



CITY COUNCIL MINUTES

Wednesday, May 8, 2019

Approved May 22, 2019

The following are the minutes of the City Council Meeting of the Herriman City Council. The meeting was held on **Wednesday, May 8, 2019 at 5:00 p.m.** in the Herriman City Hall Council Chambers, 5355 West Herriman Main Street, Herriman, Utah. Adequate notice of this meeting, as required by law, was posted in the City Hall, on the City's website, and delivered to members of the Council, media, and interested citizens.

Presiding: Mayor David Watts

Councilmembers Present: Sherrie Ohrn, Clint Smith, and Nicole Martin

Staff Present: City Manager Brett Wood, Assistant City Manager Gordon Haight, Director of Administration and Communications Tami Moody, Building Official Cathryn Nelson, City Planner Michael Maloy, City Engineer Blake Thomas, Fire Chief Riley Pilgrim, Police Chief Troy Carr, City Recorder Jackie Nostrom, Director of Operations Monte Johnson, Public Works Director Justun Edwards, Parks and Recreation Director Wendy Thomas, Police Lieutenant Cody Stromberg, Finance Director Alan Rae, Events and Recreation Manager Kevin Schmidt, Communications Specialist Mitchell Davis, Detective Marcus Beckstead

Councilmembers Excused: Nicole Martin and Jared Henderson

5:00 PM - WORK MEETING: (Fort Herriman Conference Room)

1. City Council Social

- 1.1. *The City Council will meet for informal discussion and dinner. No action will be taken on any items.*

2. Council Business – 5:15 PM

Mayor David Watts called the meeting to order at 5:15 p.m.

2.1. Review of this Evening's Agenda

The City Council and staff briefly reviewed the agenda.

2.2. Future Agenda Items

Councilmember Ohrn indicated that ULCT would like have a FEMA and Emergency Preparedness presentation during a work meeting. She described the critical analysis of the fire in Spanish Fork area last year.

Councilmember Jared Henderson arrived at 5:18 p.m.

Councilmember Ohrn stressed the importance of ICS certification as a safety precaution.

3. Administrative Reports

3.1. Discussion pertaining to the Herriman City 2019-2020 Fiscal Year Budget – Alan Rae, Finance Director

Finance Director Alan Rae asked the Council if they had any questions or concerns regarding the tentative budget. On April 10, 2019, the Council received the tentative budget for Fiscal Year 2019-2020 and the revised budget for Fiscal Year 2018-2019. Approval of the budget means that the Council has accepted it as their budget and makes it available to the citizens for public comment. The budget required adoption before it would become the operating budget. He requested the tentative for fiscal year 2019-2020 and the revised budget for fiscal year 2018-2019 attain approval. A full copy of the budget with all requested corrections would be available for citizen review on the City's website at www.herriman.org the day following approval of the tentative budget by the Council.

Councilmember Smith asked if Finance Director Alan Rae had the personnel component of the budget and if he could review that information. Finance Director Alan Rae reviewed the requests of each department.

3.2. Discussion pertaining to the General Plan Update – Michael Maloy, City Planner

City Planner Michael Maloy indicated the City's consultant had been engaged in studying existing conditions within the City as well as precedent planning and development documents. The consultant also met with City staff to discuss public outreach strategies and identify which community events would be appropriate venues for gathering public participation and comment. Consultant Susie Pethoram from FFKR mentioned the importance of committing to the same terms and that she could provide additional service under the proposed contract. She introduced Mike Leatham from FFKR.

Consultant Susie Pethoram presented the community engagement plan. She explained that community events are planned to reach a diverse range of community members. Community events include the following: the Rodeo, Memorial Day, Fort Herriman Towne Days, Hungry Herriman, Herriman Hula, Indoor Movie, Herriman Howl and the Senior Social. She added the goal to utilize neighborhood meetings to capture location-specific information through a community-led process. Different neighborhood engagements would include living room chats, "Look and Listen with Herriman", "Walks around the Block" with the City Planner, "Seeing Herriman Vision", and "Idea Diaries". The last addition is a citywide event catered around listening and learning from the community as a whole. This would allow for a range of perspectives from various community builders such as the Book Club, Seeing Herriman, social media, community surveys, and other methods.

