

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

OFFICIALS EXCUSED: Nathan Tueller

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

OTHERS PRESENT: Terry Montgomery, Quentin Alldredge, Kira Alldredge, and Boyd Montgomery

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 Taylor 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 Montgomery seconded the motion.

ROLL CALL: Council Member Taylor, Yes Council Member Montgomery, Yes
Council Member Wright, Yes Council Member Watkins, 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. BUSINESS LICENSE(S)

- **Kira's Parties**

Robert Barnhill stated this business will facilitate parties; however, the parties would not take place at their home. He stated staff recommends approval of this business license.

MOTION: Council Member Montgomery made a motion to approve the Business License for Kira's Parties. Council Member Watkins seconded the motion.

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

Motion Approved. 4 Yes, 0 No.

D. APPOINTMENTS:

- **City Attorney and Prosecuting Attorney**

Mayor Jeppsen reviewed the selection process for the appointment of the Civil Services Attorney. He stated the City had six applicants apply, which they narrowed down to two interviews.

He stated of the two, he has selected Bill Morris as the Civil Services Attorney; he reviewed his fees, which are \$2250.00 per month with litigation fees at \$150.00 per hour. He stated Mr. Morris has 18 years of experience and has been the prosecutor for Perry City since 2006. He stated he is very experienced in Land Use and Municipal Codes.

Mayor Jeppsen reviewed the selection process for the appointment of the Prosecuting Attorney. He stated the City had four applicants apply, which they narrowed to two interviews and have selected Blair Wardle as the Prosecuting Attorney.

He reviewed Mr. Wardle's fees, which are \$1000.00 per month plus travel and case expenses. He reviewed Mr. Wardle's qualifications, which include having a 92% trial success rate.

Mayor Jeppsen stated he is recommending appointment for Bill Morris as the City Attorney and Blair Wardle as the City Prosecutor.

MOTION: Council Member Montgomery made a motion to approve the appointments of Bill Morris as the City Attorney and Blair Wardle as the City Prosecuting Attorney. Council Member Taylor seconded the motion.

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

Motion Approved. 4 Yes, 0 No.

ITEM 3: PUBLIC HEARING AND/ OR PUBLIC COMMENT

A. PUBLIC COMMENTS

Boyd Montgomery thanked the Perry City Police Department for assisting him with the break-ins, which have taken place at his property.

Mr. Montgomery stated he has pipe, which can be used for free to help replace the conduit, for this year only. He reviewed his plans and thoughts on the culvert adjacent to his property. He stated he felt it made most sense to go straight across 1200 West and that he would like to have this done because it would help create a barrier to hinder break-ins.

Mayor Jeppsen thanked Mr. Montgomery for his comments.

ITEM 4: ACTION ITEMS

A. APPROVAL OF THE WARRANTS

The Council and Staff discussed and clarified the current warrants.

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

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

Motion Approved. 4 Yes, 0 No.

B. ORDINANCE 18-E AMENDING THE PMC REGARDING BUSINESS LICENSING, APPEAL AND VARIANCE AUTHORITIES, AND OTHER GENERAL LAND USE CODES RESOLUTION

Robert Barnhill reviewed the comments from Council Member Tueller regarding this item. Mr. Barnhill stated that Council Member Tueller highlighted three sections for the Council to take into consideration before they take action. Mr. Barnhill stated the Planning Commission discussed these sections at length. He stated that Council Member Tueller’s main concern regards how much regulation is appropriate for landowners choosing to run a business from home.

Mr. Barnhill reviewed these sections:

- Item 4: allowable number of working employees outside the home
- Item 10: allowable number of visits per day
- Item 14: allowable business vehicles on site

The Council and Staff discussed the concept of regulating these items and the feasibility of enforcing these items.

The Council came to the consensus that they felt these items were a positive balance of protecting both the business owner and the community members surrounding the business owner.

The Council discussed and clarified the allowable sign square footage for home businesses.

MOTION: Council Member Taylor made a motion to approve Ordinance 18-E. Council Member Montgomery seconded the motion.

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

Motion Approved. 4 Yes, 0 No.

C. RESOLUTION 19-07 CONFIRMING THE RE-APPOINTMENT OF A MUTUALLY SELECTED MEMBER OF THE PERRY-WILLARD SEWER FACILITY ADVISORY BOARD

Shanna Johnson stated that this resolution reappoints Josh Braegger as a mutually selected member of the Perry-Willard Sewer Facility Advisory Board, as his prior term has expired.

