

Newton Town Council Meeting
May 6, 2021, 7:00 P.M.
Newton Town Hall, 51 South Center, Newton UT
Minutes

Agenda

1. Roll Call
2. Opening Ceremony – Kathryn Rigby
3. Approval of March 2021 Minutes
4. Youth Council Update
5. Cache County Sheriff Department Presentation
 - a. Contract agreement for law enforcement and animal control 2021-2022
6. Resolution 2021-04 accepting Petition of Annexation of 7.91 acres, parcel 13-028-0003, by Kim Haws and Stephen Griffin
7. Variance request of 18" culvert installation to 12", 361 West 100 North, Carson Maughan
8. Town Celebration Update by Nichole Jenkins, Committee Chairperson
9. Municipal Election 2021
 - a. Updated Cache County interlocal agreement for the administration of by mail election
 - b. Ballot box installation at Newton Town Hall
10. Terry & Sue Griffin, Cache County rezone and subdivision request of parcel 13-029-0002. Request letter of support or concern for Cache County because property is contiguous to Newton Town boundary and within the annexation policy plan area.
11. Tom Barker probate mediation results
12. 3rd Quarter Budget Review
13. Report on Mayor/Council Member Assignments

1. Call to Order and Roll Call of Members present.

Members present: Mayor Kevin Rhodes, Gordon Anderson, Kent Fabricius, Kathryn Rigby and Jed Woodward. Karla Ferguson (Recorder)

Others present: Sarah Rigby, Sheriff Jensen, Steve Jenkins, Nichole Jenkins, Jenny Richards, Carson Maughan, Jake Christiansen, and Von Brown.

2. Opening ceremony conducted by Jed Woodward

3. Approval of March 2021 Minutes - delayed

4. Youth Council Update – delayed

5. Cache County Sheriff Department Presentation

a. Contract agreement for law enforcement and animal control 2021-2022 – Sheriff Jensen discussed the proposal to increase contracted hours because more hours are being provided than what is contracted for. Sheriff Jensen reviewed how they try to keep costs down. Mayor Rhodes expressed concern about costs and contract increasing every year. Contracted costs were reviewed. Mayor Rhodes would like to decrease the number of contracted hours. There is no increase proposed in the animal control contract. Sheriff Jensen discussed plans for Cache County to build an animal impound facility next to the County jail. They plan to seek service guidelines and policy input from the communities served by the facility. They plan to start construction in the next few weeks. Sheriff Jensen agreed to redo the law enforcement contract with a reduction in contracted hours. **Mayor Rhodes made a motion to accept the Cache County Sheriff contract for law enforcement for 2021-2022 for \$7,695. Jed Woodward seconds the motion and all approve.**

6. Resolution 2021-04 accepting Petition of Annexation of 7.91 acres, parcel 13-028-0003, by Kim Haws and Stephen Griffin – It was clarified that it is a portion of parcel 13-028-0003 that is being requested to be annexed and not 13-028-0007 as had been previously listed. Mayor Rhodes discussed that it is within the town annexation policy area and a public hearing on the

petition will be held to receive public input. It was discussed that because we are still waiting for the completed survey plat for the proposed annexation no other action will take place on the petition of annexation until that is received.

7. Variance request of 18" culvert installation to 12", 361 West 100 North - Carson Maughan requested a change in size of the required culvert size as recorded on Newton Hills subdivision, phase 1. Because of where this lot is located the ditch is shallow and an 18" culvert is too large for the ditch size. Eric Dursteler, Newton town engineer, has inspected the property and is okay with a reduction in culvert size for this lot because the swale is smaller in this location.
Motion was made to approve a culvert variance from 18" to 12". All in favor.

8. Town Celebration Update – Nichole Jenkins discussed that COVID-19 mandates have now been lifted so they plan to have regular celebration activities and schedule. They are asking more people to be on the committee. The library would like to do a fundraiser dinner on Friday night. The committee is planning to have a band and fireworks for Friday night. They will also have the opening of the art exhibit in the Town Hall on Friday. Breakfast on Saturday will be a fundraiser for Newton 3rd ward young men. They plan to have a group assigned for garbage collection. They would like assigned volunteer help with the bounce house take down. It was discussed that the Youth Council could help with the flag ceremony and an activity.

