

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD NOVEMBER 6, 2014 AT THE CIVIC CENTER, 83 WEST MAIN, HYRUM, UTAH.

**CONVENED:** 6:30 p.m.

**CONDUCTING:** Mayor Stephanie Miller

**ROLL CALL:** Councilmembers Scot M. Allgood, Jared L. Clawson, Martin L. Felix, and Paul C. James present. Councilmember Woolstenhulme arrived at 6:35.

**CALL TO ORDER:** There being four members present and four members representing a quorum, Mayor Miller called the meeting to order.

**OTHERS PRESENT:** City Administrator Ron Salvesen, and twenty one citizens. City Recorder Stephanie Fricke recorded the minutes.

**WELCOME:** Mayor Miller welcomed everyone in attendance.

**PLEDGE OF ALLEGIANCE:** Boy Scout Easton Poppleton led the governing body and the citizens in the Pledge of Allegiance.

**INVOCATION:** Councilmember Woolstenhulme

**APPROVAL OF MINUTES:**

The minutes of October 16, 2014 were approved as written.

**ACTION** Councilmember James made a motion to approve the minutes of October 16, 2014 as written. Councilmember Allgood seconded the motion and Councilmembers Allgood, Clawson, Felix, and James voted aye. The motion passed.

**AGENDA ADOPTION:** A copy of the notice and agenda for this meeting was faxed to The Herald Journal, mailed to each member of the governing body, and posted at the Civic Center more than forty-eight hours before meeting time.

**ACTION** Councilmember Felix made a motion to approve the agenda for November 6, 2014 as published. Councilmember Clawson seconded the motion and Councilmembers Allgood, Clawson, Felix, and James voted aye. The motion passed.

AGENDA

- 8. PUBLIC COMMENT
- 9. SCHEDULED DELEGATIONS:

- A. Easton Poppleton - To discuss building a sign for Hyrum City's Left Hand Property as his Eagle Scout Project.
  - B. Jason Summers - To discuss rental of the Elite Hall for soccer practices.
  - C. Trent Cragun, Lifestyle Homes - To request approval of an amendment to the final plat for Phase I of Mt. Sterling Farms Planned Unit Development located at 50 North 675 West to increase the numbers of lots from 17 to 21.
10. INTRODUCTION AND ADOPTION OF AN ORDINANCE:
- A. Ordinance 14-10 - An ordinance amending Chapter 9.52 (the Cigarettes, Tobacco, and Psychotoxic Chemicals Ordinance) of the Hyrum City Municipal Code to prohibit cigarettes, tobacco, ends, and psychotoxic chemicals at outdoor venues.
11. OTHER BUSINESS:
- A. Review design of new City Office building.
  - B. Budget report.
  - C. Mayor and City Council reports.
12. ADJOURNMENT

***PUBLIC COMMENT:***

Councilmember Woolstenhulme arrived at 6:35 p.m.

Mayor Miller said if a citizen has a question or would like to make a comment to please keep it under three minutes.

No public comment was given.

***SCHEDULED DELEGATIONS:***

**EASTON POPPLETON - TO DISCUSS BUILDING A SIGN FOR HYRUM CITY'S LEFT HAND PROPERTY AS HIS EAGLE SCOUT PROJECT.**

Easton Poppleton said he is working on his Eagle Scout project and wants to make a metal sign for Hyrum City's Left Hand Property. He handed out a drawing of what the sign would look like and the cost of the sign.

Councilmember Miller said the City will pay for the actual cost of the sign.

Councilmember Clawson suggested placing the sign on an angle on the northside of the road.

Councilmember James suggested including on the sign, "By reservation only".

**ACTION**

Councilmember James made a motion to approve Easton Poppleton's Eagle Scout Project to design and construct a sign for Hyrum City's Left Hand Property, and for Hyrum City to pay the costs of the sign. Councilmember Allgood seconded the motion and Councilmembers Allgood, Clawson, Felix, James, and Woolstenhulme voted aye.

