

OFFICIALS PRESENT: Mayor Kevin Jeppsen presided and conducted the meeting. Nathan Tueller, Toby Wright, Esther Montgomery, and James Taylor

OFFICIALS EXCUSED: Andrew Watkins

CITY STAFF PRESENT: Shanna Johnson, Chief Deputy Recorder
Robert Barnhill, City Planner
Scott Hancey, Chief of Police

OTHERS PRESENT: Jan M. Riley, Jake McLinigoni, Kyden Cefalo, Milo McLinigoni, Spencer Riley, Xavier Putnam, Karson Richards, Jackson Faerber, and Cody Faerber

ITEM 1: CALL TO ORDER

Mayor Jeppsen called the City Council meeting to order.

A. INVOCATION

Council Member Montgomery offered the invocation.

B. PLEDGE OF ALLEGIANCE

Council Member Tueller led the audience in the Pledge of Allegiance.

C. REVIEW AND ADOPT THE AGENDA

MOTION: Council Member Taylor made a motion to approve the agenda. Council Member Taylor seconded the motion.

ROLL CALL: Council Member Taylor, Yes Council Member Montgomery, Yes
Council Member Wright, Yes
Council Member Tueller, Yes

Motion Approved. 4 Yes, 0 No.

Mayor Jeppsen recognized the Boy Scouts in attendance.

ITEM 2: PROCEDURAL ISSUES

A. CONFLICT OF INTEREST DECLARATION

None.

B. PASS OUT WARRANTS TO COUNCIL MEMBERS (AND POSSIBLE DISCUSSION)

Shanna Johnson passed out the warrants.

C. APPOINTMENTS

- **Gun Range Board Members**

Mayor Jeppsen reviewed those who have been invited to be Board Members: Scott Hancey (Chief of Police), Rory Pyatt (Chief RSO), and Shanna Johnson (Chief Deputy Recorder). He

then extended an invitation to each City Council Member if they are interested in being part of the Board (to be further discussed in the Executive Session).

Mayor Jeppsen tabled this item.

ITEM 3: PUBLIC HEARING AND/ OR PUBLIC COMMENT

A. PUBLIC COMMENTS

No Public Comment received.

ITEM 4: ACTION ITEMS

A. APPROVAL OF THE WARRANTS

The Council and Staff discussed and clarified the current warrants (especially the Firework Warrant and the preapproval of the 4th of July T-Shirt Warrant).

MOTION: Council Member Taylor made a motion to approve the warrants with the addition of the warrant preapproval of \$2,300-\$2,500 for the T-Shirts. Council Member Montgomery seconded the motion.

ROLL CALL: Council Member Taylor, Yes Council Member Montgomery, Yes
Council Member Wright, Yes
Council Member Tueller, Yes

Motion Approved. 4 Yes, 0 No.

B. RESOLUTION 2019-18 AMENDING THE PERRY CITY PERSONNEL POLICIES AND PROCEDURES REGARDING PERSONAL USE OF CITY PROPERTY

Shanna Johnson reviewed with the Council Resolution 2019-18. She explained that the City needs to update their policy because of the State House Bill 163 which passed this year. She stated this State House Bill becomes effective July 1st and defines misusing Public Money or Public Property. She stated it applies to anyone who is a Public Servant. She continued that this Bill states if a Public Servant misuses Public Money or Public Property they can be charged with a 2nd or 3rd degree felony, unless the use has been allowed in the City's policy.

Ms. Johnson reviewed with the Council examples of uses which would need to be updated to be allowable per Policy, so as not to be punishable by State House Bill 163 (police vehicle use, city email use, etc.).

The Council and Staff discussed and clarified State House Bill 163 and the updating of the Policy, so as to both protect the Public Property and Public Money, as well as, the Public Servants who utilize Public Property away from the City Offices (Police Equipment and Vehicles, City owned vehicles, Technology equipment, etc.).

Chief Hancey stated only two Police Officers are allowed to take a Police Vehicle home and that the Police Officer Policy regarding Police Equipment is very strict.

The Council and Staff further discussed and clarified how to incorporate both protection of Public Property and Public Servants who need to use public property outside of the parameters stated in State House Bill 163.

MOTION: Council Member Taylor made a motion to approve Resolution 2019-18 amending the Perry City Personnel Policies and Procedures regarding personal use of City Property. Council Member Montgomery seconded the motion.

ROLL CALL: Council Member Taylor, Yes Council Member Montgomery, Yes
Council Member Wright, Yes
Council Member Tueller, Yes

Motion Approved. 4 Yes, 0 No.

(It was noted there may be a possible typo on whether the State House Bill number is 163 or 164.)