Councilmember Ohrn asked about the questions relating to the community survey and asked if the Council could review the questions prior to dissemination. Her request was confirmed.

Consultant Pethoram provided a project status update by explaining the housing draft report, current schedule and community engagement plan, Technical Advisory Committee (TAC) meeting, and Neighborhood Identification Process. She reviewed the theory behind identifying neighborhoods throughout the community.

Councilmember Smith added that he loved the outreach plan and felt it a robust and engaging process.

3.3. Herriman Crossroads Development Agreement Update – Michael Maloy, City Planner

City Planner Michael Maloy informed the Council that the applicants, Ken Olson and Gary McDougal, have drafted a draft development agreement with the City for approximately 125 acres of property located at or near 16750 S Camp Williams Road (Redwood Road). Although the applicants previously submitted a land-use application for 266 units of apartments and townhomes for a portion of this property, the newly proposed development agreement outlined an alternate plan that detailing the type of dwellings to be constructed and a timeline for each phase of the development. The applicants had been willing to implement recommendations offered by staff.

City Planner Michael Maloy reviewed the evolution of design guidelines he learned at the National Planning Conference this past month. There had been a proliferation of guidelines drafted for communities. The three types of guidelines are descriptive, prescriptive and performative. Descriptive conditions are subjective and often rely on normative contextual conditions. These types of conditions have been criticized for ambiguity and restricting creativity. The prescriptive standards were objective specific requirements that are easy to administer; however, they may limit flexibility and quickly become irrelevant. The performative standards specify the outcome rather than the means and methods. They have been designed to anticipate change over time; however, they also can be complex and require special knowledge to administer.

City Planner Michael Maloy asked for direction from the City Council. Councilmember Henderson indicated that he now had more questions and concerns than previously. He recommended the applicants meet with Councilmembers to discuss a common ground. City Planner Michael Maloy indicated that the City required more energy to attain the desired standard. Councilmember Smith added that he would prefer more dialogue with the applicants in order to work through his concerns.

3.4. Discussion of a proposed rezone of 7.5 acres located at or near 5200 West Herriman Blvd from A-1 (Agricultural) to C-2 (Commercial)(File No. Z2019-018) – Michael Maloy, City Planner

City Planner Michael Maloy noted that the City was in the process of compiling and rezoning property adjacent to Mountain View Corridor for an Auto Mall. The subject property is located west of the future Main Street extension and the Auto Mall.

This property is currently shown as commercial on the General Plan; the applicant is rezoning to prepare for future commercial development. He relayed the Planning Commission recommendation to approve the rezone. The recommendation will be officially presented to the City Council at the next meeting for consideration.

3.5. Discussion of a text change to the definition of Retail Tobacco Specialty Business to include Electronic Cigarettes and e-cigarettes (File No. Z2019-025) – Michael Maloy, City Planner

City Planner Michael Maloy reported the Land Development Code currently defines a “Retail Tobacco Specialty Business” as a prohibited use. He further recommended amending the definition to include electronic cigarettes and e-cigarettes. The Council agreed.

3.6. Trails Update - Wendy Thomas, Director of Parks, Recreation and Events

Director of Parks, Recreation and Events Wendy Thomas offered a construction update on four trails:

- Bonneville Shoreline Trail - Completed
- Eric's Expansion – On Planning Commission agenda for approval next week
- Mustang and Stampede trails – Received approval from Planning Commission

Councilmember Smith requested the distance from these trails to currently existing trails. Director of Parks, Recreation and Events Wendy Thomas responded that she would retrieve the data for him. Councilmember Henderson voiced his appreciation for the county recreational support and funding. Councilmember Ohrn agreed.

3.7. Review of the Draft Park Ordinance– Wendy Thomas, Director of Parks, Recreation and Events

Director of Parks, Recreation and Events Wendy Thomas compiled a list of updates into a revised draft that included the Council's suggestions. The following suggestions were added per Council recommendation in the additional Herriman open space, primitive trails and urban trail facility general rules & regulations as well as in general park facility rules and regulations:

A. "Unauthorized motor vehicles shall not be permitted beyond designated road ways, designated trails and in designated parking areas at a park facility or trail."

