A Meeting of the Nibley City Council held at Nibley City Hall, 455 West 3200 South, Nibley, Utah, on Thursday, March 24, 2022.

The following actions were made during the meeting:

Councilmember Laursen moved to approve that the modified proposed preliminary plat layout (Stonebridge Subdivision, phases 3-4 final plat layout, to approved preliminary plat) substantially conformed to the original preliminary plat. Councilmember Beus seconded the motion. The motion passed unanimously 5-0; with Councilmember Laursen, Councilmember Beus, Councilmember Bernhardt, Councilmember Larsen, and Councilmember Sweeten all in favor.

Councilmember Beus move to approve Resolution 22-07: Adoption of the Nibley City Capital Projects Finance Plan. Councilmember Bernhardt seconded the motion.

> **Voting on the motion was as follow:**
> **Councilmember Bernhardt voted yes.**
> **Councilmember Beus voted yes.**
> **Councilmember Larsen voted yes.**
> **Councilmember Laursen voted yes.**
> **Councilmember Sweeten votes yes.**

The motion passed unanimously 5-0; with Councilmember Beus, Councilmember Sweeten, Councilmember Bernhardt, Councilmember Larsen, and Councilmember Laursen all in favor.

Councilmember Larsen moved to approve Resolution 22-09: Establishing a Cooperative Policy & List for Non-Municipal Entities. Councilmember Beus seconded the motion.

> > **Councilmember Bernhardt made a motion to amend 8.1.1. of the policy to read as follows:**
> > > **"Financial support through the approved Nibley city budget as applicable"**
> >
> > **Mayor Jacobsen asked for and received general consent for the amendment**

> **Voting on the motion was as follow:**
> **Councilmember Bernhardt voted yes.**
> **Councilmember Beus voted yes.**
> **Councilmember Larsen voted yes.**
> **Councilmember Laursen voted yes.**
> **Councilmember Sweeten votes yes.**

The amended motion passed 4-1; with Councilmember Larsen, Councilmember Beus, Councilmember Bernhardt, and Councilmember Sweeten all in favor. Councilmember Laursen was opposed.

Councilmember Bernhardt moved to approve Ordinance 22-04: Amending Administrative Procedures, Nibley City Code (NCC) 1.10 Mayor and City Council and 1.14. Officers & Employees. Councilmember Sweeten seconded the motion.

Voting on the motion was as follow:
Councilmember Bernhardt voted yes.
Councilmember Beus voted yes.
Councilmember Larsen voted yes.
Councilmember Laursen voted yes.
Councilmember Sweeten votes yes.

The motion passed 5-0; with Councilmember Bernhardt, Councilmember Sweeten, Councilmember Beus, Councilmember Larsen, and Councilmember Laursen all in favor.

Councilmember Laursen made a substitute motion to continue discussion & consideration of Acceptance of a Dedication of the Right-of-Way at Heritage Elementary (920 West 3200 South) from the Cache County School District, giving staff direction to figure out issues with crossing guards on the roadway. Councilmember Bernhardt seconded the motion. The motion passed unanimously 5-0; with Councilmember Laursen, Councilmember Bernhardt, Councilmember Beus, Councilmember Larsen, and Councilmember Sweeten all in favor.

Councilmember Laursen moved to approve Resolution 22-08: An Agreement with the Cache County Sheriff's Office for Law Enforcement and Animal Control and waived the second reading. Councilmember Sweeten seconded the motion.

Voting on motion was as follow:
Councilmember Bernhardt voted "ten-four."
Councilmember Beus voted yes.
Councilmember Larsen voted yes.
Councilmember Laursen voted "you bet."
Councilmember Sweeten voted yes.

The motion passed unanimously 5-0; with Councilmember Laursen, Councilmember Sweeten, Councilmember Bernhardt, Councilmember Beus and Councilmember Sweeten all in favor.

Councilmember Beus moved to approve the 1200 West 2600 South Roundabout design contract with CRS Engineering. Councilmember Larsen seconded the motion.

The motion passed unanimously 5-0; with Councilmember Beus, Councilmember Larsen, Councilmember Bernhardt, Councilmember Laursen, and Councilmember Sweeten all in favor.

Councilmember Larsen moved to approve Resolution 22-11: Expressing Nibley City's Desire to Authorize the Mayor to Enter Into a Governance Body to Negotiate a Potential Garbage Collection Contract and waive the second reading. Councilmember Beus seconded the motion. The motion passed unanimously 5-0; with Councilmember Larsen, Councilmember Beus, Councilmember Bernhardt, Councilmember Laursen, and Councilmember Sweeten all in favor.

