

MINUTES OF THE TOWN COUNCIL
MEETING
OF THE TOWN OF CLARKSTON

October 4, 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, Dan Smith,
McCall Stephensen, Shaun Kurek

Town Clerk: Kristi Hidalgo

Public Attendance: Shellie Heyrend

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 to begin the meeting.

Mayor Hidalgo addressed the minutes of the Clarkston Town Council Meeting held September 20, 2022. Councilmember M. Stephensen motioned for the Clarkston Town Council to approve and adopt the minutes of September 20, 2022. Councilmember M. Fawcett seconded the motion. All in favor "Aye". Motion carried

2. BUSINESS

CAPSA – Domestic Violence Awareness Month Presentation – Shellie Heyrend –

Shellie Heyrend thanked the Council for providing CAPSA the opportunity to come and present information about the organization. Ms. Heyrend stated that simply allowing them to come makes a huge difference in helping with access and awareness of the services CAPSA has to offer. Ms. Heyrend stated that October is Domestic Violence Month and shared the following statistics:

- 1 in 3 women in Utah will experience domestic violence in their lifetime. The national average is 1 in 4. Utah is higher than the national average.
- 1 in 7 men will experience domestic violence in their lifetime.

Ms. Heyrend expressed that domestic violence is not a little thing. It is a pretty big thing and is happening in Cache Valley. CAPSA's Slogan is "Abuse Ends Here" but CAPSA can't do it alone. CAPSA stands for Citizens Against Physical and Sexual Abuse and "Citizens" is key to that. It takes everyone to end abuse. Ms. Heyrend informed the Council that she is the Prevention and Education Director at CAPSA and wondered if the Council had any questions or concerns regarding the education that CAPSA provides to the school systems or businesses. Mayor Hidalgo asked about the content of the educational training and stated that he had heard that CAPSA teaches alternative lifestyles and acceptance thereof, in schools. Ms. Shaw stated that there are two main curriculums that they use. One is for secondary schools so the middle schools and high schools. The other curriculum is for elementary schools. Both curriculums focus on preventing abuse. CAPSA looks at issues such as teen dating

violence, substance abuse, teen suicide, bullying and teen pregnancy from a public health aspect. There are protective factors and risk factors that influence people's lives. All of the curriculum is under that area of knowledge; increasing protective factors for youth and decreasing risk factors. The secondary curriculum focuses on the following topics:

- Confidence Building
- Anti-Bullying
- Healthy Emotions
- Healthy Relationships
- Dating Violence
- Sexual Violence
- Communication
- Safety Planning

In the elementary schools a curriculum called Brain Wise is used. This curriculum involves decision making and problem-solving techniques. Teaching children skills to solve problems and make good decisions. Ms. Heyrend stated that CAPSA also has a presentation called Upstanding. Upstanding is a bystander intervention approach to ending single acts of violence in the moment. We know that when we see something happening, we can't stand up and solve somebody's whole life problem but we can end single instances of violence and when we do that we are preventing further violence. Ms. Heyrend concluded that CAPSA does not endorse or teach alternative lifestyles. The educators that go to schools talk about creating a safe environment no matter how somebody chooses to live their life. Everyone should be safe. Mayor Hidalgo wondered how CAPSA interacts with local law enforcement. Ms. Heyrend stated that CAPSA has a good relationship and work closely with law enforcement. If someone is in immediate danger always call law enforcement first. There is a protocol that police officers have called Lethality Assessment Protocol (LAP). Every officer on patrol carries this assessment with them and when they go to any domestic violence situation or if they suspect domestic violence when on a call there is a list of 11 questions that they will ask that individual and as they ask those questions if they score a 4 or more that officer will stop and call CAPSA because 4 or more increases the likelihood of lethality. The individual is able to talk to one of their trained advocates right then and there. That is the way that law enforcement connects with CAPSA.