The Council expressed support of the language.

3.8. City Manager Updates – Brett Wood, City Manager

City Manager Brett Wood advised the Council that the Juniper Crest Church had requested a large event permit through the County for a scout camp behind the building. He noted that the church owned the 16 acres behind the church and the event would be on their property. Other updates included WinCo submitting building permit plans. The City would have 30 days to return the plans.

Public Works Director Justun Edwards discussed the third party evaluation and findings regarding the chip seal. He mentioned that the party maintained all the contractual rules and currently has a draft of solutions to fix the problem. He has been currently working on a letter to send to the contractor providing an opportunity to rectify the situation. The contractor's invoice has yet to be paid. Many similar situations occurred by the same company in areas such as Anthem Park Boulevard, Main Street, Rosecrest Road, Spring Canyon Road, Herriman Boulevard, and Juniper Crest. Councilmember Henderson relayed resident confusion over the whole process. Director of Operations Monte Johnson responded that the maintenance would extend the life of the asphalt.

City Manager Brett Wood mentioned that housing week would be May 13th through 18th. Councilmember Henderson indicated that he was planning to attend the housing meeting.

Director of Parks, Recreation and Events Wendy Thomas discussed the grant for a new playground. The grant included potential locations in West Valley City, Lehi, Herriman, and two areas within Salt Lake City. Herriman submittal was the best proposal. She thanked Parks Landscape Architect Heidi Shegrud and Assistant City Engineer Jonathan Bowers for their efforts on completing grant. The playground will find a home in the Juniper Estates

neighborhood. Councilmember Ohrn thanked staff for looking into alternate funding mechanisms. Councilmember Henderson agreed and added his positive impression on the empowering nature of Herriman City staff.

Finance Director Alan Rae indicated that the City increased the bond rating to AA+ from AA-. This is primarily due to the local economy and financial security in the City.

Councilmember Ohrn moved to temporarily recess the City Council work meeting to convene in a Closed Session to discuss pending or reasonably imminent litigation and the purchase, exchange, or lease of real property, as provided by Utah Code Annotated §52-4-205 at 6:32 p.m. Councilmember Smith seconded the motion.

The vote was recorded as follows:

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Absent</i>
<i>Councilmember Sherrie Ohrn</i>	<i>Aye</i>
<i>Councilmember Clint Smith</i>	<i>Aye</i>
<i>Mayor David Watts</i>	<i>Aye</i>

The motion passed unanimously with Councilmember Martin being absent.

The Council reconvened the Work Meeting at 6:51 p.m.

Director Thomas mentioned that 4.25 miles of trail had been added to the City. The City will pay 75-percent of the cost with the rest funded by the County and other mechanisms.

4. Adjournment

Councilmember Smith moved to adjourn the work meeting at 6:52 p.m. Councilmember Ohrn seconded the motion, and all voted aye.

7:00 PM - GENERAL MEETING:

5. Call To Order

Mayor David Watts called the meeting to order at 7:00 p.m. and welcomed those in attendance.

5.1. Invocation/Thought/Reading and Pledge of Allegiance

Ms. Ellen Lamora led the audience in the Pledge of Allegiance.

5.2. Council Comments and Recognitions

There were no comments offered.

6. Public Comment

There were no comments offered.

7. City Council Board and Committee Reports

Councilmember Ohrn discussed the Wasatch Front Waste and Recycling District's budgeting process. She mentioned the City should continue to recycle for the benefits; however, the company had been faced with an increased recycling

cost. She mentioned the District plans to split some of the tonnage with waste management. This would be a smart financial move. Councilmember Smith asked about reports detailing how much of the collected recycling is actually recycled. Councilmember Ohrn responded that she would find out and stress to the communication team to make sure what is in the recycle bin can be recycled.

Councilmember Ohrn mentioned the ULCT Conference she attended and highlighted a training regarding emergency preparedness. She stressed this was a great opportunity for everyone to be engaged.

