time the city takes ownership of the infrastructure and starts to capitalize the infrastructure from an accounting perspective.

There was about \$4,000,000 worth of infrastructure accepted by the city which includes roads, water, sewer and storm water projects as well as curb, gutter and sidewalk.

The city is continuing to grow as the amount of impact fees collected was significant.

Increases in revenue was more than increases in expenses.

Assets for the city increased approximately \$5,200,000 which is a change in equity position.

Net Investment equals fixed assets less debt. When this number is positive it means a healthy outflow.

Overall debt has gone down. There were a couple of new small capital leases on vehicles.

The rec center bond is now paid-in-full.

The amount of principal paid on loans totaled approximately \$365,000.

State compliance is a big focus of the audit and is mandated by the State of Utah. Each year around 20 to 25 areas are tested. New items are added annually. Some of the items checked are to see if the minutes were posted to the Utah Public Notice Website in the amount of time allowed per state statute. Another item is if the amount of the required Treasury bond is correct. If agenda items are published correctly is another compliance item.

The budget is a big item checked for compliance on an annual basis. A lot of towns struggle to stay within budget. Which means expenses for a fund do not exceed the budgeted amount. All departments were in compliance for the fiscal year.

Another item which is checked is the amount in the fund balance. The state does not allow more than 5% to 25% of the current year's budget to be kept in the fund balance. Last year this was a

finding as the amount of the unreserved fund balance exceeded 25%. The issue was corrected and at yearend the total was 18%.

There were two findings which are required to be reported. Both of the issues have to do with the justice court.

One finding was some documentation on some credits could not be found. There was a transition from an existing court clerk to a new court clerk. The filing systems could be different but the documentation could not be located.

The second finding was citations were not correctly classified so the amount remitted to the state was not correct. The state was not paid the correct amount of surcharge they were supposed to be paid. The state also audited the city on this item and looked at citations for the last four years. The city has already paid the correct amount owed to the state on this item.

Mayor Barnes asked what type of receipts were not found? Diana replied it could be something as simple as an insurance card. A fix-it ticket could be issued and the person brought in a copy of their insurance card for verification but a copy was not kept on file with the ticket. The proof of insurance is considered a missing receipt if a physical copy is not kept. The person could have showed the court clerk the card so the ticket was resolved but a copy of the insurance card should have been taken and put with the ticket.

Mayor Barnes mentioned the audit by the State of Utah took a long time. Diana replied the State of Utah audit focused on finances and the audit Diana's firm did focused on compliance and finances.

Wade asked what items could be done better? Diana mentioned she did not have any major concerns. An area to always watch is whether or not items need to be capitalized. Sometimes all of the big purchases are not included and put on the depreciation schedule. Only major findings are reported. Minor items which do not affect the financial statements were found but were not in an amount which required reporting or changes to be made. Accruing invoices in the correct fiscal year is always hard and never perfect and typically a minor or major finding. This year accruing invoices was not a finding.

Diana mentioned the staff excels in attention to detail, quickness to respond and overall do a great job compared to other local entities.

Wade asked Diana how many local cities her firm audits? Diana replied around ten to twelve.

Jamie asked what is included in the property tax amount shown in the audit. Craig replied regular property tax, property tax collected for the rec center bond and the property tax increment collected for the RDA.

Diana mentioned she is happy to meet with the mayor or council members to answer any questions they may have now or in the future.

Diana mentioned her and her staff review the city council meetings minutes from every council meeting so they can make sure what is discussed and approved is taken care of as well.

Wade asked what is reviewed in regards to impact fees. Diana replied they are restricted meaning they have a specific purpose. They must be spent within six years and for specific projects. Interest is also allocated if the fund has a positive balance. Revenue is tested to make sure the correct amount is received. Expenses are tested to make sure the projects are allowed for impact fee purposes. Extra time is spent by the audit staff reviewing impact fees.

Wade asked if interest earned is restricted as well? Diana replied that is correct.

