

**The Minutes of  
Honeyville City Council  
April 13, 2022 Regular Meeting**

**Mayor Boyd Bingham** called the meeting to order at 7:00 p.m.

Present were Mayor Boyd Bingham, Councilmembers Bruce Nelson, David Hougaard, Kory Wilde and Trevor Gardner. Councilmember Dale Millsap arrived at 7:02 p.m.

Approximately 11 members of the public were present.

Employees present were:     Brittany Chlarson, Clerk/Recorder  
  Wendy Lindauer, Deputy Clerk  
  Blair Perry, Treasurer  
  Codey Illum, Planning & Zoning Administrator  
  Troy McNeely, Public Works

**Mayor Boyd Bingham** offered the invocation and led the group in the Pledge of Allegiance.

**Conflict of Interest:** None Noted

**Rural Water Association of Utah: Shannon Rasmussen & Paul Fulgham:**

Honeyville City won the best tasting water in the state of Utah in 2020 and 2021. Both years the water was taste tested on the national level as well. In 2020 the city took 2<sup>nd</sup> place at Nationals. But due to COVID restrictions the award was never issued.

During the meeting **Paul Fulgham**, the Public Works Director for Tremonton City as well as a board member for the National Rural Water Association and **Shannon Rasmussen**, the deputy director of the Utah Rural Water Association, presented the city with their state and national awards. **Mayor Boyd Bingham** and Public Works employee **Troy McNeely** accepted these awards. **Paul and Shannon** expressed what an honor it is to win these awards. They also congratulated employee **Troy McNeely** on his good work and **Mayor Bingham** for supporting his efforts.

**Public Comment Period:** **Mary Bingham** shared that the Planning Commission spends a lot of time researching issues within the city, but that they are not compensated. She asked the council to look at the budget and see if these volunteers could be offered some type of compensation for all of their time and efforts put into improving the city. Mary also made a suggestion regarding the trout pond activity that takes place on the 4<sup>th</sup> of July. She suggested having someone show the kids how to fillet and cook their fish so that they could see the whole process of catching a fish.

### Planning Commission Report – Zoning Administrator Codey Illum:

Codey I had not arrived yet due to a scheduling conflict with another meeting. Kenny Funk, the Planning Commission chairman presented the report in his place.

- A. **Ordinance 8-1-13:** Kenny F reported that the Planning Commission felt that the city could remove section 8-1-13 of the water ordinance where it discusses fire hydrants because there are fire hydrant requirements in the Building Standards. This creates confusion when referring back to the ordinance. It was suggested that while the City is looking at the water ordinance as a whole, that this section be removed when the final ordinance is presented for approval.
- B. **Planning Commission Trainings:** Mayor Bingham asked Kenny if he was aware of any commission members who had attended trainings because it had been approved that they would be compensated for their time and travel. Kenny will get a report of who attended the land use training. It was further clarified that for those who traveled to the trainings they would also be compensated for mileage from their state of residence to the training location.
- C. **Dual/Mixed Zoning:** Kenny F expressed that the commission is confused on the dual zoning along Highway 38 and felt that they needed to talk with an attorney regarding this. Mayor Bingham approved the request to seek guidance from the city attorney.
- D. **Parking Ordinance:** David H asked for clarity regarding the parking ordinance. Specifically, about parking along roadways. Kenny F reported that the current ordinance states that parking along the road is not allowed for more than 12 hours at a time. Mayor Bingham asked the commission to have a discussion on what a legal road is and how the city can make their roads more safe.
- E. **Dual/Mixed Zoning Clarification:** Bruce N asked for clarification on what the commission interpreted the dual zoning as. Kenny F expressed that the commission felt that if someone owns land that has mixed zoning, that the land owner should be allowed to choose which zone they would like their parcel to be. Mayor Bingham pointed out that the landowner would still have to meet frontage and other requirements. David H reiterated that if there is only 200 ft. frontage there could never be ten 1-acre lots even if the parcel is 10-acres. Kenny F stated that there is still confusion on how to determine which zone should apply to these parcels that have mixed zoning and that is why they would like an attorney to interpret this. There were further concerns raised about flag lots.