Councilmember Henderson discussed the Salt Lake City Mayor's Coalition that revolved around working together for growth and future planning. He mentioned that the group had secured funding to look at existing plans to see what each infrastructure could handle. The goal is to expand boundaries following a study costing 250K that will take 12-18 months to complete. He encouraged residents to reach out to County Council for more information.

8. Reports, Presentations and Appointments

8.1. Presentation of 2019 Outstanding Facility Award - Utah Recreation and Parks Association (URPA) – LeeAnn Powell, URPA Executive Director

On March 13, 2019, the Utah Recreation and Parks Association (URPA) awarded Herriman City “2019 Outstanding Facility”. LeeAnn Powell, URPA Executive Director formally presented the award to the City for the J. Lynn Crane Park. She introduced the President-Elect John Bradley, and mentioned that a portion of their conference included soliciting nominations and awards that are decided by past presidents. She also indicated that Director of Parks, Recreation and Events Wendy Thomas has been a great leader and she appreciates the leadership in the community.

President-Elect John Bradley mentioned that there are only a couple of facility awards from buildings and parks. The field of nominees also included facilities like the Springville Aquatics Center. He mentioned that the vision was evident when the City put a beautiful park in the City gather space to help foster community. He introduced the award for the J. Lynn Crane Park. The audience offered applause.

8.2. Approval of a Resolution appointing members to the Planning Commission – Michael Maloy, City Planner

City Planner Michael Maloy noted that in compliance with City Code, staff recommends the Council consider the following individuals for appointment to the Herriman City Planning Commission:

- Lorin Palmer as a regular Planning Commission member in District 1
- Colby Oliverson as an alternate Planning Commission member in District 2
- Heather Garcia as an alternate Planning Commission member in District 3
- Joy Kaseke as an alternate Planning Commission member in District 4

The Council expressed their appreciation to the candidates for their interest in serving the community.

*Councilmember Smith moved to approve **Resolution No R19-2019** appointing members and alternate members to the Planning Commission. Councilmember Ohrn seconded the motion.*

The vote was recorded as follows:

Councilmember Jared Henderson	<i>Aye</i>
Councilmember Nicole Martin	<i>Absent</i>
Councilmember Sherrie Ohrn	<i>Aye</i>
Councilmember Clint Smith	<i>Aye</i>
Mayor David Watts	<i>Aye</i>

The motion carried unanimously with Councilmember Martin being absent.

8.3. Unified Fire Authority Quarterly Report – Riley Prilgrim, UFA Chief

UFA Chief Riley Pilgrim reviewed the UFA quarterly call volumes. He observed the call volume in Station 103 and noted the location is consistently becoming busier. Chief Pilgrim reviewed the different types of medical and fire calls requested. Station activities included that the information outreach division staffed two Warrior's games for RSL at the Zions Bank Stadium with two event medics and an ambulance. In March, the information outreach division staffed two Monarch games

UFA Chief Riley Pilgrim reviewed additional fire prevention activities. He highlighted Station 123 A platoon and recognized Captain Joe Wilcken, Engineer Jason Bosen, Paramedic Chad Johnson, Paramedic Heathyr Best, and Firefighter Chris Schott. Station 123 specialties include surface water rescue and recovery, mountain search and rescue, and ice rescue. He further mentioned that UFA received the GFOA budget documentation award. He indicated, in response to Councilmember Henderson, that the department maintained their water load, a long-term fire forecast, and that they anticipated a normal fire season this year. The moisture should help minimize fires through July and August; however, the department would like to stay prepared for any event.

8.4. Herriman Police Department Quarterly Report and Victims Advocate Services Review – Troy Carr, Police Chief

Police Chief Troy Carr presented staffing for the first six months of the Herriman police department operations. He further reviewed the working police cases in the first quarter of 2019, including person's crimes such as harassment, family offenses, sex offenses, trespassing, robbery, assault, disorderly conduct, drug offense, and drunkenness. He observed the "heat map" outlining locations where person's crimes had occurred.

Police Chief Troy Carr mentioned that property crimes included fraud, theft, vehicle, burglary, and damaged property. He then presented a map outlining where property crimes had happened. Traffic offenses for the first quarter of 2019 included citations, DUIs, crashes, impounded or abandoned vehicles, and other traffic offenses. He also offered a brief synopsis of the Youth Academy.

