

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

April 13, 2016

The Hyde Park City Council meeting of April 13, 2016 began at 7:00 pm and was conducted by City Council Member Flint.

**City Officials Present:** Council members; Mark Hurd, Bob Christensen, Bret Randall, Sharidean Flint, and Charles Wheeler. Planning and Zoning member; Mark Lynne, Police Chief; Kim Hawkes, and City Recorder; Donja Wright. Mayor Cox was excused.

**Others Present:** Alan Balls, Dave Suisse, Karl Kler, Dave Hancey, Melissa Vogel, Craig Brown, Kristy Brown

**Prayer or Thought:** Council member Wheeler

**Pledge of Allegiance:** Council member Hurd

**Adoption of Agenda:** Council member Christensen moved that the Hyde Park City Council approve the agenda for the April 13, 2016 City Council meeting as presented. Council member Randall seconded the motion. Council members Hurd, Christensen, Randall, Flint and Wheeler voted in favor. The motion carried 5/0.

**Review of March Financial Statement:** The Council reviewed the financial statement from March. Donja Wright informed them that the Council will be holding a public hearing on May 11<sup>th</sup> to review the tentative budget for next year. The Council will consider approving it on June 8<sup>th</sup>. The tentative budget will act as the budget until August when a hearing will be held to discuss a property tax increase.

**Citizen Input:** No Input

**Consider Ordinance 2016 – 01 An Ordinance amending Ordinance 7.10 of the Animal Control Ordinance. Public Hearing was held on January 13, 2016.** Council member Flint informed the Council and Citizens that the Planning and Zoning Commission took the recommendations from Citizens and the City Council and worked with a group of citizens to come up with this ordinance. This ordinance allows more animals on smaller lots. Kristy Brown approached the Council and informed them that she moved here from Sandy and appreciates that she can have chickens on her lot. She questioned the ability to have roosters. The Council informed her that she is allowed to have roosters. If they become a nuisance, they are covered under the nuisance ordinance. Dave Suisse approached the Council and thanked them for listening. He said that he knows being a Council member can be a

very tough job and he appreciates the time they and Planning and Zoning spent making this work for everyone. Melissa Vogel approached the Council and said thank you for listening. She feels that the Ordinance is a great success. Karl Kler approached the Council and questioned why Roosters are not listed in the ordinance. Council member Hurd explained that everything that is not recommended is listed. Council member Wheeler questioned section 7.10.110.D where it references Befouling Waters. The City Council is currently reviewing that ordinance and questioned what would happen if that ordinance was changed or removed. Mark Lynne informed the Council that P&Z is still researching the ordinance regarding Befouling waters but if the ordinance is removed, it will automatically be removed from the animal control ordinance.

The Council had a discussion about section 7.10.100 where it says “A lot may be combined with another lot for the purpose of creating an area of sufficient size to meet the minimum requirements for the establishment of animal rights as outlined...” Council member Hurd recommended that the word adjacent be added to the ordinance. He questioned why nonconforming lots located in separate locations could be combined to create a conforming lot. Melissa Vogel informed the Council that P&Z discussed this in great detail. Horses tend to have habits; they hang out in their favorite place, they deposit waste in the same place, they eat in the same place. It doesn’t matter the lot size, the horse is going to hang out in the same place. Council member Randall said that this is allowing 2 noncompliant lots to become compliant. When the horse is on a noncompliant lot, it is still noncompliant. Council member Flint informed the Council that she does not like to create an ordinance that restricts ordinary citizens. Council member Wheeler informed the Council that if the horse is adjacent to the homeowner, they are more likely to have control over the animal. Karl Kern informed the Council that he helped draft an animal waste plan. Farmers can have a lot of animals on the land as long as they can spread the waste properly. They do not require them to be adjacent. Council member Hurd made a motion to approve Ordinance 2016-01 An Ordinance amending 7.10 of the Animal Control Ordinance with the addition of the word adjacent in section 7.10.100. “A lot may be combined with another *adjacent* lot for the purpose of creating an area of sufficient size to meet the minimum requirements for the establishment of animal rights as outlined...” Council member Randall seconded the motion. Council members Hurd, Christensen, Randall and Wheeler voted in favor. Council member Flint voted against. The motion carried 4/1.

**Consider engineering for the Hyde Park City Water Plan – Continued Discussion with Scott Archibald from Sunrise Engineering:** The Council recommended that this be moved to a future agenda when the Mayor can attend.