OFFICIAL MINUTES OF THE MEETING
City Recorder Cheryl Bodily took minutes

Opening Ceremonies
Mayor Jacobsen described the historic lack of women's history education in the K-12 curriculum. He described the formation of the Education Task Force of the California Sonoma County Commission on the Status of Women, who initiated Women's History Week in 1978, and giving credit to the historic importance of women gained momentum. Mayor Jacobsen summarized further governmental actions that followed, culminating with Congress declaring the entire month of March as National Women's History month in 1987. Mayor Jacobsen requested the Council build on the historical significance of women and that they welcome women into all levels of leadership and enable women with all the same levels of authority that are currently reserved for men. Mayor Jacobsen described his very capable and his incredibly strong daughters and his service with Councilmember Beus and Councilmember Sweeten. He thanked them for their services. Mayor Jacobsen said they needed these points of view and leadership to help solve difficult problems. Women don't' need special privileges because of their gender, they do needed equal privileges that are independent of their gender.

Mayor Jacobsen led the meeting in the Pledge of Allegiance.

Call to Order and Roll Call
Mayor Larry Jacobsen called the Thursday, March 24, 2022, Nibley City Council meeting to order at 6:33 p.m. Those in attendance included Mayor Larry Jacobsen, Councilmember Kathryn Beus, Councilmember Tom Bernhardt, Councilmember Norman Larsen, Councilmember Nathan Laursen, and Councilmember Kay Sweeten. Justin Maughan, Nibley City Manager, Cheryl Bodily, Nibley City Recorder, Darren Farar, Nibley City Engineer, and Steve Eliason, Nibley City Public Works Director was also present.

Approval of the Previous Meeting Minutes and Current Agenda

Councilmember Larsen moved to approve the March 10, 2022, and March 17, 2022, meeting minutes. Councilmember Laursen seconded the motion. The motion passed unanimously 5-0; with Councilmember Larsen, Councilmember Laursen, Councilmember Beus, Councilmember Bernhardt, and Councilmember Sweeten all in favor.

Mayor Jacobsen said he would entertain a motion to change the order of the evening's agenda. He said in deference to the Stonebridge Homeowners Association (HOA) presidents presence at the meeting, he asked that item #13 be moved.

Councilmember Larsen moved to approve the evening's agenda, moving item #13 to follow item #5. Councilmember Laursen seconded the motion. The motion passed unanimously 5-0; with Councilmember Larsen, Councilmember Laursen, Councilmember Beus, Councilmember Bernhardt, and Councilmember Sweeten all in favor.

Public Comment Period
Mayor Jacobsen gave direction to the public present and opened the Public Comment Period at 6:36 p.m.

Gail Bartholomew a resident at 110 West 2600 South #4, read a letter to the City Council:

> *Dear Council Members:*
>
> *This is a request that the City of Nibley build a skateboard park in the city limits.*
>
> *There are approximately 500 plus children that would use this park. I am aware that this subject has been brought up before, but it is so necessary that the city move on the request.*
>
> *Now that the Olympics has made this a recognized sport, it is more imperative than ever that such a park be created in Nibley. The only skateboard park that exists in the valley is in Logan and the distance is too inconvenient for most students and parents to travel too.*
>
> *The advocates of this park believe that even right now Elkhorn Park could be an excellent place to build the park. Putting it there would save water. With the advent of the Ridgeline Park homes being bult there is a purposed area to be set aside as park. The Elkhorn Park would not be missed because of the larger park in the new housing project. This is only a suggestion.*
>
> *Half the children living in Nibley are at a disadvantage. With the exception of the 2600 West and 800 West area there are no parks in Nibley. Children living on the east side of Highway 165 must cross an extremely busy highway to get to not only the available parks but also the elementary school.*

With the advent of the skateboard park more children would leave the indoors and their computer games behind to be able to participate in the skateboard activities. At the current time there are some place that are being used as skateboard areas that do not have the owners permission to do so. The building of the skateboard park would remove this problem

There is money available to help the city built this park. There those that are available to help earn fund for the park. There are volunteer that are ready to assist in what manner may be necessary to build the park.

Councilpersons – IT IS TIME FOR A SKATEBOARD PARK IN NIBELY.

Thank you for your time and att4ntion.

Sincerely

Gail Bartholomew

Seeing no further public comments, Mayor Jacobsen closed the Public Comment Period at 6:40 p.m.

Planning Commission Report
Ms. Bodily summarized that the Planning Commission had been trained in the Rules of Order and procedure for orderly and productive meetings.

Discussion & Consideration - Determining Conformance of Proposed Stonebridge Subdivision, Phases 3-4 Final Plat Layout, to Approved Preliminary Plat (Applicant: Shaun Dustin)
The applicant, Shaun Dustin, was present for this discussion. Stonebridge HOA president, Kyle Mathis, was also present. Mr. Maughan led this discussion. Mr. Maughan said the Stonebridge preliminary plat had been approved in 2008 and Mr. Dustin was present to ask the City Council if the plat could be amended slightly or if his proposal needed to go back to the preliminary plat approval process. Mr. Maughan described the changes to the preliminary plat; including the arch court road with a change that would lead to better sewer flow in the area and an access that would create a four-way intersection at 1200 west, the addition of an additional road (Calle Fuente), and lot numbers 49 and 50 were moved to another location and the shape and size of the retention area pond had been changed. The proponent had indicated the pond would hold more capacity and could reduce the size of a future regional retention basin pond that the city would need to construct.