Police Chief Troy Carr continued with the double stabbing case highlight that occurred February 26, 2019. Two occupants of the residence were stabbed with critical wounds. HPD responded and contained the incident providing life-saving efforts combined with UFA. He commended staff for handling the situation professionally and adequately maintaining other calls originating within the city.

Sergeant Brent Adamson introduced Stacy Carter, a volunteer victim advocate. He discussed that the position of victim advocate is funded through a federal grant. The advocate helps reduce psychological trauma related to domestic violence, sexual assault, child abuse, harassment or stalking. Usually the advocate is more approachable and provides

a more comfortable arrangement for those who experience adverse reactions to police presence. In addition, advocates help with logistical and emotional needs during and following crisis and provide a more comfortable space separate from the police department. He offered an example from a recent incident where the victim advocate provided services on several occasions and presented the statistics between October 2018 and April 22, 2019.

The Police Department featured Member Detective Marcus Beckstead, a community-oriented and direct-enforcement officer. He is also a member of the United States Marshal Violent Fugitive Apprehension Strike Team (VFAST).

Police Chief Troy Carr reviewed the upcoming Police Week occurring from May 12th to May 18th. Throughout the week, the City and Police Department will honor fallen officers with memorial ribbons surrounding City Hall, incorporate a HPD Motors Display, and create an Appreciation Board for residents to sign. Hungry Herriman with HPD will occur from 5-9 p.m. at J Lynn Crane Park on Wednesday, May 15th. The flag ceremony honoring fallen officers will occur at 9:00 a.m. that morning on the south side of City Hall.

9. Public Hearing

9.1. Public Hearing on a proposal to vacate a portion of right-of-way on Main Street located at or near 4900 West 12600 South – Blake Thomas, City Engineer

City Engineer Blake Thomas indicated there is a 0.485-acre parcel given to Herriman City from UDOT when Mountain View Corridor was constructed for the construction of Herriman Boulevard. Since that time it has been determined that the parcel is not necessary for the future right-of-way improvements to 12600 South/Herriman Boulevard. A portion of this parcel will be required for a future park strip and sidewalk improvements. The property developer has been mandated to fulfill these requirements, as well as any additional right-of-way provisions. The City has determined that the neighboring property owner is willing to trade approximately 4 acres of real property for the 0.485-acre parcel. In order to complete the transaction, the City must vacate the right-of-way.

Mayor David Watts opened the Public Hearing portion of the meeting.

There were no comments offered.

Councilmember Smith motioned to close the public hearing. Councilmember Ohrn seconded the motion, and all voted aye.

9.2. (...Continued from April 10, 2019 City Council Meeting) Public Hearing relating to the Proposed Storm Water Utility Fee – Blake Thomas, City Engineer

City Engineer Blake Thomas indicated he had not received any comments yet, but encouraged citizens to email him at engineering@herriman.org. He explained that the Utah Department of Environmental Quality (UDEQ) conducted an audit of the City's storm water management program in 2017. UDEQ provided the results of the audit to Herriman on March 28, 2018. An audit response plan was prepared and submitted to UDEQ. One of the deficiencies identified in the audit was the lack of an adopted storm water ordinance that meets the requirements of the UDEQ storm water permit relating to the management of storm water.

City Engineer Blake Thomas indicated that the City entered into a contract with a consultant to conduct a study to analyze the storm water program needs and funding options to operate the program. The consultant worked with City staff and a storm water steering committee made up of City staff and residents to create a comprehensive report

of their findings. The need for the fee was mainly for regulatory compliance as failure to mitigate deficiencies that could result in fines.

The impervious area represents a parcel's contribution to storm water runoff, an industry standard. The consultant and City staff divided the City into four different customer classes: single family residential, multifamily residential, institutional, and commercial and apartments.

The recommended fees were as follows:

Class 1 – \$7

Class 2 – \$4.90

Class 3 – \$4.20

Class 4 – based on the measured impervious area, at \$7 per ERU per month. As an example, City Hall would pay \$747 monthly.