Justin mentioned park impact fees are being used on the Forrester Acres expansion project. Water Impact Fees are used on the water tank project from a few years ago. A reserve is being built with storm water impact fees so some large infrastructure projects can be completed in the future.

Diana mentioned the amount of cash on hand in the enterprise funds is listed on Page 34.

Mayor Barnes thanked the staff as they handle the day to day operations of the city. It is good to have good employees working for the city.

Diana thanked the mayor for the time he spent being interviewed. Several staff members and the mayor are interviewed yearly to discuss fraud and answer questions about the audit.

DISCUSSION AND POSSIBLE VOTE ON THE REQUEST BY TRAVIS TAYLOR, AGENT FOR WESTATES COMPANIES, FOR APPROVAL OF THE FINAL PLAT FOR SMITHFIELD RIDGES PHASE 11 (4 LOTS/UNITS) LOCATED AT APPROXIMATELY 420 SOUTH 1140 EAST.

Travis Taylor mentioned Phase 11 is four building lots. This phase is on the eastern boundary of the project. There are still two phases, 12 and 13, south of this phase which will take the project to 600 South. There is also Phase 6 to the north of Phase 11 which has not yet been completed.

Deon mentioned he reviewed the plat and the map is correct but the legal description is incorrect. If the project is approved it will have to be conditionally approved on the plat map description being corrected.

Travis mentioned he would work with City Engineer Clay Bodily and their engineer to get the legal description corrected.

Deon mentioned it says the southwest corner not the north quarter corner.

Mayor Barnes asked if the project will be worked on in the winter months? Travis replied the intent was to install the utilities during the winter months.

Mayor Barnes asked the average lot size? Travis replied this is the transition area from the smaller lots to the south to the larger lots to the north.

Mayor Barnes asked if a temporary turnaround is required? Travis replied it is not because the road is not over 150 feet long.

A motion to approve the Final Plat for Phase 11 of the Smithfield Ridges, 4 lots/units, located at approximately 420 South 1140 East with the condition the legal description be corrected on the final plat map was made by Jamie, seconded by Wade and the vote was unanimous.

Yes Vote: Hunsaker, Anderson, Campbell, Wall
No Vote: None
Absent: Caley

DISCUSSION WITH BEAR RIVER HERITAGE AREA COORDINATOR LISA DUSKIN-GOEDE.
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Lisa Duskin-Goede introduced herself as the coordinator of the Bear River Heritage Area.

The area was created in 2000.

The purpose of the area is to identify and preserve the cultural heritage of the area.

The area covers seven counties: Cache, Box Elder and Rich in Utah and Bear Lake, Caribou, Oneida and Franklin in Idaho.

Lisa provided the council with a list of the current heritage area council members.

In 2004, a cooperative agreement was signed between the governors of Utah and Idaho regarding the area.

There was talk about pioneers, Indian heritage, mining and agriculture. The history of the railroad as well as the Bear River were also discussed.

There are three bird refuges in the area.

The story of the area is told through different means such as exhibits and programs. One program was a livestock branding exhibit.

Publications are created as well as maps. A map of the seven counties was recently created. The maps show natural resources as well as historic areas. Businesses and historic buildings are highlighted on the map as well. The maps show things to see and do.

Recently a tour was created of the railroad and ghost towns in Box Elder County.

A loop through Bear Lake and Cache County are shown. Food and lodging is shown on the map as part of the tour.

There are several different itineraries which have been created for tours of the area.

There are 150 cemeteries in the seven counties.

Another program which was held was learning to clean and preserve headstones.

Log homes are worked on to help be preserved.

A granary in the Mount Sterling area is being considered for restoration. The building must be stabilized first. Right now donations are being solicited to purchase wood to stabilize the building for the winter months.

There is a historic barn tour available locally. Calendars are available for purchase in this regard.

A presentation is being done such as this one before all of the city councils in the area. Lisa started by visiting cities in Box Elder County.

An article was completed on what the area is and what the area does.

The area is looking for national designation.

Members of the Great Basin National Heritage Area as well as some Indian reservation members have attended local meetings along with members of the state government.

