

**RICHMOND CITY COUNCIL**

**AUGUST 25, 2020**

The regular meeting of the Richmond City Council was held at the Park Community Center located at 90 South 100 West, Richmond, Utah on Tuesday, August 25, 2020. The meeting began at 6:40 P.M.; Mayor Jeffrey Young was in the chair. The opening remarks were made by Terrie Wierenga.

The following Council Members were in attendance: Tucker Thatcher, Cheryl Peck, Kelly Crafts, and Terrie Wierenga.

Lyle Bair was excused.

City Administrator Jeremy Kimpton, City Recorder Justin Lewis, Librarian Lora Smith, Deputy City Treasurer Holly Jo Karren, and City Treasurer Christine Purser were also in attendance.

**VISITORS:** Deputy Senicca Holt, Colton Durrant, Brianne Durrant, Sarah Ann Ripplinger

**DEPUTY'S REPORT**

**DEPUTY SENICCA HOLT:** I have an update on the vandalism case. It is not my case. I talked to the investigators about the case. Three juveniles were involved. Because they are juveniles, nobody will receive restitution. Most of the people who had damage have submitted claims to their insurance agencies. As a whole, nobody will get paid.

**MAYOR:** How come?

**DEPUTY HOLT:** Because they are juveniles. Rather than to punish, punish, punish juveniles, some reforms have been put in place. The purpose is to not keep the juveniles in juvenile detention any longer than needed. The intent is to reform them at a younger age, so they don't continue doing these things. Basically, they will receive a slap on the wrist.

**TUCKER:** Can they perform community service, so they have to do something?

**DEPUTY HOLT:** I don't know. The law must be followed.

**MAYOR:** I thought restitution would be owed by the parents of the kids?

**DEPUTY HOLT:** That would be a civil issue.

**MAYOR:** So, basically those who incurred damage would need to go to small claims court?

**DEPUTY HOLT:** Yes.

**MAYOR:** Will their names be public record?

**DEPUTY HOLT:** No, because they are juveniles.

**CHERYL:** How will someone who wants to pursue the issue civilly get their names or know who to contact?

**DEPUTY HOLT:** If I recall correctly, the three kids are 11, 13 and 14 years old. A pickup order was issued for each of them which is similar to a warrant. They have all been in detention for about two weeks now.

**CHERYL:** Are they in there full-time now?

**DEPUTY HOLT:** They will be until sentencing. Paperwork needs to be completed, so right now, we are in hurry up and wait mode. Because there are so many different cases and people involved, there will eventually be a discussion regarding the victims and suspects. Some information will be exchanged at that time regarding the cases. Victims will be notified of their legal rights. Does that make sense?

**MAYOR:** Yes. How is this information given out?

**DEPUTY HOLT:** Mitch Blackham is the detective on this case. I would suggest reaching out to him with specific questions.

**HOLLY:** So, we contact the sheriff's office with our questions? I was one of the victims.

**DEPUTY HOLT:** Yes, and they will tell you who to contact at the Cache County Attorney's Office. They will have more detailed information than I have. We don't think the vandalism at the cemetery was related. Have video cameras been installed at the cemetery?

**MAYOR:** Not at this time where it was such a random act. We don't have an intention of installing any at this time. The other issue is there are not any lights in the area at night.

**CHERYL:** It was a reckless act.

**MAYOR:** I am not sure if cameras would have helped in this instance. There has been damage done before.

**JUSTIN:** I was told there were 31 headstones damaged in the 1950's or 1960's.

**TERRIE:** There was also another time it happened while I have lived in town.

Richmond City Council Meeting Minutes, August 25, 2020

**MAYOR:** Sadly, it is a common thing which is happening in many places right now. Kids have nothing to do right now. Other cities are dealing with this issue as well.

**DEPUTY HOLT:** I dropped off some paperwork and flyers. There was a recent murder/suicide in Providence. We knew the perpetrator had left the scene. We needed to do a reverse 911 call. This worked great when people had landlines. Most people don't have a landline any longer. How do we determine where people are at? Maybe a shelter in place order is needed. Maybe an earthquake has happened. The citizens of the county need to be contacted in some cases. An app has been created to help with this. It is the CodeRED Mobile Alert app. It works with iPhones, the Amazon operating system, and other devices. A simple account is created. It is strictly for law enforcement to communicate with people in a specific location. Right now the app shows my location in Richmond. There are 319 active alerts right now in the United States. You can change to specific zones or locations. You might want to include an area where family and friends live. During the incident in Providence they sent out two messages.

