

1 A Meeting of the Nibley City Council held at Nibley City Hall, 455 West 3200 South,
2 Nibley, Utah, on Thursday, May 26, 2022.

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4 The following actions were made during the meeting:

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6 **Councilmember Beus moved to approve Resolution 22-16: A Resolution Amending the**
7 **Budget for Various Funds of Nibley City for Fiscal year 2021-22, Adopting the Budget**
8 **for the Various Funds of Nibley City and Other Budgetary Matters for Fiscal year 2022-**
9 **23 and Adjusting Certain Fees and Payments for Services for first reading.**

10 **Councilmember Sweeten seconded the motion.** The motion passed unanimously 5-0;
11 with Councilmember Beus, Councilmember Sweeten, Councilmember Bernhardt,
12 Councilmember Larsen, and Councilmember Laursen all in favor.

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14 *Councilmember Bernhardt moved to approve Ordinance 22-11: An Ordinance Providing*
15 *for the Compensation of Elected and Statutory Officers of Nibley City. Councilmember*
16 *Sweeten seconded the motion.*

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18 *Councilmember Bernhardt moved to approve Ordinance 22-11: An Ordinance Providing*
19 *for the Compensation of Elected and Statutory Officers of Nibley City. Councilmember*
20 *Sweeten seconded the motion for first reading.*

21
22 *Councilmember Bernhardt motioned to amend Ordinance 22-11 to match the*
23 *recalculated numbers.*

24
25 City Council: \$343 to \$367; a \$24 increase per month

26 Mayor: \$861 to \$921; a \$60 increase per month

27 Treasurer: \$35,876-53,005/year to \$33,529 – 49,538/year; a \$2,347-
28 \$3,467/year

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30 *Councilmember Beus seconded the motion. General consent was given to amend*
31 *the motion.*

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

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38 OFFICIAL MINUTES OF THE MEETING
39 City Recorder Cheryl Bodily took minutes

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41 **Opening Ceremonies**

42 Councilmember Laursen discussed the happening of the past week, in different states,
43 and the holiday that was being celebrated. Councilmember Laursen quoted Jennifer
44 Granholm:

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“Ceremonies are important. But our gratitude has to be more than visits to the troops, and once-a-year Memorial Day ceremonies. We honor the dead best by treating the living well.”

Councilmember Laursen asked those at the meeting to treat each other well; to love those around them, their neighbors and families. He asked for a minute of silent reflection to think about those who had served and had given their lives willingly and also for those who hadn’t given their lives not-so willingly.

Call to Order and Roll Call

Mayor Larry Jacobsen called the Thursday, May 26, 2022, Nibley City Council meeting to order at 7:49 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, and Amy Johnson, Nibley City Treasurer was also present.

Approval of the Previous Meeting Minutes and Current Agenda

Councilmember Larsen moved to approve the previous meeting minutes and the evening’s agenda. 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.

Public Comment Period

Mayor Jacobsen gave direction to the public present and opened the Public Comment Period at 7:57 p.m.

Seeing public comments, Mayor Jacobsen closed the Public Comment Period at 7:57 p.m.

Public Hearing – Resolution 22-16: A Resolution Amending the Budget for Various Funds of Nibley City for Fiscal year 2021-22, Adopting the Budget for the Various Funds of Nibley City and Other Budgetary Matters for Fiscal year 2022-23 and Adjusting Certain Fees and Payments for Services

Mr. Maughan gave a presentation regarding the proposed budget. He led a presentation entitled *Nibley City Budget Draft FY 2022-2023, Justin Maughan, City Manager, 26 May 2022* (a printed version of the presentation is included in the printed meeting minutes). The topics addressed by Mr. Maughan included the following: Government Finance Officers Association Award for FY 21/22, FY 21.22 Amendments; General Concept: Revenue’s Low, Expenses High; All Revenue Sources (\$11,648,650); General Fund Revenue (\$4,713,650); General Fund Taxes (\$2,255,000), Property Tax, Truth in Taxation, best guess; Sales Tax 2022-2023 Estimate; Other General Fund Revenue

Changes; General Fund Expenditures; Salaries; US CPI increase; Cache Valley Unemployment Rate; Cost of Living Adjustment;

Ms. Johnson left at 9:21 p.m. and returned at 9:23 p.m.