Credits would be offered to Class 4 customers (Commercial, institutional, apartments) for exceeding minimum standards by reducing storm water quantity and improving water quality.

Mayor David Watts opened the Public Hearing portion of the meeting.

Kyle Walton introduced himself as a committee member on the study and professionally as a planner. He mentioned that policy justification derives from going through the Master Plan. Two specific policies already support the fee. The funding policy with 2012 Storm Water Master Plan supports the fee and is consistent with the 2025 General Plan. He added that compliance could be based on previous decisions, which would substantiate moving forward with the plan.

Councilmember Ohrn motioned to continue this public hearing to a future meeting. Councilmember Henderson seconded the motion, and all voted aye.

9.3. Public Hearing and Discussion of an ordinance amending and restating the Water Fee and Rate Structure– Justun Edwards, Public Works Director

Public Works Director Justun Edwards explained that the City contracted with Zions Bank to perform the Water Rate Study, for both culinary and secondary water rates. The study generally consisted of reviewing historic operational revenues and expenses, along with historic water use data for each customer class. Once historic information is gathered, projections will be established to determine future revenue requirements. The City has maintained the basic rate structures, with only a few minor adjustments. The current rate structure for most residential users includes a flat monthly base rate along with a tiered usage rate to promote water conservation. For those customers who have access to secondary water, their base rate is divided into a culinary base rate and a secondary base rate. The overall base rate for these users is slightly higher than those without secondary; however, the secondary water usage rate is less than the culinary usage rate. This results in a reduced annual water bill if users use secondary water.

Commercial users have a flat monthly base rate based on their respective meter size, with a flat usage rate for both indoor use and outdoor irrigation. The minor adjustments made in the study affected the base rate for those customers with access to secondary and the commercial irrigation meters. The base rate for the residential customers with access

to secondary required adjusting to maintain the same monthly base fee as the culinary-only residential customers. Public Works Director Justun Edwards proposed a new set of tiered rate tables for commercial irrigation or irrigation only connections to promote conservation and consistency with other rate tables.

Mayor David Watts opened the Public Hearing portion of the meeting.

There were no comments offered.

Councilmember Smith motioned to continue this public hearing to the next meeting. Councilmember Ohrn seconded the motion, and all voted aye.

10. Consent Agenda

10.1. Approval of the April 10, 2019 City Council Minutes

10.2. Approval of the Monthly Financial Summary

Councilmember Ohrn moved to approve the Consent Agenda as written. Councilmember Henderson seconded the motion.

The vote was recorded as follows:

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Absent</i>
<i>Councilmember Sherrie Ohrn</i>	<i>Aye</i>
<i>Councilmember Clint Smith</i>	<i>Aye</i>
<i>Mayor David Watts</i>	<i>Aye</i>

The motion carried unanimously with Councilmember Martin being absent.

11. Discussion and Action Items

11.1. Discussion and Consideration of a Resolution to approve the Tentative Fiscal Year 2019-2020 Herriman City Budget and the amended Fiscal Year 2018-2019 Herriman City Budget, and request to schedule a Public Hearing on May 22, 2019 for formal adoption on June 12, 2019 - Alan Rae, Finance Director

Finance Director Alan Rae asked the Council if they had any questions or concerns regarding the tentative budget. On April 10, 2019 the Council received the tentative budget for fiscal year 2019-2020 and the revised budget for Fiscal Year 2018-2019. Approval of the budget means that the Council has accepted it as their budget and makes it available to the citizens for public comment. The budget must be adopted before it becomes the operating budget. The request is that the tentative budget for fiscal year 2019-2020 and the revised budget for fiscal year 2018-2019 receive approval. A full copy of the budget with all requested corrections will be available for citizen review on the City's website at www.herriman.org the day following approval by the Council.

Councilmember Smith opined that being good stewards over the public money was the most important job of the City Council and encouraged public participation. He expressed his appreciation to staff for their effort in making this document user friendly and finding ways to continue improving the document. Councilmember Ohrn reiterated examples of how staff is working to save money by soliciting other funding sources and spending wisely.

