

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

OFFICIALS EXCUSED: Brady Lewis

CITY STAFF PRESENT: Greg Westfall, City Administrator  
Shanna Johnson, Chief Deputy Recorder  
Craig Hall, City Attorney

OTHERS PRESENT: Vicki Call, Kathy Waggoner, Brett Jones (City Engineer, Jones & Associates), Shara Holt, Tim Martin, Travis Martin, Jacob Ferguson, Carolyn Ferguson, Matt Hansen, Brandon Harris, Julia Harris, Jared Tonioli, Jacob Mildenhall

**ITEM 1: CALL TO ORDER**

Mayor Cronin called the City Council meeting to order.

**A. INVOCATION**

Council Member Tueller offered the invocation.

**B. PLEDGE OF ALLEGIANCE**

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

**C. REVIEW AND ADOPT THE AGENDA**

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

**ROLL CALL:** Council Member Taylor, Yes                      Council Member Wright, Yes  
Council Member Montgomery, Yes              Council Member Tueller, Yes  
**Motion Approved.** 4 Yes, 0 No.

**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**

- None.

**D. BUSINESS LICENSE(S)**

- None.

**ITEM 3: PRESENTATIONS**

**A. CITY HIGHLIGHTS**

Mayor Cronin reported that the Smith and Edwards Range Day will be taking place Saturday, June 11th. She stated that Ruger is coming this year; it is the first year they have participated. She explained that they usually do not participate in these types of events but because of the excitement that has been built up about this they are joining us. She announced that Remington and Smith and Wesson are some other vendors that will be participating. She advised that the public is invited to come out and shoot the different guns provided by the vendors and the only cost is the cost of the ammo. She stated that ammo punch passes are available for purchase and the ammo is at Smith and Edward's discounted price. Mayor Cronin stated the event will go from 10 am to 5 pm.

Mayor Cronin reported that by June 15<sup>th</sup> all of Perry City will be built out with Utopia Fiber Optic Internet. She said Utopia beat their goal of having the City completely built by the end of June.

## **B. Water conservation and Overage Rate Increase**

Mayor Cronin explained that the Council has discussed the fact that culinary water is a precious resource. She said that we are fortunate as a City to have wells that provide us culinary water, but water from the wells comes from an aquifer and the aquifer is shared by cities from North Salt Lake up to the Tremonton area. She referred to this being like a giant big gulp with all cities having a straw in it and stated we have been warned that at some point the water may run out so we must be frugal with our use of this critical resource. She said that as a Council they have been discussing how they can encourage conservation. She turned some time over to the City Engineer, Brett Jones to explain the water conservation plan and a proposed water overage rate.

Brett Jones reviewed the City's water supply he said one unfortunate thing that has happened over the past couple of years is that the City's Well #3 has reduced production by 300,000 gallons per day. He said that Well #1 was performing well but now is offline. He explained that the City has some springs and 4 wells. He reviewed a presentation with a table showing the City's water supply broken down by well (see attached). He explained that if the City loses production of any other wells at this point the City will be in trouble and will not have enough supply for the City. He said that a City water system usually has an additional well to help with that. He said in terms of conservation, when your water supply isn't excellent you have some options. He explained that the City did a water conservation plan in December 2014 and the things outlined as possible solutions were:

- Working to get additional production
- Build more supply
- Water conservation

Brett said that water conservation is important and in the water conservation plan and the new city public works standards it talks about different ways to conserve one of which is through water rates. He said a lot of cities are doing this to promote conservation. He said if there is an average home using normal amount compared to a high water user, you can meter this and charge overage fees accordingly. He said this helps people conserve. He said another thing identified in the conservation plan is that all new connections are required to connect to the Pineview Secondary Water system if available.

Council Member Taylor asked about wells that are being rehabilitated. Brett said that the City is currently working to get Well #1 back online, which will add a significant amount of water back to the system. He said it is currently offline due to some mechanical issues and an issue that has it out of compliance with state laws and regulations. He said that Well #2 is currently a decent running well, but recently also had to have some upgrades to meet the state compliance. Brett said Well #3 is another well that needs some work. He said that they are doing some things such as taking video of the well to see why production has dropped. If it is the aquifer itself then we will know that we are getting as much water as possible from the well. He said more likely it could be some failure

down in the well column, possibly created by bacteria growth, or other issues that we can address. He said this would have the same priority as Well #1 that the City will address. Brett said Well #4 is pretty healthy right now. Council Member Taylor stated many people are draining this aquifer and asked how the output of the aquifer is performing overall. Brett said the performance is currently lower. Brett said that Well #4 is fed from the Box Elder Canyon drainage and it is a pretty healthy aquifer. Greg Westfall said that South Willard (Box Elder County) is currently studying the shared Great Basin Aquifer which will help us to understand the health of it. Mayor Cronin said that she talked with a representative of Pineview Water who told her the Great Basin Aquifer had pockets drying up, causing many communities to place new construction on hold. She said this has triggered an extensive study by South Willard to see if they need to drill deeper to get water or if it is gone.

