The following are the minutes of the Special City Council Meeting of the Herriman City Council. The meeting was held on **Wednesday, July 11, 2018 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:** Jared Henderson, Nicole Martin (excused at 8:19 p.m.), Sherrie Ohrn and Clint Smith

**Staff Present:** City Manager Brett Wood, Assistant City Manager Gordon Haight and Director of Administration and Communications Tami Moody, Finance Director Alan Rae, City Recorder Jackie Nostrom, Public Works Director Justun Edwards, Parks and Recreation Director Wendy Thomas, Operations Director Monte Johnson, City Engineer Blake Thomas, Police Chief Troy Carr, City Planner Michael Maloy, Unified Fire Chief Riley Pilgrim, Chief Building Official Cathryn Nelson, Communications Specialist Destiny Skinner, Assistant City Engineer Jonathan Bowers, Lieutenant Cody Stromberg, City Attorney John Brems, UPD Acting Deputy Police Chief Brian Lohrke, Economic Development Manager Heather Upshaw, and Community Development Coordinator Sandra Llewellyn.

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

1. **Mayor and Council Social**
   - The Mayor and 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 5:19 p.m.

1. **Review of this Evening’s Agenda**
   The Council and staff briefly reviewed the agenda.

2. **Future Agenda Items**
   Councilmember Sherrie Ohrn stated there was a social media group named Herriman Happenings. She explained they had an interest in having a public party; however, the City’s ordinance prohibited them from having food trucks
at the event. Parks and Recreation Director Wendy Thomas stated food trucks were allowed at Crane and Butterfield parks. She suggested they hold a party at Crane Park because it would accommodate a large amount of people. The group would be responsible for a special event permit fee; however, bounce houses would not be permitted. City Manager Brett Wood reminded them a mass gathering permit from Salt Lake County was required if the event exceeded 1,000 people.

Mayor Watts stated the ordinance required the City to adjust the district boundaries for their election districts if they became out of balance. He explained this needed to be discussed if they had any intention to redistrict before the next election cycle.

Councilmember Ohrn stated it was time to do an RFP for garbage collection to ensure the City was getting the best value. Finance Director Alan Rae noted it had been a long time since they had done an RFP for garbage collection. It was noted that recycling fees were increasing and possibly the recycling programs could dissolve. Councilmember Nicole Martin suggested staff conduct an informal inquiry of the garbage collecting program.

3. Administrative Reports
   1. Surplus Vehicle Discussion – Monte Johnson, Operations Director
   Operations Director Monte Johnson explained the City had six vehicles for surplus, and staff recommended they set a minimum bid for the vehicles. He stated they needed the Council’s approval on the minimum bid. City Manager Wood noted some of the vehicles were hybrids. Director Johnson stated they had good mileage but they had lost their value.

   2. Discussion relating to study of the Olympia Hills Development – Michael Maloy, City Planner
   City Planner Michael Maloy explained the need to conduct a study of the recently failed proposal of the Olympia Hills development with the Council. He noted the property was outside the City boundaries, however, the area was within the annexation declaration boundaries. He explained they were given direction from the Council to begin the research. To begin, staff met with Bob Springmeyer with Bonneville Research and the estimated cost for the study was $30,000. He noted this would be a significant policy position and the representatives of Bonneville Research were available to answer questions.

   Councilmember Martin asked City Planner Maloy to describe the scope of work. He explained that the study would help the City understand the carrying capacity for the property. Councilmember Martin said she was hesitant to spend money on a project that would not become part of the City. She noted this study would give them useful information to relay to the County and the public. She said she would support this study because it would directly affect the residents. Councilmember Jared Henderson stated that he agreed with Councilmember Martin, the development had a direct impact on Herriman whether it was included or not.

   Councilmember Martin asked City Planner Maloy if they had approached the County or South Jordan for cost sharing. Assistant City Manager Gordon Haight stated that the County hired Horrocks Engineering to conduct a study. The County and State had an interest in the development and they wanted the City to keep this issue from
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becoming a referendum. The study would give the City a vision of how the property could be used. He then noted that the study would take three months to complete.