### City Administration – Mayor Boyd Bingham:

#### A. Blair Wardle – Honeyville City Prosecuting Attorney:

Blair W addressed the council and presented his annual contract. He also expressed that he wants to help the city make their ordinances effective. In order to do this the city needs to show that they have a prosecuting attorney who will move forward with prosecution when needed. He also shared that he communicates with the city clerk, Brittney regarding complaints that come into the city. Blair reviews the complaint and

upon approval from Blair, Brittney will then send a letter to the resident in violation, if the violation is not corrected the city can contact Blair and he will move forward with prosecution. He expressed that this is not to cause undue fees for residents, but it is about making sure the city's ordinances are respected.

- B. **Zac Secrist:** Zac approached the council regarding the fire hydrant in front of his home. He recently built a retaining wall in front of his property and in the process of landscaping that area he made the fire hydrant inaccessible. He was issued a letter from the city that stated he needed to raise the hydrant. He had a company look into raising it and found out that it would cost \$6,000.00 to raise the hydrant because it is an older hydrant. He asked if he could remove some dirt and make the hydrant accessible rather than install a new hydrant to help reduce the cost. **Mayor Bingham** expressed that he spoke with the assistant fire chief Jordon Anderson and the fire code has specific requirements regarding access to fire hydrants. The Mayor felt that if Zac brought the hydrant up to code then he would be ok with the removal of dirt. The city clerk will get the information to Zac regarding fire code requirements.
- C. **Water Scarcity Ordinance:** **Bruce N** informed the council that the city already has a water scarcity ordinance in place it is 8-1-14 which allows the Mayor & City Council to put restrictions on water when there is a scarcity of water. The council had previously discussed creating a resolution, however once this ordinance was found Bruce felt that the resolution was not necessary. Per the council's request Bruce reached out to ACME, Deweyville and Elwood and asked what kinds of restrictions they are planning to enforce due to the drought situation. He reported that Deweyville pumps their water out of the center of town which doesn't affect Honeyville City's water. Elwood uses the same aquafer as Honeyville on the North end of town. They are allowed to pump more water than Honeyville City and the depth of their well is higher than the Honeyville's. Elwood had a discussion on this issue and felt that their well is healthy enough that they do not need to enforce any restrictions. Bruce thought that Honeyville City shared the South aquafer with ACME, when he approached them about the issue, they stated that they had not addressed the issue yet, but would discuss it in the next board meeting and let Bruce know what they decide. Bruce proposed that Honeyville City monitor their wells closely each month. He asked that Troy provide him with numbers 3 days prior to the monthly city council meetings so that he can make calculations and then report to the council.
- D. **Vacant Home:** It was reported that the Bingham's have moved out of the city rental home. The **Mayor** asked the council what they would like to do with that home. **Kory W** suggested having a management company deal with the rental if they decide to rent it out. He also suggested that the city get an inspection of the home to address any issues it may have. If there are a lot of repairs needed it may not be cost effective to keep it as a rental. The council felt that they had 3 options. Option 1: Rent the home, Option 2: Sell the home, or Option 3: Demolish the Home. **Dave H** felt that the council needed to decide if they wanted to be in the rental business before they went any

further. It was decided that council members who were interested could do a walk through of the home and that they would ask Codey Illum to do an inspection of the home and assess any repairs that may need to be made.

- E. **Training by ULCT May 16<sup>th</sup>:** The new attorney for Utah League of Cities and Towns will be offering training for City Councils and Planning Commissions regarding land use May 16<sup>th</sup> at 6:00 p.m. in the Elwood City Hall.
- F. **Emergency Preparation:** It was determined that this category falls under councilmember Kory Wilde's responsibilities. Mayor Bingham received some documentation that would be valuable information for emergency preparation. He stated that he will forward those documents on to the city office where the clerk could file the information and then forward the documents to Kory as well.
- G. **Spring Clean Up:** There was discussion regarding the best option to encourage the community to clean up. Deputy Iverson with the Sherriff's department suggested encouraging residents to help those who do not have the ability to clean up their yard or haul off trash. The council also mentioned getting youth organizations in town to help clean up along roadways. After a deep discussion the council decided to reimburse residents for 1 load taken to the dump during the month of May as their spring clean up for the year.