**MAYOR:** Who chose this app? It has a cost associated with it. I want more information on this. I want to know who authorized the use of this app and why it was selected. The mayors need to review this app if it is a safety item for the entire valley. In-app purchases concern me.

**DEPUTY HOLT:** I think it is associated with the dispatch center in Logan. We are trying to patrol the elementary schools now school is in session. There was a deputy by North Cache for a couple of days. I talked to Jan Gilbert. She usually works at the highway crossing. Her concern is there is a crosswalk sign which is covered by a tree in the area.

**JEREMY:** I was just notified of this issue yesterday, and it will be resolved tomorrow.

**DEPUTY HOLT:** Will crosswalk flashing lights be installed at 100 West Main?

**MAYOR:** We have a crossing guard there. We are not going to install any lights there. We talked about moving some existing signs if needed. Are there any complaints about this?

**JEREMY:** No. Yesterday was the first complaint I have had in three years, and it was in regards to a tree blocking an existing sign.

**DEPUTY HOLT:** I had a couple of parents ask me about it.

**JUSTIN:** I guess the simplest answer for those parents is no we are not going to install any additional signs.

**MAYOR:** We could consider some signage if we didn't have any crossing guards there.

**DEPUTY HOLT:** As an introduction, I am from Richmond and have lived here almost my entire life. I live in the county on the west side of town. If you ever need anything feel free to contact me.

**MAYOR:** Have you been assigned to the city?

**DEPUTY HOLT:** Yes, I am the new star deputy. You can email me anytime. I only carry my work phone with me when I am on shift, but I check my email regularly.

**MAYOR:** The Black & White Days cattle show will be held next week.

**TERRIE:** The event is from September first through the fourth. The shows are on the second and third.

**MAYOR:** It is not a normal Black & White Days. It is isolated just to the cow show. There are no city activities or events.

**DEPUTY HOLT:** Is there a city party this year?

**MAYOR:** No, not this year.

**DEPUTY:** So, the city does not have any city functions planned until 2021?

**MAYOR:** Yes, at this point that is correct.

**APPROVAL OF THE CITY COUNCIL MEETING MINUTES FROM JULY 21, 2020**

\*\*\*A motion to approve the July 21, 2020 city council meeting minutes was made by Terrie, seconded by Tucker, and the vote was unanimous.\*\*\*

Yes Vote: Thatcher, Peck, Crafts, Wierenga

No Vote: None

Absent: Bair

**BUSINESS LICENSE**

**ZZ CUSTOMS LLC**

**COLTON DURRANT:** I grew up in Richmond. I want to have a business license in town and use my parents' address for the business. I currently live in Preston. I want to have a landscape and turf installation business. I work full-time for a landscape company and want to have this business on the side.

**TERRIE:** Will you be storing any chemicals at your parents' residence?

**COLTON:** No. There will not be anything stored at their place. I want to have a business license in Utah because all of my work is in Utah.

\*\*\*A motion to approve the business license request for ZZ Customs LLC (Colton Durrant) was made by Tucker, seconded by Cheryl, and the vote was unanimous.\*\*\*

Yes Vote: Thatcher, Peck, Crafts, Wierenga

No Vote: None

Absent: Bair

**PUBLIC HEARING ON ORDINANCE 2020-14, AN ORDINANCE REZONING PARCEL NUMBERS 09-046-0008, 09-046-0006, 09-046-0003 AND 09-046-0010 FROM A-10 (AGRICULTURAL 10-ACRE) TO HC (HIGHWAY COMMERCIAL). THE PARCELS ARE LOCATED AT APPROXIMATELY 350 NORTH 200 WEST AND TOTAL 2.88 ACRES.**

**JUSTIN:** Mike Watts and Craig Harris made this request. Mike was not able to attend this evening due to some health-related issues.

**TERRIE:** Mike wants to install some billboard signs on the land owned by the Harris family. The planning commission did not have any issues or concerns with the request. The request is allowed.