Mr. Maughan presented continued with discussion of Public Works; Non-Departmental; Public Safety; Planning and Building; Exponential GROWTH! YOUTH PROGRAMS; Parks; Community Development and Recreation, General Fund Expenditures; Class C Street Funds; Municipal Building Authority; Community Reinvestment Agency; Emergency Medical Services Fund.

The City Council discussed the fee charged for EMS for Nibley City residents. They debated the level of service and if there was a need for additional service. They discussed keeping the EMS service fee higher in order to plan for a EMS station in Nibley City. Councilmember Beus questioned if they should “pad” the fund to save and provide faster services by having an EMS station in the City. Councilmember Bernhardt felt they should have a definitive plan and not just guess that someday they might have an EMS station. Mr. Maughan said he would speak with Fire Chief Hammer about a plan moving forward.

Mr. Maughan resumed his presentation with discussion of Capital Projects; Capital Projects Revenue; Capital Projects Expenditures; Minimal Changes to Water Department Budget; Sewer Expenditures; Minimal Changes to the Stormwater Department; Impact Fee Funds; Questions?

Mr. Maughan presented the proposed changes to the 2022-23 budget since the workshop that was given to the City Council on May 12, 2022:

Current Year Budget Change FY 21/22

- Capital Projects - Firefly Park Development, clarified with County on RAPZ: 45-38-612 –from 0 to \$411,500
 - *Note –should receive \$78k in 2023 and 2024 as well.

FY 22/23 Budget

Gen Fund:

- 10-50-370 Software – Increase from \$50,000 to \$55,000 for online application software
- 11-40-650 Class C – Increase from \$240,000 up to \$300,000 to seal 3200 South

Capital Projects

- 45-38-612 Firefly Development – decrease from \$411,500 to \$0
- 45-38-725 Grant CCOG from \$0 to \$2,300,000

- 45-40-742 Capital Equipment – Increase from \$31,000 to \$100,000 to purchase tractor for Parks
- 45-40-731 Major Street Projects – Increase from \$0 to \$2,775,000 for 1200 West, 450 West ½ road, 1350 West Half Road and 1000 West tie to Firefly Estates

Seeing no objections from the City Council, Mayor Jacobsen opened the public hearing at 9:08 p.m. Seeing no public comment, Mayor Jacobsen closed the public hearing at 9:09 p.m.

Discussion & Consideration – Resolution 22-16: A Resolution Amending the Budget for Various Funds of Nibley City for Fiscal year 2021-22, Adopting the Budget for the Various Funds of Nibley City and Other Budgetary Matters for Fiscal year 2022-23 and Adjusting Certain Fees and Payments for Services (First Reading)

The City Council discussed the Council’s meeting schedule in June in regard to how many meetings were remaining in order to pass the proposed Resolution.

Councilmember Beus moved to approve Resolution 22-16: A Resolution Amending the Budget for Various Funds of Nibley City for Fiscal year 2021-22, Adopting the Budget for the Various Funds of Nibley City and Other Budgetary Matters for Fiscal year 2022-23 and Adjusting Certain Fees and Payments for Services for first reading. Councilmember Sweeten seconded the motion.

Councilmember Larsen said he was having a hard time with the historical tax rate and he questioned the 7% and the cost of living to retain employees. He asked if there could be an incentive program tied into a bonus instead of “thanks for showing up, here’s your money.” The City Council debated the 7% cola increase for Nibley City staff. (1:17:15 in the meeting recording). The City Council debated if they should retain the same historic tax rate (1:26:38 in the meeting recording). Councilmember Sweeten questioned if there were a small downward adjustment to the tax rate they could consider and discuss. Mayor Jacobsen encouraged the Council to be realistic about the budget they adopted for second reading with what they planned to do on the property tax rate.

Councilmember Bernhardt questioned budget account 10-47-400 of the Elections budget (p. 32). He said the description described mostly Ranked Choice Voting. He was not sure they would be participating in Ranked Choice Voting and felt the budget amount was too low. He asked for staff to think and look through this internally. Councilmember Bernhardt asked that a graph in presented in the budget be clearer. Councilmember Bernhardt said he wanted to drop the EMS charge from \$6.00 to \$5.00. The City Council debated how this adjustment could be made. Mr. Maughan said the fee could be adjusted in the same Resolution as the budget during their second reading.

