

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD MARCH 21, 2024 AT THE HYRUM CITY COUNCIL CHAMBERS, 60 WEST MAIN, HYRUM, UTAH.

CONVENED: 6:30 P.M.

CONDUCTING: Mayor Stephanie Miller

ROLL CALL: Councilmembers Steve Adams, Jared Clawson, Michael Nelson, and Craig L. Rasmussen.

EXCUSED: Councilmember Paul James

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

OTHERS PRESENT: City Engineer Matt Holmes, Water Reclamation Superintendent Angela Pritchett, City Treasurer Todd Perkins, Power Superintendent Tom Cooper, and 15 citizens. City Recorder Stephanie Fricke recorded the minutes.

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

PLEDGE OF ALLEGIANCE: Councilmember Clawson

INVOCATION: Councilmember Adams

APPROVAL OF MINUTES:

The minutes of a regular meeting on March 7, 2024 were approved as written.

ACTION

Councilmember Clawson made a motion to approve the minutes of a regular meeting held on March 7, 2024 as written. Councilmember Nelson seconded the motion and Councilmembers Adams, Clawson, Nelson, and Rasmussen voted aye. The motion passed.

AGENDA ADOPTION: A copy of the notice and agenda for this meeting was emailed to The Herald Journal, posted on the Utah Public Notice Website and Hyrum City's Website, provided to each member of the governing body, and posted at the City Offices more than forty-eight hours before meeting time.

Mayor Miller said item "9.A. Cache County Sheriff Chad Jensen - To present the Cache County's Sheriff report for 2022 and to discuss the 2023-2024 Law Enforcement Contract." needs to be amended to state "9.A. Cache County Sheriff Chad Jensen - To present the Cache County's Sheriff report for 2024 and to discuss the 2024-2025 Law Enforcement Contract."

ACTION

Councilmember Rasmussen made a motion to approve the agenda for March 21, 2024 as amended. Councilmember Clawson seconded the motion and Councilmembers Adams, Clawson, Nelson, and Rasmussen voted aye. The motion passed.

9. SCHEDULED DELEGATIONS:

- A. Cache County Sheriff Chad Jensen - To present the Cache County's Sheriff report for 2023 and to discuss the 2024-2025 Law Enforcement Contract.
- B. Amy Bohne - To request a Home Occupation Business License for sound therapy at 600 West 50 North.
- C. Mike Pressley, Reach Across America - To request Hyrum City's participation in the Reach Across America Program that places Christmas wreaths on Veterans graves.
- D. Ryan Kendrick, Hyrum Chevron - To present an appeal to the Board of Equalization (Section 13.12.060) for the assessment of wastewater fees.
- E. Beth Larchar, Mt. Sterling Farms - To request an extension of the approval of the Final Plat for Phase 5 of Mt. Sterling Farms consisting of 13 single family houses on 5.25 acres located at 800 West 100 North.
- F. Matt Nielsen, Sunset Fields - To request preliminary plat approval for a 17 lot single family subdivision located at 705 East 1100 South on approximately 7.85 acres.
- G. Dominion Energy - To request Site Plan approval for a pressure regulation station at 300 North 400 West.

10. INTRODUCTION AND APPROVAL OF RESOLUTIONS AND ORDINANCES

- A. Resolution 24-08 - A resolution appointing Power Superintendent Tom Cooper as Hyrum City's Intermountain Power Agency (IPA) Representative.
- B. Resolution 24-09 - A resolution amending the Hyrum City Building Permit Inspection and Connection Fee Schedule to include a fee for additional inspections.
- C. Resolution 24-10 - A resolution amending Hyrum City's Subdivision and Land Use Submission Fees to include

- the Administrative Land Use Authority Fees.
- D. Resolution 24-11 - A resolution declaring certain Hyrum City equipment (1999 Ford Truck Ambulance) as surplus and approving the sale or disposal thereof.
 - E. Resolution 24-12 - A resolution setting the Hyrum City Rodeo Grounds Rental Fee and Deposit Schedule and approving the Rodeo Grounds Rental Agreement and Contract.
 - F. Ordinance 24-04 - An ordinance adding Chapter 2.85 Administrative Land Use Authority to Title 2 Administration and Personnel of the Hyrum City Municipal Code.
11. OTHER BUSINESS
- A. Discussion on benchmark expectations for Home Occupation Business License for auto repair.
 - B. Consideration and award of bid for Water Master Plan Study.
 - C. Consideration and appointments to the Administrative Land Use Authority Board.
 - D. Budget Report.
 - E. Mayor and City Council reports.
12. ADJOURNMENT

PUBLIC COMMENT:

Mayor Miller asked if a citizen had a question or comment to please keep it under three minutes.

There being no public comment, Mayor Miller moved to the next agenda item.

