

MINUTES OF THE PUBLIC HEARING
AND TOWN COUNCIL MEETING
OF THE TOWN OF CLARKSTON

March 19, 2019
6:30 P.M.

Public Hearing and Town Council Meeting held at the Clarkston Town Hall, 50 South Main, Clarkston, UT.

Attendance: Mayor Craig Hidalgo
Councilmembers: Elaine Goodey, Ryan Thompson
Nichole Sparks, Lloyd Bytheway

Kristi Hidalgo, Town Clerk

Also in attendance: Edwin Summers, N. Gail Godfrey, Ben Burt, Mike Kelly, Mary Kelley

1. CALL TO ORDER

Mayor Hidalgo called the Public Hearing to order at 6:30 p.m.

2. PUBLIC HEARING

Mayor Hidalgo stated that the reason for this public hearing is to hear public comment on Proposed Ordinance 19-01 "An Ordinance Amending Chapter 1A of Title 9 of the Clarkston Town Code with New Amounts for Water Impact Fees and adopting Road Impact fees." Mayor Hidalgo explained to those present that the Council hired Sunrise Engineering to conduct a Proportionate Share Analysis on Clarkston Town roads and to update the Proportionate Share Analysis for the Clarkston Town Culinary Water System. Proposed Ordinance 19-01 amends Chapter 1A of Title 9 of the Clarkston Town Code with new amounts for water impact fees and adopts road impact fees. Mayor Hidalgo stated that after consideration of all the relevant factors the Council determined that it was in the best interest of the town's current and future residents to adopt this ordinance in order to provide for adequate public facilities and to service anticipated future growth and development. Mayor Hidalgo declared that the Council had acted in accordance with the Utah Impact Fees Act and that the Clarkston Town Attorney Seth Tait drafted Ordinance 19-01. Mayor Hidalgo said that the Council has determined to increase the Culinary Water Impact fee from \$1,500 to \$5,000 and to implement a Clarkston Road Impact Fee of \$2,500. The total assessed impact fee for a residential building permit would be \$7,500.

Mayor Hidalgo turned the time over to the public for comments or questions.

Public Comment

Edwin Summers – Edwin Summers stated that he had a question and a comment to make. Mr. Summers commented that he was in agreement with the general concept of increasing impact fees to cover the costs incurred by Clarkston Town. Mr. Summers asked if currently installed water hook-ups, whether or not they currently have an operating meter or not, would be grand-fathered in. Mayor Hidalgo replied that they would not. Mr. Summers stated that he is currently billed for two water meters that are not hooked up to his home for \$5.00 per month and wondered if a building permit were issued would he have to pay the \$5,000 impact fee. Mayor Hidalgo declared he would be required to pay the impact fee. An impact fee is for the construction of a new structure. It is not a charge for the water connection. Mayor Hidalgo clarified that the water connection fee and the water impact fee are two separate fees. Mr. Summer's already paid the water connection fee so that would not be duplicated but he would have to pay the \$5,000 water impact fee. Mayor Hidalgo explained that an impact fee is designed to allow the town to charge new construction to help defray the costs of the added burden to the culinary water system. Mr. Summers summarized that he would have to pay the \$5,000 impact fee but not the water connection fee because he already paid that. The Council agreed.

Ben Burt – Ben Burt wondered if the impact fees were only for new buildings and would not affect any current residents. Mayor Hidalgo specified that the impact fee would be assessed to all new residential building permits. Mr. Burt asked what the impact fees were. Mayor Hidalgo stated that the water impact fee was \$1,500 and it would be increased to \$5,000 and the road impact fee would be \$2,500.

Mayor Hidalgo revealed that according to the Proportionate Share Analysis done by Sunrise Engineering the maximum water eligible impact fee that could be charged is \$6,978.30 and the maximum road impact fee that could be charged is \$2,740.

Gail Godfrey – Gail Godfrey wondered when the new impact fees would take effect. Mayor Hidalgo responded that in accordance with Utah Code 11-36a-401(2), the ordinance would become effective 90 days after the date it is adopted and passed by the Town Council. Mr. Godfrey asked if the building permits that have already been issued for the existing homes that are being built in the community would be exempt from the new impact fees. Mayor Hidalgo stated that they would be exempt because they have already been given a building permit.

3. ADJOURN

Mayor Hidalgo stated that if there were no further comments or questions that a motion to adjourn from the Public Hearing be made. Councilmember L. Bytheway made a motion to adjourn the Public Hearing. Councilmember N. Sparks seconded the motion. All in favor "Aye." Public Hearing adjourned at 6:42 p.m.

