

**Hyde Park City Council Meeting
113 East Center Street
Hyde Park, Utah**

March 11, 2015

The Hyde Park City Council meeting of March 11, 2015 began at 7:00 p.m. and was conducted by Mayor Bryan Cox.

City Officials Present

Mayor: Bryan Cox, Council members: Brent Kelly, Robert Christensen, Bret Randall, Sharidean Flint, and Charles Wheeler, Police Chief: Kim Hawkes, and City Recorder: Donja Wright.

Others Present

Gene Thomson, Trey Erickson, Rachel Erickson, Karl Kler, Mark Daines, Judy Daines, Jake Osborne, Ben Osborne, Julie Osborne.

Prayer or Thought: Mayor Cox

Pledge of Allegiance: Council member Flint

Adoption of Agenda: Council member Kelly moved that the Hyde Park City Council approve the agenda for the March 11, 2015 Hyde Park City Council meeting as presented. Council member Christensen seconded the motion. Council members Kelly, Christensen, Randall, Flint and Wheeler voted in favor. The motion carried 5-0.

Citizen Input: Rachel Erickson approached the Council and informed them that the lighting by Cedar Ridge is not adequate and sometimes the light on the South Side of the school crossing crosswalk is not working at all. The Council informed Ms. Erickson that they would have the public works director look at this and determine if anything can be done.

Discuss and Possibly Approve the Franchise Agreement between Hyde Park City, Utah and Comcast of Utah II Inc. – Council member Kelly informed the Council that he had been working with Kirk Nord in Comcast's Salt Lake City office to make a few changes to the agreement. The two key elements they added were language to protect private property and to restore it should Comcast need to traverse an easement to provide service, and the ability to independently audit Comcast should the City feel that is necessary. He informed the Council that the level of insurance was also increased from 1 million dollars to 2 million dollars. The Mayor informed the Council that the amount of insurance had not been changed on the agreement. Council member Kelly made a motion to approve the Franchise Agreement between Hyde Park City, Utah and Comcast of Utah II Inc., with section 10.1 Insurance Requirements being changed to two million dollars (\$2,000,000). Council member Randall seconded the

motion. Council members Kelly, Christensen, Randall, Flint and Wheeler voted in favor. The motion carried 5-0.

Public Hearing - Discuss and Possibly Approve Ordinance 3-14 - Telecommunications Facilities Ordinance

– Mayor Cox opened the public hearing. Karl Kler approached the Council and requested information about the difference between a monopole and a flag pole and where in Hyde Park City Founders Park is located. The Council explained that Founders Park is located west of the post office and that the monopole would just be made to act as a flag pole. Mr. Kler asked if the Council had determined where they would like to place the tower. The Council informed Mr. Kler that T-Mobile will need to submit a new plan and design, but the Council is considering Lee Park as an option. There were no more comments. The Mayor closed the public hearing. The Council reviewed the Ordinance and determined that in section 3-14-4c 1) “residential property” should be removed. In the second paragraph of the same section, the words “Monopoles and Guyed Towers” should be replaced with “All telecommunication towers” and the planned professional zone should be the same setback as the commercial and industrial zones. The Council determined that the required setbacks in a residential zone should remain at 100% of the pole height. Council member Christensen made a motion to approve Ordinance 3-14 Telecommunications Facilities Ordinance. Council member Kelly Seconded the Ordinance. Council members Kelly, Christensen, Randall, Flint and Wheeler voted in Opposition. The motion failed 0/5. The Council made an additional change to the Ordinance in section 3-14-4c they recommended that the Ordinance read “No protrusion or guywires from the tower may cross any property lines”. Council member Kelly made a motion to approve the Telecommunications Facilities Ordinance with the changes above. Council member Christensen seconded the motion. Council members Kelly, Christensen, Randall, Flint and Wheeler voted in favor. The motion carried 5/0. The Council requested that the City Staff let T-Mobile know they can come to the City with their design.