**JASON SUMMERS - TO DISCUSS RENTAL OF THE ELITE HALL FOR SOCCER PRACTICES.**

Jason Summers said he coaches second and third grade girls FC Byron Competitive Soccer Teams. Most of the girls on the teams are from Hyrum, Paradise, Wellsville, and Nibley. FC Byron is a State Competitive Soccer program and the teams practice year round. Last year his teams practiced at the Logan Recreation Center, but the facility is crowded and he is looking for a new place for them to practice during the winter months. He asked if the City would allow his teams to rent the Elite Hall one or two days a week for three hours in the evenings for the girls to practice their footwork skills. He also asked if the City would allow them to use the baseball fields until it snows if the team pays for the lighting of the fields.

Mayor Miller said the City would allow him to use the baseball fields if they paid for all costs associated with the lighting of the fields. He would need to contact City Administrator Ron Salvesen to find out what the actual cost of the lighting of the field is per hour. The Elite Hall has a two hour minimum rental fee and as long as the soccer team did not kick balls into the walls or cause any damage to the building she didn't see the harm in them using the facility.

Councilmember Allgood said basketball and soccer teams should be able to rent the Elite Hall for practices as long as they take care of the facility. Local teams need a place to practice.

**ACTION**

Councilmember James made a motion to allow Jason Summers to rent the Elite Hall for soccer practices, and to pay the rental fee or \$15.00 per hour with a two hour minimum. He is not allowed to rent the Elite Hall on Friday, Saturday, or Sunday. Councilmember Woolstenhulme seconded the motion and Councilmembers Allgood, Clawson, Felix, James, and Woolstenhulme voted aye.

**TRENT CRAGUN, LIFESTYLE HOMES - TO REQUEST APPROVAL OF AN AMENDMENT TO THE FINAL PLAT FOR PHASE I OF MT. STERLING FARMS**

**PLANNED UNIT DEVELOPMENT LOCATED AT 50 NORTH 675 WEST TO INCREASE THE NUMBERS OF LOTS FROM 17 TO 21.**

Jeremy Wilcox said Trent Cragun was unable to attend tonight's meeting. After reviewing the construction and utility layout of Phase I of Mt. Sterling Farms it was determined that four lots along 50 North (which was in Phase IV) would be more feasible to build in Phase I.

**ACTION**

**Councilmember Felix made a motion to approve the amendment of the Final Plat for Phase I of Mt. Sterling Farms Planned Unit Development located at 50 North 675 West by including four lots along 50 North. Phase I of Mt. Sterling Farms will now include 21 lots not 17 lots. Councilmember Allgood seconded the motion and Councilmembers Allgood, Clawson, Felix, James, and Woolstenhulme voted aye.**

***INTRODUCTION AND ADOPTION OF AN ORDINANCE:***

**ORDINANCE 14-10 - AN ORDINANCE AMENDING CHAPTER 9.52 (THE CIGARETTES, TOBACCO, AND PSYCHOTOXIC CHEMICALS ORDINANCE) OF THE HYRUM CITY MUNICIPAL CODE TO PROHIBIT CIGARETTES, TOBACCO, ENDS, AND PSYCHOTOXIC CHEMICALS AT OUTDOOR VENUES.**

David Watkins with the Bear River Health Department said he has reviewed Cache County City's and Town's tobacco ordinances to ensure they meet current State Laws and that they addressed electronic nicotine devices (ENDS) and prohibit smoking on public property and outdoor venues. He provided the City with the proposed ordinance that will prohibit cigarettes, tobacco, ENDS, and psychotoxic chemicals at outdoor venues. Drifting tobacco smoke can trigger asthmatic attacks, bronchial infections, and other serious health problems. The United States Surgeon General and EPA have determined there is no acceptable level of exposure to carcinogens found in environmental tobacco smoke. Cigarette butts, and tobacco get discarded onto the ground in places such as city parks, recreational areas, and cemeteries, and at the locations of mass gatherings. It is unsightly, unclean, and particularly hazardous to small children and animals who handle and sometimes ingest them.