**DAVID HOUGAARD motioned to send a reminder to citizens regarding yard cleanliness ordinances. He also motioned to reimburse citizens for one trip to the dump per household that is hauled during the month of May, but that the city also inform residents that on the 1<sup>st</sup> and 3<sup>rd</sup> Saturdays of the month the dump only charges for the first load, the remaining loads hauled on those days are free. DALE MILLSAP seconded the motion. MOTION CARRIED with Bruce Nelson for, David Hougaard for, Kory Wilde for, Trevor Gardner for and Dale Millsap for.**

- H. **Metal Bin at Shop:** A complaint was made regarding the unsightliness of the metal bin by the east park. There were questions raised about the city's liability regarding items that are dumped outside of the bin. It was also mentioned that the city does not make a lot of money off of this bin. The council decided that the metal bin is more of a hazard and eye sore than it is helpful and decided to cancel the services.

**DAVID HOUGAARD motioned that the city no longer have a metal bin on city property and that signs be posted stating "no dumping". TREVOR GARDNER seconded the motion. DAVID HOUGAARD amended the motion to state that the sign be temporary and will remain in place for 45 days. TREVOR GARDNER seconded the amendment. MOTION CARRIED with Bruce Nelson for, David Hougaard for, Kory Wilde for, Trevor Gardner for and Dale Millsap for.**

It was suggested that the city inform the citizens why they are removing the metal bin and that perhaps a private citizen could host a metal bin.

- I. **City Council Regular Meeting Minutes – 03/09/22:**

David H stated that although the minutes reflected what he said during the discussion of tying water shares to the land, he misspoke. He had stated that he did not want the

water leaving Box Elder County however, he meant to say that he did not want to see the water leaving Honeyville City's canals.

**Bruce N** stated that there was one word he needed corrected under his section. The draft minutes stated the "springs are healthy", whereas Bruce had stated the "wells are healthy".

**DAVID HOUGAARD** motioned to approve the minutes of 03/09/22 as presented with the amendment to Bruce's section. **KORY WILDE** seconded the motion. **MOTION CARRIED with Bruce Nelson for, David Hougaard for and Kory Wilde for. Trevor Gardner and Dale Millsap abstained from voting as they were not present during that meeting.**

**J. Check & Deposit Details – 03/01/22 – 03/31/22:**

**David H** raised a question about the expense of fertilizer. It was clarified that fertilizer had a big jump in price but was needed at the parks and cemeteries.

**Mayor Bingham** stated that Desert Rain was awarded the bid for the Honeyville Cemetery sprinkler system. And that there was a \$9,000.00 check in the detail that reflected a payment to them. **Dale M** asked about the reimbursement to Justin Koyle. It was clarified that funds were collected for the Chlarson Ranches subdivision application. That application has been denied so the remaining funds from that deposit were released back to the developer.

**BRUCE NELSON** motioned to accept the Check & Deposit Details of 03/01/22 – 03/31/22 as presented. **DALE MILLSAP** seconded the motion **MOTION CARRIED with Bruce Nelson for, David Hougaard for, Kory Wilde for, Trevor Gardner for and Dale Millsap for.**

**K. Reconcile Bank Statement – David Hougaard**

**General Community Events/Buildings & Equipment: Councilmember David Hougaard:**

- A. Easter Activity:** This will take place Saturday April 16<sup>th</sup> at 9:00 a.m. at the Honeyville Park.
- B. Equipment Log:** Dave will expand this to include small engine equipment such as lawn mowers and create a maintenance schedule. **Mayor Bingham** reported that the John Deere is in the shop for repairs and that it is only 5 years old.
- C. 4<sup>th</sup> of July – Fireman's Breakfast/Cookshack:** The fireman's breakfast will take place on the 4<sup>th</sup> of July. The fire department will also be participating in Deweyville's parade at 10:00 and will try to be back to Honeyville for its parade at 10:30. It was clarified that this breakfast is a fundraiser for the Fire District.

**Parks & Cemeteries: Councilmember Trevor Gardner:**

- A. Fertilizer:** Pat Cannon has been contracted to spray the parks and cemeteries and to focus more on weed prevention.
- B. Honeyville Cemetery Sprinkler System:** The sprinkler system is being worked on and seems to be on schedule.
- C. Annual Rodeo/Rodeo Arena Issues:** The rodeo will take place on July 9<sup>th</sup>. Trevor would like to make some improvements to the announcers stand. The city also needs to make

some safety improvements at the rodeo arena prior to the rodeo. Trevor & Kory will do a walk through and see what needs to be improved.

