The following are the minutes of the City Council Meeting of the Herriman City Council. The meeting was held on Wednesday, January 23, 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 (via phone), and Jared Henderson

**Staff Present:** City Manager Brett Wood, Assistant City Manager Gordon Haight, Director of Administration and Communications Tami Moody, Finance Director Alan Rae, City Recorder Jackie Nostrom, Parks and Recreation Director Wendy Thomas, Operations Director Monte Johnson, Police Chief Troy Carr, City Planner Michael Maloy, Chief Building Official Cathryn Nelson, Communications Specialist Destiny Skinner, City Attorney John Brems, Economic Development Manager Heather Upshaw, Public Works Director Justin Edwards, Streets Manager Ed Blackett, City Engineer Blake Thomas

**Councilmembers Excused:** Nicole Martin

**5:00 PM - Work Meeting: (Fort Herriman Conference Room)**

1. **Mayor and Council Social**
   1.1. *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 5:26 p.m. and noted Councilmember Smith would be participating electronically. City Manager Brett Wood excused Councilmember Nicole Martin from the meeting.

2.1. **Review of this Evening’s Agenda**

The City Council and staff reviewed the agenda.
There were no Future Agenda Items discussed.

3. Administrative Reports

3.1. Parks Master Plan Update - Kyrene Gibb, Y2 Analytics and Lisa Benson, Landmark Design

Landmark Design Consultant Lisa Benson informed the Council of the Parks Master Plan process that commenced last fall meeting with the public, focus groups and stakeholders. She reviewed the current and projected demographics for Herriman City. Consultant Benson indicated the level of service for park acreage it to have one acre of park for every 1,000 residents and noted the City has not been able to keep up with the park demand. To maintain the current level of service the City would need to secure 111 acres of open space by 2028, with 294 acres being purchased by 2046 for buildout services.

Consultant Benson reported the typical park amenities for local parks (under two acres) should include picnic tables, benches, site furnishings along with trees. Neighborhood parks (two-ten acres) typically include trees, picnic tables, benches, drinking fountain, grassy play areas, playgrounds, pavilions, restrooms, sports courts, fields, connections to other parks, perimeter walking trails where appropriate, plus one specialty regional recreation feature such as a sports complex, aquatics facility, splash pad or arboretum. The regional park would include everything that would be seen in a neighbourhood park plus multiple specialty regional recreation feature over a minimum of 30-acres.

Consultant Benson continued with the summarization of results from the public scoping and focus group meetings that had been conducted in December 2018. She noted the next step would to schedule a committee meeting to discussion direction of the project and integrate public input into the master plan.

Y2 Analytics Consultant Kyrene Gibb reviewed the survey methodology and survey responses. The sampling frame of residents consisted of a universe of registered voters taken from the voter file and supplemented with an updated list of Herriman residents provided by City staff. The 13,579 invitations had been send via email, with a deliverability rate of 86-percent. Of those delivered invitations, 1,367 citizens responded by completing the online survey. The final survey sample included representation from each of the City’s four Council Districts.

Consultant Gibb indicated a majority of residents throughout the City agreed that the City currently provides enough parks, recreation, open space and trail opportunities. Those in District 1 were more likely than others to suggest that the City should do more. More than half of the residents in District 1 indicated it was extremely important to have parks within walking distance of their homes with about half of residents in Districts 2, 3, and 4 sharing the same sentiment. Residents throughout the City indicated it was important to have trails within walking distance of their homes; however, felt it was of less importance than having a park nearby. Consultant Gibb observed the feeling of the residents throughout the City that the City currently provided an adequate amount of arts and cultural events with the residents in District 1 being more likely than others to say the City should provide more opportunities.

Consultant Gibb explained the scenario provided in the survey asked the participant to suppose they had $100 to spend on additional parks, recreational programs, facilities, trails, or arts program in Herriman. How would they divide the $100 among the various projects, exhibits, events, and performances that could be funded. She notated that funding on trails and open spaces were prioritized higher than other potential City projects when residents were asked...
to allocate a budget. Existing and new parks emerge as second tier priorities. Other priorities included dog parks, pickle ball courts, a pool, and a gun range.