SCHEDULED DELEGATIONS:

CACHE COUNTY SHERIFF CHAD JENSEN - TO PRESENT THE CACHE COUNTY'S SHERIFF REPORT FOR 2023 AND TO DISCUSS THE 2024-2025 LAW ENFORCEMENT CONTRACT.

Cache County Sheriff Chad Jensen said Hyrum City and Cache County entered into a multi-year contract for law enforcement services and next year the contract will need to be renewed. Hyrum is very consistent in the number of law enforcement calls from year to year. This year law enforcement has responded to 1,340 calls and estimated to be at 2,091 calls by the end of the fiscal year. He gave a comparison between last years calls and projected calls for this ending fiscal year.

<u>Type:</u>	<u>Last Year:</u>	<u>Est. June:</u>
Citizen Assist	235	210
Citations	432	480
Property Issues	24	31
Auto Burglaries	16	5
Juvenile Problems	63	116
Drug Offense	40	23
DUI	19	8
Domestic Violence	82	110

Lt. Sheriff Tim Ramirez said the Cache County Sheriff's Office is implementing a new program "Proactive Policing Unit". This unit will be focused on: Highway safety; DUI enforcement; Street level narcotics; Property Crimes' and Fugitive apprehension. It will utilize: Heat maps to identify hot spots for criminal activities; Direct impaired driver enforcement strategies; leveraging highway safety data for targeted speed enforcement in problems areas; and intelligence LED highway drug interdiction. This unit will use problem oriented enforcement strategies to yield superior outcomes compared to policing with traditional policing methods. It will be proactive in focusing on preventing and deterring crime by taking preemptive action and collaborating with the community to address crime in high risk areas. This new program will start May 24, 2024.

Mayor Miller thanked Cache County Sheriff Chad Jensen and his staff at the Sheriff's office for helping keep Hyrum City safe; for their attentiveness to the community; and always keeping her informed of what is happening in Hyrum.

AMY BOHNE - TO REQUEST A HOME OCCUPATION BUSINESS LICENSE FOR SOUND THERAPY AT 600 WEST 50 NORTH.

Mayor Miller said Amy Bohne was not able to attend tonight's meeting. Amy was requesting a Home Occupation Business License for sound therapy at 600 West 50 North.

ACTION

Councilmember Rasmussen made a motion to approve a Home Occupation Business License for Amy Bohne to conduct Sound Therapy at 600 West 50 North. Councilmember Adams seconded the motion and Councilmembers Adams, Clawson, Nelson, and Rasmussen voted aye. The motion passed.

MIKE PRESSLEY, WREATH ACROSS AMERICA - TO REQUEST HYRUM CITY'S

PARTICIPATION IN THE WREATH ACROSS AMERICA PROGRAM THAT PLACES CHRISTMAS WREATHS ON VETERANS GRAVES.

Mike Pressley said he helps with Wreath Across America. In 2022, Wreaths Across America and its national network of volunteers placed more than 2.7 million sponsored veterans' wreaths on headstones of our nation's service members at 3,702 participating locations. This was accomplished with the support of more than 5,000 sponsorship groups, corporation contributions, and in-kind donations from the transportation industry across the country. The wreath-laying that began more than 30 years ago is still held annually, on the second or third Saturday of December. WAA's annual pilgrimage from Harrington, Maine to Arlington National Cemetery has become known as "the world's largest veterans' parade." Every year the convoy of trucks, local law enforcement, staff and supporters stop at schools, monuments, veterans' homes and communities along the way to talk about the Wreaths Across America mission and remind people how important it is to remember, honor and teach. Wreaths Across America is committed to teaching all generations about the value of their freedoms, and the importance of honoring those who sacrificed so much to protect those freedoms. In 2022, the organization launched its expanded TEACH program and collaboration with like-minded organizations focused on character development and service projects for young people of all ages, with lesson plans for all grade levels and learning abilities. Wreaths Across America would not be successful without the help of volunteers, active organizations and the generosity of the trucking industry, which offer invaluable support to WAA's mission to remember the men and women who served our country, honor our military and their families, and teach our children about our freedom and those who protect it. There are many ways you can help—learn more about how you can get involved by perusing our site, signing up to receive our newsletter and/or visiting the Wreaths Across America Museum in Columbia Falls, Maine. He works for Sharps Transportation and last year it sponsored 375 veteran graves in Wellsville. This year he would like to find sponsors for the 1,020 veteran graves in Wellsville, Paradise, and Hyrum. He asked if Hyrum City would be willing to allow them to place wreaths and help with advertising in its newsletters to help promote Wreaths Across America.

ACTION

Councilmember Rasmussen made a motion for Hyrum City to support Wreaths Across America by including

information in the City newsletter, City sign, and allowing flyers to be posted in City buildings. Councilmember Clawson seconded the motion and Councilmembers Adams, Clawson, Nelson, and Rasmussen voted aye. The motion passed.

