

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD JUNE 4, 2009 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, Thomas C. LaBau, Stephanie Miller, and Craig Rasmussen present.

EXCUSED

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

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

WELCOME: Mayor Howard welcomed everyone in attendance.

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

INVOCATION: City Administrator D. Brent Jensen

APPROVAL OF MINUTES:

The minutes of May 21, 2009 were amended as follows: Page 185, Paragraph 2 change "betwee3n" to "between".

ACTION Councilmember LaBau made a motion to approve the minutes of May 21, 2009 with the above amendment. Councilmember Rasmussen seconded the motion and all five councilmembers 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 James made a motion to approve the agenda as written. Councilmember Rasmussen seconded the motion and all five councilmembers voted aye.

AGENDA

8. PUBLIC HEARING:
 - A. Adjustments to the 2008-2009 General and Enterprise Operating Budgets.
 - B. The adoption of fiscal 2009-2010 operating budgets, for the General Fund, Debt Service Fund, Capital

Projects Fund, Culinary Water Fund, Sewer Fund, Electric Fund, Irrigation Water Fund, Storm Water Fund, and Library Trust Fund. Proposed budget decrease of 10.02% compared with 2008-2009.

- C. The proposed transfer of \$100,000 from the water utility and \$125,000 from the electric utility to the General Fund during fiscal 2009-2010.
 - D. Setting the Municipal Tax Rate for 2009-2010. No property tax rate increase is proposed.
 - E. Setting salaries of elected and appointed officials and other municipal employees for 2009-2010, and amending Section 2.12.010 of the Hyrum City Municipal Code.
9. INTRODUCTION AND ADOPTION OF AN ORDINANCE:
- A. Ordinance 09-04 - An ordinance amending Title 17 (Zoning Ordinance) of the Hyrum City Municipal Code to include provisions for the waiver of site plan for businesses with an expansion of 1,000 square feet or less; to limit residential facilities for persons with a disability or the elderly to not more than four; to require an owner of an accessory apartment to submit letter verifying all conditions for an accessory apartment have been and will continue to be met; to allow a subdivision sign to be permanent; and other minor housekeeping items.
10. OTHER BUSINESS:
- A. Delinquent utility accounts.
 - B. Mayor and City Council reports.
11. ADJOURNMENT

PUBLIC HEARING:

ADJUSTMENTS TO THE 2008-2009 GENERAL AND ENTERPRISE OPERATING BUDGETS. THE ADOPTION OF FISCAL 2009-2010 OPERATING BUDGETS, FOR THE GENERAL FUND, DEBT SERVICE FUND, CAPITAL PROJECTS FUND, CULINARY WATER FUND, SEWER FUND, ELECTRIC FUND, IRRIGATION WATER FUND, STORM WATER FUND, AND LIBRARY TRUST FUND. PROPOSED BUDGET DECREASE OF 10.02% COMPARED WITH 2008-2009. THE PROPOSED TRANSFER OF \$100,000 FROM THE WATER UTILITY AND \$125,000 FROM THE ELECTRIC UTILITY TO THE GENERAL FUND DURING FISCAL 2009-2010. SETTING THE MUNICIPAL TAX RATE FOR 2009-2010. NO PROPERTY TAX RATE INCREASE IS PROPOSED. SETTING SALARIES OF ELECTED AND APPOINTED OFFICIALS AND OTHER MUNICIPAL EMPLOYEES FOR 2009-2010, AND AMENDING SECTION 2.12.010 OF THE HYRUM CITY MUNICIPAL CODE.

ACTION Councilmember James made a motion to open the public hearing at 6:35 p.m. Councilmember Miller seconded the motion and all five councilmembers voted aye.

Mayor Howard presented a power point presentation of the 2009-2010 Operating Budgets proposal. The presentation included pictures of the current fiscal year's projects and proposed

projects for the coming year.

Mayor Howard asked for public comment, there being none he called for a motion to close the public hearing.