Councilmember Martin said she was supportive of the study and wanted to start a communication process with the State, County, and residents. Mayor Watts recommended to approach other entities to have a more collective approach. Councilmember Henderson agreed and stated they should work together with the surrounding cities. Councilmember Ohrn said it was important to have a separate study from the County.

Mr. Springmeyer introduced Tom Burdett and Jim Taylor; all three individuals represented Bonneville Research.

City Manager Wood thanked Assistant City Manager Haight and City Planner Maloy for their work on this issue. Councilmember Clint Smith was supportive of the study and said the Salt Lake Chamber of Commerce was working with cities to present their findings on the housing study. He explained that this was relevant to this development and needed to be discussed. He asked Finance Director Rae how the City would fund this study, to which he responded that the funds would come from the general fund. He noted the City was $900,000 ahead of their projections. Councilmember Martin stated the Salt Lake Chamber was presenting a State view on affordable housing. She suggested they implement a City view of affordable housing and thought this study would provide them with that understanding.

Councilmember Henderson said they should include the surrounding cities. He explained that affordable housing did not equal density, and this was a discussion that needed to take place. He noted that the federal definition of affordable housing was for no more than one-third of a paycheck to be spent on housing. Most of the housing in dense areas in Salt Lake Valley was not affordable, and this was something the residents needed to know. Councilmember Smith explained that according to a recent housing study, public sector employees could only afford 1-percent of the housing market after their first year. He agreed density did not equal affordable housing. Councilmember Henderson added that studies confirmed more density increases the cost of land and housing. Councilmember Ohrn said the media campaigns had created the public perception on affordable housing, and they needed to inform the public on this issue.

Mayor Watts said he was in support of the study. He explained this was going to be an issue during the next legislative session and they needed the information before the session began. Councilmember Ohrn asked who was willing to reach out to the other cities concerning the study. City Manager Wood responded he or Assistant City Manager Haight would reach out to the other cities.

3. City Manager Updates – Brett Wood, City Manager

   1. Neighborhood Meeting for Public Works Facility

City Planner Maloy reported that about 25 people attended the Neighborhood Meeting regarding the Public Works facility, for which staff sent out 490 notices. City Planner Maloy said the participants agreed that if the City was willing to work with the neighborhood, they could create solutions together. It was noted the City wanted the residents to be a part of the planning process.
City Planner Maloy explained there were some concerns expressed at the meeting, but they were willing to work together to find solutions. He said some of the residents felt more comfortable working with the City than a commercial or residential organization. Councilmember Henderson stated there was a property the City owned that was intended to be used as the Public Works yard. The configuration of the property was not ideal and would incur a high development cost. For this reason, he said, the property better suited to be commercial. City Manager Wood added that the strategic plan for the property in question was better suited for commercial.

Assistant City Manager Haight said they needed to clearly communicate the general plan to the public. He said this would come through the Planning Commission in the future. Councilmember Smith stated they needed to communicate the possibilities for the site originally set aside for the Public Works yard.

2. Planning Commission Reappointment
City Planner Maloy explained Mr. Jacobson’s term ended in July and staff needed direction from the Council for reappointment. The Council confirmed Mr. Jacobson for reappointment.

3. Response to Utah Rivers Memo to Mayor Watts
Public Works Director Justun Edwards explained that a letter went out to public officials from The Utah Rivers Council. In said letter, they detailed several good ideas on how to conserve water. However, the items addressed in the letter might not solve all the problems. He said the Utah River organization did not feel the Bear River Connection and other large projects were necessary, an assessment with which he disagreed. He suggested the Council reach out to him if they had any questions about this letter.

4. City Council Retreat
City Manager Brett Wood said staff and elected officials were planning for their winter retreat. Staff made a recommendation to have the retreat on November 9, 2018, which was beneficial for avoiding conflicts with holidays. The members of the Council agreed this was a good idea.

Councilmember Smith thanked the staff for thinking ahead. He said they still needed to give all the issues the attention they needed. It was noted many councils held their retreats off-site at some expense. Councilmember Martin said she was in support of holding the retreat for one business day and half of a Saturday because two business days was too difficult. Councilmember Smith said he was not opposed to considering this option.