ITEM 5 DISCUSSION ITEMS

A. FOURTH OF JULY PLANNING AND UPDATES

The Council and Staff reviewed and clarified this year's 4th of July celebration events (Live DJ, Baby Contest, Softball, Fireworks, car show, bingo, parade, gun range shoot, etc.).

ITEM 6 MINUTES & COUNCIL/MAYOR REPORTS

A. APPROVAL OF CONSENT ITEMS

- **May 23, 2019 City Council Work Session Minutes**
Tabled.
- **May 23, 2019 City Council Meeting Minutes**
Tabled.
- **Amending May 9, 2019 City Council Meeting Minutes**
Bob Barnhill reviewed the request from a public member regarding the public comment portion of this meeting. He stated the public member wanted changes made to the comments they made regarding their neighbor, and both measurements listed on the zone change instead of just one.

MOTION: Council Member Wright made a motion to approve the amendment on the May 9, 2019 City Council Meeting Minutes. Council Member Taylor seconded the motion.

ROLL CALL: Council Member Taylor, Yes Council Member Montgomery, Yes
Council Member Wright, Yes
Council Member Tueller, Yes

Motion Approved. 4 Yes, 0 No.

B. MAYOR'S REPORT

Mayor Jeppsen stated the construction on street 750 West has been completed and the curb is being installed on street 2700 South today. He stated they are continually meeting with the owners on Canyon View Drive and things are moving forward.

Mayor Jeppsen invited Council Member Wright to speak on the Tax Open House which they recently attended.

Council Member Wright stated they are proposing to tax services more than ever before, and looking at tax structure to address funding growth in the State. He expressed his concern that it will hurt many of the Perry Businesses, and he feels many people will oppose this plan.

He stated the Task Force for the tax issue will be meeting in 5 areas across the State to decide if this plan is in the best interest of the State.

Council Member Wright stated there were several other ideas presented at the meeting and felt it was well worth his time to attend.

C. COUNCIL REPORTS

Council Member Tueller stated the Sewer Board is working on approving a pretreatment ordinance for businesses. He stated they are seeking to be able to track and remedy overloads to the system so that they can better prevent being out of compliance with the State.

Mayor Jeppsen reviewed some training and initiatives the City is working on for the Wastewater System regarding this, which was recommended by the City's insurance company.

D. STAFF COMMENTS

Shanna Johnson stated she found an error in the Corridor Preservation Grant Funds section in the recently approved budget amendment. She said she spoke with the City Attorney and he stated the correction can be made to the amendment as long as it is fixed before the 30th and she makes note of it to the Council.

E. PLANNING COMMISSION REPORT

Bob Barnhill stated the Planning Commission has gotten through the General Plan Draft. He explained he has incorporated their adjustments and sent them back [to Wasatch Front Regional Council] for review. He stated they will be going over their edits again and then reformatting to make sure the document is as organized as possible.

ITEM 7: EXECUTIVE SESSION

MOTION: Council Member Tueller made a motion to close the regular meeting and open the executive session for A and B {regarding discussion of the purchase, exchange, lease, or sale of real property and a strategy session to discuss the character, professional competence, or physical or mental health of an individual}. Council Member Montgomery seconded the motion.

ROLL CALL: Council Member Taylor, Yes Council Member Montgomery, Yes
Council Member Wright, Yes
Council Member Tueller, Yes

Motion Approved. 4 Yes, 0 No.

The Regular Meeting Closed at 7:46pm

MOTION: Council Member Tueller made a motion to reopen the regular meeting. Council Member Wright seconded the motion.

ROLL CALL: Council Member Taylor, Yes Council Member Montgomery, Yes
Council Member Wright, Yes
Council Member Tueller, Yes

Motion Approved. 4 Yes, 0 No.

The Regular Meeting Reopened at 8:17pm

ITEM 8: ADDITIONAL ACTION ITEM

A. STAFFING POLICY SINGLE EXCEPTION

MOTION: Council Member Wright motioned to allow for a single exception of the Staffing Policy and allow the hiring of a relative in the Police Department in accordance with State Law 52-3-1 (2)(a)(V). Council Member Montgomery seconded the motion.

ROLL CALL: Council Member Taylor, Yes Council Member Montgomery, Yes
 Council Member Wright, Yes
 Council Member Tueller, Yes

Motion Approved. 4 Yes, 0 No.

ITEM 9: ADJOURNMENT

MOTION: Council Member Wright made a motion to adjourn the City Council Meeting.

Motion Approved. All Council Members were in favor.

The meeting adjourned at 8:18 PM.

Susan Obray, City Recorder

Kevin Jeppsen, Mayor

Shanna Johnson, Chief Deputy Recorder