RYAN KENDRICK, HYRUM CHEVRON - TO PRESENT AN APPEAL TO THE BOARD OF EQUALIZATION (SECTION 13.12.060) FOR THE ASSESSMENT OF WASTEWATER FEES.

Ryan Kendrick said Hyrum Chevron has been in business 26 years and over those years there have been minimal utility increases however, last month he received Hyrum City's utility bill and his sewer rates had increased over 300%. In February he was contacted by Hyrum City's Water Reclamation Superintendent Angela Pritchett asking if Hyrum Chevron's carwash recycled its water and was a zero discharge carwash. Hyrum Chevron does not recycle its carwash water but it is filtered and is clean water. The previous Hyrum City Water Reclamation Superintendent told Ryan that Hyrum City wanted its water because the carwash water didn't include papers, solids, or debris. The additional clean water helped with treatment chemical costs. He has installed a reverse osmosis process in the carwash to lessen water use by purified water. He has also purchased a new automatic carwash that will be installed this spring that uses new technology to reduce water consumption.

The carwash business is a competitive business and there are multiple carwashes being built within a five mile radius. He tries to provide a local carwash at a reasonable price but this price increase of 300% will no longer allow his business to be priced competitively. The carwash makes a minimal profit and the improvements that he has being installed this spring will not produce a profit from the carwash in years. He is trying to keep sales tax in Hyrum and hopes Hyrum will support its local businesses.

City Recorder Stephanie Fricke said Utility Billing Clerk Margaret Poppleton put together a spreadsheet with Hyrum 66 Water usage and sewer charges from March 2021 through December 2023. The spreadsheet shown what should have been charged versus what was charged and that difference was over \$4,000 a year. Commercial sewer rates vary depending on the water usage. Hyrum Chevron has only been being charged the base rate for the past 26 years when the rate should have been determined by water usage. Water Reclamation Angela Pritchett discovered the billing error and brought it to Hyrum Chevron, Mayor Miller, and

Hyrum City's utility billing clerks attention.

Scott Kendrick said he is also an owner of Hyrum Chevron and he is greatly concerned about the impact that a 300% increase to his sewer bill will have on its carwash revenue. He doesn't think it is right for Hyrum City to impose a 300% increase on his business without any warning or notification.

Councilmember Rasmussen explained that the City Council did not increase its sewer rates by 300% but there has been an oversight in the sewer bill for over 26 years that drastically reduced the rate Hyrum Chevron was being charged. The rate that is being proposed is the rate that all other businesses in Hyrum are being charged including the Western Dairy Truck Wash.

City Treasurer Todd Perkins said Utility Billing Clerk Margaret Poppleton contacted Logan City utility billing and a carwash in Logan that used a similar amount of water was being charged \$1,900.00 a month compared to Hyrum Chevrons bill of \$109.69 per month. Hyrum Chevron receives a separate bill for the carwash even though there is only one meter. He suggested the city could reduce Hyrum Chevron's bill by \$46.13 a month which is one of the base rates (one base rate and one commercial rate should have been being charged) since it technically only has one meter.

ACTION

Councilmember Nelson made a motion to table this item until the next City Council Meeting to allow the City Council and City Staff to look at the rates to determine if the bill can be offset in anyway. Councilmember Clawson seconded the motion and Councilmembers Adams, Clawson, Nelson, and Rasmussen voted aye. The motion passed.

BETH LARCHAR, MT. STERLING FARMS - TO REQUEST AN EXTENSION OF THE APPROVAL OF THE FINAL PLAT FOR PHASE 5 OF MT. STERLING FARMS CONSISTING OF 13 SINGLE FAMILY HOUSES ON 5.25 ACRES LOCATED AT 800 WEST 100 NORTH.

Jake Young with Civil Solutions said Beth Larcher was unable to attend tonight's meeting and asked Jake to attend. Mt. Sterling Farms Phase 5 consisting of 13 single family houses on 5.25 acres located at 800 West 100 North was approved on May 5, 2022. Hyrum City Code allows a maximum of two years between phases or else an extension has to be requested.

The City Council discussed its concerns with the park in Mt. Sterling Farms not paying the City for park improvements as agreed upon by the developer and the City Council. The developer was to pay the City for all park improvements once the developer sold additional lots. The developer sold additional lots and have not paid the money to the City to finish the park.

ACTION

Councilmember Clawson made a motion to grant a one year extension of approval for Phase 5 of Mt. Sterling Farms for Phase 5 consisting of 13 single family houses on 5.25 acres located at 800 West 100 North with the following conditions: 1. The developer must provide an addendum to the development agreement that includes a release from the park improvements and requires the developer to pay the City for the park completion, this addendum must be agreed to by the City Council. Councilmember Rasmussen seconded the motion and Councilmembers Adams, Clawson, Nelson, and Rasmussen voted aye. The motion passed.