5. Budget Amendment
Finance Director Rae explained that staff was working on the police budget and the costs were what they anticipated. They included 33 officers and 3 civilian positions. Many of the costs seen in the budget were one-time costs. He explained some of the items they were expecting to come from Unified Police Department (UPD) have been delayed. They planned to be operational by September 30, 2018. When asked if they would be reimbursed for the items if the UPD did not provide them, Finance Director Rae answered in the affirmative. However, staff was planning for the worst case scenario.

Finance Director Rae explained the City would end $146,000 short on projected income. He said the City was expecting $781,000 in the fund balance from UPD and they would owe the City for other items. Therefore, the
department would function within the terms they had originally projected. They would increase their officers from 21 to 34 for the same amount of money. He also noted the budget included swat, evidence, forensics, and K-9.

Finance Director Rae explained there were two new items on the budget. He reported that the State Legislature had given the City $500,000 for trails. They had not budgeted or planned to spend the money. The other new item was $30,000 for the Olympia Hills study.

City Manager Wood thanked Finance Director Rae, Chief Carr, and the staff for their work. He noted it could take some time for reconciliation with the UPD. Councilmember Martin said they needed to be prepared if they did not receive the items owed to the City from the UPD; they needed to do their diligence to request what was rightfully theirs.

Councilmember Henderson said staff had done a good job calculating the costs of the department. City Manager Wood explained that the City received applications from many qualified candidates. Councilmember Ohrn thanked Human Resources for their work on this project. Finance Director Rae said they needed to calculate how the Police Department would affect other departments within the City. Councilmember Smith asked if they were identifying additional allocations that the City would need in the future. City Manager Wood responded that they were exploring this situation; however, currently they were in good standing.

Councilmember Henderson clarified that next year’s budget for the Police Department would have about the same revenue without the startup costs. Finance Director Rae stated they would be significantly under cost. Councilmember Smith stated staff had done a great job in a short amount of time.

Assistant City Manager Haight explained the impact fees came in higher than estimated and they would need to adjust the budget in August. He also stated the City was starting several projects that were planned separately from the Police Department.

Finance Director Rae stated there was a Truth-in-Taxation hearing on August 16th at 6:00 P.M. The County Auditor dictated the date and time. He suggested they match up with SLVESSA tax rate to avoid creating a tax increase. Director of Administration and Communications Tami Moody explained that staff was creating a pamphlet that covered this information.

City Manager Wood acknowledged the City’s purchasing policy for credit card purchases. He went on to state that the City had some expenditures on Mayor Watt’s credit card statement that did not follow policy resulting in the inability of staff to approve the purchase log. City Manager Wood indicated Mayor Watts would like to speak prior to any further discussion. Mayor Watts stated the purchasing policy for the private sector was different, and to avoid the appearance of not working in good faith, he agreed to pay back everything and address any issues. He indicated he didn’t want people to feel like he was trying to manipulate the system as this is the first time he had gone through this process. Mayor Watts reiterated this policy was different than the private sector. He said he would be open to discuss the use of the public funds; however, was not prepared to discuss details as he would need additional time to put together his response. City Manager Wood indicated this situation required attention and direction from the
Councilmember Martin said she wanted to review the concerns and would allow Mayor Watts additional time to compose his thoughts.

Finance Director Rae stated the credit card report was turned in with two acceptable receipts out of 20 items. He explained that policy required proper documentation. Staff has recovered most of the receipts from vendors and some from Mayor Watts; Finance Director Rae subsequently reviewed the items in question:
- $50 charge at the Grand Hyatt with no documentation. A missing receipt form had been filled out after Mayor Watts had been questioned about missing receipts.
- A charge to a hotel in Denver that was double the per diem rate allowed by policy.
- A charge for $690.80 for the change of flight and $49.42 in Uber charges to the airport and from the Salt Lake City Airport to Herriman City Hall. He noted there was no accounting for the credit from the original flight purchased by Mosquito Abatement.