Brett said most drainage water is going east behind the mountain and ends in Mantua, he said that when we have dry years it dries up and slows the aquifer. He said just around the bend from here there was a community that put a moratorium on building due to lack of water. Mayor Cronin wrapped up by stating we are pretty near our max in terms of available water and if we were to ever have a problem with a well we would only have roughly 3 days prior to having a problem. Greg confirmed that depending on which well went out this would be the case. He said that we had Well #2 go out and we functioned for 6-7 days without it, but we were draining the reservoir. Mayor Cronin said this is why conservation is so important. She said we are fortunate to have secondary water, but even the legislature has discussed metering secondary water. Mayor Cronin said we have one business using 2.5 Million gallons of water per month the equivalent of 250 homes. She said if we had a development of 100 homes that wanted to come in we would be pushing our water supply, thus the need of conservation.

Council Montgomery stated that the 2014 Perry City Conservation Plan states that all new development are required to connect to secondary water. Mayor Cronin agreed, stating the Council has discussed this back and forth and when she was researching the topic she found that the Conservation Plan Act passed by the City Council and submitted to the State does already require new developments to supply secondary water and each lot buyer to connect to the secondary water system. Council Member Tueller said that they have to purchase the connection but they are not required to use it. Shanna Johnson clarified by stating they would not be required to put in a sprinkling system. Mayor Cronin agreed. Greg Westfall said they could zero-scape. Council Member Tueller said they could buy the connection and still use culinary. Mayor Cronin said yes, she has a secondary connection but can still water her yard from a hose connected to the culinary system, thus the need for a two prong approach and that is why the City is looking at the overage rate increase.

Mayor Cronin said that there were some questions regarding the connection fee to the secondary system. She said that there is an impact fee as part of the connection, which is a 1 time fee along with a \$200 connection fee. She said that new residents can wrap this up into the purchase or construction price of their home. She said then based on your lot size a yearly tax is assessed. Council Member Tueller asked for a copy of the fee schedule. Mayor Cronin said she will scan and have these sent to the City Council. Council Member Taylor asked for the pricing on a 1/3 acre lot. Mayor Cronin reviewed the fees as follows:

- Impact fee for 1/3 Acre Lot - \$645.00
- Connection Fee - \$200.00

She said the table goes up to 8.25 acres which would cost \$17,735.50. Council Member Taylor asked the impact fee for a 1/2 acre. Mayor Cronin said this would be \$1,075. Greg Westfall said there is also an annual tax charged.

Mayor Cronin reported that paperwork received from Pineview states that they are planning to expand the system to all of the incorporated boundaries of Perry City. She said the City will be working with Pineview to accomplish this. Mayor Cronin advised that in existing subdivisions where Pineview has not been installed the City will have to put in the infrastructure and then dedicate it back to Pineview. Greg said that is why it is so important to require new developments to put this infrastructure in.

Mayor Cronin took a few minutes to recognize the Scouts attending the meeting.

#### **ITEM 4: PUBLIC HEARINGS AND/OR PUBLIC COMMENTS**

Approx. 7:23pm

##### **A. Ordinance 16-C Water Overage Rate Increase**

**MOTION:** Council Member Wright made a motion to open a Public Hearing regarding Ordinance 16-C Water Overage Rate Increase. Council Member Montgomery seconded the motion.

**ROLL CALL:** Council Member Taylor, Yes                      Council Member Wright, Yes  
                    Council Member Montgomery, Yes              Council Member Tueller, Yes  
**Motion Approved.** 4 Yes, 0 No.

**Matt Hansen:** said he lives in Maple Hills Subdivision. He said his concern is there is no access to secondary water in the Maple Hills Subdivision due to this being located above the canal, and according to what he has been told by Pineview the system will most likely never be installed in this area. He said that he discussed the cost of water with the City several years ago prior to putting in his yard, which is 1 ½ acres and he did so based on the current pricing. He asked the Council to consider a lower rate structure for those unable to connect to the secondary system.

