

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD NOVEMBER 7, 2013  
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, Craig Rasmussen, and Aaron Woolstenhulme present. Councilmember Rasmussen arrived at 6:35 p.m.

**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 Ron Salvesen and four 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 Ron Salvesen

**APPROVAL OF MINUTES:**

The minutes of September 19, 2013 were approved as written.

**ACTION** Councilmember Felix made a motion to approve the minutes of September 19, 2013 as written. Councilmember Woolstenhulme 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 for November 7, 2013 as written. Councilmember Felix seconded the motion and all five councilmembers voted aye.

#### AGENDA

8. SCHEDULED DELEGATIONS:
  - A. Randy Godfrey, Carson Plumbing and Mechanical - To request site plan approval for a commercial plumbing and mechanical contracting business at 20 West 300 North.

9. INTRODUCTION AND ADOPTION OF AN ORDINANCE:
  - A. Ordinance 13-06 - An ordinance amending repealing and readopting Chapter 9.50 Noise Disturbance Ordinance of Title 9 (The Public Peace, Morals, and Welfare Ordinance) of the Hyrum City Municipal Code.
10. OTHER BUSINESS:
  - A. Salt Hollow Park restrooms.
  - B. Appointment to the Cache Valley Transit District.
  - C. Mayor and City Council reports.
11. ADJOURNMENT

***SCHEDULED DELEGATIONS:***

**RANDY GODFREY, CARSON PLUMBING AND MECHANICAL - TO REQUEST SITE PLAN APPROVAL FOR A COMMERCIAL PLUMBING AND MECHANICAL CONTRACTING BUSINESS AT 20 WEST 300 NORTH.**

**ACTION** Councilmember James made a motion to approve the Site Plan for a commercial plumbing and mechanical contracting business at 20 West 300 North based upon on approval of building and fire official reviews and recommendations. Councilmember Felix seconded the motion and all four councilmembers present voted aye.

Councilmember Rasmussen arrived at 6:35 P.M.

Councilmember Rasmussen said he was concerned about the size of the underground storm water system, ground water levels, and the parking lot being within ten feet of the property line.

City Administrator Ron Salvesen said the City Engineer reviewed the site plan and is recommending approval.

***INTRODUCTION AND ADOPTION OF AN ORDINANCE:***

**ORDINANCE 13-06 - AN ORDINANCE AMENDING REPEALING AND READOPTING CHAPTER 9.50 NOISE DISTURBANCE ORDINANCE OF TITLE 9 (THE PUBLIC PEACE, MORALS, AND WELFARE ORDINANCE) OF THE HYRUM CITY MUNICIPAL CODE.**

Mayor Howard said the City has received noise complaints and current City ordinance doesn't give the City a way to measure sound at the property line. However, after reviewing the proposed noise decibel level City Staff is requesting additional time to ensure that level is not too high or too low.

**ACTION** Councilmember Felix made a motion to adopt Ordinance 13-06 repealing and readopting Chapter 9.50 Noise Disturbance Ordinance of Title 9 (The Public Peace,

Morals and Welfare Ordinance). Councilmember James seconded the motion.

Councilmember Rasmussen recommended amending Ordinance 13-06 by changing Section 9.40.030B to 50' to match Tables II and III; Section 9.50.040 amend to exclude the manufacturing zone; and Section 9.50.030 to include a statement at the top of the Section stating the times of noise restrictions. Councilmember Felix and James accepted the amendments and all five Councilmembers voted aye.

**OTHER BUSINESS:**

**SALT HOLLOW PARK RESTROOMS.**

ACTION Councilmember Rasmussen made a motion to close the Salt Hollow Park restrooms during the winter months and for a portable toilet to be brought in during those months. Councilmember Felix seconded the motion and all five councilmembers voted aye.

**APPOINTMENT TO THE CACHE VALLEY TRANSIT DISTRICT.**

ACTION Councilmember James made a motion to appoint Shaun Bushman to the Cache Valley Transit District. Councilmember Felix seconded the motion and all five councilmembers voted aye.

**MAYOR AND CITY COUNCIL REPORTS.**

Councilmember Felix said the Senior Center's craft fair is on the 1<sup>st</sup> weekend in December.

City Administrator Ron Salvesen said he has spoken with the City Attorney on liability issues regarding the City helping sponsor a low frequency radio station that Friend Weller would own and operate or liability the City would be facing.

**ADJOURNMENT:**

ACTION There being no further business before the City Council, the Council Meeting adjourned at 6:0 p.m.

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W. Dean Howard  
Mayor

ATTEST:

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Stephanie Fricke  
City Recorder

Approved: December 5, 2013  
As written