The City Council discussed the health concerns of second hand smoke and how its parks, and mass gatherings should be free from cigarettes, tobacco, ENDS, and psychotoxic chemicals. However, the City own property in Blacksmith Fork Canyon and that property should probably not be excluded.

**ACTION**

Councilmember James made a motion to table Ordinance 14-10 amending Chapter 9.52 (the Cigarettes, Tobacco, and Pschotoxic Chemicals Ordinance) of the Hyrum City Municipal Code to prohibit cigarettes, tobacco, ends, and pyschotoxic chemicals at outdoor venues until the next City Council Meeting. City Staff should revise the ordinance to exclude city owned property outside city limits. Councilmember Felix seconded the motion and Councilmembers Allgood, Clawson, James, and Woolstenhulme voted aye. The motion passed.

***OTHER BUSINESS:*****REVIEW DESIGN OF NEW CITY OFFICE BUILDING.**

City Administrator Ron Salvesen said the architects have revised the new City Office building plans. The City Council suggested moving the City Council back entrance to the west side of the building for safety reasons. However, building codes require an exit door to be further away from the other set of doors into the Council Room. The architects recommended moving the door to the center of the north wall. The plans are almost complete and will be ready to be sent out to bid in the middle of December.

Councilmember James left at 7:10 p.m.

**BUDGET REPORT.**

City Administrator Ron Salvesen reviewed the 2014-2015 General Fund and Utility Funds expenditures and revenues in detail. Most of the departments are under budget and should remain under budget. General Sales tax and subdivision fees are higher than predicted. Revenues are down in court but are expected to go up after January when the Sheriff takes over. The Wastewater Treatment Plant had to purchase \$300,000 of membranes to replace the ones that are worn out.

**MAYOR AND CITY COUNCIL REPORTS.**

Councilmember Felix said the Hyrum Historical Committee would like to be on the next agenda to discuss possible ideas.

City Administrator Ron Salvesen said he spoke with the tenant of the City's cemetery rental home about the City not making any improvements to the house and no longer renting it. She asked him if the City would be willing to let her live there for an additional six months. She is hoping to be able to buy a house by that time. She has been cleaning the outside of the property

hoping the City will allow her to stay.

The City Council discussed its cemetery rental house and determined to give the current tenant an additional six months in the rental house.

Mayor Miller said Nibley and Providence are still considering buying into Hyrum City's sewer plant. The cost to buy in to Hyrum City's sewer plant may be too great and Nibley and Providence may have to use Logan for sewer treatment. The City is going to hold an official Christmas Lighting Ceremony to honor deceased Electric Department Superintendent Guy McBride on November 25 at 6:00 p.m. on the City Square. Hyrum's Holiday at Hardware Ranch is Saturday, December 6 from 11:00 a.m. to 2:00 p.m. She received 43 applications from youth wanting to serve on the Hyrum City's Youth Council. They will be conducting interview this week. The Youth Council is helping with Canyon Elementary's and Lincoln Elementary's Reflection Display at the Elite Hall. Hyrum City's Sewer Plant Superintendent Kevin Maughan was bitten by a dog last week on the sewer plant property. The dogs were running through the fields that Kevin had just put biosolids on. When the biosolids are spread onto the fields there is a 30 day no contact required by the State. He was walking to ask the lady to leave the property when two dogs attacked him. The Cache County Animal Control Officer is handling the case. Kevin is going to post No Trespassing signs all along the City's property.

**ADJOURNMENT:**

**ACTION**                    **There being no further business before the City Council, the Council Meeting adjourned at 7:40 p.m.**

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Stephanie Miller  
Mayor

ATTEST:

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Stephanie Fricke  
City Recorder

Approved: November 20, 2014

As written