Kenneth Hammon – Property Access to Parcel # 15-032-003 – Mayor Hidalgo informed the Council that he received an email from Mr. Hammon asking to be canceled from the agenda tonight. He didn't have the information he needed to present to the Council.

Ordinance 22-07 – “An Ordinance Amending Clarkston Town Code Title 10 Chapter 2 Section 5: Areas Annexed” – Councilmember M. Fawcett referenced the Ordinance and reminded the Council that the following is all that exists in the Clarkston Town Code relevant to annexations:

10-2-5: Areas Annexed

New areas annexed to the town shall automatically be classified as being in the A-10 agricultural zone until such classification shall have been changed by an amendment to this title, as provided by law.

Councilmember M. Fawcett stated that the Planning and Zoning Commission believes that this is inadequate and recommended that Clarkston Town Code 10-2-5 be amended as follows:

10-2-5 Annexation

10-2-5A Policy

All annexations to the incorporated boundaries of Clarkston Town shall be made in accordance with the latest requirements for annexations as outlined in the Utah Code Annotated, 10-2-4, (1953 as amended) which are incorporated in this chapter by reference.

10-2-5B Annexation Policy Plan

An annexation policy plan, developed in accordance with the provisions of section 10-2-401.5 Utah Code Annotated (1953 as amended) has been adopted and shall be used as a guide in making decisions relative to all annexation requests.

10-2-5C Application Fee

An application fee, as established in the most current version of the adopted prevailing fee schedule, shall be paid at the time the application for annexation is filed with the town clerk.

10-2-5D Areas Annexed

New areas annexed to the town shall automatically be classified as being in the A-10 agricultural zone until such classification shall have been changed by an amendment to this title, as provided by law. (Ord. 01-04, 1-7-2002)

Mayor Hidalgo asked if there was any discussion by the Council prior to passing the ordinance. There was no discussion, so Mayor Hidalgo read the ordinance and asked for a motion to adopt Ordinance 22-07. Councilmember M. Fawcett motioned for the Council to approve and adopt Ordinance 22-07. Councilmember M. Stephensen seconded the motion.

Roll Call Vote:

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

3. DEPARTMENTS

Town Code 8-1-8 – Use By Visitors in Recreational Vehicles - Mayor Hidalgo recapped that he had a citizen call him and explain to him that his father had sold his home and bought a trailer. He is going to live in St. George throughout the winter but wants to come and stay in Clarkston at his house for the summer months. Mayor Hidalgo referenced Town Code 8-1-8 which states the following:

8-1-8: USE BY VISITORS IN RECREATIONAL VEHICLES:

Individuals visiting the premises of an authorized user in a recreational vehicle, not including a mobile home, and continuing to live therein during the period of visitation may receive water service from the service pipes or facilities of the host during the visitation period which shall not exceed one month.

Continued use thereafter shall be deemed unauthorized and in violation of the provisions of this chapter relating to separate connections and unauthorized use.

Mayor Hidalgo stated that Clarkston Town Code only allows a visitation period of thirty (30) days and at the last Town Council Meeting held September 20, 2022 he had recommended changing the visitation period to ninety (90) days and stipulate that all recreational vehicles must be vacated by September 30. No decision was made at that meeting. The Council discussed the proposed amendment and unanimously agreed not to change it. It will remain as it is.

Garbage Collection – Mayor Hidalgo reported that the Cache Waste Consortium had been established. The Request for Proposal (RFP) has been reissued to the waste management companies and they will be resubmitting their final proposals with genuine numbers. The consortium's objective is to be ready to switch over by June 30, 2023. Mayor Hidalgo stated that the consortium is laboring to ensure that the Cache Waste Consortium Board will have total voting rights, without being overridden, on any fees that the landfill will charge. Logan City is open to that.

Town Hall Project – Mayor Hidalgo stated that Request for Bids (RFB) had been sent out. Bids are due back by close of business day Friday, October 28, 2022. Mayor Hidalgo had copies of the plans made and they are hanging up in the town hall for citizens to view. Mayor Hidalgo mentioned that he is working with the town accountant in contacting some financial institutions to see what options are available as far as financing the building. He is also looking into grant opportunities that are available to fund the building.

