

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD MAY 17, 2012 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, Stephanie Miller, and Craig L. Rasmussen present.

ABSENT: Councilmember Aaron Woolstenhulme

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

WELCOME: Mayor Howard welcomed everyone in attendance.

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

INVOCATION: Councilmember Rasmussen

APPROVAL OF MINUTES:

The minutes of May 3, 2012 were approved as written.

ACTION Councilmember James made a motion to approve the minutes of a regular meeting held May 3, 2012 as written. Councilmember Miller 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.

Councilmember Felix said he is still contacting citizens to serve on the Hyrum Museum Board and asked to remove agenda item 10.A. Appointments to the Museum Board.

ACTION Councilmember Rasmussen made a motion to approve the agenda for May 17, 2012 as amended. Councilmember Felix seconded the motion and all four councilmembers present voted aye.

AGENDA

8. SCHEDULED DELEGATIONS:

- A. Brian Abbott, Cache County Building Department - To present the annual building report.
- B. Ken Allsop - To discuss the Blacksmith Park.
9. CONSIDERATION AND APPROVAL OF A RESOLUTION AND ORDINANCE:
 - A. Resolution 12-04 - A resolution declaring the 1999 Ford F550 bucket truck as surplus and ordering the sale or disposal thereof.
 - B. Ordinance 12-02 - An ordinance recognizing and establishing a public thoroughfare over an eight foot strip of property vacated in 1904.
10. OTHER BUSINESS:
 - A. ~~Appointments to the Hyrum Museum Board.~~
 - B. Tentative adoption of the 2012-2013 Operating Budgets and setting a date for a public hearing.
 - C. Budget report.
 - D. Mayor and City Council reports.
11. ADJOURNMENT

SCHEDULED DELEGATIONS:

BRIAN ABBOTT, CACHE COUNTY BUILDING DEPARTMENT - TO PRESENT THE ANNUAL BUILDING REPORT.

Paul Berntson from the Cache County Building Department said in 2011 there were 65 building permits issued in Hyrum City: eight commercials; two Commercial additions; eight electrical; four garages; four home additions; one home remodel; four multiple dwellings; nine sheds/storage units; fourteen single dwellings; eight townhouses; and three miscellaneous projects. The Cache County Building Department inspected four of Hyrum City's projects this past year saving the City \$2,700 in inspection fees.

ACTION **Councilmember James made a motion to approve the 2011 Building Report. Councilmember Rasmussen seconded the motion and all four councilmembers present voted aye.**

Mayor Howard thanked Paul Berntson and his staff for doing a great job handling the City's building permits.

KEN ALLSOP - TO DISCUSS THE BLACKSMITH PARK.

Ken Allsop said in 2007 he moved to 1376 East 25 South in Hyrum with the expectation the City was in the process of developing Blacksmith Park. The City has a concept plan for the park but no actual work has been done on the park in the five years he has lived there. He understands the City has budget constraints and is in the process of developing a park on the west side of Hyrum. However, he would like the City to consider developing a small portion of the Blacksmith Park. There are numerous children who live near the Blacksmith Park property that are being robbed of the opportunity to play at a nearby park. He has heard the City

wants to develop a dog park first before a children's area. A few years ago he attended a City meeting where the concept plan and the costs associated with developing the park were discussed. He knows it is expensive but would like the City to consider developing a phase of the park that includes lawn and playground equipment for the children in the area rather than a dog park. The majority of the residents in the area need a place for their kids to play and they would be more willing to volunteer their time to help build a park for their kids than a park where dogs can run free.

Mayor Howard said Blacksmith Park will be for the entire community and he has received numerous requests over the years for a dog park.

Ken Allsop said he understands Blacksmith Park is not just for the residents in that area. However, there is not a park in that area for young kids. He asked if the City would support him in forming a small committee to poll the community's opinion on the development of the park and costs associated with lawn, sprinklers and playground equipment.

City Administrator D. Brent Jensen said the estimated cost to develop a park is \$150,000 per acre. Before the City can develop a phase in the park, the basic engineering needs to be completed so that improvements are made at the right elevations.

Mayor Howard asked Ken to form a committee and get projected costs to develop a small portion of the park with lawn, sprinkler system, and playground equipment.

