

MINUTES OF THE TOWN COUNCIL
MEETING
OF THE TOWN OF CLARKSTON

JULY 18, 2023
7:00 P.M.

Town Council Meeting held at the Clarkston Town Hall, 50 South Main, Clarkston, UT

Attendance: Mayor N. Craig Hidalgo

Councilmembers: Mylind Fawcett, Shaun Kurek
McCall Stephensen

Town Clerk: Kristi Hidalgo

Absent: Councilmember Dan Smith

Public Attendance: June Glick

1. CALL TO ORDER

Mayor Hidalgo called the Clarkston Town Council to order at 7:00 p.m. Councilmember M. Fawcett led the Pledge of Allegiance and offered Reverence to begin the meeting.

Executive Session – Legal Litigation Strategy - Mayor Hidalgo asked for a motion to go into an Executive Session to discuss a legal litigation case. Councilmember S. Kurek made the motion to go into an Executive Session. Councilmember M. Fawcett seconded the motion. All in favor “Aye”. Motion carried. At 7:02 p.m. the Mayor and Council entered into an Executive Session.

Mayor Hidalgo and the Council returned from Executive Session at 7:05 p.m. Mayor Hidalgo asked for a motion to return to the regular Town Council Meeting. Councilmember S. Kurek made a motion to return to the regular Town Council Meeting. Councilmember M. Stephensen seconded the motion. All in favor “Aye” Motion carried.

Mayor Hidalgo addressed the minutes of the Clarkston Town Council Meeting held June 6, 2023. Councilmember M. Stephensen motioned for the Clarkston Town Council to approve and adopt the minutes of June 6, 2023. Councilmember S. Kurek seconded the motion. All in favor “Aye”

2. NEW BUSINESS

National Diaper Need Awareness Week Proclamation – Mayor Hidalgo explained that He received an email from Edward Chalfant the Executive Director of Little Lambs Foundation for Kids requesting that Clarkston Town proclaim September 18-24 as Diaper Need Awareness Week in Utah. The proclamation would be used in conjunction with other states and local governments around the United States to raise awareness that there are families who cannot afford diapers for their children and that there are diaper banks

across the country that are helping families obtain the diapers they need. Mayor Hidalgo stated that this is a worthy cause. The Council agreed. Mayor Hidalgo read the National Diaper Need Awareness Week Proclamation and asked for a motion to approve the proclamation. Councilmember Stephensen motioned for the Council to approve the National Diaper Need Awareness Week Proclamation. Councilmember S. Kurek seconded the motion.

Business License Application – Eliza Forsyth – Eliza Forsyth was not present at the meeting. Mayor Hidalgo stated that the name of the business is Lizzy’s Music Studio LLC and is located at 191 North 100 West. Mayor Hidalgo explained Mrs. Forsyth would be teaching piano, guitar, and voice lessons. She will be teaching 1.5 hours a day with students who come for ½ hour lessons. Many of her students will be taught online via Google Meet. Students will be taught during daytime hours and she will not be selling any products. Councilmember S. Kurek motioned to approve the business license. Councilmember M. Stephensen seconded the motion. All in Favor “Aye”. Motion carried.

3. DEPARTMENTS

Mayor Hidalgo – Fire Department – Mayor Hidalgo had nothing to report.

National Night Out Against Crime – The 2023 National Night Out Against Crime will be held on August 21, 2023 at 7:00 pm. The Town Council will provide hotdogs, chips, cookies and drinks. The Clarkston Fire Department, Cache County Sheriff’s Department, and the Life Flight Helicopter will be there that night.

Councilmember M. Fawcett – Water Department – Water Tank Levels - Councilmember M. Fawcett reported that the town is now using more water than is coming in but the water tank replenishes during the night. Currently there are no water restrictions in place.

SCADA System Update – The SCADA System update has been completed. This was paid for with American Rescue Plan Act (ARPA) money.

Planning & Zoning – Willis Acres Subdivision Infrastructure – Mayor Hidalgo reported that the Escrow Agreement for the Willis Acre Subdivision states that the completion date for all infrastructure is one year from the date that the final plat was approved by the Town Council. The Council approved the final plat on August 1, 2022 and so far, said improvements have not been made. Four homes have been built but infrastructure has not been completed. Mayor Hidalgo asked the Town Clerk Kristi Hidalgo to send a copy of the Escrow Agreement to Councilmember M. Fawcett to review and if necessary, have the Clarkston Town Attorney Seth Tait send a letter to the developer.