\*\*\*A motion to close the regular council meeting and open the public hearing was made by Terrie, seconded by Kelly, and the vote was unanimous.\*\*\*

Yes Vote: Thatcher, Peck, Crafts, Wierenga

No Vote: None

Absent: Bair

*The public hearing opened at 7:12 P.M.*

There were not any comments or questions.

\*\*\*A motion to close the public hearing and reopen the regular council meeting was made by Terrie, seconded by Kelly, and the vote was unanimous.\*\*\*

Yes Vote: Thatcher, Peck, Crafts, Wierenga

No Vote: None

Absent: Bair

*The public hearing was closed at 7:12 P.M.*

**DISCUSSION AND POSSIBLE VOTE ON ORDINANCE 2020-14.**

\*\*\*A motion to adopt Ordinance 2020-14, an Ordinance rezoning Parcel Numbers 09-046-0008, 09-046-0006, 09-046-0003 and 09-046-0010 from A-10 (Agricultural 10-Acre) to HC (Highway Commercial) was made by Terrie, seconded by Tucker, and the vote was unanimous.\*\*\*

Richmond City Council Meeting Minutes, August 25, 2020

Yes Vote: Thatcher, Peck, Crafts, Wierenga

No Vote: None

Absent: Bair

**MONTHLY FINANCIAL REVIEW WITH DISCUSSION AND DECISIONS AS NECESSARY.**

**JUSTIN:** The library received a summer reading grant in the amount of \$1,000. The library also received a CARES act grant in the amount of \$1,603. Thanks to the mayor and Jeremy for securing \$81,031 in CARES Act funding for the city. There are some stipulations on what the funding can be spent on. There is the possibility of getting some additional funding in this regard. Once we know exactly how much we have, we will bring a proposal to the council to review. The funding must be spent by November 30<sup>th</sup>, or the funds have to be sent back on December 4<sup>th</sup>. A RAPZ Tax reimbursement request has been submitted for the Black & White Days Pavilion fan project. The funds for the project have been received in the amount of \$15,000. Reimbursement requests for the White Pine Park, Cub River Sports Complex Parking Lot, and 2020 Population Allocation have been applied for. The population-based assessment is being used on the White Pine Park project.

**MAYOR:** The fans are huge and a great benefit.

**JUSTIN:** All of the RAPZ Tax funded projects have now been completed and reimbursement requests submitted. The annual insurance payment was made in July for the current fiscal year. You will see this amount in all of the line items ending in 51. The White Pine Park project is almost completed for Phase 1. The only remaining item is the handrail on the steps which should be completed in a week or two.

**MAYOR:** The 300 East Trail is going to be highlighted on Thursday at 5:00 P.M. Some representatives of the state will be touring the area, and we are gathering at the new White Pine Park. This is an event hosted by BRAG (Bear River Association of Governments).

**JUSTIN:** A payment was made to Smithfield City in the amount of \$27,018 which is the amount owed for the fire service contract for July through December. Richmond City transferred \$10,000 to the Cub River Sports Fund. Lewiston City also paid their annual allocation of \$10,000 as well. The bills are finally starting to come in for the parking lot at Cub River. Once they are totaled, I will send Lewiston an invoice for 50% of the remaining cost which was not covered by RAPZ Tax funds. Hard numbers have been coming in for sales tax and Class "C" Road funds. We actually ended up okay for the last fiscal year in regards to sales tax. The balance on hand of Class "C" Road Funds as of June 30<sup>th</sup> will be zero. We purchased the new dump truck last year as well as did a bunch of road work. With this year's funds we have done some chip sealing and will do some crack sealing later on. We will also owe \$80,000 on the 500 North road expansion project the county is overseeing. Our financial commitment to the project is \$80,000. We will honor it, but we won't be able to put any additional funding into the project.

**MAYOR:** The 500 North project is a \$700,000 project. Our first construction meeting on the project is tomorrow. I would expect the surveying process to start soon. The project is expanding the road as you exit the city on 500 North going east to the intersection by the Kevin Forsgren home. This is something which definitely needs to be done. We are very thankful for COG (Community of Governments) funding for this project, or it would not happen. The COG has paid for a lot of projects in the valley. The only other project I am aware we received COG funding for was some road work on 600 South by North Cache several years ago.

