

MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD JULY 7, 2016, AT THE HYRUM CITY COUNCIL CHAMBERS, 60 WEST MAIN, HYRUM, UTAH.

CONVENED: 6:30 P.M.

CONDUCTING: Mayor Stephanie Miller

ROLL CALL: Councilmembers Kathleen Bingham, Jared L. Clawson, Paul C. James, Craig L. Rasmussen, and Aaron Woolstenhulme were present.

CALL TO ORDER: There being five members present and five members representing a quorum, Mayor Miller called the meeting to order.

OTHERS PRESENT: City Administrator Ron Salvesen and seven citizens. City Recorder Stephanie Fricke recorded the minutes.

WELCOME: Mayor Miller welcomed everyone in attendance and invited audience participation.

PLEDGE OF ALLEGIANCE: City Administrator Ron Salvesen led the governing body and the citizens in the Pledge of Allegiance.

INVOCATION: Councilmember Rasmussen

APPROVAL OF MINUTES:

The minutes of a regular meeting on June 16, 2016 were approved as written.

ACTION Councilmember James made a motion to approve the minutes of a regular meeting on June 16, 2016 as written. Councilmember Clawson seconded the motion and Councilmembers Bingham, Clawson, James, Rasmussen and Woolstenhulme voted aye. The motion passed.

AGENDA ADOPTION: A copy of the notice and agenda for this meeting was FAXED and emailed to The Herald Journal, posted on the Utah Public Notice Website and Hyrum City's Website, provided to each member of the governing body, and posted at the City Offices more than forty-eight hours before meeting time.

ACTION Councilmember Clawson made a motion to approve the agenda for July 7, 2016. Councilmember James seconded the motion and Councilmembers Bingham, Clawson, James, Rasmussen, and Woolstenhulme voted aye. The motion

passed.

AGENDA

- 9. SCHEDULED DELEGATIONS:
 - A. Annette Staffanson - To request a Home Occupation Business License at 770 West 250 North for Preschool and Kindergarten Extension.
- 10. INTRODUCTION AND ADOPTION OF AN ORDINANCE:
 - A. Ordinance 16-04 - An ordinance amending the Municipal Zoning Map and annexing certain real property and extending the Corporate Limits of Hyrum City, Utah (Kilgore Companies -3 Acres).
- 11. OTHER BUSINESS:
 - A. Certification of annexation petition - Kendrick Property.
 - B. Certification of annexation petition - Knight Property.
 - C. Mayor and City Council reports.
- 12. ADJOURNMENT

PUBLIC COMMENT:

Mayor Miller said if a citizen has a question or would like to make a comment to please keep it under three minutes.

There being no public comment, Mayor Miller moved to the next agenda item.

SCHEDULED DELEGATIONS:

ANNETTE STAFFANSON - TO REQUEST A HOME OCCUPATION BUSINESS LICENSE AT 770 WEST 250 NORTH FOR PRESCHOOL AND KINDERGARTEN EXTENSION.

Annette Staffanson said she wants to teach preschool and a kindergarten extension class in her home at 770 West 250 North. She would have less than 10 students in a class. She will have a couple of parents that will volunteer to be there with her. These mothers will not be employees and will not get paid.

ACTION

Councilmember James made a motion to approve a Home Occupation Business License for Annette Staffanson at 770 West 250 North for a preschool and kindergarten extension. Councilmember Bingham seconded the motion and Councilmembers Bingham, Clawson, James, Rasmussen, and Woolstenhulme voted aye. The motion passed.

INTRODUCTION AND ADOPTION OF AN ORDINANCE:**ORDINANCE 16-04 - AN ORDINANCE AMENDING THE MUNICIPAL ZONING MAP AND ANNEXING CERTAIN REAL PROPERTY AND EXTENDING THE CORPORATE LIMITS OF HYRUM CITY, UTAH (KILGORE COMPANIES - 3 ACRES).**

Mayor Miller said Ordinance 16-04 will finalize the annexation of Kilgore Companies. This annexation was started in April 2016 and is ready for final approval. Kilgore will turn in 9 acre feet of irrigation shares to the City upon annexation. This meets the City's requirement of three acre-feet of water per gross acre of ground being annexed. The annexation agreement has been reviewed by the City Attorney.

ACTION

Councilmember Rasmussen made a motion to adopt Ordinance 16-04 amending the Municipal Zoning Map and annexing certain real property and extending the Corporate Limits of Hyrum City, Utah (Kilgore Companies - 3 acres). Councilmember Woolstenhulme seconded the motion and Councilmembers Bingham, Clawson, James, Rasmussen, and Woolstenhulme voted aye. The motion passed.

OTHER BUSINESS:**CERTIFICATION OF ANNEXATION PETITION - KENDRICK PROPERTY.**

City Recorder Stephanie Fricke said she worked with City Attorney Jon Jenkins to ensure that the Kendrick Annexation Petition met the requirements of State Law. It was determined the annexation petition met such requirements and a copy of the Certification of Annexation Petition was given to Mayor Miller and each City Councilmember. The public notice and protest period will begin and go through August 8, 2016, and the public hearing will be held on August 18, 2016. An annexation agreement needs to be written during this time.