Finance Director Rae explained that these charges totaled $956.31, all of which violated the City’s policy. Mayor Watts asked Finance Director Rae to send this list to the Council. Councilmember Henderson asked if the list would include the receipts, and he was given an affirmative answer. Finance Director Rae explained four of the six receipts the Mayor initially submitted were for meals, and provided no details for the purpose of the meals; only grand totals. He subsequently requested additional information and missing receipts, and Mayor Watts has turned in a few more receipts.

Councilmember Martin thanked the Mayor for his initial statement regarding this situation; however, took exception to his suggestion of the difference in public policy versus private policies as an excuse. She iterated all Council Members received and signed acknowledging the policies and procedures set forth. Mayor Watts said he would take responsibility for not doing things correctly. He acknowledged his concern of some expenditures reported, and welcomed further discussion relating to this matter. Councilmember Martin asked Mayor Watts to take his time to compose his thoughts. Councilmember Henderson said he wanted to have time to review the items. He noted the City’s policies regarding travel were similar to any business, and reiterated there were two acceptable receipts out of the 20 total purchases. At the request of Councilmember Martin, Director Rae informed the Council the City still has two or three items that have no documentation submitted and four receipts that have been deemed unacceptable. Councilmember Smith said he wanted to know which of the receipts staff recovered and which ones were originally submitted by Mayor Watts.

Councilmember Henderson asked what the standard procedure was for this situation. City Manager Wood stated for an employee situation, their purchasing card would be revoked and disciplinary action would most likely lead up to termination. Mayor Watts said he was willing to deal with losing the card and would voluntarily give up the card and travel at the request of City Council. City Manager Wood explained that when an employee has signed a policy and agreed to its terms, any violation to the said agreement was unacceptable and the consequence would be severe. He further acknowledged that all Elected Officials have signed off on receiving and agreeing to the Policy and Procedures set forth. City Manager Wood observed the inconsistencies in dates of receipts submitted for purchases. Finance Director Rae noted the purchasing power was not to be done by an Elected Official but by the City Manager. He said the card was given to Elected Officials for convenience.
Councilmember Smith said this type of situation affected the budget. He asked if they over expended on last year’s budget due to these purchases, and was given an affirmative answer. Councilmember Henderson said they needed to discuss the costs of travel and per diem rates. City Manager Wood explained that City policy set limits to hotels and food purchases and needed justification when these limits were exceeded. Councilmember Ohrn said this was standard for even business travel. Finance Director Rae noted that the website for per diem was listed in the policy.

Councilmember Ohrn asked for clarification on the airplane ticket. Finance Director Rae explained Mayor Watts was reimbursed $1023 by the Mosquito Abatement Board. City Manager Wood explained the Mosquito Abatement offered the reimbursement plus daily per diem rates to the traveling Board Member. When Mayor Watts returned home early he purchased a new ticket which was not accounted for. Councilmember Martin clarified the City wanted a person reconciliation of Mayor Watts credit card charge for the flight in addition to Mosquito Abatements reimbursement for the respective flight. Mayor Watts explained the airline would not change his flight so he was forced to purchase a new ticket. He further explained the airline notated a reimbursement would be offered as a credit for a future flight. Councilmember Smith stated airlines did not reimburse for unused portions of flights and the ticket could not be transferred to anyone else. This was confirmed. Mayor Watts stated that he was willing to provide any accounting for future travel if allowed to do so.

Councilmember Martin suggested they put this issue on a future agenda because they needed to discuss the City’s policies. Councilmember Henderson said they needed to have a work meeting to determine if action needed to be taken. Councilmember Smith thanked the staff for being thorough and transparent with the public’s money. He said he was frustrated and concerned that this was an issue, and that the expectation for any professional was to take responsibility to know the policies. He stated this type of activity portrays that there is no regard for public monies. Councilmember Martin said the employee policy was the baseline for elected officials who should conduct themselves in an exemplary manner. The Council acknowledged to signing the policy indicating they read and understood its contents.

Councilmember Smith relayed his frustration stating you are unaware of the difference in policy and using that as an excuse as a violation of policy. He reiterated his concern of charges discussed as it potentially shows no regard for public funds. He noted any deviation from original plans should be approved by the City Manager as outlined in the policy. There has to be an expectation that Elected Officials are held to a higher standard than the adopted policies require.