Mr. Dustin gave Mayor Jacobsen a letter from the Stonebridge HOA, stating that they were in support of the changes to the plat. (This letter is included in the record copy of the meeting minutes).

Mr. Dustin described that the site sloped and dropped approximately 13 feet from one side of the site to the other and a cul-de-sac would end up being approximately 2 feet lower and would cause sewer flow issues. The size of the previously platted cul-de-sac was nonconforming, and the HOA had requested an additional four-way intersection. Mr. Dustin discussed the Calle Fuente road could access to the development to the north and said the property owner was open to this, but the road could potentially be taken back to a cul-de-sac. Mr. Dustin said the plat was conforming and a preliminary plat would look a lot like the approved design. Mayor Jacobsen described that the City Council decision was if the modified plat substantially conformed to the preliminary plat that was approved 16 years ago and still had standing.

Councilmember Laursen asked if staff had sought the city attorney's opinion. Mayor Jacobsen said the attorney had laid out the procedures that were being presented to the City Council. Councilmember Bernhardt asked if Mr. Dustin had considered additional trail connections at 2850 South. Mr. Dustin the area was outside his span of control. Councilmember Beus asked if staff had been able to verify if the subdivision still conformed to the cluster subdivision. Mayor Jacobsen said Mr. Roberts had verified the numbers met the requirements of the original cluster subdivision.

Mayor Jacobsen said an appropriate motion would be for the City Council to weigh in that the modification to the preliminary plat substantially conformed to the approve preliminary plat or did not substantially conform to the previously approved preliminary plat.

Councilmember Larsen asked if the lot sizes were smaller than the lots that had been previously presented. Mr. Dustin summarized the requirements of lot size for a cluster subdivision. Councilmember Laursen said that regarding substantial conformance, he felt good about most of it, but hesitated on the road that connected to 12th west and the additional road to the north. Ms. Mathis said the HOA cared about the additional intersection at 1200 West because they didn't want additional traffic coming through the main Stonebridge entrance. Councilmember Beus asked for the time and cost associated with taking the design back to preliminary plat. Mr. Dustin described his understanding of the process moving forward. He said he and his partner's interest with keeping the plat compliant with the preliminary plat was that it removed the uncertainty associated with the schedule on going back and going through the entire process again. Once the preliminary plat was accepted and had standing, it was his understanding that the city had 45 days to act. If they got everything back in time, he anticipated it being the beginning of June at the earliest to get anything in the ground. They would prefer to stay with an idea that the City Council felt was compliant. Mr. Farar discussed that from an engineering standpoint he believed the road connections at Calle Fuente and the connection at 1200 West were a good idea and would provide connection and stormwater management. He discussed that the property owner to the north hadn't given support for the Calle Fuente connection to their property. He said that property owner had already submitted a preliminary plat for the land that didn't include a road connection. Mr. Maughan updated the City Council that 2930 was not intended to go anywhere. He was not sure how the preliminary plat was approved because the sewer and stormwater had to go across someone else's property and there was no easement in place. He reminded the Council that they shouldn't approve a preliminary plat that would allow utility easements to go across another property with no easements in place. Mr. Maughan reported that construction on a turnaround had been started. Mayor Jacobsen asked Mr. Dustin whose problem is would be if the developer to the north didn't run a road that connected to the Calle Fuente road. Mr. Dustin said it would be his problem.

Councilmember Laursen moved to approve that the modified proposed preliminary plat layout (Stonebridge Subdivision, phases 3-4 final plat layout, to approved preliminary plat) substantially conformed to the original preliminary plat. Councilmember Beus seconded the motion.

Generally, the City Council agreed with the additional road, Calle Fuente.

The motion passed unanimously 5-0; with Councilmember Laursen, Councilmember Beus, Councilmember Bernhardt, Councilmember Larsen, and Councilmember Sweeten all in favor.

Discussion & Consideration – Resolution 22-07: Adoption of the Nibley City Capital Projects Finance Plan (Second Reading)

Mr. Maughan reviewed that Mr. Fred Philpot from Lewis, Young, Roberson & Burmingham had been present at that March 10, 2022 City Council meeting and had gone over the Capital Projects Finance Plan in great detail. The idea of the plan was to give the City Council and staff numbers and to bookend to a number of scenarios; one scenario was to do everything planned without borrowing any money and the second plan was to borrow money. The CPFP showed the difference between the two plans. Neither plan was able to play for all the projects Nibley wanted to do. Mr. Maughan said the City Council was not voting on the list of projects or the actual numbers or committing to anything. The City Council was accepting the plan as a tool staff can use to plan Nibley City's future and finances and to move forward with some of the plans that had been discussed over the past years.