TOWN COUNCIL MEETING

1. CALL TO ORDER

Mayor Hidalgo called the Town Council Meeting to order at 6:45 p.m.
Councilmember L. Bytheway led the Pledge of Allegiance and offered Reverence to begin the meeting.

2. NEW BUSINESS

Mayor Hidalgo addressed the minutes of the Clarkston Town Council Meeting held March 5, 2019. Councilmember N. Sparks motioned for the Clarkston Town Council to approve and adopt the minutes of March 5, 2019. Councilmember E. Goodey seconded the motion. All in favor "Aye". Motion carried

Ordinance 19-01 - "An Ordinance Amending Chapter 1A of Title 9 of the Clarkston Town Code with New Amounts for Water Impact Fees and adopting Road Impact fees."

Mayor Hidalgo read the ordinance and asked for a motion to adopt Ordinance 19-01. Councilmember L. Bytheway motioned for the Council to approve and adopt Ordinance 19-01. Councilmember R. Thompson seconded the motion.

Roll Call Vote:

Mayor Hidalgo	☒ Aye	☐ No	☐ Abstain	☐ Absent
Councilmember R. Thompson	☒ Aye	☐ No	☐ Abstain	☐ Absent
Councilmember E. Goodey	☒ Aye	☐ No	☐ Abstain	☐ Absent
Councilmember L. Bytheway	☒ Aye	☐ No	☐ Abstain	☐ Absent
Councilmember N. Sparks	☒ Aye	☐ No	☐ Abstain	☐ Absent

Resolution 19-04 – "A Resolution Creating the Clarkston Town New Town Hall Advisory Committee" – Mayor Hidalgo asked if there was any discussion by the Council prior to passing the Resolution. There was no discussion so Mayor Hidalgo read the resolution and asked for a motion to adopt Resolution 19-04. Councilmember R. Thompson motioned for the Council to approve and adopt Resolution 19-04. Councilmember L. Bytheway seconded the motion.

Roll Call Vote:

Mayor Hidalgo	☒ Aye	☐ No	☐ Abstain	☐ Absent
Councilmember R. Thompson	☒ Aye	☐ No	☐ Abstain	☐ Absent
Councilmember E. Goodey	☒ Aye	☐ No	☐ Abstain	☐ Absent
Councilmember L. Bytheway	☒ Aye	☐ No	☐ Abstain	☐ Absent
Councilmember N. Sparks	☒ Aye	☐ No	☐ Abstain	☐ Absent

3. DEPARTMENTS

Mayor Hidalgo – Fire Department – Mayor Hidalgo referenced a letter he received from Cache County Executive Craig Buttars. **See Attachment A**

Mayor Hidalgo stated that several cities have had difficulty finding volunteer firefighters who are available during the day. In an effort to assist cities with reduced staffing during the day, the Cache County Council recently approved the hiring of four full-time firefighters. The intent is to place two firefighters in the north part of the county and two in the south. They would be available from 8:00 am to 5:00 pm, Monday through Friday to assist the fire departments with fire calls. Mayor Hidalgo informed the Council that at the March 2019 Mayor's Association Meeting Craig Buttars reported that they are looking at a different philosophy that they want to discuss. Instead of hiring four full-time firefighters they would provide pagers to the communities that are willing to provide fire support during the day. Participating communities would receive \$12,000 per year for supporting this effort. Mayor Hidalgo said that he asked Clarkston Fire Chief Brooks Dufner to contact the Cache County Fire Chief Rod Hammer and discuss this new recommendation with him and let him know what his thoughts are on it.

New Town Hall Advisory Committee – Mayor Hidalgo stated that he would be scheduling a meeting with the New Town Hall Advisory Committee to conduct some training on the Open meetings Act and make sure that they understand that they must comply with it.

Town Clean-Up Day - The Town Clean-Up Day will be held April 27, 2019 from 9:00 am – Noon. In case of inclement weather a backup day is scheduled for May 4, 2019. Mayor Hidalgo suggested having everyone meet at the Town Square and then split up and have half of the citizens work on the town square and the other half clean up out at the cemetery. Councilmember L. Bytheway will get with Christina Atkinson the Parks Director and James Morris the Cemetery Sexton and have them provide a list of projects that need to be done for Town Clean-Up Day.

Councilmember R. Thompson – Had nothing to report at this meeting.