ACTION

Councilmember James made a motion to accept the Certification of the Annexation Petition for Kendrick Property. Councilmember Clawson seconded the motion and Councilmembers Bingham, Clawson, James, and Rasmussen voted aye. The motion passed.

CERTIFICATION OF ANNEXATION PETITION - KNIGHT PROPERTY.

City Recorder Stephanie Fricke said she worked with City Attorney Jon Jenkins to ensure that the Knight Annexation Petition met the

requirements of State Law. It was determined the annexation petition met such requirements and a copy of the Certification of Annexation Petition was given to Mayor Miller and each City Councilmember. The public notice and protest period will begin and go through August 8, 2016, and the public hearing will be held on August 18, 2016. An annexation agreement needs to be written during this time. The annexation petition does not contain all of the owners of the private real property included in the annexation petition: 1. Jose Miranda .5 acres 03-065-0030; 2. Dallas Elder Investment Company, LLC 2.61 acres 03-191-0002, and 2.36 acres 03-191-0002; 3. Lew Ray and Doris Elaine Blackman Trust 2.13 acres 03-191-0003; 4. Brandon Baker 2.52 acres 03-191-0004; 5. James & Ashley Smith 1.52 acre 03-191-0005; and 6. Jeffrey and Lynelle Hansen 8.11 acres 03-065-0019.

Curtis Knight said he owned the storage units that are included in the annexation but sold them a while ago. He still owns two pieces of property adjacent to the storage sheds that he wants to develop. He wants to sell the two parcels or maybe he will develop them if he can put storage sheds on the property. He bought the property to develop it into storage units, but after he built the first storage units Cache County changed its zoning ordinance and storage units are no longer allowed in that zone. He invested a large amount of money in widening ~~Highway 165~~ 4400 South, connecting to Nibley City's water; and the purchase price for the property anticipating he would be building additional storage units. He is not sure if he will annex the property into Hyrum, leave it in Cache County, or annex it into Nibley. He is looking at all of his options to determine where his property will have the highest value. Nibley City's water runs along 4400 South and the storage sheds already have a water connection. He would like to continue to use Nibley's water and be able to connect his property to Nibley's water even if he annexes into Hyrum.

AMENDED
07-21-16

Councilmember Rasmussen said everything south of 4400 South including his property is in Hyrum City's Annexation Declaration Area not in Nibley City's. Hyrum and Nibley have agreed to 4400 South as the dividing line and both cities are planning on using the 4400 South as a main arterial route. Hyrum City wants to maintain a nice looking entrance into its City. One day that property will be developed and it could provide commercial growth but he does not think that area should have so many storage units in one area especially not the gateway areas into Hyrum.

Curtis Knight asked if the City would consider allowing storage sheds on the parcel to the west of the current storage units that

fronts 4400 South. Having restrictions on the property may reduce the demand or value of the property and annexation to Hyrum City may not be worth it at that point.

Councilmember Rasmussen said he would like to have a 400' setback for storage units that front any State Highway.

City Recorder Stephanie Fricke said storage units are allowed in a Commercial Zone so if there are restrictions on storage units it needs to be included in the annexation agreement along with any other conditions or restrictions that the City Council deems necessary.

ACTION

Councilmember Clawson made a motion to accept the Certification of the Annexation Petition for the Knight Property. Councilmember James seconded the motion and Councilmembers Bingham, Clawson, James, and Rasmussen voted aye. The motion passed.

MAYOR AND CITY COUNCIL REPORTS.

Councilmember Woolstenhulme said he received several positive comments about this year's parade. The parade didn't have as many commercial vehicles in it. The parade moved along without any large breaks in between entries.

The City Council discussed the increasing number of blankets, chairs, and roped off areas along the parade route more than a week before the parade. The City Council discussed not allowing people to reserve a spot until the morning of or 24 hours of the parade. This will allow the planter strip to be watered and mowed by City Personnel, and also make the parade route look more inviting to people outside the community or those residents who don't live on Main Street. The City Council recommended City Staff put it in the newsletter immediately to give the citizens plenty of warning. Also signs will need to be posted at least a week before the parade.

Councilmember Rasmussen said the Medieval Tournament was held at the Rodeo Grounds and even though it was hot there were still a lot of people that came to watch. There were not as many participants as anticipated because of it being the 4th of July holiday and the event coordinators are hoping the City will allow them to hold an event the weekend after the 4th of July.

Councilmember James thanked the City Council for their help with

the 4th of July. He too received many positive comments about the 4th of July Celebration. The Patriotic Program was well attended and he already has found a speaker for next year.

Councilmember Bingham thanked the City Council for their help with the watermelon.

Councilmember Clawson said the booths were full and really no problems except for the Coca Cola trailer. A place was assigned for the Coca Cola trailer but the vendor didn't like his space so he moved the trailer. He thanked City Staff for their help with the booths.

Mayor Miller said there will be a post 4th of July meeting with City Staff to review checklists. The City Council is invited and encouraged to attend on Wednesday July 13 at 1:00.

ADJOURNMENT:

ACTION

**There being no further business before the City Council,
the Council Meeting adjourned at 7:45 p.m.**

Stephanie Miller
Mayor

ATTEST:

Stephanie Fricke
City Recorder

Approved: July 21, 2016 _____
As Amended