

**Town of Cedar Fort
Town Council Special Meeting Minutes**

Sunday, July 19, 2020 at 4 p.m.

Town Hall, 50 East Center St., Cedar Fort

APPROVED



Time: 4:02 p.m.

Minutes Taken By: Julia Cospers, Town Clerk

Town Employees Present: Town Clerk Julia Cospers

Town Council Present: Mayor David Gustin, Councilman Wyatt Cook, Councilwoman Ellen Cibula, Councilwoman Laura Ault, Councilman, Rett Messersmith

Visitors Present: Rochelle Peterson, Darrin Allen, Calvin Cook

1. QUIET TITLE ACTION ON 4000 NORTH ROAD

This action item was discussed at the regular monthly meeting and the motion failed.

Councilwoman Ault was not present at that meeting, and she wanted to be part of the vote, so the special meeting was requested.

The mayor gave a summary about the agenda item noting the following items:

- Developer that owns land in Eagle Mountain has offered to pave the road. The value of that to Cedar Fort between \$1 million-\$1.5 million.
- Cedar Fort needs to secure the land to grant that permission.
- Every needed landowner has either signed a deed and or committed to doing so.
- Only a single landowner that does not want to be part of the plan.
- Road funds and brand new road
- Secondary egress for the Tyson plant
- The same amount of traffic will be coming through town
- Land owners will benefit because utilities will be run along the road.
- Having the road owned by the town will solidify our boundaries and protect and preserve our way of life.

Councilwoman Ault read the Prescriptive Road Statute.

Mayor Gustin said that the land that would qualify under this quiet title action is not the same amount necessarily that the developer was asking for. It is limited to what has been used in connection to what has been used traveling over the property.

The developer is covering the legal fees associated with securing this land on behalf of the town. And the road would be paved to the town's specifications.

- There is a 96 ft. road through the portion of Cedar Fort starting with the second mile. The first mile in in Cedar Fort both on the north and south side. East of that it is a 96 ft. road. Those owners have already deeded.

Councilwoman Cibula moved to move forward with the Quiet Title Action on 4000 North Road.

Councilwoman Ault seconded.

Mayor Gustin	YEA
Councilwoman Cibula	YEA
Councilwoman Ault	YEA
Councilman Cook	NAY
Councilman Messersmith	NAY

The motion is carried. The town will move forward with the Quiet Title Action.

Councilwoman Ault moved to adjourn.

Councilwoman Cibula seconded.

Mayor Gustin	YEA
Councilwoman Cibula	YEA
Councilwoman Ault	YEA
Councilman Cook	YEA
Councilman Messersmith	YEA

The motion is carried. The meeting adjourned at 4:14 p.m.