Consultant Gibb noted the survey asked participants about their willingness to pay a monthly usage fee that would fund maintenance and upgrades to existing or acquisition and maintenance of new parks, facilities, or trails within the community. She suggested the residents would be slightly more likely to pay increased usage fees for new parks rather than existing parks; however, the increased fees were not generally popular, regardless of the monthly amount. Consultant Gibb indicated that a majority of residents across the City visit Herriman City parks once a month or more often, and residents with children, especially children ages five and under, were more frequent park users than those without children. It was noted that Blackridge Park is the most popular park overall, followed by Butterfield Parks and J. Lynn Crane Park.

Consultant Gibb further continued with the recreational programs in Herriman, and concluded that a majority of residents have not participated in any recreational programs within the past year because they were not interested. Among those who have participated, the JL Sorenson soccer and the Jr. Jazz program were the most popular. Only 1-in-5 residents currently possess a pass to the JL Sorenson Recreation Center, but those who do have passes are frequent users.

The majority of residents use the trails in the City at least once a month comparable to the rate of the park use, and District 2 residents were the most frequent trail users overall, while those in District 1 use the trails the least. The trails in the southern portion of the City, including the foothill/Butterfield trails were the most popular throughout the City. About one-third of residents would like to see the City trails completed or connected to one another with another 1-in-5 would like to see neighborhoods connected with trail systems. The residents would also like to see increased trail miles and more pet waste disposal stations.

Consultant Lisa Benson indicated they have reached out on social media to gather more information from residents willing to provide comments online. Currently there has been 27 comments offered from 13 individuals. She noted the online comments and committee meeting notes would be incorporated into the Parks Master Plan as deemed appropriate.

3.2. Snow Fighters Report - Ed Blackett, Streets Manager

Streets Manager Ed Blackett enlightened the Council of the nine snow/ice events where three or more trucks had been dispatched during the current winter season. He notated these statistics did not include the storm that happened earlier in the week. The labor included 569 man-hours with 280 hours being overtime covering 6,048 lane miles. Crews have utilized 28-percent of the salt budget to use 1,050 tons of salt for the events. Manager Blackett expressed his appreciation to the Herriman Police Department communication to help resolve problem areas and getting parked cars moved.

Manager Blackett reviewed the benefits of installing the GPS tracking on all of the plow trucks and the pre-treating of roads to prevent the ice from bonding to the surface. Manager Blackett noted the City is half way through the snowy season, and reminded everyone it would take between eight and ten hours to clear the roadways after the event
3.3. Discussion pertaining to the Mayor’s Compensation - City Council Discussion
Councilmember Jared Henderson indicated this discussion would likely affect the Utah League of Cities and Towns conference in April and relayed his concern of utilizing City funds to pay for Mayor Watts to attend. Councilmember Ohrn concurred and added the Council had previously determined not to pay for travel expenses for the Mayor. Mayor Watts explained his willingness to discuss the item in the future; however, was not prepared to discuss it tonight. City Manager Wood indicated hotel rooms had been secured for each elected official that had requested one, and it was not critical to have registration completed at this time. He reviewed the requested reservations.

Councilmember Henderson relayed his desire to have the entire Council present to participate in the discussion. Councilmember Smith suggested it would be beneficial for staff to receive direction sooner rather than later. Councilmember Henderson mentioned the legislative luncheon taking place the following week, and explained with the HR issues, the discussion needed to be tabled until all of the Council would be available to provide direction. Councilmember Smith concurred. Councilmember Henderson notated the Mayor does not represent the City Council or the City and had great consternation of him being in attendance. Councilmembers Ohrn and Smith agreed as there would be a cost associated with the luncheon, it would not be appropriate.

Councilmember Henderson explained the intention of the discussion being placed on the agenda was to follow up to ensure the compensation was commensurate with the work. Councilmember Ohrn suggested the discussion to take place sooner rather than later. The Council agreed.

3.4. Discussion related to Budget Revenue - Alan Rae, Finance Director
Finance Director Alan Rae observed the property tax collection came in as projected; however, was not a significant amount. He noted the Herriman Towne Center TIF funding will be enough to cover the cost of the project as there are reimbursements needed for infrastructure. Finance Director Rae reviewed all of the business centers throughout the City and offered the estimated funding collections for the respective business center.

Finance Director Rae informed the Council the City was on track to receive the projected 5.3 million dollars for sales tax allocation this year, it was noted the City is approximately 13-percent above last year. He explained the franchise tax distribution and added there were potential discrepancies because of where cell phone taxes could be paid to other cities because of people moving and not updating billing information.

