

MINUTES OF THE TOWN COUNCIL
MEETING
OF THE TOWN OF CLARKSTON

August 16, 2022
7:00 P.M.

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

Attendance: Mayor N. Craig Hidalgo

Councilmembers: Mylind Fawcett, Shaun Kurek
McCall Stephensen, Dan Smith

Town Clerk: Kristi Hidalgo

Public Attendance: Annette G. Summers

1. CALL TO ORDER

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

Mayor Hidalgo addressed the minutes of the Clarkston Town Council Meeting held August 2, 2022. Councilmember M. Fawcett motioned for the Clarkston Town Council to approve and adopt the minutes of August 2, 2022. Councilmember S. Kurek seconded the motion. All in favor "Aye". Motion carried

2. BUSINESS

Ordinance 22-06 "An Ordinance Repealing The Current Provisions Of Title 11, Subdivision Regulations, Of The Clarkston Town Code And Adopting Replacement Provisions For The Same" – Mayor Hidalgo stated that a public hearing on this ordinance had been held on June 14, 2022 and the Planning Commission reviewed the ordinance at their last meeting and recommended approval of the ordinance to the Council. Councilmember M. Fawcett commented that the old subdivision ordinance was adopted in 1975 so it needed to be updated to reflect existing regulations and meet State Code. Councilmember M. Stephensen recommended that the engineer who designed the subdivision provide a certificate of approval for the Final Plat. Mayor Hidalgo disagreed and stated that everything is approved by the Clarkston Town engineer and attorney. They are the ones that approve it and ensure that all Clarkston Town subdivision regulations are adhered to, not the developers engineer. Councilmember M. Stephensen believes that the engineer who designed the plat needs to have his stamp of approval on the plat. Councilmember D. Smith stated that the design engineers stamp of approval would be on the plans itself. The design engineers stamp and the Clarkston Town Engineers approval stamp would be on the plans. We don't need the subdividers approval stamp we need our town engineer's approval stamp on the plat. Councilmember M. Stephensen feels that if the developers engineer is the one doing the infrastructure, they should also sign off on it. Councilmember M. Fawcett stated that when the Clarkston Town Engineer signs the final plat that means that it meets the Clarkston Town Code. Councilmember D. Smith reaffirmed that the plan itself will have their engineering stamp on it. Councilmember M. Stephensen reiterated that nowhere in the Subdivision Ordinance does it require that the plat be stamped by the subdividers design engineer and believes that it should be required.

The Council discussed and determined to approve the Subdivision Ordinance with the following addition to 11-3-3D:

11-3-3D(10)

10. The preliminary plat must be stamped by the subdividers licensed design engineer

Mayor Hidalgo read the ordinance and asked for a motion to adopt Ordinance 22-06. Councilmember M. Stephensen motioned for the Council to approve and adopt Ordinance 22-06 with the above-mentioned addition to the ordinance. Councilmember M. Fawcett seconded the motion.

Roll Call Vote:

Mayor Hidalgo	<u>X</u> Aye	<u> </u> No	<u> </u> Abstain	<u> </u> Absent
Councilmember D. Smith	<u>X</u> Aye	<u> </u> No	<u> </u> Abstain	<u> </u> Absent
Councilmember M. Fawcett	<u>X</u> Aye	<u> </u> No	<u> </u> Abstain	<u> </u> Absent
Councilmember M. Stephensen	<u>X</u> Aye	<u> </u> No	<u> </u> Abstain	<u> </u> Absent
Councilmember S. Kurek	<u>X</u> Aye	<u> </u> No	<u> </u> Abstain	<u> </u> Absent

Verizon Wireless Tower/ Lease – Verizon is interested in constructing a tower in Clarkston. Mayor Hidalgo met with the Verizon Preliminary Planner and determined that the best site for the tower would be in the town yard located at 300 West Center Street next to the Questar Gas pipelines. To develop the plans for the project Verizon needed a parcel number for the property. Mayor Hidalgo stated that he worked with Northern Title Company to create a parcel. The parcel extends one hundred ten (110) feet to the north of Questar Gas. Mayor Hidalgo stated that Clarkston Town has never adopted a Telecommunication Facilities Ordinance so the town can go by Cache County's Ordinance (Chapter 17.20). Mayor Hidalgo stated that there are two regulations in Cache County's Telecommunication Ordinance that need to be waived to make allowance for the Verizon Tower. They are the following:

1. Property Lines: Unless otherwise stated herein, support structures shall be set back from all property lines a distance equal to their height measured from the base of the structure to its highest point.
(Cache County Code 17.20.050(B)(1) (Setbacks))
2. Support Structures shall not exceed a height equal to forty-five feet (45') from the base of the structure to the top of the highest point.
(Cache County Code 17.20.050(C)(1)(Height))