Councilmember E. Goodey - Emergency Preparedness – Councilmember E. Goodey reported that there would be an Emergency Preparedness Meeting held on March 21, 2019 at 6:30 pm to review the training that they have been given. On March 27, 2019 at 6:30 pm the Community Emergency Response Team (Cert) will hold a mock disaster training drill. Both events will be held in the Community Center.

Animal Control - Councilmember E. Goodey informed the Council that there were six dog owners who have not licensed their dogs. They were issued citations by the Animal Control Officer today.

Pony Express Days Celebration – Councilmember E. Goodey stated that she is in the process of getting a committee together to plan the Pony Express Days Celebration to be held June 21-22.

Councilmember L. Bytheway – Community Center Locks – Councilmember L. Bytheway reported that he had talked to Beazer Lock and Key about installing a code entrance system at the Community Center. Councilmember L. Bytheway said that it would cost approximately \$175. The Town Clerk Kristi Hidalgo will contact Beazer Lock and Key for additional information regarding installing a code entrance system at the Community Center.

Councilmember N. Sparks – Historic Preservation Commission – Councilmember N. Sparks informed the Council that the Historic Preservation Commission was awarded a \$4,000 federal grant. It is a matching fund grant and the Historic preservation Commission has the matching funds already secured. Councilmember N. Sparks stated that the Historic Preservation Commission would spend the \$4,000 in matching funds, which they already have, on approved tithing granary improvements and then they will get reimbursed for the \$4,000 that they have spent. Mayor Hidalgo stated that it is vital that the Historic Preservation Commission follow the grant guidelines for acceptable improvements to the tithing granary to ensure that they get reimbursed for the full amount of \$4,000. The Historic Preservation Commission has 1.5 years to spend the grant money.

Cemetery Department – Councilmember N. Sparks stated that the Cemetery Sexton job has been posted.

LUDMA – Councilmember N. Sparks reported that a Residential Building Permit was approved at the last LUDMA Meeting held on March 22, 2019 for Myrna Degriselle. Councilmember N. Sparks reminded the Council that a one year Conditional Use Permit was granted by the Council on August 21, 2018 permitting two homes on the same property. As soon as the Certificate of Occupancy is issued by the building inspector the old home would be demolished within 90 days. Mayor Hidalgo stated that he would be getting a letter ready for her to sign stating that she will demolish the old house within three months after her new home is finished or incur a \$50 fee per day until it is demolished and removed from the property.

4. RELEVANT BUSINESS

April Newsletter Items – The Council discussed the following newsletter items to be printed in the February Newsletter:

- Mayor's Letter
- Town Clean-Up Day
- Historic Preservation Commission News
- Mark Your Calendars: 2019 Pony Express Days June 21-22
- Earthquake day

- Easter Egg Hunt
- Town Municipal Election
- Town Square Reminders
- Spring Burn Season
- Baseball And Softball Signups
- Green Waste Dumpster Reminder

Next Meeting – The next Town Council Meeting will be held on Tuesday April 2, 2019 at 7:00 p.m.

Public Comment

Ben Burt – Ben Burt wondered what animals Clarkston Town requires to be licensed. Mayor Hidalgo stated that dogs are the only animals that the town requires to be licensed. Mr. Burt asked what the reason was for licensing dogs. Mayor Hidalgo replied that it is a state requirement that cities and towns keep rabies vaccination records on dogs. Mr. Burt stated that the reason he asked is because a lot of people enjoy living somewhere rural and one of the benefits of that is having necessary governance but only what is necessary not excessive. Mr. Burt stated that that may change as more people move to Clarkston. The Town Clerk Kristi Hidalgo stated that another reason for licensing dogs is that those fees cover the cost of the Cache County Animal Control Contract that has to be paid annually. Mr. Burt asked how much a dog license costs. Councilmember N. Sparks remarked that they are \$3 for spayed or neutered dogs and \$10 for intact dogs.

Mr. Burt wondered how someone would go about subdividing their land. Mayor Hidalgo recommended Mr. Burt contact Deputy Clerk Christina Atkinson for information on subdividing land.

5. ADJOURN

There being no further business to come before the Council, Councilmember L. Bytheway motioned that the Clarkston Town Council Meeting adjourn. Councilmember R. Thompson seconded the motion. All members present voted “Aye”. Motion carried. The meeting adjourned at 7:24 p.m.

Kristi Hidalgo
Clarkston Town Clerk

