

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD MARCH 15, 2007 AT THE CIVIC CENTER, 83 WEST MAIN, HYRUM, UTAH.

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

**CONDUCTING:** Mayor W. Dean Howard

**ROLL CALL:** Councilmembers Martin L. Felix, Paul C. James, Craig L. Rasmussen, and Douglas L. Stipes present.

**EXCUSED:** Councilmember Stephanie Miller

**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 four citizens. City Recorder Stephanie Fricke recorded the minutes.

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

**PLEDGE OF ALLEGIANCE:** Councilmember James led the governing body and the citizens in the Pledge of Allegiance.

**INVOCATION:** Councilmember Rasmussen

**APPROVAL OF MINUTES:**

**ACTION** Councilmember James made a motion to approve the minutes of February 15, 2007 as written. Councilmember Felix seconded the motion and all four councilmembers present voted aye.

The minutes of March 1, 2007 were amended as follows: Page 3, Paragraph 6 change "Councilmember Stipes made a motion..." to Councilmember James made a motion..."; and on Page 5, Paragraph 5 change "However, an additional well would need to be drilled to provide sufficient water pressure." to "However, an additional well would need to be drilled to provide sufficient water quantity."

**ACTION** Councilmember Stipes made a motion to approve the minutes of March 1, 2007 with the above amendments. Councilmember Rasmussen seconded the motion and all four councilmembers present voted aye.

**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 Stipes made a motion to approve the agenda as written. Councilmember Rasmussen seconded the motion and all four councilmembers present voted aye.**

#### AGENDA

8. SCHEDULED DELEGATIONS:
  - A. Leigh Dean, Child and Family Support Center-To request approval of a Proclamation declaring April as Child Abuse Prevention Month.
  - B. Troy Kartchner, Southridge Acres Phase IV - To request final plat approval for Southridge Acres Phase IV located at approximately 1130 East between 100 South and 300 South.
9. OTHER BUSINESS:
  - A. To discuss Section 16.20.150(G) backyard facing lots prohibited adjacent to State Highways.
  - B. Budget report.
  - C. Mayor and City Council reports.
10. ADJOURNMENT

#### ***SCHEDULED DELEGATIONS:***

#### **LEIGH DEAN, CHILD AND FAMILY SUPPORT CENTER - TO REQUEST APPROVAL OF A PROCLAMATION DECLARING APRIL AS CHILD ABUSE PREVENTION MONTH.**

Candice Packer with Child and Family Support Center said Leigh Dean was unable to attend tonight's City Council Meeting. The Child and Family Support Center is a private, non-profit organization established in 1982 dedicated to Strengthening Families and Protecting Children. The Child and Family Support Center services are provided confidentially and free of charge and include: Children's Classes on Anger Management, Social Skills, etc.), Parenting Classes; Stepfamily Classes; Good Touch - Bad Touch Classes; Home-Based Parenting Education; 24-Hour Crisis/Respite Nursery; 24-Hour Crisis Hotline; Child Abuse Shelter; Therapy; Women's Workshops; Women's Therapeutic Groups; and Community Awareness.

The month of April is nationally recognized as Child Abuse Prevention Month. This month is a time for our community to increase awareness that child abuse happens here in our own valley. Between 2000-2003, there was a 33.8% increase in child abuse cases in the State of Utah. She asked the City Council to pass a Proclamation declaring April as Child Abuse Prevention Month.

**ACTION Councilmember Stipes made a motion to approve the Proclamation declaring April as Child Abuse Prevention**

**Month. Councilmember James seconded the motion and all four councilmembers present voted aye.**

Councilmember Stipes recommended including the one-page information sheet on the Child Family and Support Center in each Hyrum City Welcome Packet.

**TROY KARTCHNER, SOUTHRIDGE ACRES PHASE IV - TO REQUEST FINAL PLAT APPROVAL FOR SOUTHRIDGE ACRES PHASE IV LOCATED AT APPROXIMATELY 1130 EAST BETWEEN 100 SOUTH AND 300 SOUTH.**

Dan Larsen with Southridge Acres Phase IV said Troy Kartchner was unable to attend tonight's meeting and asked him to attend in his place.

Zoning Administrator Ron Salvesen said City Engineer Craig Neeley has reviewed the final plat for Southridge Acres Phase IV and is recommending approval.

Councilmember Rasmussen said he has told Dan Larsen before that Utah State Code requires all final plans, specification and reports prepared by, or under the supervision of, the professional engineer or professional structural engineer to bear the seal of the professional engineer or professional structural engineer when submitted to a client, when filed with public authorities, or when submitted to a building official. The final plat of Southridge Acres Phase IV is not signed nor sealed by an engineer, therefore, the engineer is not validating nor taking responsibility for the work he has done.