Representative Rob Bishop started a bill to get the area nationally designated but it was defeated. There is support for the designation in Utah but there are concerns in Idaho regarding private property. Council members in Idaho are being met with to discuss their concerns about private property.

Lisa asked the council to consider adopting a Resolution supporting the area.

If national designation is received the area could receive several hundred thousand dollars per year to highlight and showcase the area.

The designation has been applied for four times and denied four times. This year will be application number five.

Lisa mentioned she is hoping to retire in a year or so. Lisa is hopeful the area will receive national designation before she retires.

Wade mentioned he was aware of the things which are being done and likes what has been done so far.

Mayor Barnes mentioned the itineraries are good for tourism.

Mayor Barnes mentioned the council will review the proposed Resolution.

PUBLIC HEARING, NO SOONER THAN 7:15 P.M., FOR THE PURPOSE OF DISCUSSING ORDINANCE 19-12, AN ORDINANCE DELETING IN ITS ENTIRETY THE CURRENT SMITHFIELD CITY MUNICIPAL CODE TITLE 8 “HEALTH AND SAFETY”, SECTION 8.28 “NUISANCES” AND ADDING IN ITS ENTIRETY A NEW SECTION 8.28 “NUISANCES” INCLUDING SECTIONS 8.28.000 “PURPOSE”, 8.28.010 “NUISANCES GENERALLY; DEFINITION”, 8.28.020 “RESPONSIBLE PARTY/PARTIES”, 8.28.030 “DECLARATION OF NUISANCE”, 8.28.040 “CODE ENFORCEMENT OFFICIAL”, 8.28.050 “ABATEMENT” AND 8.28.060 “PENALTY”.

The public hearing opened at 7:22 P.M.

Craig explained the current nuisance ordinance is hard to administer and enforce. The police chief, city planner, city manager, code enforcement officer and other staff members were involved in the creation of this ordinance. The proposed ordinance is cleaner, shorter and easier to understand. The old ordinance would be removed in its entirety and a new ordinance put in place. This ordinance deals with weeds, garbage, inoperable vehicles, etc.

Mayor Barnes mentioned some of the ordinances of the city are old and outdated and need to be updated. This is a perfect example. Simplifying the code is best when possible.

Steven Maynard stated the definition of dogs being a nuisance needs to be defined. Currently, it is very ambiguous. The current ordinance does not discuss what happens when a person is causing a dog in the neighbor’s yard to misbehave. Exact definitions are needed. The allowed decibel level needs to be included. Time limits are currently not included. Someone can just simply call in a barking dog right now as a nuisance.

Steven’s neighbor was blowing a dog whistle which caused his dog to bark. The neighbor then called in a complaint at that time according to Steven.

Steven mentioned this is such an issue at his residence he has installed eight video surveillance cameras to help protect himself, his yard and his dog. The dogs Steven owns are service dogs. They are trained to respond to PTSD (Post Traumatic Stress Disorder). They are supposed to bark when certain things are happening. The whistling done by the neighbor goes against the training the dogs have received.

Steven mentioned he would have brought his dog to the council meeting but the dog is not fully trained. A partially trained service dog should not be brought to a council meeting.

Steven asked for the ordinance to include verbiage to protect both parties.

Craig mentioned the proposed ordinance does not have anything to do with animals or noise levels. The main parts of the proposed ordinance are weeds, garbage and inoperable vehicles.

The public hearing was closed at 7:30 P.M.

DISCUSSION AND POSSIBLE VOTE ON ORDINANCE 19-12.

Curtis mentioned the proposed ordinance is cleaner and easier to understand than the existing ordinance. The old ordinance is confusing. Mayor Barnes concurred.

Wade mentioned the nuisance ordinance is hard to enforce. Craig agreed and mentioned this will make Code Enforcement Officer Shawn Bailey's job to enforce the ordinance easier.

Jamie asked why the proposed ordinance states a nuisance must pose a risk to three or more persons? Craig mentioned it is what most other cities have adopted. It keeps one neighbor from being able to make a complaint against another neighbor. Others must agree as well. People look at nuisances differently. Some consider an item a nuisance and others do not.