Mayor Jacobsen asked Mr. Maughan to go to page 2 of the Capital Projects Finance Plan which showed an illustration of the fund of the city not being sufficient and causing the City finances to "go in the hole." He pointed this out to Cody Sorenson, the Chair of the Nibley City Park and Recreation Advisory Committee, who was present at the meeting.

Councilmember Bernhardt asked if the Capital Projects Finance Plan aligned with the Nibley City Parks Master plan. Mr. Maughan agreed that it did. Councilmember Bernhardt questioned how particular parks had priority over another park. Mayor Jacobsen said the priority was based on plans that were on the books and reminded the City Council that they'd made a deal with Ridgeline Park to utilize park impact fees within a year. Mr. Maughan corrected that there wasn't a timeframe associated but when development happened and sections of impact fees were gathered, that they focused on spending those impact fees. The City Council discussed which master plan was up next for review. Mayor Jacobsen reported that Mr. Sorenson was urging the Park and Recreation committee to review the Master Parks Plan and decide whether it was time to review the Parks Master Plan. Mr. Maughan and the City Council discussed the cost of redoing/updating a master plan.

Councilmember Beus move to approve Resolution 22-07: Adoption of the Nibley City Capital Projects Finance Plan. Councilmember Bernhardt seconded the motion.

Voting on the motion was as follow:
Councilmember Bernhardt voted yes.
Councilmember Beus voted yes.
Councilmember Larsen voted yes.
Councilmember Laursen voted yes.
Councilmember Sweeten votes yes.

The motion passed unanimously 5-0; with Councilmember Beus, Councilmember Sweeten, Councilmember Bernhardt, Councilmember Larsen, and Councilmember Laursen all in favor.

Discussion & Consideration – Resolution 22-09: Establishing a Cooperative Policy & List for Non-Municipal Entities (Second Reading)
Mr. Chad Wright, Nibley City Recreation Director was present for this discussion and debate. Mr. Wright said there were several organizations associated with Nibley City that supported Nibley City in many ways and were mutually beneficial. These relationships typically required staff time, a resource that was paid for by taxpayers. Mr. Wright described three levels of cooperation: Level 1, Level 2, and Level 3 (support only on a promotional basis). Mr. Wright reported that nearly every organization on the policy, staff had been involved in some way or another and the policy outlined things that were a sponsorship and things that were not a community partnership. Mr. Wright said the policy benefitted staff in terms of efficiency. The decision was made before the approach was made and if partners wanted to change the relationship there was a clear path to do this, outlined in the policy.

Councilmember Beus noted they had a poster up in their parks that were advertising a religious service. She asked how this was handled regarding the policy. Mr. Wright said this had been handled by Mr. Roberts who typically addressed signage in Nibley's public rights-of-way. Mr. Wright described that as the process was outlined, the procedures would be reviewed at least once per year.

Councilmember Bernhardt asked about 8.1.1 and financial support for organizations through the Nibley City budget as applicable? Mr. Wright and the City Council reviewed that this included the Hyrum Library, Youth Council, Senior Citizen Center, and the Royalty, Nibley Children's Theatre, and the Cache Valley Wildlife Association. Councilmember Laursen said this felt like staff had made these decisions and were giving some of the authority back to the City Council. Mayor Jacobsen said the City Council's job was to provide political cover so that city staff could do their job. Councilmember Sweeten asked how those seeking help would be addressed. Would they be sent to the City Council or through the process? Mr. Wright said it would be outlined once a year and potential partnership could be given a timeline. Mayor Jacobsen said if Mr. Wright wanted to send someone to him, he would put it on an agenda, unless he thought they were goofballs. If he thought the City Council could make a fair consideration, he could put the request on the agenda. Mr. Wright offered that a form could be created that would require an applicant to address how their organization aligned with Nibley's goals and mission. Councilmember Laursen questioned if the city's attorney had looked at the policy.

Councilmember Laursen moved to continue Resolution 22-09: Establishing a Cooperative Policy & List for Non-Municipal Entities, until Nibley City's attorney could look at it. The motion died due to lack of second.

Councilmember Larsen moved to approve Resolution 22-09: Establishing a Cooperative Policy & List for Non-Municipal Entities. Councilmember Beus seconded the motion.

Councilmember Bernhardt made a motion to amend 8.1.1. of the policy to read as follows:

> *"Financial support through the approved Nibley city budget as applicable"*

Mayor Jacobsen asked for and received general consent for the amendment

Voting on the motion was as follow:
Councilmember Bernhardt voted yes.
Councilmember Beus voted yes.
Councilmember Larsen voted yes.
Councilmember Laursen voted no.
Councilmember Sweeten votes yes.

