

MINUTES OF THE TOWN COUNCIL
MEETING
OF THE TOWN OF CLARKSTON

November 2, 2021
7:00 P.M.

Town Council Meeting held at the Clarkston Town Hall, 50 South Main, Clarkston, UT

Attendance: Mayor N. Craig Hidalgo

Councilmembers: Jessica Buttars, Mylind Fawcett,
Nichole Sparks

Town Clerk: Kristi Hidalgo

Absent: Councilmember Dan Smith

Public Attendance: Mike Kelly

1. CALL TO ORDER

Mayor Hidalgo called the Clarkston Town Council to order at 7:00 p.m. Mayor Hidalgo led the Pledge of Allegiance and offered Reverence to begin the meeting.

Mayor Hidalgo addressed the minutes of the Clarkston Town Council Meeting held October 19, 2021. Councilmember N. Sparks motioned for the Clarkston Town Council to approve and adopt the minutes of October 19, 2021. Councilmember M. Fawcett seconded the motion. All in favor "Aye". Motion carried

2. NEW BUSINESS

Meeting Information: Mayor Hidalgo and the Cache County Planning Commission - Mayor Hidalgo stated that there are a couple individuals building above town in the county that want to put roads in and then have the town guarantee snow removal and maintenance on those roads. Mayor Hidalgo reported that he had met with Cache County Executive David Zook and the Cache County Planning Commission on October 20, 2021 to address this issue. Clarkston Town Attorney Seth Tait was also present at the meeting. Mayor Hidalgo stated that the Cache County Planning Commission assured him that they would follow the guidelines established in the Cache County Roadway Manual section 5.6. which states the following:

5.6A Access Requirements for Multi-Jurisdictional Development

County Development Accessing City Roadways: No development within the unincorporated County shall be permitted to utilize a roadway for direct access that is under the jurisdiction of a municipality without express written approval from the effected municipality.

Mayor Hidalgo stated that he would not guarantee snow removal or maintenance to Cache County landowners. Mayor Hidalgo stated that the Hammons, who want to access

their property from Center Street, want the town to send them a letter stating that if they make the required road improvements on Center Street the town will maintain and keep the road open during the winter so that they will have access. The town simply doesn't have adequate equipment to make that commitment. Mayor Hidalgo stated that if the county issues a building permit to the Hammons he would send them a letter telling them that Clarkston Town would not guarantee maintenance or snow removal on that road. Mayor Hidalgo informed the Council that the town attorney Seth Tait advised against passing a resolution requiring Cache County Residents to pay a road impact fee to Clarkston Town. By so doing the town is implying that the road will be maintained. The Council determined not to pursue that course. Mayor Hidalgo stated that the county planning commission can't deny people from building on their property. What the Cache County Planning Commission and Clarkston Town can do is make sure people understand the circumstances and clearly understand the limitations. Clarkston Town would need to clearly state in a letter the towns limitations and that the town would not guarantee keeping roads open. It is the landowner's responsibility to have the equipment they need to keep the road open. Clarkston Town has the right to deny snow removal and maintenance to county residents. Councilmember M. Fawcett wondered if it would be a liability issue. If there were a medical emergency and the road wasn't open would Clarkston be liable. Councilmember N. Sparks responded that if the town makes sure people clearly understand the towns limitations and that the town will not guarantee snow removal and if they choose to build anyway the liability is on them. Mayor Hidalgo stated that the county is very much aware of our circumstances and concerns and just because the county issues a building permit does not mean Clarkston Town has to provide maintenance or snow removal.

Resolution 21-13 – “A Resolution Amending the Master Fee Schedule to Include a Cache County Resident Road Impact Fee” - This Resolution was not approved. The Council deemed the resolution was not advantageous for the town.

4. DEPARTMENTS

Mayor Hidalgo – Fire Department – Mayor Hidalgo had nothing to report.

Town Hall – The Council discussed the two options for the new town hall.

1. Remodel and expand the old town hall.
2. Remodel and expand the community center.

The Council determined to go with option 2 and remodel and expand the community center into a town hall. Mayor Hidalgo will contact the architect and get the building plans firmed up and present them to the Council. A public hearing will be held to hear public comment on the new town hall plans and then the project would be put out to bid.

Roads Department – Mayor Hidalgo said that the Snow Truck had been serviced for the winter and is ready to go. The grader is still at Itty Bitty getting serviced and having some needed repairs done to it. Itty Bitty is waiting for parts needed to complete the

repairs. The grader will be parked out at the cemetery in the green shed. Mayor Hidalgo reported that the stop sign on 100 North 200 East had been replaced and reflective markers placed by both creeks on 200 North. Mayor Hidalgo stated that he asked CDC Construction for a bid on what it would cost to repair potholes on town roads. Mayor Hidalgo reported that FY 2023 road repairs would include replacing the culvert on 300 South and Main Street by Curtis Godfrey's home, installing a catch basin and grate across the street by Robert Diaz's home and chip and sealing the cemetery roads.

Parks – Mayor Hidalgo stated that the 76-er had been winterized and the water had been turned off.

Councilmember N. Sparks – September Warrant List – Councilmember N. Sparks presented the Warrant List for October 2021. Councilmember M. Fawcett motioned for the Clarkston Town Council to approve the Warrant List as read. Councilmember J. Buttars seconded the motion. All in favor "Aye". Motion carried

LUDMA – Councilmember N. Sparks reported that the next LUDMA Meeting would be held Monday November 8, 2021 at 7:00 pm. Mayor Hidalgo invited Clarkston Town Attorney Seth Tait to the meeting to do some training on subdivisions and the legalities involved. The Town Council were invited to attend the training. Mayor Hidalgo stated that the proposed subdivision (Willis Acres Subdivision) by Daren Michaelis is the first large subdivision (14 Lots) for Clarkston Town and it is the responsibility of the Town Council and LUDMA Commission to make sure the subdivision is done right.

Councilmember M. Fawcett – Had nothing to report on his departments.

Councilmember J. Buttars – Cemetery Department – Spatial Generations Cemetery Software Agreement - Councilmember J. Buttars reported that the \$4,700 quote from Spatial Generations for the new web-based cemetery software is for the existing cemetery only. It doesn't include the cemetery expansion.

Light pole – Councilmember J. Buttars stated that she had contacted Austin Miller to see if he would be interested in cutting down the dilapidated light pole at the cemetery for the town. Mr. Miller said that he would look at it and let her know if he could do it.

4. RELEVANT BUSINESS

Next Meeting – The next Town Council Meeting will be held on Tuesday December 7, 2021 at 7:00 pm.

5. ADJOURN

There being no further business to come before the Council, Councilmember N. Sparks motioned that the Clarkston Town Council Meeting adjourn. Councilmember M. Fawcett seconded the motion. All members present voted "Aye". Motion carried. The meeting adjourned at 7:40 pm.

Kristi Hidalgo
Town Clerk

