

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD JULY 21, 2011 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.

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, and seven citizens. City Recorder Stephanie Fricke recorded the minutes.

WELCOME: Mayor Howard welcomed everyone in attendance.

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

INVOCATION: Councilmember James

APPROVAL OF MINUTES:

ACTION Councilmember James made a motion to approve the minutes of July 7, 2011 as written. Councilmember Miller 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 LaBau made a motion to approve the agenda for July 21, 2011 as written. Councilmember Rasmussen seconded the motion and all five councilmembers voted aye.

AGENDA

8. SCHEDULED DELEGATIONS:

- A. Dan Miller - To request approval of a Home Occupation Business License for small engine repair at 254 South 400 West.
- B. Katrisha Jensen - To request approval of a Home Occupation Business License for a preschool at 230 North 100 West.
- C. Reyna Perry, National Children's Study - To report on the National Children's Study in Cache County.

- D. Paul Parker - To request a field irrigation connection at 200 East 300 North.
9. OTHER BUSINESS:
A. Mayor and City Council reports.
10. ADJOURNMENT

SCHEDULED DELEGATIONS:

DAN MILLER - TO REQUEST APPROVAL OF A HOME OCCUPATION BUSINESS LICENSE FOR SMALL ENGINE REPAIR AT 254 SOUTH 400 WEST.

Dan Miller said he wants a Home Occupation Business License to repair small engines, such as lawnmowers and weed eaters. He will keep the tools and equipment in his garage.

Councilmember LaBau asked Dan what his hours of operation will be.

Dan Miller said this is not his full time job. He will be repairing the equipment in the evenings. He will close the garage doors to help alleviate the noise.

Councilmember Rasmussen asked Dan if he will repair larger motors.

Dan Miller said he is not planning on repairing large motors, but if he decides to he will come back and ask the City Council for permission.

ACTION Councilmember James made a motion to approve a Home Occupation Business License for Dan Miller at 254 South 400 West for small engine repair with the condition that nothing is stored in the front yard. Councilmember LaBau seconded the motion and all five councilmembers voted aye.

KATRISHA JENSEN - TO REQUEST APPROVAL OF A HOME OCCUPATION BUSINESS LICENSE FOR A PRESCHOOL AT 230 NORTH 100 WEST.

Katrisha Jensen requested a Home Occupation Business License for a preschool at 230 North 100 West. She will have no more than ten children at her home at any one time. Presently her yard is not fenced. The State does not require a fence for preschools, but she is planning on putting one up.

ACTION Councilmember Rasmussen made a motion to approve a Home Occupation Business License for Katrisha Jensen at 230 North 100 West for a preschool. Councilmember James seconded the motion and all five councilmembers voted aye.

REYNA PERRY, NATIONAL CHILDREN'S STUDY - TO REPORT ON THE NATIONAL CHILDREN'S STUDY IN CACHE COUNTY.

Amy Anderson said Reyna Perry was unable to attend tonight's meeting and asked Amy to represent the National Children's Study in Cache County. The National Children's Study is a long-term research study about how the environment affects children's health. More than 100,000 children across the United States will participate in the study. Researchers will follow children from before they are born until they are 21 years old. They will study children's families, neighborhoods, and schools. They will learn about each child's health as he or she grows up. Cache County is one of 37 locations piloting the National Children's Study across the United States. Cache County was randomly selected to help fairly represent all of America's children in the study. Utah State University is partnering with the Department of Pediatrics at the University of Utah to lead the study in Cache County. Women living in Cache County who are pregnant or may become pregnant in the near future are eligible to join the study. Results about the associations for conditions such as birth defects will be available within two to three years after the study begins. The National Children's Study will identify exposures in early life that affect people during childhood and throughout the rest of their lives. Health professional and others who work with children will use the results to develop new ways to prevent health problems and possibly new treatments for diseases.

Mayor Howard asked where the funding was coming from for this study.

Amy Anderson said Congress appropriated funds for fiscal years 2007 and 2008 to continue the first phase of implementation of the National Children's Study. In addition, 17 additional Study Centers were awarded at the end of fiscal year 2007 and 12 more Study Centers were awarded at the end of fiscal year 2008, for a total of 36 Study Centers awarded to date. Fiscal year 2009 funding for the National Children's Study was \$179.7 million. Fiscal year 2010 funding is up to \$193.8 million.

He expressed his concerns about unfunded mandates from the Federal Government that could come from this study.

PAUL PARKER - TO REQUEST A FIELD IRRIGATION CONNECTION AT 200 EAST 300 NORTH.

Paul Parker said when the pressurized irrigation system was installed he was promised an irrigation connection for his pasture at 200 East 300 North once the line was extended past his property. The irrigation line has still not been extended past his property. He gave the City three shares of water for four connections. He wants his fourth connection now so that he can

water a three acre piece of farm ground.

City Administrator D. Brent Jensen said the City's records show Paul submitted two not three irrigation shares for three not four connections. He asked Paul if he was using three connections. Derle Nielsen was Hyrum City's Public Works Director at the time the irrigation system was installed and he does not have any recollection of committing the City to provide a fourth irrigation connection to Paul.

Paul said he currently has three connections to the irrigation system but needs the fourth one that he was promised.

Mayor Howard asked Paul if he had irrigation shares to turn into the City for a fourth connection.

Paul said he would rather buy a connection from the City rather than turn in an irrigation share.

Mayor Howard said in order for the City to provide Paul an irrigation connection he would have to turn in one of his irrigation shares.

City Administrator D. Brent Jensen said the City Council can deny a connection to the irrigation system if it is deemed detrimental to the system. The City is already pumping water from the ground most years to provide water to its current users. Last year the City spent over \$20,000 a month to run two wells. He asked Paul how the three acres are presently being watered.

Paul Parker said he has been pumping water from the ditch that runs through his property. The pump no longer works and rather than purchasing a new pump he wants to connect to the irrigation system.

Councilmember James said the City requires developers to turn in three acre feet of water per acre of ground for all new developments.

Councilmember Rasmussen said he wouldn't consider approving Paul's request for a connection without the City receiving the appropriate amount of irrigation shares.

Paul said he has already turned in an irrigation share to the City for a fourth connection.

ACTION

Councilmember James made a motion to table this discussion until the next City Council Meeting and for City Staff to research the number of irrigation shares Paul Parker turned into the City. Councilmember Rasmussen seconded the motion and all five councilmembers voted aye.

OTHER BUSINESS:

MAYOR AND CITY COUNCIL REPORTS.

Councilmember LaBau said that due to the extremely wet spring the Mosquito Abatement District had to purchase extra materials for its larvaciding program.

Councilmember Felix said over 490 parents and children participated in the Summer Reading Program Activity at the Logan Aquatic Center last Friday night.

Councilmember James said National Night Out Against Crime is August 2, 2011 from 6:00 - 8:00 p.m. on the City Square. He has arranged for several organizations to be in attendance. Councilmembers Rasmussen, LaBau, and Miller have volunteered to help him cook hamburgers. The Youth Council will serve the drinks.

Councilmember Miller said the Youth Council held a combined summer activity with the Youth Council Members from Nibley and Millville. The Hyrum History Book Committee is still meeting and members have been assigned specific areas to research.

ADJOURNMENT:

ACTION There being no further business before the City Council, the Council Meeting adjourned at 7:25 p.m.

W. Dean Howard
Mayor

ATTEST:

Stephanie Fricke
City Recorder

Approved: August 4, 2011 _____
As written