The amended motion passed 4-1; with Councilmember Larsen, Councilmember Beus, Councilmember Bernhardt, and Councilmember Sweeten all in favor. Councilmember Laursen was opposed.

Discussion & Consideration – Ordinance 22-04: Amending Administrative Procedures, Nibley City Code (NCC) 1.10 Mayor and City Council and 1.14. Officers & Employees (Second Reading)
Mayor Jacobsen reviewed that the City Council had gone over this information a couple of times and had been provided with clean copies of the proposed ordinance changes. He reported the ordinance had been reviewed by the city attorney.

Councilmember Bernhardt moved to approve Ordinance 22-04: Amending Administrative Procedures, Nibley City Code (NCC) 1.10 Mayor and City Council and 1.14. Officers & Employees. Councilmember Sweeten seconded the motion.

Voting on the motion was as follow:
Councilmember Bernhardt voted yes.
Councilmember Beus voted yes.
Councilmember Larsen voted yes.
Councilmember Laursen voted yes.
Councilmember Sweeten votes yes.

The motion passed 5-0; with Councilmember Bernhardt, Councilmember Sweeten, Councilmember Beus, Councilmember Larsen, and Councilmember Laursen all in favor.

Mayor Jacobsen said the City Council members could now say "yes," or the equivalent, when casting their votes.

Discussion & Consideration – Acceptance of a Dedication of the Right-of-Way at Heritage Elementary (920 West 3200 South) from the Cache County School District
Mr. Maughan showed the parcel viewer of 3200 south and Heritage Elementary and reported that there was no right-of-way over the top of the road going north/south to the roundabout. Staff believed the plan was that the road would be dedicated to the City. The road was built to the standards at the time the road was built and the process was completed to formally dedicate the road to the city. The streetlights along the road were owned by the City and the city had plowed, maintained, and painted the road. In the spirit of keeping good relations with the school district, staff felt the right thing to do was to accept the right-of-way. The other option was to ignore the road and proceed as had been done or tell the school district they were done maintaining the road. Mr. Maughan said the road would likely extend to the north and curve to 3020 south.

Councilmember Larsen motioned to accept the Dedication of the Right-of-Way at Heritage Elementary (920 West 3200 South) from the Cache County School District. Councilmember Sweeten seconded the motion.

Councilmember Bernhardt said the City shouldn't do this again. If the road were to not go through, then it was a school district problem and shouldn't be a Nibley City problem. The City shouldn't take care of roads that they did not own. Mayor Jacobsen believed the school district just never took care of dedicating the road. Councilmember Bernhardt said the road only served the school and the City should not be maintaining the road. Mayor Jacobsen said there may be room for the City Council to cooperatively develop a soccer field on school grounds without having to buy land. This had alleviated his concerns because the public would be using the parking lot as parking lot for a soccer field. Councilmember Sweeten said the school district didn't have the equipment to effectively remove snow on the road and having easy community access to the kids coming out of the school was important to the community.

Mr. Eliason asked if they would need another crossing guard on this street. Mr. Farar said there is an existing crossing guard on the roadway provided by the school and the question was whether this responsibility would transition to the City? Mr. Wright said the school had always believed the road belonged to the City and they maintained their staff at the crossing from the pavement to the school and the larger parking lot. Mr. Maughan questioned if the district knew this was occurring? Mayor Jacobsen said they may need to amend the motion to make it contingent on the city not providing additional crossing guards on the newly adopted right-of-way.

Councilmember Laursen made a substitute motion to continue discussion & consideration of Acceptance of a Dedication of the Right-of-Way at Heritage Elementary (920 West 3200 South) from the Cache County School District, giving staff direction to figure out issues with crossing guards on the roadway. Councilmember Bernhardt seconded the motion.

Mr. Maughan said he agreed with Councilmember Bernhardt, but the City Council needed to look at the relationship with the Cache County School district; Ridgeline, traded properties, the possible CRA with Malouf. He felt this was not necessarily the "hill to die on." He believed if they went to the district with the crossing guard question, there would either be a crossing guard provided by Nibley City or there wouldn't be a crossing guard. Councilmember Laursen asked staff for a presentation of the wholistic items Mr. Maughan had talked about.

The motion passed unanimously 5-0; with Councilmember Laursen, Councilmember Bernhardt, Councilmember Beus, Councilmember Larsen, and Councilmember Sweeten all in favor.

Mayor Jacobsen called for a five-minute recess at 8:19 p.m.

The meeting reconvened at 8:24 p.m.

