

Newton Town Council Meeting
April 10, 2024, 7:00 P.M.
Newton Town Hall, 51 South Center, Newton UT
Minutes

Agenda

1. Roll Call
2. Opening Ceremony – Mike Benson
3. Approval of March 20, 2024, Minutes
4. Emergency Operations Center update, Great Shake Out – Greg Fabricius
5. Water System upgrade review
6. Public hearing to consider the adoption of the updated impact fee analysis (IFA) and enact an impact fee
7. Resolution 2024-01, Updated Water Impact Fee
8. Green waste fee
9. Cache County Sheriff's Report – Sheriff Jenson
10. Report on Mayor/Council Member Assignments

1. Call to Order and Roll Call of Members present.

Members present: Mayor Mike Benson, Jake Christiansen, Steven Jenkins, Brett Petersen, and Jed Woodward. Electronic attendance by Zoom: None
Karla Ferguson (Recorder) and Kathryn Rigby (Treasurer)
Others present: Dell Vance, Sarah Rigby, Greg Fabricius, and Gordon Anderson.

2. Opening ceremony conducted by Mike Benson

3. The Newton Town Council meeting minutes for March 20, 2024, were approved.

4. Emergency Operations Center update, Great Shake Out – Greg Fabricius reviewed the radio upgrade that was approved by the Newton Town Council in June 2022. Greg discussed training that they have completed with the new radio. The radio operator group will be applying for a grant to purchase a new antenna and dual band radio. Having a new antenna and radio would allow them to receive and send messages at the same time. The Newton emergency operations center has developed a communication plan for assistance with an emergency. The great Utah shake-out is an earthquake drill planned for April 18 at 5:30. The Newton emergency operations center will participate in the drill with Cache County with simulated damage assessment drills. The emergency operations center will request a letter of support from Mayor Benson for the grant application.

5. Water System upgrade review – Jed Woodward discussed that the water tank control panel has a band aid repair, but it needs to be replaced. Jed is working with the town engineer to purchase meters and get a bid for the control panel upgrade. Dell Vance discussed that a portion of the control panel has been replaced but that they still need flow meters. Mike Benson will ask Kevin Rhodes to present at the next town council meeting the needed upgrades to the control panel. Jed Woodward discussed that the test well at the Loosle-Buttars spring area has been capped and sealed.

6. Public hearing to consider the adoption of the updated impact fee analysis (IFA) and enact an impact fee – Mike Benson opened the public hearing. Mike Benson reviewed that the water impact fee was done in the late 1990's and has not been updated since then. Mike Benson reviewed the study completed by Zions Public Finance for the water impact fee. The suggested maximum water impact fee recommended by the study is \$10,383.75. Mike Benson asked for public comment. No public comment was received. The public hearing was closed.

**7. Resolution 2024-01, Updated Water Impact Fee -
 A RESOLUTION ADOPTING THE UPDATED IMPACT FEE ANALYSIS
 AND ENACT A WATER IMPACT FEE**

Whereas: Pursuant to Utah Code Ann. §§ 11-36a-502 and 11-36a-504, notice is hereby given that Newton Town, a municipality of the State of Utah, located in Cache County, Utah intends to hold a public hearing on April 10, 2024, 7:30 p.m. at Newton Town Hall, 51 South Center Street, Newton, Utah 84327, to consider adoption of the updated impact fee analysis (IFA) and enact an impact fee, with respect to its potable water system. The geographic area that is included in the IFA is all areas within the boundary of Newton Town.:

Whereas: Newton Town (Town) has retained Zions Public Finance, Inc. (ZPFI) to prepare this Impact Fee Analysis (IFA) for the calculation of appropriate culinary water impact fees. This IFA relies on information provided from the engineering firm Forsgren Associates (Forsgren) regarding current system capacity and future capital facility needs, cost, and timing.:

Whereas: An impact fee is a one-time fee imposed on new development activity to mitigate the impact of new development on capital facilities. The recommended impact fee structure presented in this analysis has been prepared to satisfy the Impact Fees Act, Utah Code Ann. § 11-36a-101 et. seq., and represents the maximum impact fees the Town may assess. The Town will be required to use revenue sources other than impact fees to fund any projects that constitute repair and replacement, cure any existing deficiencies, or increase the level of service for existing users.:

Whereas: Utah Code states that a local political subdivision or private entity wishing to impose impact fees shall pass an impact fee enactment in accordance with Section 11-36a-402. Additionally, an impact fee imposed by an impact fee enactment may not exceed the highest fee justified by the impact fee analysis. An impact fee enactment may not take effect until 90 days after the day on which the impact fee enactment is approved.