Curtis asked what the penalties will be? Craig replied they would be handled by the local justice court. The process would be to initially issue a verbal warning. If the issue happens a second time a written warning would be issued. If the issue happens a third time the person would then be cited and have to go before the judge.

Curtis asked if a specific penalty amount should be included? Craig mentioned the ordinance references State of Utah code. The citation would be a Class "C" Misdemeanor where the current code states the citation would be a Class "B" Misdemeanor which is the same as if a person received a DUI (Driving Under the Influence) citation. Chief Allen mentioned fines typically are \$750 or less but that is up to the discretion of the judge.

Jamie asked if the House of Pop would be in violation when reading 8.28.030 (B) (13) as it states a sewer facility is required. Wade replied there is water service to the building and they have access to a restroom facility in the building next door. The planning commission approved this arrangement when the business license was requested. Craig mentioned this ordinance is not targeting any specific business but is ensuring that any business must have access to restroom facilities.

Jamie stated he did not want to adopt the ordinance if any existing business would be put into non-compliance.

Craig mentioned an area of focus is when someone will take a shed and convert it into a living facility. People should not be using buckets for restroom facilities.

Curtis asked for the definition of "ablutions" in 8.28.030 (B) (12)? Mayor Barnes replied it means washing oneself.

Deon asked if a compost pile is considered a nuisance? Craig replied it is a nuisance if it is just a pile of debris. If the compost pile is handled correctly then it is not a nuisance.

Deon felt the word “abandoned” was very broad. People don’t use their boats the majority of the year and three months is not a very long time. Craig replied the wording can be changed along with any other suggestions the council has.

Deon mentioned he was aware of unsightly trailers as well. Craig replied the issue is when a vehicle or trailer is on blocks and not being used. If the item is being used then it is not a problem.

Craig mentioned the city is not going to go out and look for items to declare as a nuisance. The city will address complaints as they come in.

Curtis mentioned just because an item sits in a certain place for a certain amount of time does not mean it is abandoned.

Jamie mentioned he felt the intent should be if a complaint is made then address it.

Jamie stored a car for 18 months on his property. If he would have had a complaint made against it, he would have addressed it.

Mayor Barnes mentioned the council will report issues they see and come across or residents report to them.

Curtis mentioned the proposed ordinance is better than the existing ordinance.

Wade asked if the ordinance applies to city land and equipment as well? Craig replied that is correct. The city must comply by their own rules.

Curtis asked if a “drinking vessel” listed in 8.28.030 (B) (11) would be considered a drinking fountain? Craig replied it is referring to a tanker truck.

Deon mentioned his grandpa had a flowing well on his property and left a drinking cup on site for people to use. It was never sanitized properly and today would be considered a problem.

Curtis felt the proposed ordinance covers the current issues the staff and city are dealing with.

Jamie mentioned the new ordinance can be modified and amended as well if something needs to be changed.

Jamie mentioned the code enforcement officer needs to use common sense as well. If issues arise from the proposed ordinance as it is written it can be amended as needed.

Curtis mentioned the right staff members were the ones who drafted the proposed ordinance and he would support the ordinance as written.

A motion to adopt Ordinance 19-12, an Ordinance deleting in its entirety the current Smithfield City Municipal Code Title 8 “Health and Safety”, Section 8.28 “Nuisances” and adding in its entirety a new Section 8.28 “Nuisances” including Sections 8.28.000 “Purpose”, 8.28.010 “Nuisances Generally; Definition”, 8.28.020 “Responsible Party/Parties”, 8.28.030 “Declaration of Nuisance”, 8.28.040 “Code Enforcement Official”, 8.28.050 “Abatement” and 8.28.060 “Penalty” was made by Jamie, seconded by Wade and the vote was unanimous.

Yes Vote: Hunsaker, Anderson, Campbell, Wall
No Vote: None
Absent: Caley

Jamie asked if other ordinances are being reviewed and amended? Craig replied that is correct.