Discuss and Possibly Approve Resolution 15-02 - A Resolution changing Land Use Designations

– The Mayor informed the Council that this resolution came about due to staff changes. With Carlene Umpleby retiring, the City staff will be changing some of their responsibilities and Susan Balls will no longer be acting exclusively as the Planning and Zoning Commission Secretary. The change allows for an assigned City Staff Member to participate on the Land Use Authority rather than it being the Planning and Zoning Commission Secretary. Council member Wheeler recommended that the resolution be changed to read “Assigned Member of the City Staff.” Council member Kelly made a motion to adopt Resolution 15-02 – A Resolution changing the Land Use Designations with the word “Assigned” added. Council member Christensen seconded the motion. Council members Kelly, Christensen, Randall, Flint and Wheeler voted in favor. The motion carried 5-0.

Discuss and Possibly Approve a Declaration to declare May 7, 2015 as a Day of Prayer in Utah.

The Mayor informed the Council that Pastor Ron Flessner from the Oriental Mission Church encouraged the members of Cache Valley to consider May 7th as a day of prayer in each of the Cities. Council member Randall said the date is the same date that John F Kennedy

declared as law enforcement day. Council member Wheeler made a motion to declare May 7, 2015 as a day of prayer. Council member Flint seconded the motion. Council member Kelly recommended that the City promote this in the newsletter and other means. The Mayor said that he would write something up for the newsletter. Council members Kelly, Christensen, Randall, Flint and Wheeler voted in favor. The motion carried 5/0.

Departments:

Emergency Communications – Council member Flint informed the Council that the Emergency Communication Drill was a great learning experience for everyone involved. The City Celebration Committee has started planning for this year's celebration. The dates will be July 17th and 18th. Council member Kelly will be in charge of the parade again, Council member Randall will be in charge of the 5k run, Council member Christensen will be in charge of the fireworks and Council member Wheeler will help with cleanup. The sound crew and the band are lined up. The Mayor emphasized the importance of sending all the vendor requests through Council member Flint so she can keep everything organized. Council member Kelly said that it has been proposed that the City Council be at the end of the parade, cleaning up horse manure while wearing signs that say "somebody has to do it".

Water – Council member Randall informed the Council that they are still trying to figure out if there is water in Hyde Park canyon.

Property – Council member Wheeler informed the Council that he contacted the City attorney, Bruce Jorgensen, to prepare a contract for property on 250 east. Council member Wheeler is working with the Baker family concerning purchasing some of their property. Joy Baker is in Colorado and will meet with Council member Wheeler when she returns in May. Council member Wheeler has an appointment to meet with Kim & Garrett Thurston to discuss a fence that the City is required to put in around a portion of their property as part of a land trade.

Roads – Council member Christensen informed the Council that the public works team is working on improving 450 North. The fence has been moved and they are digging out the dirt and will put in used asphalt. This should take care of the dust and make it safer to drive. The work on the intersection of 4200 north will begin after the City receives plans from UDOT to show land owners.

Administration - HB 362 - Transportation Bill passed the Senate and is being considered by the House. The bill would increase fuel sales tax by .05 cents the first year and .01 cent per year after, with a limit. The Police Commission is sending off a letter to PEHP to clear up some questions about insurance for the Police. Council member Wheeler asked if the City staff would look into the amount of discount the City will receive from the insurance company by putting Eco Grass in all of the City parks. The Mayor asked for the Council's opinion in hiring another public works employee. Mike prepared a list of preventive maintenance items that were not

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getting done due to lack of time. Donja Wright showed the Council a spreadsheet outlining the cost of hiring another person and the effect it would have on each department. The Council had a discussion about how Mike can get the best possible help out of his new employees. The Council suggested that Mike come up with specific job descriptions emphasizing how he will utilize the new employees. Council member Wheeler recommended keeping a job journal that will be able to help Mike determine the amount of time that it takes to accomplish specific projects. The Council discussed checklists and Council member Kelly recommended some type of preventative maintenance software for tracking. The Council was in favor of allowing Mike Grunig to hire an additional employee.

Adjourn; 8:50

Donja Wright – City Recorder

Council member Kelly made a motion to approve the minutes from the March 11, 2015 Council meeting as amended. Council member Flint seconded the motion. Council members Kelly, Christensen, Randall, Flint and Wheeler voted in favor. The motion carried 5-0.