MOTION: Council Member Taylor made a motion to approve Resolution 19-07 mutually selecting Josh Braegger as a member of the Perry-Willard Sewer Facility Advisory Board. Council Member Wright seconded the motion.

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

Motion Approved. 4 Yes, 0 No.

D. MOTION TO AUTHORIZE THE MAYOR TO EXECUTE CONTRACTS FOR CITY LEGAL SERVICES (CIVIL AND PROSECUTION)

MOTION: Council Member Taylor made a motion to authorize the Mayor to execute contracts for Bill Morris as the City Attorney and Blair Wardle as the City Prosecutor. Council Member Watkins seconded the motion.

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

Motion Approved. 4 Yes, 0 No.

E. MOTION TO CANCEL THE APRIL 25, 2019 CITY COUNCIL MEETING

The Council agreed that this meeting would be appropriate to cancel because multiple members of the Council would be unable to attend as they will be attending the Utah League of Cities and Towns conference in St. George.

MOTION: Council Member Watkins made a motion to cancel the April 25, 2019 City Council Meeting. Council Member Taylor seconded the motion.

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

Motion Approved. 4 Yes, 0 No.

F. FINAL APPROVAL OF SITE PLAN FOR MAVERIK LOCATED AT 1674 W 1100 S PERRY UT.

Tabled.

G. FINAL APPROVAL OF SITE PLAN FOR LEADING TECH SHOP LOCATED AT 1983 S HWY 89 PERRY, UT

Tabled.

ITEM 5 MINUTES & COUNCIL/MAYOR REPORTS

A. APPROVAL OF CONSENT ITEMS

- March 14, 2019 City Council Meeting Minutes
Tabled.
- March 14, 2019 Work Session Meeting Minutes
Tabled.

B. MAYOR'S REPORT

Mayor Jeppsen stated they are considering reinstating the Justice Court in Perry. He said they are still working through whether or not this makes sense from a monetary standpoint considering the current caseload.

The Council discussed and stated they would like more information on Perry City's current caseload.

Mayor Jeppsen reviewed some of the guidelines in Justice Courts, one of which being they try to have them at least 25 miles apart. He stated this is a suggested guideline not a mandatory one, but expounded there are many variables they are still researching on the option of reinstating the Justice Court.

C. COUNCIL REPORTS

Council Member Taylor inquired about Mr. Montgomery's comments regarding the culvert.

Robert Barnhill stated in the future, when the City widens 1200 West, it may be something they can look at but at this point in time, it is not a City concern.

Council Member Montgomery reported the CERT classes were going well.

The Council and Staff discussed and clarified the current situation of financing, funding, and budgeting for a new city building and some beneficial options to move forward.

The Council and Staff agreed that finding and owning the ideal location is the main focus for this fiscal year's budget.

The Council and Staff discussed utilizing an incremental property tax increase versus a jump in increase.

The Council and Staff discussed having Jason Burningham of Lewis, Young, Robertson & Burningham come to a work session and give them some guidance on the best options in moving forward with financing a new city building.

The Council and Staff discussed the current status of the gun range and the plans for improving and opening it this season.

Council Member Wright stated he got his Landfill voucher, the process was very smooth, and he is excited to use it.

Council Member Watkins reviewed with the Council and Staff the plans regarding finishing the Perry City Signs.

D. STAFF COMMENTS

Shanna Johnson reviewed the results of the pay increase model used last year and Perry City's current compensation verses pay averages in neighboring communities. She stated the plan is working to keep the pay at the City competitive.

Robert Barnhill reviewed some examples of varying versions of the City Logo to be used throughout the City on street address signs.

The Council and Staff discussed which design they liked best out of the examples.

Greg Braegger stated if the Council has one they are leaning towards, he could have it put on a sign so the Council can see what it would actually look like.

The Council and Staff further discussed which street sign design they felt would be the best to represent Perry City, and possible adjustments they would like.

Mr. Barnhill stated Planning Commission would be reviewing the draft of the updated General Plan in their next meeting.

E. PLANNING COMMISSION REPORT

None.

ITEM 7: EXECUTIVE SESSION

No Executive Session Needed.

ITEM 8: 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 8:22 PM.

Susan Obray, City Recorder

Kevin Jeppsen, Mayor

Shanna Johnson, Chief Deputy Recorder