Jamie asked for the staff to work with Steven Maynard to address his concerns about animals. Wade mentioned the planning commission just started a discussion and review on animals in the current city ordinance.

DISCUSSION AND POSSIBLE VOTE ON RESOLUTION 19-14, A RESOLUTION REQUESTING THE RECERTIFICATION OF THE JUSTICE COURT OF SMITHFIELD CITY.

Mayor Barnes mentioned the justice court has to be recertified every four years to keep going.

Judge Moore has to fill out some documentation.

Legal counsel of the city offers their opinion as part of the recertification process.

The council is required to adopt a Resolution supporting keeping the justice court in operation.

A motion to adopt Resolution 19-14, a Resolution requesting recertification of the Justice Court of Smithfield City was made by Jamie, seconded by Wade and the vote was unanimous.

Yes Vote: Hunsaker, Anderson, Campbell, Wall
No Vote: None
Absent: Caley

PUBLIC HEARING, NO SOONER THAN 7:30 P.M., FOR THE PURPOSE OF DISCUSSING ORDINANCE 19-13, AN ORDINANCE ADDING IN ITS ENTIRETY TO THE CURRENT SMITHFIELD CITY MUNICIPAL CODE TITLE 12 “STREETS, SIDEWALKS AND PUBLIC PLACES”, SECTION 12.50 “VIOLATION”.

The public hearing was opened at 7:50 P.M.

There were not any comments or questions.

The public hearing was closed at 7:51 P.M.

DISCUSSION AND POSSIBLE VOTE ON ORDINANCE 19-13.

Wade asked why this Ordinance was created? Craig replied it puts a reference in the code to the nuisance ordinance. The city has park strips and the code says what is allowed and not allowed in this area. If someone does something inappropriate in the park strip or to a city street this refers the issue to the nuisance ordinance to be rectified.

A motion to adopt Ordinance 19-13, an Ordinance adding in its entirety to the current Smithfield City Municipal Code Title 12 “Streets, Sidewalks and Public Places”, Section 12.50 “Violation” was made by Curtis, seconded by Wade and the vote was unanimous

Yes Vote: Hunsaker, Anderson, Campbell, Wall

No Vote: None

Absent: Caley

CITY MANAGER REPORT

Craig mentioned early voting started on Tuesday, October 22nd and goes through October 31st. There were 35 early voters on the first day which is a good turnout for one day of early voting.

Logan City has finished up the study on impact fees for the new sewer plant. The Logan City council will adopt the new fee in October. The fee will then come before the six outlying communities for adoption in either November or December. This impact fee is for the treatment of the waste water which is what the new Logan City plant will do. The new impact fee will be \$2,479. This is a pass through cost meaning Smithfield City will collect the amount and send that exact amount to Logan City. The option was to implement a higher rate for everyone or have new growth pay their portion. The board approved having new growth pay their share. The new treatment facility is going to cost approximately \$160,000,000. This fee will pay directly towards the cost of the new facility.

Jamie asked if this fee will help to pay for a new sewage lift station? Craig replied this is for treatment only. The collection system is paid for by the city and a sewer lift station is part of the collection system.

COUNCIL MEMBER REPORTS

Jamie mentioned he received comments and concerns about the area of 300 South 1000 East. The road appears to me narrower now the curb and gutter has been installed. The road is not straight. There are not any street lights close to the road so the road can be hard to see. There are large electrical boxes on the southeast and southwest corners of the intersection which are hard to see around. The view is obstructed for those driving north. Residents have asked about the possibility of making the intersection a four-way stop as opposed to the current two-way stop.

Mayor Barnes mentioned he had some concerns about the same intersection but traffic flow must be considered as the intersection is reviewed.

Jamie informed the council the library received an achievement award. They were one of nine libraries in the state to receive the award.

Librarian Marilyn Benavides provided the following numbers for the last fiscal year:

32,614 printed materials were checked out.

56,000 books were checked out.

1,100 electronic books were used.

947 videos were used.

28,000 downloads of e-books were completed.

There were 116,999 items checked out in total which is a 14,000 increase over the previous year.

There are 3,825 registered patrons of the library.