Mayor Cronin said that she should have mentioned that there is already higher number of gallons allowed in the base rate for those without access to secondary water. She said that 10,000 gallons of water is allotted for those with access to secondary water and 15,000 gallons is allotted for those without access to the secondary system. She stated that the proposed Ordinance would allow the City to charge only the current overage rate of \$0.95 per 1,000 gallons over the base allotment up to double the base allotment (30,000 for those without access to Pineview), and will increase to \$2.00 per thousand gallons thereafter.

Matt Hansen said that he was told by a previous administration that he was given extra water. Mayor Cronin said yes you are allotted 15,000 gallons compared to the standard 10,000. Mr. Hansen said that most of his neighbors do not have yards in and he believes the City will see a lot of yards not being put in if the rate increases.

**Jared Tonioli:** asked for clarification regarding the proposed water overage rate increase.

Greg Westfall said that currently Mr. Tonioli pays the overage rate of \$0.95 per 1,000 gallons used over base allotment of 15,000 gallons. He said under the proposed plan Mr. Tonioli would continue to pay \$0.95 per 1,000 gallons over the base allotment up 30,000 gallons of water used, after the 30,000 gallons of water used the water overage rate will increased to the proposed rate.

Mr. Tonioli asked if there will ever be the ability to connect above the canal. Greg Westfall said that this will be a challenge due to the location being above the canal.

Mr. Tonioli also expressed concerns with the flow rate of his culinary water stating this is very low, he indicated that he would like the pressure he used to have with his previous home.

**MOTION:** Council Member Montgomery made a motion to close the public hearing and go back to the regular meeting. Council Member Wright seconded the motion.

**ROLL CALL:** Council Member Taylor, Yes                      Council Member Wright, Yes  
                    Council Member Montgomery, Yes                  Council Member Tueller, Yes  
**Motion Approved.** 4 Yes, 0 No.

**B. PUBLIC COMMENTS**

**Tim Martin:** made a request to increase the number of streetlights in the community specifically for streetlights in his neighborhood. Mayor Cronin advised that there is a streetlight plan, it includes 1 light per year due to budget and invited him to come in and visit with the Public Works Director.

**ITEM 5: ACTION ITEMS**

**A. APPROVAL OF THE WARRANTS**

Council Member Taylor made reference to the number of miles driven by the Mayor. Mayor Cronin indicated that the mileage reimbursement is for the entire miles driven for the Fiscal Year to date.

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

**ROLL CALL:** Council Member Taylor, Yes                      Council Member Wright, Yes  
                    Council Member Montgomery, Yes                  Council Member Tueller, Yes  
**Motion Approved.** 4 Yes, 0 No.

**B. RESOLUTION 16-07 ADOPTING THE FISCAL YEAR 2016-2017 TENTATIVE BUDGET AS A FINAL BUDGET**

Mayor Cronin gave a creative and delicious budget presentation using a Banana Split Sunday to explain the process.

Mayor Cronin reviewed a PowerPoint Presentation detailing revenues and expenditures in the General, Utility and Sewer Funds (see attached).

**MOTION:** Council Member Taylor made a motion to approve Resolution 16-07 Adopting the Fiscal Year 2016-2017 Tentative Budget as a Final Budget. Council Member Tueller seconded the motion.

**ROLL CALL:** Council Member Taylor, Yes                      Council Member Wright, Yes  
                    Council Member Montgomery, Yes                  Council Member Tueller, Yes  
**Motion Approved.** 4 Yes, 0 No.

**C. RESOLUTION 16-08 ADOPTING A FISCAL YEAR 2015-2016 BUDGET AMENDMENT**

**MOTION:** Council Member Montgomery made a motion to approve Resolution 16-08 Adopting a Fiscal Year 2015-2016 Budget Amendment. Council Member Wright seconded the motion.

**ROLL CALL:** Council Member Taylor, Yes                      Council Member Wright, Yes  
                    Council Member Montgomery, Yes                  Council Member Tueller, Yes  
**Motion Approved.** 4 Yes, 0 No.

**D. RESOLUTION 16-12 ADOPTING THE FINAL TAX RATE FOR TAX YEAR 2016**

Mayor Cronin explained that each year the State takes into consideration home values whether they go up or down and they take rate into account that cities need a constant budget number to work from so they adjust the taxes via a certified tax rate to ensure cities will at least get the same funding from taxes as received the previous year if a tax rate increase is not put in place. Shanna Johnson explained that the certified tax rate takes into account growth as well, so the rate can go up or down and if there has been an increase in home valuations or in growth the City may end up receiving more money than the prior year without any increase to taxes. Shanna advised that the

City is proposing to adopt the Certified Tax Rate (of 0.002459) as set by the State with no tax increase for the 2016 tax year (generating \$591,629 in property tax revenue).