Mayor Hidalgo stated that the Verizon tower is one hundred (100) feet tall and proposed that the Town Council, acting as the Appeal Authority for Clarkston Town, grant that these two regulations be waived to accommodate a Verizon Wireless tower to be installed on that property. Mayor Hidalgo asked for a motion from the Appeal Authority to waive the abovementioned regulations to allow Verizon Wireless to install a tower. Councilmember M. Fawcett motioned for the Clarkston Town Council to waive the regulations stating that this specific project would be of a benefit to the greater community rather than an individual homeowner. It serves the greater good. The Council unanimously agreed. Councilmember M. Stephensen seconded the motion. All in favor "Aye". Motion carried

3. DEPARTMENTS

Mayor Hidalgo – Garbage Collection - Mayor Hidalgo stated that the Request for Proposal (RFP) had been sent out to interested waste management companies and bids should be back by September 9, 2022. Three communities pulled out of the consortium. The remaining cities and towns are discussing how to handle it if/when those communities and Logan City decide they want to join the consortium. Mayor Hidalgo believes that in the future they may want to join. Those who don't join now will need to pay something in the future because there is some initial infrastructure that may need to be put in and they would be required to share in those costs. Mayor Hidalgo said that the Executive Committee has not been appointed yet. The Executive Committee is supposed to review the RFP's and make a selection.

Town Hall Project – Mayor Hidalgo reported that he is now waiting for the final signatures from the design engineer. Once that is complete the town can send out Request for Proposals (RFP).

Councilmember M. Fawcett - Water Department – Councilmember M. Fawcett stated that we have come through another drought year. The water system held up well. Councilmember M. Fawcett attributed that to those individuals on prior Town Councils that have developed the springs and to the citizens of Clarkston that have conserved water this summer.

Planning and Zoning – Councilmember M. Fawcett reported that at the last Planning and Zoning Meeting held on August 8, 2022 the Planning Commission made recommendation to approve the Master Street Plan. The Master Street Plan will be forwarded to the Town Council for review and adoption. Councilmember M. Fawcett stated that Deputy Clerk Holly Jones has been updating the Clarkston Town General Plan and that the Planning Commission would be adjusting the annexation plan boundaries on the west side of town to try to alleviate growth potential in that area. The Planning Commission would like to designate that area as a fire buffer or a water resource protection area. Councilmember M. Fawcett concluded that the Planning Commission would hold a public hearing on the updated Clarkston Town General Plan and the Clarkston Town Annexation Plan boundaries before forwarding them on to the Town Council for approval.

Councilmember D. Smith – Roads Department -Councilmember D. Smith reported that the Fiscal Year 2023 road repairs have been done. There were funds left over so Mayor Hidalgo authorized the Cache County Roads Department to apply a black fog seal coat to the roads that were chip and sealed this year. Mayor Hidalgo said that he told Roads Supervisor David Hale to have the Cache County Road Department bid the seal coat into the cost of road repairs, in the future.

Parade - The Wellsville City Founders Day Parade is September 5, 2022 at 10:00 pm. Councilmember M. Stephensen said that she would find out if the Youth Council would be able to support this parade.

Councilmember M. Stephensen – Youth Council – Councilmember M. Stephensen stated that she would like to find a Youth Council Advisor.

Councilmember S. Kurek – Cemetery – Councilmember S. Kurek reported that Cemetery Sexton Randy Smith gave his two week's notice that he is quitting. The job opening has been posted as a Public Works Position. Mayor Hidalgo stated that he wants to hire someone who is willing to work wherever needed. Whether it be roads, snow removal, cemetery or parks so that there is a backup for all departments when needed.

Neighborhood Watch – Short Divide Signs - Councilmember S. Kurek stated that the Short Divide signs have been installed on SR 142 prohibiting 18 wheelers from using the Short Divide Road. Mayor Hidalgo commented that UDOT is also working with Google to get that route changed.

Neighborhood Watch Program – Councilmember S. Kurek reported that the Cache County Sheriff's Department doesn't support the standard Neighborhood Watch Program anymore. It has been eliminated. Councilmember S. Kurek stated that he would develop one for the community.

4. RELEVANT BUSINESS

Next Meeting – The next Town Council Meeting will be held on Tuesday September 6, 2022 at 7:00 pm.

Public Comment – Annette Summers – Annette Summers stated she was curious on the Board of Adjustment decision the Council made for the Verizon tower. She wondered if there was any protocol for notifying neighbors or land adjacent to the property that is being adjusted. Mayor Hidalgo replied that the town is not required by law to do that. When Verizon comes before the Town Council to present the plans for the tower it will be posted on the Clarkston Town Council Meeting Agenda and the public is welcome to come to the meeting and express their concerns or questions.

5. ADJOURN

There being no further business to come before the Council, Councilmember S. Kurek 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 7:45 p.m.



Kristi Hidalgo
Town Clerk