Over 55,000 visitors went to the library.

There are 15 computers where 5,640 sessions were used.

There were 14,000 hits on the WiFi.

Curtis suggested including this information in an upcoming newsletter.

Jamie asked Chief Allen if background checks should be done on all volunteers who help the library? Chief Allen replied a background check is very simple and quick. Where it is a city employee/volunteer no fee is charged. A history can be run and then a letter provided to the person who in turn can provide a copy to the library staff.

Craig asked where volunteers are utilized at the library? Jamie replied during workshops and activities. Curtis mentioned during story hour as well.

Craig mentioned he was not aware of any volunteers as there are full-time and part-time employees of the library. Jamie replied he was told there are unpaid volunteers on occasion.

Craig mentioned anyone working with children should have a background check before they are allowed to work or volunteer in behalf of the city.

Jamie mentioned the person who was contacted about helping with sponsors for the ambassador program isn't going to be able to help.

Jamie asked about advertising the need for help with the ambassador program. Justin replied a request could be sent out through Parlant and posted on Facebook. Typically the city has received good response to these requests when help is needed.

Jamie mentioned Rocky Mountain Power had been contacted and cannot make a donation this year but will consider next year. Discount Tire was contacted but has yet to respond.

Brooke Friedenberger is going to chair the trails committee. Jamie and Brooke met and will discuss ways to apply for grant opportunities. Brett Daniels is going to assist where he has extensive knowledge of grants. Typically the grants are a matching grant and will require the city to contribute to the project.

Jamie mentioned he received a call from a resident who owns a home along the golf course. The resident understands her home will be hit by golf balls on occasion. What the resident doesn't understand is why golfers who hit homes with golf balls do not contact the homeowner to explain what happened and pay for repairs. The homeowner is asking for signs to be placed on the golf course explaining what needs to be done if a home is damaged. The homeowner would like some input on what the signs say. The item can be an agenda item if the council wants to continue to discuss or it can be resolved now. The issues with homes are typically on Holes 1, 2, 5 and 6.

Jamie mentioned the homeowner with the current issue lives along Hole 6. A window was broken and the homeowner had to chase down the golfer to get him to deal with the damage he created.

The homeowner stated her home had been hit multiple times in twelve years. The request of the homeowner is signage be installed stating what needs to happen if a golfer damages a home or someone's personal property with an errant golf ball.

Craig replied installing signage on some of the tee boxes would be easy. This type of signage at golf courses is very common.

Jamie mentioned the homeowner would like to be involved in selecting the wording for the signs.

Deon mentioned the Utah League of Cities and Towns might have suggestions for wording as well.

Craig mentioned he would talk to Eric Kleven about getting some signage installed. The signs are typically small and around 12 inches by 18 inches. The wording needs to be short and precise; not long and tedious or golfers won't read it.

Deon mentioned the irrigation canals have been closed for the season.

The Lion's Club is soliciting donations for the tree they will donate to the annual Night of Giving.

Curtis suggested the council attend the event and all sit together at one table.

Deon stated he would be donating to the fundraiser the police department does for No Shave November.

Wade mentioned some old sidewalk had been removed at 100 East 150 North and new sidewalk is being installed. The residents of the area are supportive of the project but were not aware the project was going to be completed. Craig replied he was not aware that project had started.

Craig mentioned he will make sure the public works department notifies the residents of areas where repairs like this are going to take place.

Wade mentioned some trees are hanging over the sidewalk/trail on 100 North. Whose responsibility is it to trim the trees? Craig replied it is up to the homeowner if the tree is on their property.

Mayor Barnes asked when Trick or Treat Street is being held? Craig replied on Friday, October 25th. Curtis mentioned the event is held at the Rec Center.

Mayor Barnes asked what time the event starts? Chief Allen replied at 6:00 P.M.

Mayor Barnes asked if the youth council was participating? Wade replied some of them will be helping with the event.

Mayor Barnes asked if the police department is going to participate in the event? Chief Allen replied they are.