Councilmember Henderson stated that he only used the credit card once in his two and a half years as an elected official. He said he was confused about how this happened. He explained any employer would require documentation to be granted reimbursement. He agreed with Councilmember Smith that he did not understand the Mayor’s rationale. Councilmember Smith thanked the Mayor for his willingness to reimburse the City and have this discussion, but requested further information to be able to understand the rationale behind the purchases and reporting concerns. Mayor Watts said he looked forward to having this discussion and providing the Council with information. He said he had the same goal and wanted to show the public they were treating their funds appropriately.

Councilmember Ohrn suggested the Mayor prepare to explain his confusion about the policy. She stated she received several comments from irritated residents about the Washington D.C. trip. The residents were concerned about the
use of taxpayer money used for a trip, and these types of issues add fuel to the fire. Mayor Watts said this did not look good for him or the City, and he looked forward to addressing the issue publically and transparently. Mayor Watts said this was his first opportunity to address this issue in this manner.

3. **Boundary Adjustment to Riverton Border** – Blake Thomas, City Engineer

City Engineer Blake Thomas explained that when Mountain View Corridor was constructed, there were several locations where remnant land parcels were created. There is an existing remnant parcel located on the northwest corner of Palisade Rose Drive and Mountain View Corridor. The property is still owned by UDOT and is located adjacent to an existing park and subdivision in Riverton; however, it resides entirely within Herriman City. The parcel does not have adequate access or area to allow for new development and as a result the only compatible use would be for a park or open space.

Staff has discussed this proposed boundary adjustment with Riverton City staff and received support to include this area into Riverton City. Riverton has plans to improve this area as a park, continuing the design of the adjacent park. These types of improvements would predominantly benefit the residents of Riverton City, since access for Herriman residents is difficult.

City Engineer Thomas explained it would cost $3,500 to $5,000 for the plat. It was stated this plat needed to only be a park. Assistant City Manager Haight stated it was Riverton’s prerogative to obtain the property. UDOT was amenable to giving Riverton the property as long as it remained a park. He said UDOT would take back the portion if they needed to expand the Mountain View Corridor. City Manager Wood explained that as a part of the deal to give Riverton the property, Herriman would receive land around the Riverton water tank.

4. **Legal Update relating to Mascaro and Alpine Homes Lawsuit Decision** – John Brems, City Attorney

City Attorney John Brems explained Mascaro was mixing cow manure and dirt and selling it as dirt. The City shut the operation down and Mascaro appealed to the Planning Commission claiming they had a legal nonconforming use. He stated Mascaro appealed to Assistant City Manager Haight and he gave his opinion affirming the City’s actions. The zoning administrators, the appeals authority, and the district court all affirmed the City’s actions. The City was ultimately affirmed in their original standing.

City Attorney Brems explained that Holiday Oil was granted a conditional use and the adjacent landowner appealed the conditional use. The City held an appeal hearing and there was substantial evidence to support the original decision of the Planning Commission.

City Attorney Brems explained that the City had its second hearing for the Van Sheer case. The Court asked the City to issue a proposed finding in fact and the judge would decide by August.

4. **Adjournment**

*Councilmember Smith moved to adjourn the Work Meeting and move into the General Meeting at 6:55 pm. Councilmember Ohrn seconded the motion and all voted aye.*
7:00 PM - GENERAL MEETING:
1. Call to Order
Mayor David Watts called the meeting to order at 7:03 p.m. and welcomed those in attendance.

1.1. Invocation/Thought/Reading and Pledge of Allegiance
Scout Troop #1468 led the audience in the Pledge of Allegiance.

1.2. Council Disclosure for Conflict of Interest
There were no noted conflicts of interest.

1.3. Mayor/Council Comments and Recognitions
There were no Mayor/Council Comments and Recognitions.

2. Public Comment
There was no public comment offered.

3. Mayor and Council Board and Committee Reports
Councilmember Ohrn explained that she served on the garbage board and they recently had their board meeting. She reported there were discussions about eliminating the recycling program. She said a lot of the recycling was shipped to China thereby not creating enough competition; this created a limited market and a rise in prices. She noted some of the culprit for driving the prices up was the amount of contaminated recyclables. She explained what items were appropriate for recycling and which were not so that residents could avoid adding more contaminated recyclables. She encouraged the residents to recycle more and avoid contamination to help lower costs of recycling.