Discussion & Consideration – Resolution 22-08: An Agreement with the Cache County Sheriff's Office for Law Enforcement and Animal Control (First Reading)
Mr. Maughan described that he and Mayor Jacobsen had met with Lieutenant Bartschi of the Cache County Sheriff's office and had discussed the partnership moving forward

and has discussed if issuing tickets or warnings for speeding was more effective. Mr. Maughan said the contract with the CCSO had not changed from the contract that was presented in the past year. Mr. Maughan said the CCSO had been ramping up the contract hours and were trying to bring the hours paid for more in reality with the hours spent. Historically, the Sherriff's office had provided 3600 hours and Nibley City had been paying for about 2,300 hours so staff expected the cost of the contract to creep up over the next few years. The contract set the current price for the next three years and Mr. Maughan thought the City Council ought to fix that pricing.

Mr. Maughan said the animal control contract was the same as the past years contract in anticipation of the new Cache County's facilities that were being built and he anticipated there would be changes to the contract in the next year. Mr. Maughan reported that both contracts had been reviewed by the City Attorney. Mr. Maughan described current animal control procedures.

Councilmember Laursen moved to approve Resolution 22-08: An Agreement with the Cache County Sheriff's Office for Law Enforcement and Animal Control and waived the second reading. Councilmember Sweeten seconded the motion.

Voting on motion was as follow:
Councilmember Bernhardt voted "ten-four."
Councilmember Beus voted yes.
Councilmember Larsen voted yes.
Councilmember Laursen voted "you betcha."
Councilmember Sweeten voted yes.

The motion passed unanimously 5-0; with Councilmember Laursen, Councilmember Sweeten, Councilmember Bernhardt, Councilmember Beus and Councilmember Sweeten all in favor.

Workshop– Review of the Concept Plan Options and Cost Estimates for the City Park at Ridgeline Park
Mr. Farar had a presentation for this discussion. He included an electronic presentation entitled Ridgeline Park Site (a printed version of this presentation is included in the printed meeting minutes). The presentation included the following: concept maps with the first concept having resources for older children and teens, parking areas, basketball courts, playground areas, a large pavilion, splashpad, a few smaller pavilions, pickleball courts and biking areas. Mr. Farar showed examples of boulder and adventure play, splash pad and pickleball courts, and iconic features. The second concept included a bike pump track surrounded by a bike court facility, parking lots, a large 40 x 80 pavilion, mid-size pavilions, and smaller pavilions, the existing Clear Creek canal that could be incorporated into an play area, a small amount of bouldering element, an ice-skating area, and boardwalk that transversed the wetland area. Mr. Farar showed example of bike play and naturalized water features, and ice-skating pavilions. Mr. Farar presented

data on the proposed cost of the park designs associated with each concept. Mr. Farar showed an example of what could be built with a $2 million budget.

Mr. Farar gave his recommendation moving forward with the first influx of impact fees, including a natural interactive water feature, a large pavilion, and a parking lot.

Mr. Maughan presented information on a grant in which the City Council would have to front money and then be reimbursed for 50% of the money spent. Councilmember Larsen suggested they approach Visionary about fronting some of the park impact fees to front the monies for the proposed grant. Mayor Jacobsen questioned if impact fees could be used as the 50% match. Mr. Maughan said he would verify this.

Councilmember Bernhardt said he wondered about the value of an ice rink. He said he was on the fence. Mr. Wright said the concept for the rink was for multi-seasonal use of the space so it could be used as a gathering place in the summers. Mr. Farar described the procedure moving forward, including a presentation to the Planning Commission, the public, and again with the City Council for final decisions. Councilmember Bernhardt said he would rather build as many trails as they could and then start tacking on additional amenities. Mr. Farar answered Councilmember Beus question and said he believed concept C-3 gave the city the most “bang for their buck.” Councilmember Beus questioned if it would be possible to have Visionary complete some of the work installing the amenities. Mr. Farar agreed that they could bid the project out to Visionary and might save some money. Mr. Maughan recalled that agreement was structured that the city had taken back the responsibility to bid and construct the park. Councilmember Sweeten said she loved getting as many trails as they could and questioned if the parking lots needed to be paved right off.

Cody Sorenson, Chair of the Nibley City Parks and Recreation Committee wanted to be careful that they went for all the goals they wanted in all of Nibley. They liked the connectivity and trails wanted to save as much money as they could to move forward with the plans in the Parks and Trails Master Plan. He suggested the City Council be very conservative and put their “eggs in baskets” with decisions of the master plan that had a bigger priority. He plugged that they needed to discuss the master plan but suggested it could be more dynamic to accommodate growth.

Mayor Jacobsen said he wanted kids to wade in the ditch. They needed places for kids to play in the water. Councilmember Bernhardt cautioned that they needed to ensure they had the water and that it would flow. Mayor Jacobsen encouraged the City Council to send individual feedback to Mr. Farar and Mr. Farar invited the City Council members that he was willing to sit in small or individual meetings with the City Council members.

Discussion & Consideration - Approval of 1200 West 2600 South Roundabout design contract

Mr. Farar led this discussion. Mr. Farar said the items was a progression. They'd contracted with CRS Engineering to do the design for 1200 West from the roundabout to 2200 South.