**ACTION**

**Councilmember Rasmussen made a motion to table approval of Southridge Acres Phase IV until the final plat drawings are signed and sealed by an engineer as required by State law. Councilmember Stipes seconded the motion and all four councilmembers present voted aye.**

Dan Larsen said his engineer signed the larger plat map and he thought the City was given a copy of it.

Councilmember Stipes said if Dan Larsen was able to get his engineer's signature on the plat before the next regularly scheduled City Council Meeting he would be willing to attend a special meeting to approve the plat.

Later in the meeting, during the Mayor and City Council Reports, Zoning Administrator Ron Salvesen said after Dan Larsen mentioned he thought he had submitted to the City a signed copy of the final plat drawings, he looked at the map he had for Southridge Acres Phase IV and all of the drawings have been signed and sealed by Dan's engineer.

After Zoning Administrator Ron Salvesen found the final plat

drawings that had been signed by Dan Larsen's engineer the City Council made the following motion:

**ACTION**            **Councilmember Rasmussen made a motion to approve Southridge Acres Phase IV. Councilmember Stipes seconded the motion and all four councilmembers present voted aye.**

***OTHER BUSINESS:***

**TO DISCUSS SECTION 16.20.150(G) BACKYARD FACING LOTS PROHIBITED ADJACENT TO STATE HIGHWAYS.**

Zoning Administrator Ron Salvesen said Floyd Burnett is in the process of annexing property at 550 South 800 East (Highway 165). Once the property is annexed Floyd is planning on subdividing it into 12,000 square foot residential lots. Floyd has given Ron a copy of a concept plan for the development of this property. The concept plan has a row of houses with backyards facing Highway 165. According to Hyrum City Municipal Code Section 16.20.150(G) backyard facing lots are prohibited on State Highways. He asked the City Council if it still wanted to prohibit backyards from facing State Highways.

Councilmember Stipes said he would prefer it if backyards didn't face State Highways, because it creates unsightly conditions with weeds in the planter strip, dirt and gravel on the sidewalks, and garbage blown against the fences. There are several examples in Hyrum where the planter strip between the sidewalk and road is not maintained due to it being fenced out of someone's backyard and the property owner does not feel like he/she has any responsibility to take care of it. Hyrum City's main entrance roads are State Highways and it is important that we keep these entrances attractive. There are ways for developers to design subdivisions without backyards facing State Highways, such as, a frontage road, or an alley.

Councilmember Rasmussen said he agrees with Councilmember Stipes a frontage road is a viable option. Developers need to be creative in designing subdivisions and break away from the cookie cutter lot subdivisions.

Mayor Howard asked Zoning Administrator Ron Salvesen to research how other communities handle development along State Highways and then submit two or three of the best solutions to the City Council.

**BUDGET REPORT.**

City Administrator D. Brent Jensen said the New Hyrum Library and Museum Foundation raised \$24,000 at the fundraising auction held on March 9 at the Elite Hall. Hyrum City bonded for two million dollars to finish paying for the construction of the new library. The bond was to be paid for with outstanding pledges, and

additional donations and grants, however, the City has only received approximately \$500,000 which leaves a balance owing of over \$1.5 million dollars.

Mayor Howard said due to the lack of funds for the new library the City Council is going to have to look at other revenue sources to pay off the bond. A dedicated library tax or include a fee on the utility bill of \$5 per month, per household, either one of these options could be imposed to generate the revenue necessary to pay off the bond. After the bond has been paid off the tax/fee could then be eliminate.

City Administrator D. Brent Jensen said Bill White with Cache Valley Ranch Association called him this morning. Bill had heard that Hyrum City is only going to charge developers \$2,500 per acre-foot of water. The price of water has increased all over the State and will continue to increase. He suggested the City charge a minimum of \$4,000 per acre-foot of water.

The City Council agreed to review the fee the City charges a developer for the Cache Valley Ranch Water at the 2007-2008 Budget Workshop.

**MAYOR AND CITY COUNCIL REPORTS.**

Councilmember James said baseball and softball registrations are being held for the rest of the month on Saturday and Wednesday evenings.

Mayor Howard said the City is considering holding a thirteen week course on money management for its employees. The City will pay a portion of the cost for these classes.

**ADJOURNMENT:**

**ACTION            There being no further business before the Council, the  
                         Council Meeting adjourned at 7:50 p.m.**

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W. Dean Howard  
Mayor

ATTEST:

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Stephanie Fricke  
City Recorder

Approved: April 5, 2007 \_\_\_\_\_  
                         As written