9. Municipal Elections 2021 – The Cache County interlocal agreement to administer by mail elections was reviewed. This agreement has been updated from the previous agreement.

Kathryn Rigby made a motion to accept the updated interlocal agreement with Cache County for election administration. Gordon Anderson seconds the motion. All approve.

b. Ballot box installation at Newton Town Hall – Cache County will provide a ballot drop box. Newton will be responsible for its installation. The drop box must be ADA accessible. Mayor Rhodes will work with Kent Fabricius on determining a location for installation

10. Terry & Sue Griffin, Cache County rezone and subdivision request of parcel 13-029-0002. Request letter of support or concern for Cache County because property is contiguous to Newton Town boundary and within the annexation policy plan area.– Mayor Rhodes explained that because this parcel is located in Cache County but is contiguous to Newton's boundary then the County requires a letter of support or concern for the subdivision and rezone request. The Griffins have requested a rezone for higher density. Access roads would be from 6600 North and 7000 West. Mayor Rhodes will set up a meeting with the Griffins to attend next week's planning commission meeting and requested Town Council members email concerns to be discussed.

11. Tom Barker probate mediation results – Mayor Rhodes discussed that Tom Baker passed away without a signed will but had witnessed notes and had discussed with individuals how he wanted his estate dispersed. Mediation was agreed upon. Mayor Rhodes read the settlement agreement that Newton Town will receive a lump sum payment of \$200,000. The money shall be utilized for a new EMS building and named after Tom Barker. Mayor Rhodes felt that with the agreement we will do our best to fulfill Tom's wishes.

12. 3rd Quarter Budget Review – Kathryn Rigby discussed that the budget public hearing will be held June 3. Kathryn reviewed expenses for the 3rd quarter. Kathryn will meet with Council Members individually to review budget. The Mayor asked that we plan on budgeting for an hourly wage increase for Fire/EMS service employees.

13. Report on Mayor/Council Member Assignments – Mayor Rhodes reported that he has turned on the timer for volleyball lights at the park. Mayor Rhodes did not renew weed spraying contract for the park. Kathryn Rigby asked if the Mayor would like to have the animal control officers send out reminders for dog licensing. Dog licensing was discussed.

Gordon Anderson reported that the Fire Department is still seeking funding SCBA (self-contained breathing apparatus) units. Gordon said the Planning Commission still needs a replacement member. The Planning Commission is meeting monthly with the new Countywide planner to work on a new subdivision ordinance.

Kent Fabricius discussed that he has talked with four contractors about fixing the Town Hall foundation. Kent hasn't been able to get any of the contractors out to look at it yet. Dave Jenkins has agreed to fix the mortar but we will need to get someone else to repair the stucco. Kent will keep working on finding a contractor for the repair work. It was discussed that on the farm land property the new West Cache pipeline has installed the hook up in the wrong place. Kent will follow up on costs for using the pipeline and to fix the hook up.

Gordon Anderson requested lights be installed on the north end of the metal building over the restrooms.

Kathryn Rigby discussed that in the future consider only having a dumpster available for one weekend for the town clean-up day.

Jed Woodward reported the County will do a scrub coat on 7 blocks of Newton streets this summer.

Other business: Larsen Farms subdivision's developer is seeking changes to the agreed upon construction plan by not putting in a hydrant and other changes. The developer has been told approval by the Town Council would need to be given for any changes and that building permits will not be issued until subdivision infrastructure is in place as agreed on the recorded mylar or a bond is presented for the work.

Eric Dursteler will attend a meeting with Cache County for a joint application for a new intersection at 100 North 200 East.

Deputy Spence will arrange for deputies for the Town Celebration parade.

3. The Newton Town Council April 9, 2021 meeting minutes were approved.

Minutes prepared by: _____
Karla R. Ferguson, Newton Town Clerk

Approval Date