Mr. Wright and Mr. Sorenson left the meeting at 9:32 p.m.

Mr. Farar described the scope and fees to be added to the original scope of work on 1200 West and 3200 South. He said it would be $110,000 to do a roundabout design. He was also asking for up to $33,000 to identify underground utilities using a potholing process. Mr. Farar described the pothole process of digging up a utility and surveying where the utility was located.

Councilmember Beus moved to approve the 1200 West 2600 South Roundabout design contract with CRS Engineering. Councilmember Larsen seconded the motion.

The Council discussed if a roundabout was needed or wanted. Councilmember Larsen suggested the roundabout would slow the traffic down on 1200 west. Mr. Farar described that this was a criterion from UDOT; did it meet the motivation of the agency to provide traffic calming. This supported their design methodology. Councilmember Bernhardt said he was curious about how much east/west traffic there would be once the road at 2600 was open and what the impact to residents along 2600 would be. Mayor Jacobsen said it was good transportation planning to have east/west roads that connected the two highways that encompassed Nibley. Councilmember Laursen recalled that the City Council had discussed a concept plan that didn't take out homes. Mr. Maughan showed a proposed location for a roundabout at 2600 west and 2600 south. Councilmember Laursen and Mr. Farar discussed what the scope of work included, specifically geotechnical feasibility.

The motion passed unanimously 5-0; with Councilmember Bernhardt, Councilmember Larsen, Councilmember Bernhardt, Councilmember Laursen, and Councilmember Sweeten all in favor.

Discussion & Consideration – Resolution 22-11: Expressing Nibley City's Desire to Authorize the Mayor to Enter Into a Governance Body to Negotiate a Potential Garbage Collection Contract (First Reading)

Mayor Jacobsen described how the mayors of Cache County had been meeting to discuss the discontinuation of garbage services by Logan City. The Mayor's group had even gone to the level of dictating how to communicate the trash issue with their citizens. The group of mayors had started talking about a procurement process and putting out Requests for Proposals (RFP). However, they didn't have a purchasing policy because they didn't have a body that had governing powers and they were taking about spending public funds. They needed to become a governing body with bylaws and purchasing policies before going too far with working with possible contractors. Mayor Jacobsen said he was asking for permission to join the governing body when the time was appropriate. The body wanted him to ask the City Council to ask for authority to join a group of Mayors that would negotiate contracts and bind Nibley City to those contracts. Mayor Jacobsen said his understanding was that in Nibley City the City Council had budgetary authority, so he was not asking for this. Mayor Jacobsen described that he was asking the City Council when they had bylaws and a governance body, that he would be allowed to join the governance body and negotiate contracts but not commit Nibley City to contracts.

Councilmember Larsen moved to approve Resolution 22-11: Expressing Nibley City's Desire to Authorize the Mayor to Enter Into a Governance Body to Negotiate a Potential Garbage Collection Contract and waive the second reading. Councilmember Beus seconded the motion.

Mayor Jacobsen said Logan City had told the Mayors that they would give them two years to find new services. There had been threats that Logan City would end services in a year. Mayor Jacobsen said there were private companies that knew how this worked and knew how to negotiate landfilling fees and had trucks. Councilmember Beus questioned if the process moving forward was contracting with Cache County minus Logan City and questioned why the mayor were involved? Mayor Jacobsen felt the Mayors wanted to be involved and ensure the trash was picked up in their respective towns. He described it would ideally be a consortium of cites minus Logan and the unincorporated part to the County and could include contracting with a private party. Councilmember Laursen said he saw this resolution as being very open; that Mayor Jacobsen could enter any kind of negotiation body he wanted, to negotiate garbage collection. Mayor Jacobsen said Cache County Executive, David Zook and the County Attorney were drafting the bylaws and purchasing policy and the authority to enter into contracts was being debated.

The motion passed unanimously 5-0; with Councilmember Larsen, Councilmember Beus, Councilmember Bernhardt, Councilmember Laursen, and Councilmember Sweeten all in favor.

Discussion & Consideration – City Council Letter of Support for Lights Constructed at 2600 South, US Highway 89/91
Councilmember Beus left the meeting at 10:02 p.m. and returned at 10:04 p.m.

Councilmember Sweeten said she'd been approached by Al Bingham, who was responding to Senator Stuart Adams who was intended to talk to UDOT about getting a light at the intersection of 2600 South and US highway 89/91. Senator Stuart said he would appreciate letters of support from the city staff and City Council expressing support of a light at 2600 S and 89/91. Councilmember Sweeten read the letter of support suggested by Councilmember Laursen:

> *Senator Stuart Adams,*

Nibley City is in support of a traffic signal at the intersection of 2600 South and US Highway 89/91 located in Cache Valley. The installation of the signal supports the plans of the city, county and state entities to support efficiency mobility while balancing safety, environmental quality, economic development and community character.