Minor Subdivision Ordinance – Councilmember M. Fawcett stated that the Planning Commission had been drafting a Minor Subdivision Ordinance. **See Attachment 1** It will be an additional chapter (Chapter 8) in Clarkston Town Code Title 11 Subdivision

Regulations. Councilmember M. Fawcett highlighted the following in the proposed ordinance:

- General Purpose: The intent of the minor subdivision process is to allow for small subdivisions to be processed as quickly as possible.
- Required Conditions and Improvements:
 - A. Not more than three (3) parcels shall be created in the minor subdivision;
 - B. The area to be subdivided should be immediately adjacent to existing streets and utilities, and there shall be no dedication of any land for street rights of way or other public purposes required.
 - C. The minor subdivision shall conform to the general character of the surrounding area. New lot lines shall conform to the general pattern of existing lot lines;
 - D. Lots created shall not adversely affect the remainder of the parcel or adjoining property and shall conform to the applicable provisions of the land use ordinance;
 - E. Utility easements shall be provided as needed.
 - F. Does not require any changes to existing infrastructure.

The Council reviewed and discussed the proposed Minor Subdivision Ordinance and authorized the Planning Commission to hold a public hearing to hear public comments on the proposed ordinance.

Temporary Structure Definition – Councilmember M. Fawcett stated that the Planning Commission have been considering a definition for a temporary structure and are recommending the following:

Temporary Structure: A building without any foundation that is intended to be on the parcel no longer than six (6) months and includes a soft-sided or other structure designed to serve as a temporary garage, storage shelter, or greenhouse, but does not include an accessory building or is not intended for single family residential occupancy such as a mobile home or other similar structure, and cannot be connected to permanent utilities. No temporary structure shall be greater than 200 sq ft. It does require that a zoning clearance permit be obtained from the planning commission before it is constructed.

The Council approved the proposed definition. It will be adopted by Ordinance at the next Town Council Meeting to be held August 1, 2023.

Councilmember M. Stephensen – June Warrant List – Councilmember M. Stephensen presented the Warrant List for June 2023. Councilmember S. Kurek motioned for the Clarkston Town Council to approve the Warrant List as read. Councilmember M. Fawcett seconded the motion. All in favor “Aye.” Motion carried.

Citizen Advisory Committee – Councilmember M. Stephensen reported that the next Citizen Advisory Committee meeting would be in August. They did get a bid back for the pickleball courts. The bid was for 4 pickle ball courts and 1 basketball court. They are seeking additional bids on the project.

Councilmember S. Kurek – Cemetery Department – Sprinkling System Project - Councilmember S. Kurek reported that the Cemetery Sprinkling System Project has been completed and sod has also been laid. The next step is to mark the grave sites. Cemetery Sexton Jeremy Hidalgo and Councilmember S. Kurek will get that done as soon as possible. Councilmember S. Kurek stipulated that before any plots are sold the cemetery regulations need to be reviewed and updated.

Drinking Fountains - Councilmember S. Kurek Jeff Noble, a masonry contractor, will be getting him a bid to replace the cemetery and park drinking fountains. It will cost less to tear down and replace them than it would be to repair them. There will only be one drinking fountain in the cemetery. The drinking fountain on the east side of the cemetery will be eliminated.

4. RELEVANT BUSINESS

Next Meeting – The next Town Council Meeting will be held on Tuesday August 1, 2023 at 7:00 pm.

Public Comment –

June Glick – June Glick stated that in the Clarkston Town Code there are regulations on the condition that residents lots need to be kept in. She referenced the many broken-down vehicles accumulating on properties and wondered what the Council is doing about that. Mayor Hidalgo responded that the town passes laws and they need to be enforced and that is the Council's primary objective, but it is extremely difficult and very expensive to take someone to court over nuisance property issues. The Council hasn't addressed this lately. There are new laws in place to help with this issue, but the town can't financially handle going after residents that are non-compliant. There are a lot of people in town that do not take care of their lots. Mayor Hidalgo stated that citizens need to call the Cache County Sheriff's Department and file complaints, but they won't do it because they don't want their neighbors to know they were the ones that filed the complaint. Mrs. Glick wondered if there was some way the town could help people with their problems instead of just saying you have a problem and we want you to fix it. Mayor Hidalgo stated that if citizens would reach out to their neighbors in a kind way and instigate this the response would be much better than it would be filing a complaint with the Sheriff's Office. Mayor Hidalgo said that the Town Council would be willing to help in any way we can. We could organize a town clean up and bring in a dumpster to help out. Mrs. Glick wondered about the town providing a contractor for a day that would come in and haul away old vehicles and make it economically possible for people to get rid of them. Mayor Hidalgo replied that the town would be willing to help coordinate that. Mrs. Glick concluded that Clarkston is a nice little town and there are lots of places that look really nice and there are quite a few places that detract from the beauty of the town.

5. ADJOURN

There being no further business to come before the Council, Councilmember M. Stephensen motioned that the Clarkston Town Council Meeting adjourn. Councilmember S. Kurek seconded the motion. All members present voted "Aye." Motion carried. The meeting adjourned at 7:58 pm.

Kristi Hidalgo
Town Clerk