- D. Purchase of Property to Expand Honeyville Park:** Honeyville City purchased property from the Hunsaker's to expand the west park. There was discussion about how they could improve this property.

**Public Health & Safety/Planning Commission/Youth City Council: Councilmember Kory Wilde:**

- A. Youth City Council:** Kory is working to create a new group, a lot of the kids have lost interest or aged out.
- B. Trail Committee:** Kory met with Sharon to get information and will continue to move forward with those plans.
- C. General Plan:** Kory is waiting to hear back from UDOT regarding the city's grant application.
- D. 4<sup>th</sup> of July – Rodeo/Trap Shoot:** The rodeo has been scheduled and Kory is working on gathering volunteers.
- E. Youth City Council Suggestion:** Trevor G wondered if the city could find a member of the community to head up the Youth City Council. He felt that Kory had a lot on his shoulders and in the past a volunteer from the community helped with this. A flier will go out on the website to see if there is any interest in this position.

**Water Systems & Drainage: Councilmember Bruce Nelson:**

- A. Adequate Public Facilities Ordinance Change:** Honeyville already has an ordinance in place regarding adequate public facilities, however Pleasant View created a more in-depth ordinance that the council has been reviewing to see if Honeyville City could benefit in added some of the same items to their ordinance. Bruce felt that sometimes less is more and he would like the city attorney to look into this to see if the city is covered with their current ordinance. **Codey I** pointed out that this would affect individuals wanting to improve their parcels as well, not just those who want to develop a subdivision.
- B. 4<sup>th</sup> of July – Park Activities:** There was an increase in price on the bounce houses, however Bruce still plans to move forward with scheduling them for the 4<sup>th</sup> of July. Bruce felt that the city should do away with the trout pond. **Mayor Bingham** suggested having dunking machines.
- C. USU Water Conservation Clinic:** USU will be at City Hall on April 14<sup>th</sup> at 6:00 p.m. to talk about water conservation.

**Streets & Roads/Mosquito Abatement/City Communications: Councilmember Dale Millsap:**

- A. Mosquito Abatement:** The mosquito abatement approved a tax increase. They will hold a public hearing in December regarding this proposed tax increase.
- B. Streets & Roads:** The city is still waiting for the pothole machine to be shipped from Tennessee.

- C. **4<sup>th</sup> of July 5K Run:** The 5 K is scheduled to take place Monday, July 4<sup>th</sup>. A deposit for the timing machine will go out in the mail within the week.
- D. **Appoint Mosquito Abatement Representative:** It was mentioned that the city council needed to either re-appoint or appoint a new member as the mosquito abatement representative for Honeyville City.

**BRUCE NELSON motioned to re-appoint Dale Millsap as Honeyville City's mosquito abatement representative. KORY WILDE seconded the motion. MOTION CARRIED with Bruce Nelson for, David Hougaard for, Kory Wilde for and Trevor Gardner for. Dale Millsap abstained from voting.**

**Mayor Bingham** reminded the council that they would be holding a budget work meeting on April 20<sup>th</sup> at 7:00 p.m.

**David H** asked if the council has a Mayor pro tem. It was clarified the Bruce Nelson is the current Mayor pro tem. **David H** also asked about the complaint process. He wondered if a councilmember could fill out a complaint form regarding issues in the community. It was stated that councilmembers can fill out a complaint just like any other citizen.

**Codey Illum** addressed the council on behalf of the building officials of Box Elder County. The county has increased their building permit fees because the state has not adopted the new building code which drives up fees. The county will also be creating a new online building permit portal to help speed up the process of issuing permits. The new regulations state that if individuals do not get a response within 15 business days they can start building without a permit. The new portal will help get permits issued in a timely fashion.

**BRUCE NELSON motioned to adjourn at 9:02 pm. DALE MILLSAP seconded the motion. MOTION CARRIED with Bruce Nelson for, David Hougaard for, Kory Wilde for, Trevor Gardner for and Dale Millsap for.**

**Meeting adjourned at 9:02 p.m.**

The foregoing minutes were taken and typed by Brittney Chlarson.

I certify these minutes to be true and accurate to the best of my knowledge.

ATTEST:

DATE APPROVED: 5/11/22



Brittney Chlarson

Brittney Chlarson – Clerk/Recorder

Boyd Bingham

Boyd Bingham - Mayor