ACTION Councilmember James made a motion to close the public hearing at 7:05 p.m. Councilmember LaBau seconded the motion and all five councilmembers voted aye.

INTRODUCTION AND ADOPTION OF AN ORDINANCE:

ORDINANCE 09-04 - AN ORDINANCE AMENDING TITLE 17 (ZONING ORDINANCE) OF THE HYRUM CITY MUNICIPAL CODE TO INCLUDE PROVISIONS FOR THE WAIVER OF SITE PLAN FOR BUSINESSES WITH AN EXPANSION OF 1,000 SQUARE FEET OR LESS; TO LIMIT RESIDENTIAL FACILITIES FOR PERSONS WITH A DISABILITY OR THE ELDERLY TO NOT MORE THAN FOUR; TO REQUIRE AN OWNER OF AN ACCESSORY APARTMENT TO SUBMIT LETTER VERIFYING ALL CONDITIONS FOR AN ACCESSORY APARTMENT HAVE BEEN AND WILL CONTINUE TO BE MET; TO ALLOW A SUBDIVISION SIGN TO BE PERMANENT; AND OTHER MINOR HOUSEKEEPING ITEMS.

ACTION Councilmember Rasmussen made a motion to adopt Ordinance 09-04 amending Title 17 (Zoning Ordinance) of the Hyrum City Municipal Code to include provisions for the waiver of site plan for businesses with an expansion of 1,000 square feet or less; to limit residential facilities for persons with a disability or the elderly to not more than four; to require an owner of an accessory apartment to submit letter verifying all conditions for an accessory apartment have been and will continue to be met; to allow a subdivision sign to be permanent; and other minor housekeeping items. Councilmember Felix seconded the motion.

Councilmember LaBau recommended amending Councilmember Rasmussen's motion to amend Section 17.08.060 A. 5. a. by deleting "This waiver would generally be intended for smaller businesses.". Councilmember Rasmussen and Felix accepted Councilmember LaBau's amendment to the motion.

Mayor Howard called for a vote on the motion and all five councilmembers voted aye.

OTHER BUSINESS:

DELINQUENT UTILITY ACCOUNTS.

Mayor Howard reviewed the list of delinquent utility accounts. The total proposed write-off is \$7,302.87 for the Fiscal Year

2008-2009.

ACTION Councilmember James made a motion to approve the list of Fiscal Year 2008-2009 Delinquent Utility Accounts, in the amount of \$7,302.87 as a write-off. Councilmember LaBau seconded the motion and all five Councilmembers voted aye.

MAYOR AND CITY COUNCIL REPORTS.

Councilmember LaBau said the Mosquito Abatement District has started its abatement program for mosquito larva and will be spraying for mosquitoes in Hyrum on Tuesdays. He will ask the district to spray for mosquitoes around the Soccer Fields and East Park the night before the fireworks in Hyrum.

Councilmember James said softball and baseball has started. There are over 300 kids from Hyrum registered. He is making plans for Hyrum City's National Night Out Against Crime held on August 4, 2009.

Councilmember Miller said the Youth Council distributed Hyrum City's Star Spangled Celebration posters from Paradise to Logan. She met with Hyrum City's Sesquicentennial Committee to discuss ideas on how to celebrate Hyrum City's 150th Anniversary. The Committee suggested having a big celebration at the Elite Hall on Saturday, April 10, 2010 where past Mayors and City Councilmembers would be honored and attendees could also take a tour of the historical sites in Hyrum. The Committee discussed developing Salt Hollow Park as part of the celebration and naming the park Legacy Park rather than Salt Hollow.

Mayor Howard said the Old Ephraim Mountain Men Club donated \$500 to the Hyrum City Library.

ADJOURNMENT:

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

W. Dean Howard
Mayor

ATTEST:

Stephanie Fricke
City Recorder

Approved: June 18, 2009
As Amended