

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

March 25, 2020

City Council

The Hyde Park City Council meeting began at 7:00 and was conducted by Mayor Flint.

City Officials Present: Mayor Flint, Council members; Stephanie Allred, Charles Wheeler, Karl White, Gerald Osborne, and Brandon Buck, City Recorder; Donja Wright, Police Chief; Ulysses Black

Others Present Electronically: Mark Lynne, Danielle Winborg

Thought / Prayer: Council Member Allred

Pledge of Allegiance: Council Member Wheeler

Adoption of Agenda: Council member White made a motion to approve the agenda for March 25, 2020. Council member Osborne seconded the motion. Council members Allred, Wheeler, White, Osborne and Buck voted in favor. The motion carried 5/0.

Minutes: Council member Buck made a motion to approve the minutes from March 11, 2020 as amended. Council member Allred seconded the motion. Council members Allred, Wheeler, White, Osborne and Buck voted in favor. The motion carried 5/0.

Citizen Input: No Input

Consider Resolution 2020-05 – A Resolution authorizing the holding of electronic meetings for Public Meetings and related matters. The Mayor explained that in order to hold electronic meetings going forward, the Council needs to approve this resolution. The resolution along with the notice from Governor Herbert allows the City to hold a meeting without an anchor location. Council member Wheeler made a motion to approve Resolutions 2020-05 – A resolution authorizing the holding of electronic meetings for public meetings and related matters. Council member White seconded the motion. Council members Allred, Wheeler, White, Osborne and Buck voted in favor. The motion carried 5/0.

Public Hearing to Consider Ordinance 2020-06: An Ordinance aligning the PUD Ordinance with the Federal Standard (HOPA). The Mayor opened the public hearing. There was no input. The Mayor closed the public hearing.

Consider Ordinance 2020-06 – An Ordinance aligning the PUD Ordinance with the Federal Standard (HOPA). Council member White made a motion to approve Ordinance 2020-06 – an Ordinance aligning the PUD Ordinance with the Federal Standard (HOPA). Council member Wheeler seconded the motion. Council members Allred, Wheeler, White, Osborne and Buck voted in favor. The motion carried 5/0.

Public Hearing to Consider Ordinance 2020-07: An Ordinance changing the number of Planning & Zoning members and terms of office. The Mayor opened the public hearing. The Mayor informed the Citizens that in her quest to find people to serve on P&Z, the last Council voted to increase P&Z from 5 to 7. They have found that having a commission of 7 makes things less efficient. There was no public input. The Mayor closed the public hearing.

Consider Ordinance 2020-07 – An Ordinance changing the number of Planning & Zoning members and terms of office. Council member Osborne made a motion to approve Ordinance 2020-07 – an Ordinance changing the number of Planning & Zoning members and terms of office. Council member Buck seconded the motion. Council members Allred, Wheeler, White, Osborne and Buck voted in favor. The motion carried 5/0.

Consider Resolution 2020-04 – A Resolution authorizing not more than \$6,000,000 water revenue bonds, in one or more series, to finance drinking water system improvements, and related improvements; providing for the publication of a notice of public hearing and bonds to be issues; fixing the maximum aggregate principal amount, maturity, hardship grant assessment in lieu of interest rate and discount of the bonds; providing for the running of a contest period; and related matters. Council member Buck informed the Council that as of now, it is anticipated that the water rates would not need to go up to cover the bond. The Council discussed if there was a possibility that the interest rates could be reduced. They discussed waiting to put this out to bid until later in the year to get a better bid. Council member Buck made a motion to approve Resolution 2020-04; a resolution authorizing not more than \$6,000,000 water revenue bonds, in one or more series, to finance drinking water system improvements, and related improvements; providing for the publication of a notice of public hearing and bonds to be issues; fixing the maximum aggregate principal amount, maturity, hardship grant assessment in lieu of interest rate and discount of the bonds; providing for the running of a contest period; and related matters. Council member Allred seconded the motion. Council members Allred, Wheeler, White, Osborne and Buck voted in favor. The motion carried 5/0.