**TUCKER:** Are there any utilities we need to upgrade in the road now? I know Paul Erickson and the mayor wanted to upgrade the sewer line in the area. It is up to the council on this project. The waterline through the area is good.

**JEREMY:** We met with the county engineer and J-U-B Engineers and talked about our PRV. It will fit just fine, and the road will go right over the top of it. Nothing else is in dire straits in that area.

**JUSTIN:** I am not sure why we would consider replacing the sewer line in this area. Timothy Christensen is the first house to the east on the north side of the road in the county, and he won't annex into the city. Kevin Graham is the first home on the south side of the road and he has no reason to annex into the city. I don't see a reason to install a new sewer line when there most likely will not be any annexation in that area in the future. If the area is developed, the developer should pay the cost of the project not the city.

**MAYOR:** Kevin Graham and others in that area will eventually subdivide.

**JEREMY:** Keep in mind the road will be cut into and opened up for every new connection. I talked to Darek about the estimated cost of installing a new sewer line, and he thought it would be at least \$75,000. The road will have to be redone for a proper landing for any future development as well. The road will be torn up if there is any development in the area.

**MAYOR:** Let's get some numbers for the project and bring back to the council for review.

**TERRIE:** That is a big project to consider financially at this time.

**MAYOR:** I think we need some exact numbers to review and then we can make a decision.

## Richmond City Council Meeting Minutes, August 25, 2020

**JUSTIN:** There is a scheduling conflict for the September 15<sup>th</sup> council meeting. Can we reschedule to the 22<sup>nd</sup>?

The consensus of the council was to reschedule the Tuesday, September 15<sup>th</sup> city council meeting to Tuesday, September 22<sup>nd</sup>.

### COUNCIL MEMBER REPORTS

**TERRIE:** Do we have an update on the cattle show?

**MAYOR:** They are bringing in a large tent because they have such a high registration. They have resubmitted their plan to the health department for approval. They are trying to spread things out as much as possible.

**TERRIE:** Who is paying for the tent?

**MAYOR:** The cattle committee.

**TERRIE:** My concern is two cattle shows in one fiscal year.

**MAYOR:** I am not aware of any additional expenses over a normal year. Jeremy are you aware of anything?

**JEREMY:** We completed an electrical project they wanted done. Restrooms and dumpsters have been brought in for the event. If they pay for the tent, that will certainly help out.

**MAYOR:** We have always paid for the restrooms and supplies like garbage bags.

**TERRIE:** I see a storage container has been brought in. Who is paying for that, and what is it for?

**MAYOR:** It was donated.

**TERRIE:** I want to see the show go on. There have been 105 continuous years, and so many other things have been stopped this year.

**MAYOR:** They have been shocked by the number of people wanting to come and participate.

**JEREMY:** The hand sanitizer they need has arrived.

**MAYOR:** They are thankful for our support of the event.

**LORA:** You said they have more people coming than normal. Do you have specific numbers?

**MAYOR:** No.

**TUCKER:** Will you still use the old dump trucks for the snow plow season now we have one new dump truck?

**JEREMY:** Yes.

**TUCKER:** Does any work need to be done on them now before snow season?

**JEREMY:** Yes. Rob's truck is in the shop right now. The computer in it is bad. They have not been able to locate a new one so far. It will be nice to have one dump truck without a sander in it, so we can haul other material during the winter as needed.

### MAYOR'S REPORT

**MAYOR:** I want to thank the staff. COVID-19 has presented some challenges all over the place. I appreciate what has been done. There has been a lot of stress across the board. We are a governmental entity, and it is an avenue for people to let their emotion come out. Please pass along to the entire staff how we appreciate what they do. It has been a busy summer. I am not in the city during the day because of my job. I don't worry about the day to day operation of the city because the staff takes care of things. I talk to Jeremy daily. I appreciate the support of the council as well.

\*\*\*A motion to adjourn and pay bills was made by Cheryl, seconded by Terrie, and the vote was unanimous.\*\*\*

Yes Vote: Thatcher, Peck, Crafts, Wierenga

No Vote: None

Absent: Bair

Adjournment at 7:34 P.M.

**RICHMOND CITY CORPORATION**

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Jeffrey D. Young, Mayor

**ATTEST:**

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Justin B. Lewis, City Recorder