

A Meeting of the Nibley City Council held at Nibley City Hall, 455 West 3200 South, Nibley, Utah, on Thursday, August 1, 2024.

OFFICIAL MINUTES OF THE MEETING
City Recorder Cheryl Bodily took minutes

Opening Ceremonies

Councilmember Larsen led the meeting in the Pledge of Allegiance.

Councilmember Larsen recognized Councilmember Mansell's 50th birthday, which was the following day, and the meeting participants sang *Happy Birthday*.

Call to Order and Roll Call

Mayor Larry Jacobsen called the Thursday, August 1, 2024, Nibley City Council meeting to order at 6:37 p.m. Those in attendance included Mayor Larry Jacobsen, Councilmember Norman Larsen, Councilmember Erin Mann, and Councilmember Garrett Mansell. Justin Maughan, Nibley City Manager, Levi Roberts, Nibley City Planner, Tom Dickinson, Nibley City Engineer, and Chad Wright, Nibley City Recreation Director was also present. Councilmember Kay Sweeten was excused from the meeting and Mayor Jacobsen expected Councilmember Nathan Laursen to arrive later.

Approval of the Previous Meeting Minutes and Current Agenda

Councilmember Larsen moved to approve the July 11, 2024, meeting minutes and the evening's agenda, swapping agenda items #5 and #6. Councilmember Mansell seconded the motion. The motion passed unanimously 3-0; with Councilmember Larsen, Councilmember Mansell, and Councilmember Mann all in favor.

Public Comment Period

Mayor Jacobsen gave direction to the public present and opened the Public Comment Period at 6:35 p.m. Seeing no public comments, Mayor Jacobsen closed the Public Comment Period at 6:35 p.m. with the Council's permission

Cache County Council Report: Update with Cache County Council Representative, Kathryn Beus

Cache County Councilmember Kathryn Beus was present at the meeting. Councilmember Beus described that she had set the goal to meet with each municipality to work with each Council to set goals and collaborate. So she could know what each municipality was working on and to let them know what the County was working on and to learn how to best advocate for each municipality on the County level. She had an electronic presentation entitled *Cache County Council Update 08/01/24* (a printed copy of the presentation is included in the printed meeting minutes). The topics included in her presentation included the following: a property map of the Elkhorn Ranch Open

Space, Elkhorn Ranch Open Space, Cache Fire District Board, RAPZ, and General County News.

Mayor Jacobsen requested that Kathryn Beus pass the message along the sentiment that that the Cache County Council didn't represent just the unincorporated parts of Cache County; that they represented all of Cache County and the municipal cities that were incorporated into Cache County. Everyone paid Cache County taxes.

Training: Cache County Assessor, Brett Robinson

Brett Robinson, Cache County Assessor was present for this discussion. He presented a few documents (included in the printed meeting minutes) and discussed Entity Average Residential Values History, Entity Average Commercial Values History, taxable value from the State of Utah, Process of Establishing Values and how this was done, Form PT-10 Request for Review-Locally Assessed Real Property Cache County Board of Equalization, and Taxpayer Information for Filing a Property Tax Appeal.

Discussion & Consideration: Resolution 24-16 – Creation of the Nibley Morgan Farm 501(c)(3) (Second Reading)

Mr. Maughan reported that staff was continuing to figure out control of the Morgan Farm and figuring out where that balance was. There had been a few "tweeks" by staff and Councilmember Laursen had some "tweeks" he wanted to incorporate into the bylaws as well and staff hadn't been able incorporate the "tweeks" to get the City Attorney's opinion on the changes. Mr. Maughan asked for the City Council to continue the item and keep in mind they were working diligently on trying to the bylaws to a get to a place they could execute and get the 501(c)(3) rolling.

Councilmember Larsen moved to continue Resolution 24-16 Creation of the Nibley Morgan Farm 501(c)(3), until staff was ready to bring it back to the City Council. second the motion. Councilmember Mann seconded the motion.

Mayor Jacobsen clarified that staff was willing to accept input from any City Council member before the item came back on the agenda. Mr. Maughan agreed that staff was always willing to accept input from the City Council on any item.

The motion passed unanimously 3-0; with Councilmember Larsen, Councilmember Mann, and Councilmember Mansell all in favor.

Discussion & Consideration: Resolution 24-17 – Adopting the Nibley City Parks, Recreation and Open Space Master Plan (Second Reading)

Mr. Roberts *Nibley City Council; August 1, 2024.* The topics in his presentation include the following: Nibley City Park, Recreation and Open Space Master Plan; City Council; August 1, 2024, Update for 2nd Reading (August 1), and Summary of updates.

Mr. Wright said in the recreation executive summary and in other sections of the plan it indicated there was an emphasis on addressing the question of ongoing maintenance in Nibley's Parks. This would be very valuable for them in existing parks and would come into play with new park property the City might acquire. Mr. Wright said the Parks and Recreation Committee was excited and the City Council should be excited that the plan helped add some detail and structure to evaluate when a developer presented some land.

Councilmember Larsen moved to approve 24-17 – Adopting the Nibley City Parks, Recreation and Open Space Master Plan. Councilmember Mansell seconded the motion.