Mayor Watts reported a hawk was discovered in South Jordan that had contracted the West Nile Virus. No human cases had been found and they had not found a mosquito with the virus. They were working to ensure there were no outbreaks. He suggested residents remove all standing water around their homes.

4. Reports, Presentations and Appointments
Destiny Skinner congratulated the 12 youth from last year who earned the 100 scholarship for the participation on the Youth Council. The following youth were recognized: Justin Anderson, Ruth Barnum, Jaden Bennett, Tayla Chiang, Lauren Christiansen, Abby Edwards, Emily Fernley, Alexander Hill, Kala Hyte, Liam Hyute, Regan Poulsen and Grace Watson.

Communications Specialist Destiny Skinner introduced the youth selected to serve on the Youth Council for 2018-2019: Olivia Allen, Justin Anderson, Jaden Bennett, Tayla Nhan Chiang, Tanner Christensen, Emma Conley, Tyler Davis, Jake Didenhover, Abby Edwards, Emily Fernley, Coleman Gagon, Sabra Griffith, Alexander Hill, Kala Hyte, Liam Hyte, McKenna Ingleby, Miranda Jones, Abby Kynaston, Grace Pelch, Regan Poulsen, Chrissie Robinson, Ann
Councilmember Martin stated Herriman had one of the largest youth council in the state. She said these were engaged youth and they were a better City as a result. She thanked them and Communications Specialist Skinner. The Mayor and Council also expressed their appreciation.

4.2. Resolution to Appoint two Planning Commissioners and one Alternate Planning Commissioner – Michael Maloy, City Planner

City Planner Maloy indicated Curtis Noble resigned from the Planning Commission. Upon acceptance of this resignation, the Planning Commission had five members and three alternates. He recommended Andrea Bradford, Jackson Ferguson, and Parry Harrison (alternate) to fill the vacancies. The Council thanked the candidates for their willingness to serve.

City Planner Maloy was asked to introduce the candidates. He said Mr. Harrison was a cost estimator and was willing to serve. Mr. Ferguson was a registered architect with FFKR in Salt Lake and was a long time resident of Herriman. Ms. Bradford was currently in the process of adopting a baby.

The Councilmembers thanked the candidates for their service.

_Councilmember Smith moved to approve Resolution No. R36-2018 appointing two members and one alternate member to the Planning Commission. Councilmember Martin seconded the motion._

The vote was recorded as follows:

- Councilmember Jared Henderson: Aye
- Councilmember Nicole Martin: Aye
- Councilmember Sherrie Ohrn: Aye
- Councilmember Clint Smith: Aye
- Mayor David Watts: Aye

The motion passed unanimously.

4.3. Herriman Police Department Update – Chief Troy Carr

Herriman Police Chief Troy Carr thanked the Council for the opportunity to speak. He said the new trucks were currently being rebranded. They also recently received seven vehicles from UPD. It was noted these were assets for which they had already paid. He explained these were considered precinct direct items because they were being directly turned over to the City. There were also pooled service items and the UPD was currently working on a method to transfer them to Herriman.

Police Chief Carr reported the BCI audit would begin soon with the IT department. He said they had set everything up and were prepared for the audit. Staff was confident they could handle and maintain all the data. Police Chief Carr explained VECC was helping the department test a new system. The officers would now be issued a tablet, which would provide more efficiency and safety.
Police Chief Carr said they had extended an offer to Karen Blackard. She previously worked for the UPD and would begin the following Monday. They also hired a records specialist, evidence control specialist, and forensic specialist. He said they completed the sergeant interviews and there were 47 qualified applicants. They posted the officer positions and had received about 100 applications from qualified individuals. They planned to have all job offers out by the end of July. This would allow the UPD to transfer officers as necessary.