**MOTION:** Council Member Wright made a motion to adopt Resolution 16-12 Adopting the Final Tax Rate for Tax Year 2016. Council Member Montgomery seconded the motion.

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

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

#### **E. ORDINANCE 16-C WATER OVERAGE RATE INCREASE**

Mayor Cronin stated the Council has heard from the public tonight and this may affect some people. The Council has also heard from the City Engineer regarding the need to make very wise use of our culinary water. She indicated the intent of this fee is not to increase revenue but to incentivize conservation. Mayor Cronin asked Greg to explain the cost of a new well. Greg advised that this would cost approximately \$3.5M. Shanna Johnson stated that the City does not hold enough savings to cover this cost and would need to bond for a project of this amount, which would result in a rate increase for all users.

Council Member Taylor said if in fact people are being assessed Pineview fees via property taxes and they are not able to utilize the system he would like to know. Mayor Cronin said she thinks part of the fees is for savings to get water shares to provide service in the future.

Council Member Tueller said he is in favor of conservation, but is a bigger fan of developing technology to help with conservation. He said he is also a businessman and knows the cost of business. He stated we know that Perry City we need to develop our resources in preparation for that growth. Mayor Cronin expressed appreciation for Council Member Tueller's comments stating our Public Works Director is part of a water conservancy group and they meet and try to develop things regionally. We also work with Utah League of Cities and Towns (ULCT) to help in these efforts.

Council Member Wright said that he is directly impacted by this Ordinance as he does not have access to secondary water. He said his lawn is green and he does use water, but he thinks it is probably in the best interest of all right now.

Council Member Montgomery stated that water is a precious natural resource and we have to do what we can to conserve. She said this is a baby step, there are many users that are using exorbitant amounts of water and this is an effort to help reduce this use.

Mayor Cronin said at the ULCT Conference and at the Legislative Session they stated that water will be the controlling growth factor in Utah. She said that even metering secondary water was discussed at the Legislative Session. She said we are fortunate to have the wells that we have. Some cities in the Southern portion of the State are drilling wells at the cost of \$3.5 Million and coming up dry.

Brett Jones said that Jones and Associates represents many cities and the rates being proposed are very reasonable. He said that he just pulled up the rates for a City very similar to Perry City and their base rate is \$32 and their highest tiered overage rate at 25,000 gallons of water is \$3.40 per thousand gallons used over the base allowed limit. He said this is pretty reasonable when you start looking at other cities. Council Member Tueller said it should be known that we looked at several cities and with this change Perry City will still be the lowest.

**MOTION:** Council Member Montgomery made a motion to adopt Ordinance 16-C Amending the Culinary Water Rate Fee Structure by Increasing Overage Consumption Rates. Council Member Taylor seconded the motion.

**ROLL CALL:** Council Member Taylor, Yes                      Council Member Wright, Yes  
Council Member Montgomery, Yes                      Council Member Tueller, Yes  
**Motion Approved.** 4 Yes, 0 No.

## **ITEM 6: DISCUSSION ITEMS**

### **A. STREET PROJECTS FUNDING**

Mayor Cronin said it has been discussed in several meetings the need for a maintenance plan for City Streets. She said that regular maintenance is needed in order to avoid the higher cost of a total reconstruct of roads. She explained that road funding currently comes from B&C road funds of which the City receives approximately \$180,000 and is planning to start saving a portion of these funds for the addition of a pedestrian path on 1200 west to address the safety concerns here due to the road being so narrow. She advised that the City also plans to save money to expand 1200 West on the South end connecting to Willard creating a secondary arterial road that eventually will allow travel from the Willard Freeway off ramp to Brigham City. Mayor Cronin explained that the City has been awarded a grant in the amount of \$2.3 Million to go toward the cost of this project leaving \$250,000 to be covered by the City. Mayor Cronin stated the City plans to save \$50,000 a year for the grant match. She said this leaves approximately \$130,000 for maintenance and turned the time over to City Engineer, Brett Jones, to address whether or not this is enough.

Brett gave a presentation on Street Projects, Funding and Transportation Utility Fees (see attached presentation).

