

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD MARCH 1, 2007 AT THE CIVIC CENTER, 83 WEST MAIN, HYRUM, UTAH.

CONVENED: 6:30 p.m.

CONDUCTING: Mayor W. Dean Howard

ROLL CALL: Councilmembers Paul C. James, Stephanie Miller, Craig L. Rasmussen and Douglas L. Stipes present.

EXCUSED: Councilmembers Martin L. Felix

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

OTHERS PRESENT: City Administrator D. Brent Jensen, Zoning Administrator Ron Salvesen and seven citizens. City Recorder Stephanie Fricke recorded the minutes.

WELCOME: Mayor Howard welcomed everyone in attendance and invited audience participation.

PLEDGE OF ALLEGIANCE: Mayor Howard led the governing body and the citizens in the Pledge of Allegiance.

INVOCATION: Councilmember James

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.

Councilmember Stipes recommended moving agenda item "10.A. Cache Valley Ranch Association Water." after item "10.D. City Water Supply".

ACTION Councilmember Stipes made a motion to approve the agenda with the above amendment. Councilmember Rasmussen seconded the motion and all four councilmembers present voted aye.

AGENDA

8. SCHEDULED DELEGATIONS:
 - A. Rayann Reed - To discuss co-sponsorship of a pig wrestling contest.
9. INTRODUCTION AND ADOPTION OF A RESOLUTION AND ORDINANCE:
 - A. Resolution 07-04 - A resolution amending Hyrum City's Subdivision Completion Policy governing the issuance of building permits within approved and platted subdivisions. *Second Reading*
 - B. Ordinance 07-02A & 07-02B - An ordinance amending Section 16.20.070 of Title 16 (the Subdivision

Ordinance) of the Hyrum City Municipal Code regarding submission of water rights or shares for new development in Hyrum City. *First Reading*

10. OTHER BUSINESS:

~~A. Cache Valley Ranch Association Water.~~

AB. Consideration and approval of an Agreement with Cache County Chapter American Red Cross for the use of Facilities as Mass Care Shelters.

BE. Appointment to the Planning Commission.

CD. City water supply.

DE. Cache Valley Ranch Association Water.

E. Budget report.

F. Mayor and City Council reports.

11. ADJOURNMENT

SCHEDULED DELEGATIONS:**RAYANN REED - TO DISCUSS CO-SPONSORSHIP OF A PIG WRESTLING CONTEST.**

Rayann Reed said she on a Committee to organize the First Annual Utah Pig Wrestling Championship Fund Raising Event. The Committee is trying to find a City in each County in the State of Utah to host this event. The Committee would like Hyrum City to host the event for Cache County. Each contest should raise between \$10,000 to \$20,000 with the majority of those funds being donated to a Non-Profit Organization. The winners from each County will participate in the State Championship Finals.

Mayor Howard asked if the Pig Wrestling Competition would be held in conjunction with Hyrum City's Star Spangled Celebration.

Rayann Reed said if Hyrum City agrees to sponsor the event then she would meet with the Utah Pig Wrestling Championship Fund Raising Event Committee to discuss the dates and terms of sponsorship.

Councilmember James asked if Hyrum City would be the only City in Cache County to host this event.

Rayann Reed said there will be only one City from Cache County that will host the Pig Wrestling Competition this year. Next year another City from Cache County may be added depending on the number of people participating in the event this year.

Councilmember Miller asked what would be expected from Hyrum City if it agreed to sponsor the Pig Wrestling Competition.

Rayann Reed said Hyrum City would have to provide a place to hold the competition. The rodeo grounds would be the best location since it has a fenced arena and bleachers. They will enclose the pit with sandbags and put a tarp underneath to keep the mud from being tracked all over the arena.

Mayor Howard asked Rayann Reed to prepare a formal agreement addressing liability insurance, fees, dates, etc. and present it to the City Council.

INTRODUCTION AND ADOPTION OF A RESOLUTION:

RESOLUTION 07-04 - A RESOLUTION AMENDING HYRUM CITY'S SUBDIVISION COMPLETION POLICY GOVERNING THE ISSUANCE OF BUILDING PERMITS WITHIN APPROVED AND PLATTED SUBDIVISIONS. SECOND READING

Mayor Howard said the City Council has discussed Resolution 07-04 at its last two meetings. He asked the City Council if it had any recommended changes to the ordinance.

Councilmember Stipes suggested changing number 4. from "Subdividers/developers may likewise elect to deposit cash with the City equal to the amount of the cost to purchase and plant street trees as specified by City ordinance and development policies. Street trees must be planted before the City will approve an occupancy permit for the completed dwelling." to "Once the subdivision is complete to the point that it is ready for final inspection and prior to release of the construction bond the subdividers/developers will deposit cash with the City equal to the amount of the cost to purchase and plant street trees as specified by City ordinance and development policies. Street trees must be planted before the City will approve an occupancy permit for the completed dwelling."

ACTION
AMENDED
03-15-07

Councilmember Stipes James made a motion approve Resolution 07-04 and amending number 4. to read as follows: "Once the subdivision is complete to the point that it is ready for final inspection and prior to release of the construction bond the subdividers/developers will deposit cash with the City equal to the amount of the cost to purchase and plant street trees as specified by City ordinance and development policies. Street trees must be planted before the City will approve an occupancy permit for the completed dwelling." Councilmember Stipes seconded the motion and all four councilmembers present voted aye.