The City Council continued debate on Nibley City’s historic tax rate the certified tax rate given by Cache County (1:41:55 in the meeting recording).

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

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6 **Public Hearing – Ordinance 22-11: An Ordinance Providing for the Compensation of**
7 **Elected and Statutory Officers of Nibley City**

8 Mr. Maughan described that in 2015 the City Council passed a policy to tie City Council
9 and Mayor compensation to the cost of living adjustment (COLA) given to all Nibley City
10 employees. In addition there were statutory officers compensation that needed to be
11 posted and approved.

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13 Mayor Jacobsen opened the public hearing at 9:49 p.m. Seeing no public comment,
14 Mayor Jacobsen closed the public hearing at 9:50 p.m.

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16 **Discussion & Consideration – Ordinance 22-11: An Ordinance Providing for the**
17 **Compensation of Elected and Statutory Officers of Nibley City (First Reading)**

18 *Councilmember Bernhardt moved to approve Ordinance 22-11: An Ordinance Providing*
19 *for the Compensation of Elected and Statutory Officers of Nibley City. Councilmember*
20 *Sweeten seconded the motion for first reading.*

21
22 Councilmember Bernhardt noted that that compensation amounts presented in the
23 Ordinance and Agenda Item Report where not calculated correctly. Staff took the time
24 to calculate the correct compensation amounts:

25
26 City Council: \$343 to \$367; a \$24 increase per month

27 Mayor: \$861 to \$921; a \$60 increase per month

28 Treasurer: \$35,876-53,005/year to \$33,529 – 49,538/year; a \$2,347-\$3,467/year

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30 Mayor Jacobsen and the City Council debated if they should hold an additional public
31 hearing and agreed that an additional hearing was not needed.

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33 *Councilmember Bernhardt motioned to amend Ordinance 22-11 to match the*
34 *recalculated numbers. Councilmember Beus seconded the motion. General consent was*
35 *given to amend the motion.*

36
37 *The amended motion passed 5-0; with Councilmember Bernhardt, Councilmember*
38 *Sweeten, Councilmember Beus, Councilmember Larsen, and Councilmember Laursen all*
39 *in favor.*

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41 **Council and Staff Report**

42 Councilmember Sweeten reported on her meetings with Nibley City resident Randy and
43 Pam Feser.

1 Councilmember Laursen questioned if the City was putting in the sidewalk next to
2 Zollinger. Mr. Maughan confirmed that this was happening.

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4 Councilmember Laursen said they needed to have conversations about what they
5 wanted in the CRA area. He wanted to know the restrictions on the infrastructure that
6 could go in the CRA area.

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8 Councilmember Bernhardt asked if notification had been sent out that 800 West would
9 be closed. Mr. Maughan reported on the construction process to repair that road.

10 Councilmember Bernhardt requested that notification be given when the road would be
11 closed in the future.

12
13 Councilmember Bernhardt questioned why they charged citizens for pavilion rentals on
14 the weekends if they were not cleaned? There was an expectation that the trash would
15 be gone and the pavilion would be clean.

16
17 Councilmember Bernhardt said the Clear Creek pond had no water and was starting to
18 dry up. He questioned what the end vision was for the pond area. Mayor Jacobsen
19 noted that the plan for the development to the north of the pond was on Logan City's
20 Planning Commission agenda and would have an impact on that water.

21
22 Councilmember Larsen said the roundabout was nice.

23
24 Mayor Jacobsen began discussion of the Wesley Nelson Farm property. The City Council
25 generally agreed to hold a workshop on the next City Council agenda.

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27 Mr. Maughan reported that code enforcement was ongoing. There were less code
28 violations than last year but still a fair amount. He said the City Council might hear about
29 it.

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31 Mr. Maughan reported there had also been a graffiti artist hitting public locations that
32 were hidden from public view.

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34 Seeing no objection, Mayor Jacobsen closed the City Council meeting at 10:37 p.m.

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43 Attest: _____
44 City Recorder