Consider amending the plat to maintain a 5-foot PUE on the west side of lot 57 in the Juniper Ridge Subdivision. (DRC Recommendation) The Mayor informed the Council that the DRC met and discussed lot 57 in Juniper Ridge. The lot has a 10' utility easement around the lot and the utilities are already in. The Council discussed the type of storm water retention located on the lot. Council member Wheeler said that the only way he would approve this is if the owner understood that the City would be held harmless if the water was to ever backup into the basement. The Council recommended that a hold harmless clause is recorded on the deed & plat. Council member White made a motion to approve the plat adjustments with the condition that a hold harmless agreement is in place. Council member Osborne seconded the motion. Council members Allred, Wheeler, White, Osborne and Buck voted in favor. The motion carried 5/0.

Consider Rachel Erickson as a Planning & Zoning Member: Council member Osborne made a motion to accept Rachel Erickson as a new planning and zoning member. Council member Wheeler seconded the motion. Council members Allred, Wheeler, White, Osborne and Buck voted in favor. The motion carried 5/0.

Budget Workshop: Chief Black presented a power point presentation (included). The North Park Police budget includes 3 different scenarios.

- 1) apples to apples
- 2) 2 additional part time officers
- 3) 1 additional full time officer

Chief Black presented a graph that showed the benefits of increased staffing. He explained how the division of cost between the two Cities is calculated and shared the budgeted cost increase divided by City. Chief Black discussed the historical call totals and number of officers; comparing the years dating back to 1997. The Council will look at the numbers and wait to hear what North Logan City Council agrees to.

Donja informed the Council that she put a tentative budget in box.com with a list of the extra items that were included in next year's budget. She requested that the Council look at the documents and let her know what additional items they need or could be eliminated.

Departments

P&Z: Council member Buck informed the Council that P&Z did not meet.

Roads: Council member Osborne has a letter from the County about chip n seal. He will meet with Mike and Donja this week to discuss chip n seal and budget items.

Admin: The Mayor discussed an addition to the City Building. The Mayor informed the Council that if the City does the addition, she can have an office and the City

administrator can have an office. Council member Buck discussed the service the City provides by offering the basement for community events. He is favor of adding offices to the basement. The Council was in support of extending the building to the north.

Winborg Property: The Council had a discussion about the road on Mary Kimball's property that was not deeded to the City. The Council discussed that it has been there for so many years. The Mayor talked to Mayor Kooyman and he informed her that it was the intent at the time of the agreement with the Winborgs that the road on the west side of their property would be completed by the Winborgs and the developer of the Mary Kimball property. Mayor Kooyman feels that the road could be vacated. Jeremy Winborg was under the impression that the road was never going to be developed.

Reed Elder is concerned because it creates a flag lot which is not legal according to Hyde Park City Ordinance. Council member Wheeler recommended changing or creating an ordinance that allows this to be done legally. Mark Lynne Gave a history of the Rio Davis house. The garage should have never been allowed. The recommendation from DRC was to complete the road. Danielle Winborg informed the Council that in 2002, Mayor Kooyman assured the Winborgs that they would be responsible for ½ of the road if a road ever went in but he assured her that a road would never go in there.

Council member Wheeler asked if the road were to be closed on the north east corner would the City be abandoning the right of way due to lack of use.

The Mayor called City Attorney, Rob Patterson and he discussed options for closure of canyon road;

- 1) Temporary Closure – Limited to 2 years and is not highly recommended because it will not resolve the issue.
- 2) Indefinite Closure – No time limits but requires the road to be converted to another public use or purpose and requires certain reasons for the closure.
- 3) Permanent Road Closure / Vacation – Permanently abandoned the road. The public interest nor any person may be materially injured by the proposed vacation.

The Council asked the attorney what happens to the legality of the lots if they no longer have frontage on the road. Rob Patterson informed the Council that State code for vacating a road allows the lots to become legal nonconforming lots. The City would need an agreement between the City and the property owners. The Attorney said that it could be made into a private drive and it would still be a legal lot.

The city would need assurances in place that they would have access. Water line is separately recorded. If the City would like to define that more in the agreement they

can. The Council requested that this be continued to the next meeting and put on the agenda so a decision can be made.

City Celebration: Council member Allred informed the Council that she received lots of feedback on names for the celebration. The last day for submission is April 21st and then she will request feedback from the Council. .

ACE: Council member Allred informed the Council that in an emergency situation the Council is expected to arrive at the City building to handle the emergency.

Adjourn: 10:18

Donja Wright – City Recorder

Council member White made a motion to approve the minutes from March 25, 2020 as amended. Council member Wheeler seconded the motion. Council members Wheeler, White, Buck, Osborne and Allred voted in favor. The motion carried 5/0.