Therefore: Be it resolved by the Newton Town Council that:

The Newton Town Council adopts the updated impact fee analysis by Zion Public Finance, Inc., dated March 2024 and enacts an updated water impact fee of \$10,383.75.
 Effective July 8, 2024.

Jed Woodward made a motion to accept resolution 2024-01 updating the water impact fee. Jake Christiansen seconded the motion. Roll call vote:

COUNCILMEMBER	YES	NO	ABSENT	ABSTAIN
Mike Benson	X			
Jake Christiansen	X			
Steven Jenkins	X			
Brett Petersen	X			
Jed Woodward	X			

8. Green waste fee – Mike Benson explained that he has not received any updated information on green waste fees from Waste Management. The current rate discussed at the mayors’ meetings has been \$275 per load plus additional fees based on Logan City landfill charges. Jake Christiansen discussed that a \$3 charge per garbage can for green waste would cover green waste expense. Those households with a second garbage can would not be charged an additional fee. Proposed green waste fees were discussed. The Town Council would like to gather more

information about the green waste fee, publicize to the public a proposed fee and discuss it at May's town council meeting.

9. Cache County Sheriff's Report – Lieutenant Tim Ramirez introduced himself as the new lieutenant over the patrol unit. Lt. Ramirez reviewed the Sheriff's annual report, calls, contracted hours and service. The animal control contract amount has not been raised since 2016. Sheriff Jenson proposes raising the contract amount slowly over the next 3 years to meet benefits and wage expenses. The proposal was reviewed for a 3-year contract and keeping the same contracted hours but raising the per hour rate by \$2.75 each year. The proposed contract should be considered, and the council can talk to Sheriff Jenson and does not need to be decided at this time. Evidenced based patrolling was discussed.

10. Report on Mayor/Council Member Assignments

- Mayor Benson – Animal Control/Administration/Nuisance/Parks
- Jake Christiansen – Library/Special Events/Youth Council
- Steven Jenkins – Buildings/Land Management
- Brett Petersen – Planning/Fire Dept./EMS
- Jed Woodward – Water/Streets

Mike Benson reviewed damaged playground equipment and said that RAPZ funding has been obtained to replace some of the equipment. Mike would like the Town Council to inspect the playground equipment and think of items to seek RAPZ funding for next year.

Jake Christiansen thanked Kathryn Rigby and the Newton Youth Council for helping with the Easter Egg Hunt. There was leftover donation money for the hunt that will be used next year. Town clean-up day is scheduled for April 20. Jake plans to have sign-up sheets for projects. It was discussed that the broken playground equipment could be removed on clean-up day. The Newton Youth Council attended a leadership conference at USU in March.

Mike Benson reviewed that since the pickleball court bids came in higher than anticipated that he spoke with a contractor about the design and there is a cement mesh installation that they can do rather than post tension that is less expensive. Mike plans on talking to the town engineer, Eric Dursteler, about the design and having him put the pickleball courts back out to bid.

Steven Jenkins reported that he will arrange a meeting with AllTech about the security camera operation and getting training arranged.

Brett Petersen reported that the Newton Planning Commission is working on an animal draft code and has asked animal owners to attend their meeting to give input.

Jed Woodward reported that chip/seal and scrub coat for 7 blocks this summer has been arranged with Cache County. Jed plans to replace the stop sign on 300 South. Speed limit signs posted for town roads were discussed.

The regular meeting adjourned.

Minutes prepared by: _____

Karla R. Ferguson, Newton Town Clerk

Approval Date