ORDINANCE 07-02A & 07-02B - AN ORDINANCE AMENDING SECTION 16.20.070 OF TITLE 16 (THE SUBDIVISION ORDINANCE) OF THE HYRUM CITY MUNICIPAL CODE REGARDING SUBMISSION OF WATER RIGHTS OR SHARES FOR NEW DEVELOPMENT IN HYRUM CITY. (FIRST READING)

City Administrator D. Brent Jensen said it has been several months since the public hearing was held on revising the submission of water rights or shares for new development ordinance. There have been extensive changes from the initial ordinance that was presented. He suggested sending this ordinance back to the Planning Commission for it to hold another public hearing before the City Council adopts it.

Mayor Howard said if the City Council has any corrections or amendments to the ordinance they should be submitted to City Administrator D. Brent Jensen before the Planning Commission holds a public hearing.

Councilmember Rasmussen said he will send City Administrator D. Brent Jensen his proposed changes to the ordinance.

ACTION Councilmember Stipes made a motion to send the revised ordinance back to the Planning Commission for it to hold a public hearing and make a recommendation on the proposed changes. Councilmember Rasmussen seconded the motion and all four councilmembers present voted aye.

OTHER BUSINESS:

CONSIDERATION AND APPROVAL OF AN AGREEMENT WITH CACHE COUNTY CHAPTER AMERICAN RED CROSS FOR THE USE OF FACILITIES AS MASS CARE SHELTERS.

Mayor Howard said the Cache County Chapter of the American Red Cross is asking Hyrum City to enter into an agreement that will allow the American Red Cross to use Hyrum City's buildings, grounds, and equipment as mass care shelters. Hyrum City has the first right to use its buildings to meet its responsibilities of its citizens, but after meeting those responsibilities Hyrum City will permit upon request the American Red Cross to use its facilities as mass shelters for the victims of disasters.

Councilmember Stipes said section one of the agreement does not specifically identify citizens as Hyrum City's responsibility. It states pupils/parishioners/members/clients, but not citizens.

ACTION Councilmember Stipes made a motion to approve the Agreement for the Use of Facilities as Mass Care Shelters with the Cache County Chapter American Red Cross with the following amendment to Section 1 add "citizens/" before "pupils/parishioners/members/clients". Councilmember Miller seconded the motion and all four councilmembers present voted aye.

APPOINTMENT TO THE PLANNING COMMISSION.

Mayor Howard said the City's new Zoning Administrator Ron Salvesen was serving as Chairman of the Hyrum City Planning Commission. Since Ron Salvesen was hired by the City that seat on the Planning Commission needs to be filled. He suggested appointing Scot Allgood to fill the remainder of Ron Salvesen's unexpired term (January 2012).

ACTION Councilmember James made a motion to appoint Scot

Allgood to serve on the Hyrum City's Planning Commission until January 2012. Councilmember Miller seconded the motion and all four councilmembers present voted aye.

CITY WATER SUPPLY.

City Administrator D. Brent Jensen said he put together a spreadsheet listing all of Hyrum City's water shares and water rights. Hyrum City owns potable water rights of 10,078 acre-feet from wells and 1,448-2,686 acre-feet from springs for a total of 11,527-12,762 acre-feet. The variation in the spring water right appropriation is due to a seasonal limitation imposed by the State. Based upon present consumption rates Hyrum City has sufficient water requirements to serve a population of 15,200. However, an additional well would need to be drilled to provide sufficient water ~~pressure~~ quantity. Hyrum City's has 2,927 acre-feet of secondary water. With current secondary water rights Hyrum City can serve an estimated population of 10,650.

AMENDED
03-15-07

CACHE VALLEY RANCH ASSOCIATION WATER.

Councilmember Stipes said after reviewing City Administrator D. Brent Jensen's report on Hyrum City's water supply he would suggest the City Council forego purchasing this year's water rights offered in the contract between Cache Valley Ranch Association and Hyrum City.

City Administrator D. Brent Jensen said Hyrum City will still have the option to purchase an additional 123.088 acre-feet of water next March from the Cache Valley Ranch Association even if it doesn't take this year's share of water.

ACTION

Councilmember James made a motion to relinquish this year's offering of water rights from Cache Valley Ranch Association as provided in the contract between Cache Valley Ranch Association and Hyrum City. Councilmember Stipes seconded the motion and all four councilmembers present voted aye.

BUDGET REPORT.

City Administrator D. Brent Jensen reviewed the expenditures and donations on the new Hyrum City Library and Museum. As of March 1, 2007 there has been \$4,032,860.01 spent on the new library and museum and there will be at least \$1,071,753.11 more before construction is complete. Hyrum City will have \$162,000 in debt service due next year on the new library and museum and that money is expected to come from the foundation.

Mayor Howard said the new Hyrum City Library and Museum will be a beautiful building but he is worried about operating expenses.

MAYOR AND CITY COUNCIL REPORTS.

Councilmember James said baseball and softball registrations will be held in March on Saturdays and Wednesday evenings.

Councilmember Miller said the Hyrum City Youth Council is going to help with the new Hyrum Library and Museum Auction on March 9 at the Elite Hall. She has arranged for former Governor Norman Bangeter to speak at this year's Patriotic Program. She is still looking for volunteers to help with the Star Spangled Celebration.

ADJOURNMENT:

ACTION **There being no further business before the Council, the Council Meeting adjourned at 7:45 p.m.**

W. Dean Howard
Mayor

ATTEST:

Stephanie Fricke
City Recorder

Approved: March 15, 2007
 As Amended