He stated in order for the City to accomplish maintaining roads more funding will be needed and this can be done via a Transportation Utility Fee. He advised that many cities are implementing these fees, which creates a very transparent revenue source of which is restricted to the use of maintaining streets within the community.

Mayor Cronin asked the Council if they want to take the proactive approach of researching this fee option, which will encumber costs to put together a detailed analysis specific to Perry City.

Council Member Tueller said he likes the transparency of the Transportation Utility Fee, but also helps in the development of our City. He said that he likes the example of the City provided in the presentation and the fact that they have dedicated sales tax and other funds toward the roads. He does understand that Perry City is tight in terms of available revenue and suggested the City allocate some fund balance toward streets while still aiming to meet the State fund balance requirement of 5%. He also suggested looking at a possible impact fee.

Mayor Cronin said that the City Attorney, Craig Hall, also suggested that maybe the City put in a review period of 8 years, so that this fee can be analyzed and adjusted if no longer needed. Council Member Tueller agreed and said his interest is in keeping fees as low as possible.

Brett advised that as the City grows the burden goes to the tax payers to maintain the roads. One thing that the City has done to help with this is requiring developers to put money in City funds for the first street seal which is needed 1 year after the construction of the road.

Council Member Montgomery said that she agrees we definitely need to do something to increase revenues for street maintenance. She was in support of moving forward on getting a more in depth analysis of projects and funds needed to help the Council decide if a fee is needed. Mayor Cronin said this will take some time to put together.

Greg said that this project and cost analysis will be helpful to the City even if a transportation fee is not adopted. Council Member Tueller agreed and said he would be in support of further analysis.

Council Member Wright agreed with Council Member Tueller in terms of using fund balance as available while maintaining the 5% required by the State. He stated the funds are there and available and maybe able to be used for a chip and seal or other maintenance. Mayor Cronin summarized stating what she is hearing is that he would like to not only research a possible transportation fee, but also look at what can be drawn from the general fund to help with street maintenance. Council Member Wright agreed with this approach.

Council Member Montgomery expressed that using fund balance is not a long term solution which may help in the short term but is not sustainable. Council Member Tueller agreed that it is a timing issue but we need to look at all fees available.

Council Member Taylor said that he believes that water, snow removal, and streets are the three biggest concerns the citizens have and he was not aware of the amount of maintenance required and the cost of repairs on our streets. He said he believes we at least need to continue to pursue this and gain public input.

## **B. CITY LAND**

Mayor Cronin said we have a development east of the Three Mile Creek Elementary School in which we have a landowner that the City is working with to exchange some land. She said that we have been working on a contract with him and will be bringing this to the Council at the next meeting. She said after this trade we will have 5 saleable lots of which the City will need to work to get infrastructure as the road in front of Three Mile Creek Elementary is one of the roads we would like to improve in the coming year. Council Member Tueller asked if the land exchange is all the City is waiting on. Greg stated that there are also some noticing requirements that the City must meet. Mayor Cronin said we would like to start improvements to the lots in July in hopes of improving the road in August.

## **C. FOURTH OF JULY & COMMUNITY AWARDS**

Mayor Cronin stated that the 4<sup>th</sup> of July is coming quickly. She passed out nomination forms for the Community Awards to the Council. She stated she wanted to get input from the Council and Staff prior to the selections being made. Mayor Cronin reviewed the events scheduled for the Fourth of July Celebration, which she noted would be in the City newsletter.

## **D. SMITH & EDWARDS RANGE DAY**

Mayor Cronin said that we will have a lot of people coming to the Smith and Edwards Range Day Event including a possible appearance from Senator Hatch. She encouraged the Council to attend if available.

Mayor reported that the City has been contacted by a site selector group, which is a group of people coming to Box Elder County that represent large corporations looking for possible locations for their businesses. She said that the site selector group has requested from the County a day at the Range.

## **ITEM 7: MINUTES & COUNCIL/MAYOR REPORTS**

### **A. APPROVAL OF CONSENT ITEMS**

- **April 28, 2016 City Council Meeting Minutes**
- **May 12, 2016 City Council Work Session Minutes** – Tabled not ready for approval
- **May 12, 2016 City Council Meeting Minutes** – Tabled not ready for approval

**MOTION:** Council Member Montgomery made a motion to approve the April 28, 2016 City Council Meeting Minutes. Council Member Wright seconded the motion.