Councilmember Henderson agreed and relayed an anecdote of another community's budget process and documentation to their constituents. At Councilmember Smith's request, Finance Director Alan Rae informed the audience that the City's credit was upgraded from AA- to AA+, which is the highest tier for a City. This achievement is due to the City maintaining financial responsibility.

*Councilmember Smith moved to approve **Resolution No. R20-2019** approving the tentative Fiscal Year 2019-2020 Herriman City Budget and the amended Fiscal Year 2018-2019 Herriman City Budget. Councilmember Henderson seconded the motion. The vote was recorded as follows:*

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Absent</i>
<i>Councilmember Sherrie Ohrn</i>	<i>Aye</i>
<i>Councilmember Clint Smith</i>	<i>Aye</i>
<i>Mayor David Watts</i>	<i>Aye</i>

The motion carried unanimously with Councilmember Martin being absent.

11.2. Discussion and Consideration of an ordinance regulating, preventing, and banning the discharge of fireworks within certain areas of the City - Riley Pilgrim, UFA Chief

UFA Chief Riley Pilgrim explained that under Herriman City Code §4-2-3(B), except for display operators properly licensed as required by the state and as approved by the fire marshal, it is unlawful for any person to discharge, ignite, explode, project, or otherwise fire or permit the ignition, explosion, projection of any fireworks or open flame fires within two hundred feet (200') of an undeveloped property or agricultural field.

Staff will review the map periodically to ensure the restricted area is properly aligned with vacant land and high vegetation areas. He relayed his recommendation to approve the fireworks restriction area as depicted in the map. Councilmember Smith asked for continual review of the map as infill continually has been happening. UFA Chief Riley Pilgrim agreed and looked to reducing some areas next year. Councilmember Henderson observed the Copper Creek area, and relayed resident frustration with not having the ability to discharge fireworks in the area. He looked for basis behind the restriction. UFA Chief Riley Pilgrim explained that accessing the area in case of a fire would prove to be extremely difficult. He added that he could find the best access point and create street-by-street scenarios; however, this would cause confusion and be cumbersome for enforcement. He looked to maintain clean disseminating lines between restricted and unrestricted areas.

*Councilmember Smith moved to approve **Ordinance 2019-09** regulating, preventing and banning the discharge of fireworks within certain areas of the City. Councilmember Henderson seconded the motion. The vote was recorded as follows:*

<i>Councilmember Jared Henderson</i>	<i>Aye</i>
<i>Councilmember Nicole Martin</i>	<i>Absent</i>
<i>Councilmember Sherrie Ohrn</i>	<i>Aye</i>
<i>Councilmember Clint Smith</i>	<i>Aye</i>
<i>Mayor David Watts</i>	<i>Aye</i>

The motion carried unanimously with Councilmember Martin being absent.

12. Calendar

12.1. Meetings

12.1.1. May 16 - Planning Commission Meeting 7:00 p.m.

12.1.2. May 22 - City Council Work Meeting 5:00 p.m.; City Council Meeting 7:00 p.m.

12.2. Events

12.2.1. May 11 – Pedal Palooza; Butterfield Park 9:00 a.m.

12.2.2. May 13 – Community Fishing Class; The Cove 6:00 p.m.

12.2.3. May 13-17 – Law Enforcement Appreciation Week

12.2.4. May 15 – Fallen Officers Flag Ceremony; City Hall 9:00 a.m.

13. Closed Session

13.1. *The Herriman City Council may temporarily recess the City Council meeting to convene in a closed session to discuss pending or reasonable imminent litigation and the purchase, exchange, or lease of real property, as provided by Utah Code Annotated §52-4-205*

14. Adjournment

Councilmember Smith moved to adjourn the City Council meeting and reconvene the City Council Work Meeting at 9:16 p.m. Councilmember Ohrn seconded the motion, and all voted aye.

15. Recommence to Work Meeting (If Needed)

I, Jackie Nostrom, City Recorder for Herriman City, hereby certify that the foregoing minutes represent a true, accurate and complete record of the meeting held on May 8, 2019. This document constitutes the official minutes for the Herriman City Council Meeting.



Jackie Nostrom, MMC

City Recorder