INTRODUCTION AND ADOPTION OF A RESOLUTION AND ORDINANCE:

RESOLUTION 12-04 - A RESOLUTION DECLARING THE 1999 FORD F550 BUCKET TRUCK AS SURPLUS AND ORDERING THE SALE OR DISPOSAL THEREOF.

Mayor Howard said the City recently replaced the 1999 Ford F550 bucket truck with a new diesel-powered truck. This is an average condition, with an estimated value between \$15,000 and \$25,000. The City Council needs to stipulate the price or a range, and the method of sale.

ACTION

Councilmember James made a motion to approve Resolution 12-04 declaring the 1999 Ford F550 bucket truck as surplus and ordering the sale or disposal thereof. Councilmember Felix seconded the motion and all four councilmembers present voted aye.

ORDINANCE 12-02 - AN ORDINANCE RECOGNIZING AND ESTABLISHING A PUBLIC THOROUGHFARE OVER AN EIGHT FOOT STRIP OF PROPERTY VACATED

IN 1904.

City Administrator D. Brent Jensen in 1904, the City Council vacated an eight-foot strip of land along the west sides of 400, 500, 600, and 700 East Streets from Main Street to 300 South. The minutes of the 1904 meeting offer no explanation except that some residents petitioned the action. Indicating they didn't think there would ever be enough traffic on those particular streets to worry about an eight-foot reduction in width, the City Council adopted an order narrowing the streets and the county recorder posted it in a book of miscellaneous documents. While the city vacated the property strips and recorded the vacation document, it never executed deeds to actually convey ownership to the respective property owners. For 108 years it's never been a problem and none of the property owners ever laid claim to the property. Recently, a surveyor happened to discover the vacation, brought it to Cache County Recorder Mike Gleed's attention, and Mike recorded it on the plats, which caused a problem for the very next person who wanted to sell his property and the title company sent a quit-claim deed to the city for signature. The easiest way to solve the problem at this point, according to Mike Gleed, is to either quit-claim the strips to the respective property owners or rescind the original order and reclaim the strips as public property. Because of the encumbrances, it is recommended to reverse the vacation.

ACTION Councilmember Felix made a motion to adopt Ordinance 12-02 recognizing and establishing a public thoroughfare over an eight foot strip of property vacated in 1904. Councilmember James seconded the motion and all four councilmembers present voted aye.

OTHER BUSINESS:**TENTATIVE ADOPTION OF THE 2012-2013 OPERATING BUDGETS AND SETTING A DATE FOR A PUBLIC HEARING.**

ACTION Councilmember Felix made a motion to adopt the tentative 2012-2013 Operating Budgets and to schedule a public hearing on June 7, 2012. Councilmember Rasmussen seconded the motion and all four councilmembers present voted aye.

BUDGET REPORT.

City Administrator D. Brent Jensen reviewed the 2011-2012 General Fund and Utility Funds expenditures and revenues.

MAYOR AND CITY COUNCIL REPORTS.

Councilmember Rasmussen said he attended the Mayor's Association Meeting and the program was on National Alliance of Mental

Illness.

Councilmember Miller said the Youth Council is helping with the carnival at Canyon Elementary. She is meeting with Calvin Christensen on the interior design of the cabin on Main Street. The History Book Committee continues to meet and has pictures scheduled for next Tuesday. She asked a jump roping group to provide the entertainment on the square after the July 4th parade.

Councilmember Felix said the library is installing new shelving and needs volunteer help on Monday, Tuesday, and Wednesday next week.

Mayor Howard said he attended the Utah Local Governments Trust Annual Meeting. The ULGT has over 500 members and over the past year reorganized its claim adjustment process saving 500%. The claims are being processed faster and it is more efficient. The ULGT also implemented an Excellence in Risk Management Program to its members offering discounted rates for members who have certified employees. To become certified an employee must attend six core education classes and six elective education classes sponsored by the ULGT.

ADJOURNMENT:

ACTION **There being no further business before the City Council, the Council Meeting adjourned at 7:15 p.m.**

W. Dean Howard
Mayor

ATTEST:

Stephanie Fricke
City Recorder

Approved: June 7, 2012
 As written