

PERRY CITY COUNCIL  
MEETING PERRY CITY OFFICES  
June 24, 2021

7:00 PM

OFFICIALS PRESENT: Mayor Kevin Jeppsen presided and conducted the meeting. Council Member Andrew Watkins, Council Member Blake Ostler, Council Member Toby Wright and Council Member Esther Montgomery.

OFFICIALS ABSENT: Council Member Nathan Tueller

CITY STAFF PRESENT: Robert Barnhill, City Administrator  
Shanna Johnson, City Recorder  
Dave Freeze, Sargent  
Tyler Wagstaff, Public Works Director  
Bill Morris, City Attorney

OTHERS PRESENT: Nelson Phillips, Dave Walker, Ashley Young, Jenica Stander, Stan Young, Vickie Young, Melanie Barnhill, Jan Kerr (at the end of the meeting)

**ITEM 1: CALL TO ORDER**

Mayor Jeppsen called the electronic City Council meeting to order.

**ITEM 2: PROCEDURAL ISSUES**

**A. Conflict of Interest Declaration**

None.

**ITEM 3: ACTION ITEMS**

**A. Approval of Warrants**

The Council reviewed the warrants. Council Member Ostler clarified that the one for 1200 West is for the Willard portion now. Robert Barnhill said that project is wrapping up and should be done in August. Council Member Watkins asked where the sidewalk curb repair was done on the 16<sup>th</sup>. Tyler Wagstaff said it was throughout the city.

**MOTION:** Council Member Wright made a motion to approve the warrants. Council Member Montgomery seconded the motion.

**ROLL CALL:** Council Member Montgomery, Yes    Council Member Watkins, Yes  
Council Member Ostler, Yes                      Council Member Wright, Yes

**Motion Approved.** 4 Yes, 0 No.

**B. Discussion/Action Regarding Fireworks Restrictions**

Mayor Jeppsen said the discussion has already happened on this item and action has already been taken. He had Mr. Barnhill pull up the new firework restriction map for the Council to see showing that everything East of Highway 89 and West of 1200 W, including the property the City owns surrounding Dale Young Nature Park, has been banned from doing fireworks. Council Member Wright said that he likes this and that there had been a lot of concern from people. He said that Ogden has banned all fireworks and feels this is fair. Council Member Ostler asked if this needs to

be adopted permanently or if it needs to be revisited each year. Mayor Jeppsen said that it can be forever, it is not something that has to be passed year to year. The Fire Marshall is the authority on this with input from the Council and Mayor. If they feel that something different needs to be done next year, they can revisit it. Council Member Wright said that a resident approached him and would be willing to pay for a sign that shows where the fireworks would be restricted along Highway 89. Mayor Jeppsen asked Mr. Wagstaff to look into getting a price quote on what that would cost and if we could get it in time to be effective. Council Member Wright said he was thinking a portable road sign that can display a message on the street for the next week. Mayor Jeppsen asked if it would be best to have it on both ends of the Highway to be effective (the Council agreed that it would). Mr. Wagstaff said he would call and see how much a message board would be to rent and the availability of it.

**C. Ordinance 21-H Zone Change from Agricultural to R1 and R1A. Location approximately: 3030 S 1355 Parcels: 02-034-0105 and 02-034-0112. Applicant: Stanford Young**

Mr. Barnhill explained the zone change in detail to the Council. This includes two adjacent properties with the same ownership. He said they are both zoned AL (agriculture limited) and are smaller than what is currently allowed of 2 acres. He said the smaller one on the corner (3025 S 1355 W) is proposed to be changed to R1. It has improved streets on both sides and is ready and primed to be a buildable lot. They will be making some parcel boundary adjustments to make the lot a little smaller. It is non-conforming currently but has been grandfathered in (so they want to make sure any changes made are in compliance with the zoning district). This will make the lot compliant. The larger property is proposed to be R1A so that it will maintain its agricultural uses but would allow for 1 acre minimum and bring it into compliance as well. He discussed the surrounding area being predominately residential and agricultural and the future land use map showing the area to be entirely residential. The Planning Commission held a public hearing with no comments and recommended approval with a 3 to 0 vote.

Council Member Ostler asked about the non-conformance issue. Mr. Barnhill explained that the current zoning of agricultural limited requires 2 acres (which they are both less than). He said if they are already non-compliant, they can't ask for something that makes them less compliant (so changing the zones to what they are requesting brings them into compliance). Council Member Watkins asked what the difference is for animal rights with the agricultural use zoning. Mr. Barnhill explained that R1A is specifically made to be a transitional zone from agricultural to residential and allows for more animal rights than R1 (which only allows for a more limited use like chickens and ducks).

**MOTION:** Council Member Wright made a motion to approve Ordinance 21-H Zone Change from Agricultural to R1 and R1A. Council Member Watkins seconded the motion.

**ROLL CALL:** Council Member Montgomery, Yes    Council Member Watkins, Yes  
Council Member Ostler, Yes                      Council Member Wright, Yes

**Motion Approved.** 4 Yes, 0 No.

**ITEM 4: MINUTES & COUNCIL/MAYOR REPORTS (INCLUDING COUNCIL ASSIGNMENTS)**

**A. Approval of Consent Items**

- **May 20, 2021 Work Session Minutes**
- **May 27, 2021 Work Session Minutes**
- **May 27, 2021 City Council Meeting Minutes**

Council Member Ostler asked about line 105 on the May 27th minutes saying RR1 instead of R1 and if that was a typo (which it was). He also said right after that it says the NC2 zone does not allow for residential building (which it does allow for multi-family) so it needs to be changed to 'that it does not allow for single-family building'.

**MOTION:** Council Member Wright moved to approve the consent items with the changes noted. Council Member Ostler seconded the motion.

**Motion Approved, All Council Members were in favor.**

### **B. Mayor's Reports**

Mayor Jeppsen said that he attended the County steering meeting last evening and they discussed water availability. He said it is a big concern throughout the County and there were a few ranchers present that said it is the worst they have ever seen. He discussed the need of being aware and taking action. He thinks that everyone needs to pay attention to what is going on and the Council will have a discussion in the future of what needs to be done to that end (to conserve water).

### **C. Council Reports**

Council Member Montgomery gave a shout out to whoever does the minutes because she missed a meeting and was able to feel like she did not miss anything from reading the minutes.

Council Member Wright said that next week should be eventful for the 4<sup>th</sup> of July and that the list of events that was mailed out was helpful. Mayor Jeppsen asked if any of the Council Members would be interested in helping hand out awards at the awards ceremony on July 3<sup>rd</sup>. The Council Members said they would love to help with that.

Council Member Watkins expressed thanks for all of the 4<sup>th</sup> of July planning and asked for the Centennial Park location to be added to the social media posts for the movie at the park. Mayor Jeppsen said he had attended the last July 4<sup>th</sup> committee meeting which was supposed to be their last, but they decided to have one more to finalize everything, and agreed that they have done a great job.

### **D. Staff Comments**

Mr. Barnhill asked the Council to keep in mind any people who may be willing to participate on Planning Commission. He also informed the Council that the apartment building (at Pointe Perry) has their final approval application at the next planning meeting.

### **E. Planning Commission Report**

None.

### **ITEM 7: EXECUTIVE SESSION**

None.

### **ITEM 8: ADJOURNMENT**

**MOTION:** Council Member Montgomery made a motion to adjourn.

**Motion Approved. All Council Members were in favor.**

The meeting adjourned at 7:30 p.m.

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Shanna Johnson, City Recorder

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Kevin Jeppsen, Mayor

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Tyra Bischoff, Deputy Recorder