**Discuss The Hyde Park City Master Road Plan:** Council member Hurd asked for this to be put on the agenda to discuss 50 east. He recommended that the master road plan show it reflected that 50 east is no longer a road going through to North Logan. Council member Randall informed the Council that he talked to the Mayor and the Mayor is working with outside legal Counsel and he will bring a legal

opinion to a future Council meeting. The Council recommended holding off on the discussion about 50 east until they receive that opinion. Council member Hurd informed the Council that the current master road plan shows that Hyde Park 200 South is required to connect between the CMPO road and the highway. He recommended that the requirement be removed. At the location it shows on the Master Road Plan, it would be splitting down the middle of one property. As the area gets developed, developers will be required to put in roads so the requirement can be removed. Council member Wheeler informed the Council that UDOT wants to direct traffic down the CMPO road and over to lights. He recommended that 300 north have an island in the middle of the road way, keeping commercial traffic out of the subdivision. Deferring traffic to the roads that have lights is better for the safety of the citizens. Mark Lynne informed that Council that they are allowed 2 connectors between 600 south and center. The Council and P&Z should look at the UDOT plan in conjunction with the Hyde Park City plan and make revisions that support both. The Council recommended considering removing the requirement for any roads going east to west between 600 south and center.

**Consider a new Civic Center Rental Agreement:** Council member Hurd informed the Council that the rental agreement and cleaning checklists were cloned from Nibley City. Mark discussed a few changes and questions 1) rules and regulation #8 – requires them to rent the entire facility if they are going to have amplified music. If the party downstairs has amplified music, it can interfere with the party upstairs. Council member Randall questioned if we want to be in the business of allowing amplified music at all. Council member Hurd commented that if the neighbors are affected, it is a violation of the noise ordinance. Chief Hawkes said that they can respond to complaints. The access agent would come down and determine if the complaint was valid. That is sometimes difficult to do as there is a lot of give and take in what a valid complaint is. How will this be judged? 2) Reservation #3 – the person signing the application must be present at the event at all times and must have the application in hand. How do we want to handle this? The Council had a discussion about requiring the person reserving to be present and the need to have a responsible party there at all times. They discussed requiring the access agent to check ID to make sure they are the one that made the reservation. The Council recommended that the City staff require photo ID when they reserve the building. 3) Reservations #7 – Eliminate this item as the City does not require proof of insurance. 4) Replacement Costs – the Council recommended removing all items that may require replacement except the tablecloths. The Council discussed the cleaning checklist and recommended that at the bottom of the form it reads “Please return this form with any cleaned rented tablecloths to claim your deposit” Council member Christensen made a motion to approve the Hyde Park City Rental Application, the City Hall Cleaning Checklist and the City Hall Cleaning Checklist Inspection Form with the above proposed changes. Council member Wheeler seconded the motion. Council members Hurd, Christensen, Flint, Randall and Wheeler voted in favor. The motion carried 5/0

## **Departments:**

**Roads:** Council member Christensen informed the Council that the public works team will start filling in some pot holes as soon as the rain lets up and when the batch plant fills up. They will begin work on finishing Main Street from 150 north to 200 north and the road from Hwy 91 to City shop. 3100 north hasn't started yet.

**Water / Sewer:** Council member Randall Informed the Council that the spring jumped from 500 galloons to 1200 gallons in a week

**City Celebration / Emergency Preparedness:** Council member Hurd informed the Council that the Citizens Core Council met last Wed night. Rick Williams will help with the connectivity between Hyde Park City and the County. Council member Hurd discussed the City Celebration. Bret Randall will still be coordinating the fun run and Bob Christensen will coordinate the fireworks. Council member Christensen informed the Council that fire chief Jay Downs recommended that those working with the fireworks wear fire suits (coat & hat). Council member Hurd will coordinate the flag ceremony and will contact Brent Kelly to see if he would be willing to help with the parade. DeAnn Hull has helped in the past. Council member Hurd has had some requests for people wanting to sponsor. The Council had a discussion about what a sponsorship would look like. Council member Randall discussed making a large banner for all sponsors and the size of name on banner depends on amount donated. The Council discussed having different levels of sponsorship. Council member Hurd informed the Council that he will come up with a draft of sponsorship ideas and bring it to the next City Council meeting. Council member Wheeler informed the Council that he was in charge of the cleanup crew after the fireworks. The DJ is under contract and the entertainment is working on getting a contract to the City.

Adjourn – 8:45

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Donja Wright – City Recorder

Council member Christensen made a motion to approve the minutes from April 13, 2016. Council member Randall seconded the motion. Council members Hurd, Christensen, Randall, Flint and Wheeler voted in favor. The motion carried 5/0.