The Council discussed the work they had cut out for themselves that was presented to them in the plan and discussed the financial analysis presented in the plan. Councilmember Larsen questioned the practice of having subdivisions give the City open space and if this was a practice they wanted to continue to do considering the cost of developing open space. Mayor Jacobsen described the continued pressure he got from residents to continue to maintaining a rural atmosphere.

Seeing no objection, Mayor Jacobsen called for a vote on the motion.

Voting the motion to approve Resolution 24-17 was as follows:

Councilmember Larsen voted in favor.

Councilmember Mansell voted in favor.

Councilmember Mann voted in favor.

The motion passed unanimously 3-0; with Councilmember Larsen, Councilmember Mansell, and Councilmember Mann all in favor.

Mr. Wright left the meeting at 7:52 p.m.

Discussion & Consideration: Resolution 24-18 – A Resolution Indicating the Intent to Adjust the Municipal Boundary Between the City of Logan and Nibley City (First Reading)

Mr. Roberts led this discussion. He showed a plat map of the proposed adjusted boundaries. The topics he discussed were the Logan/Nibley Boundary Adjustment and an Update for 2nd Reading (August 1) (see printed slides included in the printed meeting minutes). Mr. Roberts said it was staff's recommendation to pass Resolution 24-18 and waive the second reading.

The City Council discussed how they would like to proceed with the motion when considering where Logan stood with the boundary adjustment.

Councilmember Mansell moved to approve Resolution 24-18 – A Resolution Indicating the Intent to Adjust the Municipal Boundary Between the City of Logan and Nibley City, for first reading. Councilmember Mann seconded the motion.

Councilmember Mansell wanted Logan to weigh in before the Nibley City Council finalized their decision. Mayor Jacobsen suggested, “we’ll wait until its offered.”

The motion passed unanimously 3-0; with Councilmember Mansell, Councilmember Mann, and Councilmember Larsen all in favor.

Council and Staff Report

Mr. Dickinson reported on the 1200 west road project. Expected the closure to remain in effect for three more weeks.

Mr. Dickinson updated the City Council on the 1300 west project and widening the road.

Mr. Dickinson updated the Council on the 3200 South signal at highway 89/91.

Mr. Dickinson said he'd provided notification to residents on 3200 South between 800 West and 950 West for construction of the sidewalk along that roadway.

Mr. Dickinson said Ridgeline Park, park was intended to start in the current year. They had considered starting in certain area and working around and avoiding other areas, but the DWA felt this was inefficient. The City was waiting for the Ute Ladies' Trusses and Mr. Dickinson had heard they were starting to bloom around the valley.

Mr. Maughan reported on an appeal to a citation on Nibley's nuisance ordinance.

Councilmember Nathan Laursen arrived at 8:17 p.m.

Mr. Maughan reported on traffic issues, road closures and road detours and complaints that had been received by residents regarding both.

Mr. Maughan reported that staff was working hard on the salary study that was funded by the City Council. He reported on a meeting that was held the previous week.

Mr. Maughan updated the City Council on discussion of Nibley City seeking its own zip code. He and Mr. Maughan had spoken with Nick Kenczka of the Nibley City Planning Commission regarding the assessment of sales tax. Mr. Kenczka said it might be easier to claim if Nibley City had its own zip code. Mr. Maughan described the process of seeking a zip code for Nibley City moving forward. Councilmember Mann questioned Mr. Maughan had discussed 1100 W and 1200 W with the Postmaster. Mr. Roberts said this was in Nibley City's “court” and was not the responsibility of the Postmaster.

Mr. Maughan made the City Council aware that per the budget, Nibley City had hired James Cleverley in the Water and Wastewater department and described some of his qualifications.

Mr. Maughan updated the City Council of the City Summer Party on Monday, August 19 and that Bike to Work week was September 9-13.

Mr. Maughan reported that the city's annual audit was upcoming in the next month. He reminded the City Council of the internal audit that was done each year. Mr. Maughan asked for a volunteer to complete the internal audit. Councilmember Mann volunteered to participate in the internal audit.

Mr. Maughan described an issue with Nibley's water system and a taste and odor problem.

Mr. Maughan described a clerical error with the Ordinance that increased the City Council's stipend with the staff's annual Cost of Living adjustment. Mr. Maughan described how staff intended to take care of the issue and were given no alternate direction from the City Council other resolving the issue in a timely manner.

Mr. Roberts reported on the Stokes Nature Center development agreement and Wesley Nelson Farms considerations for rezone and code changes that were being considered by the Planning Commission at their next meeting.

Councilmember Laursen reported that a resident had driven down one of the roads that had recently been resurfaced.

Councilmember Mann reported on follow-up items completed by the Public Works department and complimented them.

Councilmember Mansell said a resident had reach out to him asking about Nibley's fire response time. He asked for clarification on Nibley's relationships with the Hyrum and Logan fire departments.

Councilmember Larsen reported on the latest meeting with Wesley Nelson Farms.

Mayor Jacobsen reported on BRAG's new Director and said he was excited for what he had outlined. The Director came from BRAG on the Human Services side.

Seeing no objection, Mayor Jacobsen adjourned the meeting at 8:44 p.m.

Attest: Cheryl Bodily
City Recorder