Councilmember M. Fawcett – Water Department – Councilmember M. Fawcett reported that the SCADA System Update Project is in the works.

Planning and Zoning Commission – Public Hearing - Councilmember M. Fawcett reported that the Planning Commission would be holding a public hearing on Monday November 14, 2022 at 7:00 pm to hear on the Revised Clarkston Town General Plan and updates to the Annexation Plan to include west of town as a fire protection and resource protection area.

Proposed Annexation Amendments to Clarkston Town Code - Councilmember M. Fawcett informed the Council that the Planning Commission is working on drafting a Clarkston Town Annexation Process to recommend to the Town Council.

Councilmember D. Smith – Roads Department – New Snowplow Truck – Councilmember D. Smith reported that Roads Supervisor David Hale is looking for a new snowplow truck. Jeremy from the county is going to help find an outfit. Right now there are cities that are turning in their equipment. He understands the funding that we could come up with and will watch for a good snowplow truck within our price range. Councilmember D. Smith said that he would talk to some of his contacts and find out if they have any trucks.

Cemetery Dump Truck - Mayor Hidalgo informed the Council that the cemetery dump truck caught on fire. The Town Clerk Kristi Hidalgo filed a claim with the insurance but hasn't heard back from them yet. It is anticipated that they will total the truck. Mayor Hidalgo stated that he had made arrangements for somebody to back us up with a dump truck to open graves.

Council of Governments (COG) Projects – Mayor Hidalgo reported that Clarkston Town has never applied for any Council of Governments (COG) Funding for road projects and believes that the town should. Mayor Hidalgo stated that he would like to meet with the Town Engineer Scott Archibald and Councilmember D. Smith to put together a proposal to completely dig up and resurface Main Street from 300 South to 400 North.

Councilmember M. Stephensen - September Warrant List – Councilmember M. Stephensen presented the Warrant List for September 2022. Councilmember M. Fawcett motioned for the Clarkston Town Council to approve the Warrant List as read. Councilmember D. Smith seconded the motion. All in favor “Aye.” Motion carried

Parks Department – Councilmember M. Stephensen stated that she would make sure the sprinkling system gets blown out before it gets too cold.

Youth Council – Halloween Activity – The Youth Council will be sponsoring a movie. A date hasn’t been determined yet. Councilmember M. Stephensen stated that she would be setting up a time to meet with the Youth Council to plan out next year’s activities, events and service projects.

Councilmember S. Kurek – Fiber Optics – Utah Broad Plan - Councilmember S. Kurek reported that he had talked to Senator Chris Wilson about the Utah Broad Band Plan. The first thing that the town needs to do is have citizens access the internet speed test and report. The following is the link for the speed test: <https://business.utah.gov/broadband/speed-test/> Any speed under 25/3 megabytes per second is considered unserved. Any speed 100/20 is considered under served. Councilmember S. Kurek stated the speed test must be done to qualify for the grant money. Through this test the State of Utah will be able to identify where the infrastructure and the dollars are going to go for this program. The State of Utah hopes that providers will request funding however if they access the money, they may also have a cap on how much they can charge certain customers. Councilmember S. Kurek will summarize the information regarding the Utah Broad Band Plan and the speed test that citizens need to take and send it to the Town Clerk Kristi Hidalgo. The information will be posted on the Clarkston Town Website, Facebook Page town hall and post office.

4. RELEVANT BUSINESS

Next Meeting – The next Town Council Meeting will be held on Tuesday October 18, 2022 at 7:00 pm.

5. ADJOURN

There being no further business to come before the Council, Councilmember M. Stephensen motioned that the Clarkston Town Council Meeting adjourn. Councilmember S. Kurek seconded the motion. All members present voted “Aye.” Motion carried. The meeting adjourned at 8:03 pm.

Town Clerk