The intersection at 2600 south and Highway 89/91 is part of the Nibley City General Transportation Master Plan. Nibley City is bordered by two main highways, with US 89/91 to the west and Utah Highway 165 on the eastern side. Both these highways are the only Principal Arterials within Nibley City. Currently these two highways are only connected through one minor arterial street, 3200 South. The 2600 South minor arterial would connect the two highways on the northern borders of Nibley City.

2600 South is a minor arterial road that connects the two highways and provides safe and efficient transportation serving residential neighborhoods, agricultural fields, industrial zones, one elementary school, a high school and commercial mixed-used zones. A traffic light currently exists at the intersection of 2600 South and State Highway 165 on the eastern borders of Nibley City near Ridgeline High School, and an intersection at 2600 South and US 89/91 would provide similar safety and access to motorized, pedestrian and bicycle traffic at an intersection with a highway with much greater volumes of traffic and speed.

Nibley City has seen significant population growth since 1980 and recent and future residential and commercial developments have been approved along the 2600 South and Highway 89/91 corridor creating a greater need for a safer intersection that can only be achieved with a traffic light.

The Nibley City Council and city staff support the construction of a traffic signal at the intersection of 2600 South and Hwy 89/91 for safe and efficient traffic flow and achieving the goals of our community.

Councilmember Sweeten said if the City Council members would like their name on the letter, they could forward the letter themselves or she would be happy to include their names on the letter. Councilmember Larsen and Councilmember Bernhardt expressed that he would like to be included on the letter. The City Council and Mayor Jacobsen discussed who the letter should be sent to, which included Senator Adams, Al Bingham, and the head of UDOT, Rob Wight, and Carlos Braceras, Director of UDOT.

Council and Staff Report

Councilmember Larsen said he'd brought it to staff's attention that there was a streetlight at approximately 3200 south and 1500 west but it was in the east side and there was no cross walk. He'd asked if the light was bright enough. He said the area was dark at certain times of the year when people are crossing. Mr. Maughan said he would investigate this issue.

Councilmember Bernhardt said the willow tree at Heritage had some limbs that were dangling and needed to be taken care of.

Mr. Farar updated the City Council of the roundabout schedule at 3200 south. He said the contractor was committed to an end-of-May completion date.

Mr. Eliason reported that the city’s Water and Wastewater position had been filled by Jared Pratt. He would be joining Nibley City on April 11. He was coming from Logan City.

Mr. Eliason reported that all hydrants in Nibley City had been inspected, flushed, and updated in GIS.

Mr. Eliason reported that the annual spring clean-up was scheduled for Saturday, April 30 from 8:00 to 1:00 p.m.

Mr. Eliason updated the City Council on the playground at Elkhorn Park. He hoped the playground would be open by April 20.

Mr. Eliason said the sweeper was down in Salt Lake for filter repair and they would be bringing it home on Monday and would start sweeping.

Ms. Bodily reported on staffing in the seasonal parks department.

Mr. Maughan reported on a backflow meeting with irrigation companies and Homeowners Associations.

Mr. Maughan reported on dog licensing and that door hangers were being distributed.

Mr. Maughan reported that Utility Specialist, Alejandra Bradford had given her notice. Staff had decided on some front office restructuring and had decided to attempt to staff the front desk with part-time staffing.

Mr. Maughan followed up with the City Council on salt use on sidewalks and trees that had been planted at Mt. Vista.

Mr. Maughan reported that he’d been asked to submit his name for an open seat on the Utah Drinking Water Board by a couple people in the industry. The board was responsible to authorize grants and loans from the State revolving funds and to approve any drinking water rule changes. The position was appointed by the governor and ratified by the State senate. He was asking for the City Council blessing to submit his name for the board. The City Council indicated they were supportive of Mr. Maughan submitting his name.

Mayor Jacobsen said he would finish Mr. Maughan's annual review process. He would write a summary of their conversation and give Mr. Maughan the chance to respond. He would then submit the comments to the City Council for review at a Council meeting and give them the opportunity to add to the review.

Mayor Jacobsen reminded the City Council of the Utah League of Cities and Towns conference and asked them to coordinate with Ms. Bodily on their attendance.

Mayor Jacobsen reported on his discussions with Millville's Mayor Hair regarding their sewer services.

Mayor Jacobsen reported on relationships with the Millville/Nibley Cemetery Board and Millville City.

Councilmember Beus reported that supposedly Hyrum City Council was out two years to have transformers installed. She questioned if there were any delays with Rocky Mountain Power. Mr. Maughan said he would check with RMP.

Mayor Jacobsen reported that Cache Trails was having an open house meeting on Monday from 3:30 to 5:00 p.m. to prevent last mile analysis.

There was general consent to adjourn the meeting at 10:45 p.m.

Attest: ______________________________
City Recorder