Finance Director Rae reviewed the building permit revenue, observing the projected revenue to be 4.7 million dollars; however, are on track to hit 5 million dollars. The park fund has been increased and is estimated to hit $800K which matches the population growth increase. He also reviewed Road Impact Fee revenue projects and explained the conservative projections.

3.5. Review of the proposed Budget Amendment - Alan Rae, Finance Director
Finance Director Alan Rae reported the budget amendment has been changing within the last week as other obligations have come up. He explained the City had been approved to receive Corridor Preservation money in the
following amounts: $380,000 for Dansie and $1,143,218 for Autumn Crest. The amount would be received and immediately paid to obtain the respective right of way property for current projects. Director Rae recommended the Council approve the receipt of the revenue and the subsequent payment for real property. He requested for the Council to keep the Public Hearing open to the next meeting in order for staff to be able to bring additional obligations to the hearing. Assistant City Manager Haight indicated some of the items would help with Economic Development, and staff did not want to over expend.

3.6. Veterans and Military Advisory Board Update - Wendy Thomas, Director of Parks, Recreation and Events

Director of Parks, Recreation and Events Wendy Thomas indicated the newly formed Veteran and Military Advisory Board had their first meeting on Tuesday, January 15, 2019. There were four individuals representing Herriman City and UFA were in attendance, as well as seven potential board members. The board made recommendations for the chair elect and were extremely helpful in shaping the future of the committee, the programs and services they wish to offer and shared gratitude that the City is interested in implementing the board. She reported the committee would be discussing the Memorial Day Celebration. The Board would also create an email, website and prepare newsletter articles to connect with residents and encourage participation. Director Thomas spoke of an abatement resolution that would need to be updated to include all branches of the military and not just a select few. The Council agreed.

3.7. Park Ordinance Updates – Wendy Thomas, Director of Parks, Recreation and Events

Director of Parks, Recreation and Events Wendy Thomas offered examples of park rules and regulations and offered staff recommendation of the prohibition of sublease of park space. She asked if there were any concerns with the amendment. There were none.

Director Thomas continued with the request to extend hours at Blackridge to allow trail users access. She suggested there weren’t a lot of positives for locking gates. Police Chief Troy Carr agreed. Councilmember Henderson asked why the City had installed gates to the facility. City Manager Wood indicated it was to deter people from parking in the area after hours. He also suggested having the park gates locks discouraged vandalism. Councilmember Henderson questioned the liability risk the attractive nuisance could cause. City Manager Wood explained the gates at Butterfield had been locked due to the block access to equipment and storage. Councilmember Ohrn asked if signage would relieve the City of liability. City Manager Wood responded in the negative. Councilmember Smith indicated he had split feelings because the fact of the matter is, if someone wanted to enter the property after hours, they would. He relayed his consternation with Butterfield Park due to the equipment being on site. Director Thomas suggested repositioning the gates and extend the hours to accommodate trail usage. The Council expressed their support.

Councilmember Ohrn moved to adjourn the City Council work meeting at 6:55 p.m. Councilmember Henderson seconded the motion, and all voted aye.

The Council reconvened the work meeting at 7:44 p.m.

Councilmember Smith was excused from the work meeting at 7:44 p.m.
Director Thomas referred to the hours of usage at the Skate Park Facility and indicated she would revise the language that could be agreed upon and not left open to interpretation. She also notated the ordinance prohibited motorized vehicles, portable ramps, rails, platforms or any other structures.

The hours to utilize the open space, primitive trails and urban trails limit the usage between the hours of 5:00 a.m. and 10:00 p.m. It also prohibits unleashed dogs, fires, and motorized vehicles. Director Thomas indicated people like to recreate early in the morning to which Police Chief Troy Carr expressed his support to allow extreme recreating. It was further discussed that fireworks and smoking should be prohibited. Mayor Watts stated he was not inclined to allow hunting until there was more clarity. Councilmember Henderson agreed. Lieutenant Brian Weidmer explained the City could not exclude a certain group and offered an example. Police Chief Carr added they would insert language to help mitigate concerns such as a firearm could not be discharged within 600 feet of a structure.

Director Thomas reviewed the recommended updated for Arches Park to add proactive general rules for the use of the slackline and hammock area.