Mayor Watts asked what the plan was to ensure police coverage while they were turning over from the UPD in September. Chief Lohrke said they currently did not have a plan but would work with the surrounding precincts to ensure coverage. Mayor Watts asked for a plan once the hiring was completed, and Chief Lohrke agreed to this request. Police Chief Carr noted they could not release the names of the candidates to whom they extended offers. They were responsible for notifying their employers. Chief Carr said evidence storage would be completed by August. They would also have the armory ready soon.

Police Chief Carr explained they had recently built up their relationship with Draper by assisting with a procession. Councilmember Smith said the passing of Fire Marshal Bryan Thatcher was unexpected. He said they wanted to honor him by participating in the procession.

Councilmember Henderson stated the UPD board meeting would be held next week. He said the State Auditor results were available and he would give an update next week.

4. Unified Fire Authority Report on Fireworks – UFA Chief Riley Pilgrim
Unified Fire Authority Chief Riley Pilgrim thanked the Council for the opportunity to speak. He said before the Fourth of July celebrations they had received several requests to respond to small fires. He stated that of those calls, one was received during the July 4, 2018, celebration in Herriman City. The fire was by Yukon Park after reports of fireworks being shot out of a vehicle. This was the only significant call they received the entire night. He said they received 45 calls in the UFA area and there was nothing significant.

Fire Chief Pilgrim stated the residents were compliant with the restrictions, which accounted for the low number of calls. There was some discussion regarding what factors encouraged residents to remain compliant with the City’s fireworks restrictions, and Fire Chief Pilgrim stated that the threat of a hefty fine for violations to said restrictions was helpful.

5. Public Hearing
   5.1. Public Hearing and Consideration of a Resolution Amending the 2018-2019 Herriman City Fiscal Budget, including information regarding the Truth in Taxation Public Hearing scheduled for August 16, 2018 at 6:00 pm – Alan Rae, Finance Director
Finance Director Alan Rae reminded the Council of the process of disassociating with Unified Police Department to create the Herriman Police Department. It had been expected that the Herriman Police Department would commence operations beginning September 30, 2018. The City had not adopted a budget for the Police Department for the year 2019. The budget was more difficult due to the Unified Police Department being slow to identify the assets that would be received as part of the separation. As a new department, there were incurring costs that would
be one-time costs. Many were for equipment that should be received from the Unified Police Department; however, it had been difficult to determine when that would happen. The City could end up having to sell assets as surplus because of the necessity of being ready for the start-up date. Finance Director Rae said they would operate with a surplus in the future.

A question was raised as to when the City could anticipate the receipt of the fund balance from the UPD. Finance Director Rae responded their share would be about $450,000. He explained that there was also a cash balance share of about $200,000. The City was expecting some equipment, and if the equipment was not received then the City would be compensated in cash. The budget did not include anticipated UPD funds.

Finance Director Rae stated there were two items they needed to amend. The State Legislature awarded the City $500,000 and they needed to recognize the revenue in the budget. He said they also needed to budget for $500,000 of property acquisition. The second item was the Olympia Hills Study. They were proposing to do a study to determine its use and potential and the study would cost $30,000.

Councilmember Smith thanked Finance Director Rae and City staff.

Mayor Watts opened the Public Hearing. There were no comments offered.

Councilmember Smith moved to close the Public Hearing. Councilmember Ohrn seconded the motion and all voted aye.

Councilmember Henderson moved to approve Resolution No. R37-2018 approving an amendment to the 2018-2019 fiscal year budget. Councilmember Smith seconded the motion.

The vote was recorded as follows:

Councilmember Jared Henderson \textit{Aye}
Councilmember Nicole Martin \textit{Aye}
Councilmember Sherrie Ohrn \textit{Aye}
Councilmember Clint Smith \textit{Aye}
Mayor David Watts \textit{Aye}

The motion passed unanimously.