Curtis asked for an update on the pickle ball court project and if the asphalt had been installed for the new parking lot. Craig replied the asphalt is not yet done. The curbing is 90% complete.

Curtis asked if the parking lot would be asphalted this year? Craig replied it depended on the weather. The landscaping is being worked on. Landscaping by the parking lot is being worked on now. The sports field will be worked on next year. Fencing is also being worked on now.

Curtis mentioned he attended some training at the Utah League of Cities and Towns meetings regarding watering in cities. A department from Utah State University made the presentation. The presenters have 30 years of experience with turf grass. They would like to come and make a presentation about grass and what types require less water. They can also offer suggestions regarding what turf grass would work best around the skate park and splash pad where the grass keeps getting damaged. There are some turf grass options which work well for sports fields and don't require as much water as Kentucky bluegrass. The employees work for the Natural Resources and Rangeland department.

Craig mentioned if the type of grass is changed on the new sports field project it will require a change order from the city.

Curtis mentioned Commissioner Greg Gardner had been in a motorcycle accident. A GoFundMe account has been established to help with medical bills. Greg has not been able to attend any planning commission meetings for several months. The accident was quite serious. If Greg is not going to be able to attend planning commission meetings he will need to be replaced with someone who can.

Curtis mentioned the planning commission is working on finalizing a new life cycle zone and an ordinance will be drafted for future consideration. Once complete a public hearing will be held. The planning commission and city council will vote on the ordinance within the next couple of months.

Mayor Barnes asked which other commissioner is not attending planning commission meetings on a regular basis? Curtis replied Commissioner Casey McCammon. Casey is required to travel a lot for his work. There are two alternates on the planning commission and when a regular commissioner cannot attend the alternates fills that spot.

Curtis mentioned he would speak with Greg about seeing if he is still interested in serving or if he needs additional time to get better.

Mayor Barnes asked who the alternate commissioners are? Curtis replied Hutch Daniels and Greg Gardner.

Curtis mentioned he has been contacted by a couple of other residents who are interested in serving if Greg can no longer serve.

MAYOR'S REPORT

Mayor Barnes mentioned the Founder's Day program was held on October 12th. The Historical Society hosted the event in the Youth Center. The subject was World War I letters sent by soldiers to their families. Sadly, the event was not well attended. A good time was had by all who attended.

Mayor Barnes was not able to attend the event because he was at a Cache Mayor's Association meeting.

****Jamie made a motion to adjourn at 8:22 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, October 23, 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 October 9, 2019.
2. Resident Input
3. Audit presentation for Fiscal Year 2019 by representatives of Allred Jackson.
4. Discussion and possible vote on the request by Travis Taylor, agent for Westates Companies, for approval of the Final Plat for Smithfield Ridges Phase 11 (4 Lots/Units) located at approximately 420 South 1140 East.
5. Discussion with Bear River Heritage Area Coordinator Lisa Duskin-Goede.
6. Public Hearing, no sooner than 7:15 P.M., for the purpose of discussing Ordinance 19-12, an Ordinance deleting in its entirety the current Smithfield City Municipal Code Title 8 “Health and Safety”, Section 8.28 “Nuisances” and adding in its entirety a new Section 8.28 “Nuisances” including Sections 8.28.000 “Purpose”, 8.28.010 “Nuisances Generally; Definition”, 8.28.020 “Responsible Party/Parties”, 8.28.030 “Declaration of Nuisance”, 8.28.040 “Code Enforcement Official”, 8.28.050 “Abatement” and 8.28.060 “Penalty”.
7. Discussion and possible vote on Ordinance 19-12.
8. Discussion and possible vote on Resolution 19-14, a Resolution requesting the recertification of the Justice Court of Smithfield City.
9. Public Hearing, no sooner than 7:30 P.M., for the purpose of discussing Ordinance 19-13, an Ordinance adding in its entirety to the current Smithfield City Municipal Code Title 12 “Streets, Sidewalks and Public Places”, Section 12.50 “Violation”.
10. Discussion and possible vote on Ordinance 19-13.
11. City Manager Report

12. Council Member Reports

13. 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.