### 3.8. 2018 Police Department Review — Troy Carr, Police Chief

Police Chief Troy Carr reported the Herriman Police Department had been in existence for 116 days and the fully staffed department has no open allocations. He preceded to review the calls for services received: 1,371 in October; 1,143 in November; 1,165 in December. 1,068 police cases have been worked. He continued the 2018 fourth quarter persons crimes the officers have been involved in, with family offenses being the most typical related issue. The property crimes have consisted of theft, vehicle theft, burglary, fraud and damaged property.

The traffic offenses include case number for enforcement activity including traffic violations, crashes, impoundment and Driving Under the Influence (DUI). There were 612 traffic citations for the fourth quarter. Police Chief Carr noted the officers have focused on red lights and pedestrian safety.

Chief Carr informed the Council of the active shooter incident in Murray and Herriman Officers, along with the K-9, provided assistance. Agencies across Salt Lake County have entered into a Cooperative Agreement in place to provide assistance when incidents occur. Due to these proactive measures, officers were able to prevent the suspects from leaving the County.

Chief Carr referenced emails and letters received from community members expressing their appreciation to the Herriman Police Department, and noted these messages have been greatly appreciated.

The Herriman Youth Academy was developed and instructed by Detective Jose Lopez. The eight-week long academy will commence January 29, 2019 with 35 participants. The Courses include an introduction, dispatch tour, School Resource Officer, Forensics, Detectives, and Victim Advocate training, tour of the firearms range and Virtra, Introduction to corrections including a Jail Tour, Special Operations including K9, SWAT, Motor and Search & Rescue, Applying skills scenarios and a graduation ceremony. The program would hopefully provide continuity onto additional programs like Cadets, CUBS, and Police Academy to eventually become an officer.
Chief Carr observed the D.A.R.E. program to reinforce the Herriman Culture to abstain from drug abuse. Officer Jake Cutright and Thun‘dare” have had the opportunity to change lives, bridge gaps and make connections. There are currently five school resource officers and one D.A.R.E officer to cover effectively eight schools: Silver Crest, Bastian, Herriman, Butterfield Canyon, Blackridge, Athlos, Providence Hall, and the new elementary, ART Academy, and RSL Academy. This year there will be a sixth grade over the counter prescription drug safety training and a vaping course being added the following year. Chief Carr recognized the suicide challenges facing the community, the implementation of Ampelis (positive psychology and wellness principals including resilience), and the introduction of relevant curriculum in the School Resource Officer Unit Plan to continue the program through the fifth, sixth and seventh grades.

The City Council temporarily recessed the Work Meeting.

3.9. **McCuiston Road Update** – Blake Thomas, City Engineer
City Engineer Blake Thomas indicated a preliminary design was completed and the right-of-way had been staked out using parcel data from the Salt Lake County GIS, and found that discrepancies in the data resulted in inaccuracies in the field when staking out the design. A site survey and title search was conducted to help facilitate the final design. The Engineering staff had met with several property owners along McCuiston Avenue to discuss the projects, impacts to private property and the timeline of getting the roadway improved.

Engineer Thomas indicated the major concern of residents in the area was the impact to existing fencing, existing trees and street lighting. He added the City’s Landscape Architect would evaluate what could be done with the existing trees. The fencing concerns would be mitigated as an alternative design would be utilized. Engineer Thomas noted he would continue to meet with property owners to be able to address concerns and finalize the engineering design. He informed the Council the Engineering Department would collect signatures of the property deeds and the construction would be conducted with temporary construction easements.

3.10. **City Manager Updates** – Brett Wood, City Manager
City Manager Brett Wood explained the City should appoint an Elected Official to the Regional Growth Committee. He noted City Planner Michael Maloy does attend the meetings. The Council affirmed an elected official would attend the meetings.

Director of Parks, Recreation and Events explained the cost of running sports fields and the expected increase of leagues utilizing the parks. She noted staff has been working with the leagues to allocate spaces equitably; however, there are expansions of the football league. She distributed a simplified daily rate and noted it could be revisited, if necessary.

City Manager Wood observed the Federal Government Shutdown and asked the Council if they would be interested in offering utility billing account leniencies for individuals affected. Councilmember Henderson asked if requests had been received, to which City Manager Wood responded in the negative. Council consensus was to not move implement a leniency policy.
Councilmember Henderson moved to 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 at 9:12 p.m. Councilmember Ohrn seconded the motion.

The vote was recorded as follows:
- Councilmember Jared Henderson: Aye
- Councilmember Nicole Martin: Absent
- Councilmember Sherrie Ohrn: Aye
- Councilmember Clint Smith: Absent
- Mayor David Watts: Aye

The motion passed unanimously.