Finance Director Rae said they would evaluate how the Police Department affected the other departments in the City. He stated that the Truth-in-Taxation hearing would be held on August 16, 2018. Finance Director Rae explained that since the City was withdrawing from SLVLESA to fund police and replacing it with HCSEA, there would be no tax increase. Councilmember Martin stated that the notice for the hearing should have made this clear. Finance Director Rae said they were working with the County Auditor and State Tax Commission to keep the tax rate neutral.

6. Consent Agenda
   6.1. Approval of the April 11, 2018 and June 20, 2018 City Council Meeting Minutes
6.2. Approval of an Ordinance Declaring City Vehicles as Surplus, Establishing a Minimum Bid, and Establishing a Method to Determine the Highest and Best Economic Return to the City – Monte Johnson, Operations Director

6.3. Approval of an Ordinance granting an Electric Utility Franchise and General Utility Easement to Rocky Mountain Power – John Brems, City Attorney

6.4. Approval of a Resolution Authorizing and Directing the City Manager to Enter into an Access Agreement with Rocky Mountain Power Allowing the City and its Designated Artists to Decorate Certain Pad-Mounted Equipment Owned by Rocky Mountain Power – Wendy Thomas, Director of Parks, Recreation and Events

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

The vote was recorded as follows:

Councilmember Jared Henderson   Aye
Councilmember Nicole Martin      Aye
Councilmember Sherrie Ohrn       Aye
Councilmember Clint Smith        Aye
Mayor David Watts                Aye

The motion passed unanimously.

7. Discussion and Action Items

7.1. Discussion and Consideration of a Resolution approving the First Amendment to an Interlocal Cooperative Agreement between the Local Building Authority of the Salt Lake Valley Fire Service Area and Herriman City for the Exchange of Real Property – Blake Thomas, City Engineer

City Engineer Thomas explained that the City adopted an agreement for a property swap. The parcels were located on Rose Canyon Road. The amendment would clarify when the City was obligated to do the improvements.

The Interlocal Cooperation Agreement with UFA outlines the conditions of the property exchange, including roadway and utility improvements by the City for UFA. The proposed first amendment outlines the timeline on when improvements shall be installed.

Councilmember Martin moved to approve Resolution No. R38-2018 approving the first amendment to an Interlocal Cooperative Agreement between the Local Building Authority of the Salt Lake Valley Fire Service Area and Herriman City for the Exchange of Real Property. Councilmember Smith seconded the motion.

The vote was recorded as follows:

Councilmember Jared Henderson   Aye
Councilmember Nicole Martin      Aye
Councilmember Sherrie Ohrn       Aye
Councilmember Clint Smith        Aye
Mayor David Watts                Aye

The motion passed unanimously.
8. Calendar

8.1. Meetings

8.2. Events

8.2.1. July 19 – Planning Commission Meeting 7:00 p.m.
8.2.2. August 8 – City Council Work Meeting 5:00 p.m.; Special City Council Meeting 7:00 p.m.
8.2.3. August 16 – Special City Council Truth in Taxation Meeting 6:00 p.m.
8.2.4. August 16 – Planning Commission Meeting 7:00 p.m.

1.1. Events

1.1.1. July 24 – Pioneer Day; City Offices Closed
1.1.2. August 10 – Enduro Cross; Butterfield Park
1.1.3. August 11 – Enduro Cross; Butterfield Park

3. Closed Session

1. The Herriman City Council may temporarily recess the City Council 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

Councilmember Ohrn moved to temporarily recess the City Council meeting to convene in 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 8:31 p.m. Councilmember Henderson seconded the motion.

The vote was recorded as follows:

Councilmember Jared Henderson    Aye
Councilmember Nicole Martin      Absent
Councilmember Sherrie Ohrn       Aye
Councilmember Clint Smith        Aye
Mayor David Watts                 Aye

The motion passed unanimously.

The Council reconvened the City Council meeting at 9:45 p.m.

9. Adjournment

Councilmember Ohrn moved to adjourn the City Council meeting at 9:45 p.m. Councilmember Smith seconded the motion and all voted aye.

10. Recomence 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 July 11, 2018. This document constitutes the official minutes for the Herriman City Council Meeting.

Jackie Nostrom, MMC
City Recorder