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

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

**B. MAYOR'S REPORT:** reported that she was contacted today by the Fire Chief in Brigham City regarding firework restrictions. She said with a lot of rain in May we get a lot of grass and weed growth, especially on the benches on the east side. She said that this is easily ignited causing fires. She said fire suppression along the east bench is a cost to the City. She stated that last year a firework restriction was put in place for all areas east of Highway 89. She relayed that the Fire Chief needs to know if Perry City will be placing this restriction in place again by our next meeting so that the proper noticing can take place prior to the 4<sup>th</sup> of July. She advised that 2 years ago there were 6 fires that ignited in this area during the week of the 4<sup>th</sup> of July. Greg Westfall noted that in the past it has been indicated by law enforcement that restricting all areas east of Highway 89 is easier to enforce than a street by street restriction. Mayor Cronin stated in the past when restrictions have been put in place residents who live on the east side have been invited to light fireworks at Perry Park. Council Member Taylor asked if the Fire Marshall gave any recommendations. Mayor Cronin said that last year they gave a line that indicated areas with higher risk for brush fires. She said although this could have been broken down street by street it has been the recommended by the Council to restrict all areas east of the highway. She said last year she got more calls from residents on the west side of town wanting restrictions in their areas. Council Member Taylor asked if we restrict fireworks is this all fireworks. Craig Hall confirmed that this would restrict all fireworks. Mayor Cronin said that is why we open up the Perry Park for use. She said it is the recommendation of staff that we restrict fireworks. All Council Members present were supportive.

**C. COUNCIL REPORTS:** Council Member Tueller stated he appreciated the budget data that was listed in the newsletter. Mayor Cronin said that this was an effort to be as transparent as possible in regards to the budget. Council Member Montgomery questioned city council representation at the planning commission meetings. Mayor Cronin stated that Greg Westfall attends and represents data to both the City Council and Planning Commission.

Mayor Cronin asked if there were any reports from Planning Commission. Commissioner Vicki Call advised that the Planning Commission has talked about taking on an initiative for the year. She said that during the last year they worked on the Large Animal Ordinance. She thanked the Council for their support during this process. She said that this year they plan to look at all Ordinances that deal with special or conditional use permits and eliminating these out of the Ordinances. Secondary to this they will be looking at the General Plan and updating this.

Mayor Cronin said that at the ULCT Conference it was stated that last Legislative Season the large developers would like the State to do the land use regulations so that there is just one land use code within the State. The cities fought this because there are different needs in different cities. She said that the ULCT encouraged each city to review their land use code to ensure that the Ordinances are clean, reasonable and enforceable. She said that she has given this assignment to Greg Westfall who will be working with the Planning Commission to review and update the City's Land Use Codes. Mayor Cronin said that she has talked with the Planning Commission Chairman to hold off on the General Plan until the ordinances are sound. She said that the State mentioned that developers are not in favor of conditional uses and it has been suggested that these be removed from land use codes. Mayor Cronin said it is not that we need

to say yes to everything but we need to be clear as to what is and what is not allowed and be very objective in our land use efforts.

**D. STAFF COMMENTS:**

Shanna announced that the Baby Contest, Uncle Sam / Miss Liberty Contest and Perry's Got Talent will be held on Wednesday, June 29<sup>th</sup>.

**E. ITEMS FOR NEXT NEWSLETTER**

- Fourth of July
- Water Overage Increase
- Fireworks Restrictions

**ITEM 8: EXECUTIVE SESSION**

**MOTION:** Council Member Montgomery moved to close the Public Meeting and open an Executive Session to discuss strategy regarding possible or imminent litigation. Council Member Taylor seconded the motion.

**ROLL CALL:** Council Member Taylor, Yes                      Council Member Wright, Yes  
                    Council Member Montgomery, Yes              Council Member Tueller, Yes  
**Motion Approved.** 4 Yes, 0 No.

The regular meeting closed at 9:00pm

**MOTION:** Council Member Wright made a motion to close the Executive Session and reopen the Regular Meeting. Council Member Montgomery seconded the motion.

**ROLL CALL:** Council Member Taylor, Yes                      Council Member Wright, Yes  
                    Council Member Montgomery, Yes              Council Member Tueller, Yes  
**Motion Approved.** 4 Yes, 0 No.

The regular meeting reopened at 9:58pm

**ITEM 9: ADJOURNMENT**

**MOTION:** Council Member Montgomery made a motion to adjourn the council meeting.  
**Motion Approved.** All Council Members were in favor.

The meeting adjourned at 9:58pm.

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Susan Obray, City Recorder

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Karen Cronin, Mayor

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Shanna Johnson, Chief Deputy Recorder