The Council reconvened the work meeting by consensus at 10:30 p.m.

4. Adjournment
Councilmember Ohrn moved to adjourn the City Council Work Meeting at 10:31 p.m. Councilmember Henderson seconded the motion and all present voted aye.

7:00 PM - General Meeting:
1. Call to Order
Mayor Watts called the meeting to order at 7:10 p.m. and welcomed those in attendance. He notated Councilmember Smith was participating electronically. Councilmember Martin was excused from the meeting.

1.1. Invocation/Thought/Reading and Pledge of Allegiance
Mr. Easton Ferguson with Scout Troop #624 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 Council comments and recognitions.

2. Public Comment
Steve Garrett commended the Council of the recent professional manner used in a difficult situation. He expressed his appreciation to Finance Director Alan Rae and the professionalism and accountability he brings to the City. He opined the Council review the management of the City due to the lack of commercial development that had been promised and the increase of high density. He suggested the Council begin accepting applications for the top two positions of the City to ensure the right people are in those positions.

3. Mayor and Council Board and Committee Reports
No reports were offered.
4. **Reports, Presentations and Appointments**
   
4.1. **Herriman Police Department Promotion and Badge Presentation** – Troy Carr, Police Chief

Police Chief Troy Carr informed the Council of the first promotion for the Herriman Police Department. Sergeant Brent Adamson was a 28 year veteran officer to has brought a calm demeanour to the Department. Chief Carr turned the time over to Deputy Chief Chad Reyes for the presentation of the badge.

Deputy Chief Reyes explained the tradition of the pinning of a badge when an officer is honored or promoted, as it is considered a continued acceptance of having trust and respect bestowed upon the officer. He continued that the burden of being an officer is shared by the family and the pinning of the badge by a family member is an agreement to share their loved one to protect the community. Deputy Chief Reyes invited the family to come forward to conduct the pinning ceremony. The audience offered applause.

Chief Carr offered a personal observance of Sergeant Adamson, being a special individual by taking on the responsibility of being a part of the community. Sergeant Adamson walks to work utilizing a different path, to be engaged with the community and always being willing to help. He has been willing to drop everything to help citizens and patrol officers. The audience again offered applause.

5. **Public Hearing**
   
5.1. **Public Hearing and Consideration of a Resolution amending the 2018-2019 Herriman City Budget** - Alan Rae, Finance Director

Finance Director Alan explained the City had been approved to receive Corridor Preservation money in the following amounts: $380,000 for Dansie and $1,143,218 for Autumn Crest. The amount would be received and immediately paid to obtain the respective right of way property for current projects. He requested for the Council to keep the Public Hearing open to the next meeting in order for staff to be able to bring additional obligations to the hearing.

Mayor Watts opened the public hearing.

There were no comments offered.

_Councilmember Ohrn moved to continue the Public Hearing to the February 13, 2019 City Council meeting. Councilmember Henderson seconded and all present voted aye._

6. **Consent Agenda**
   
6.1. **Approval of the Monthly Financial Summary**

6.2. **Approval of an Ordinance adjusting the City Council Districts due to an annexation**  
   – Jackie Nostrom, City Recorder

_Councilmember Smith moved to approve the Consent Agenda as written. Councilmember Ohrn seconded the motion._

_The vote was recorded as follows:_

_Councilmember Jared Henderson  Aye_
January 23, 2019 – City Council Minutes

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

The motion passed with a vote 3:1.

7. Calendar
   7.1. Meetings
   7.1.1. January 30 - Joint City Council/Planning Commission Meeting 6:00 p.m.
   7.1.2. February 7 - Planning Commission Meeting 7:00 p.m.
   7.1.3. February 13 - City Council Work Meeting 5:00 p.m.; City Council Meeting 7:00 p.m.

7.2. Events
   February 9 - Little Sweethearts Dance; City Hall 6:00 p.m.

7.3. Closed Session
   7.3.1. 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

8. Adjournment
Councilmember Ohrn moved to adjourn the City Council meeting and reconvene the City Council Work Meeting at 7:25 p.m. Councilmember Henderson seconded the motion and all voted aye.

9. 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 January 23, 2019. This document constitutes the official minutes for the Herriman City Council Meeting.

Jackie Nostrom, MMC
City Recorder