MATT NIELSON, SUNSET FIELDS - TO REQUEST PRELIMINARY PLAT APPROVAL FOR A 17 LOT SINGLE FAMILY SUBDIVISION LOCATED AT 705 EAST 1100 SOUTH ON APPROXIMATELY 7.85 ACRES.

Matt Nielson requested preliminary plat approval for a 17 lot single family subdivision located at 705 East 1100 South on approximately 7.85 acres. He attended City Council Meeting on March 7, 2024, and the City Council tabled the approval of the preliminary plat until all of the items required in Title 16 for a preliminary plat be addressed and shown on the plat.

Councilmember Rasmussen said he is greatly concerned about the stormwater ponds being in someone's backyard. He has never seen stormwater ponds work in people's backyards. Homeowners will fill the pond in with dirt, build an outdoor shed, or put other things in that prevents the stormwater pond from holding water the way it was designed. If stormwater ponds are allowed in the backyards, then there needs to be stormwater management plan recorded with that property deed.

Matt Nielson said he doesn't see an issue with stormwater ponds being on a private lot. The houses on these lots will be small and there will be plenty of space on the lots for outside uses.

Councilmember Nelson said he is concerned about the stormwater ponds draining correctly since the gravel bed is deeper in this

area.

Councilmember Rasmussen said the developer may have to install an infiltration system in order for the stormwater to drain correctly.

ACTION

Councilmember Rasmussen made a motion to conditionally approve the Preliminary Plat for Sunset Fields Subdivision a 17 lot single family subdivision located at approximately 705 East 1100 South consisting of 7.85 acres with the following conditions: 1. Stormwater retention areas in the backyards be allowed on the condition that a sump is used to drain the water - the soil will need to be evaluated to determine the depth of clay layer to ensure soil infiltration sumps will work; and 2. Stormwater Pond Management Agreement be written and recorded with property deed; and 3. The developer provide an updated plat with all of the conditions that were given earlier in an email to developer by Councilmember Rasmussen. Councilmember Clawson seconded the motion and Councilmembers Adams, Clawson, Nelson, and Rasmussen voted aye. The motion passed.

DOMINION ENERGY - TO REQUEST SITE PLAN APPROVAL FOR A PRESSURE REGULATION STATION AT 300 NORTH 400 WEST.

Melissa Dizdarevic with Dominion Energy requested site plan approval for a pressure regulation station at 300 North 400 West. The Planning Commission on March 14, 2024 recommended approval of the site plan with the conditions that the driveway entrances be amended to eliminate concrete adjacent to the edge of the road and the water meter be downsized from a 1" to a ¾" meter.

ACTION

Councilmember Rasmussen made a motion to approve the site plan for Dominion Energy to install a pressure regulation station at 300 North 400 West with the following conditions: 1. The water meter be downsized from 1" to ¾" meter; and 2. Concrete adjacent to the edge of the road in the driveway be eliminated. Councilmember Adams seconded the motion and Councilmembers Adams, Clawson, Nelson, and Rasmussen voted aye. The motion passed.

INTRODUCTION AND APPROVAL OF RESOLUTIONS AND ORDINANCES:

RESOLUTION 24-08 - A RESOLUTION APPOINTING POWER SUPERINTENDENT TOM COOPER AS HYRUM CITY'S INTERMOUNTAIN POWER AGENCY (IPA) REPRESENTATIVE.

Mayor Miller said former City Councilmember Martin Felix has been serving as Hyrum City's IPA representative. This resolution will appoint Hyrum City's Power Superintendent Tom Cooper as Hyrum City's IPA Representative.

ACTION

Councilmember Adams made a motion to approve Resolution 24-08 appointing Power Superintendent Tom Cooper as Hyrum City's Intermountain Power Agency (IPA) Representative. Councilmember Clawson seconded the motion and Councilmembers Adams, Clawson, Nelson, and Rasmussen voted aye. The motion passed.

RESOLUTION 24-09 - A RESOLUTION AMENDING THE HYRUM CITY BUILDING PERMIT INSPECTION AND CONNECTION FEE SCHEDULE TO INCLUDE A FEE FOR ADDITIONAL INSPECTIONS.

Mayor Miller said Resolution 24-09 will set a fee or additional utility inspections on construction sites. City Staff is recommending a \$100.00 fee be charged and paid in cash at the City Office after the first initial inspection. City crews are being called by developers/contractors to inspect city services without the site and/or utility ready for inspection which then require City staff to be called back for a second time and sometimes multiple times to inspect.

ACTION

Councilmember Rasmussen made a motion to approve Resolution 24-09 a resolution amending the Hyrum City Building Permit Inspection and Connection Fee Schedule to include a fee for additional inspections. Councilmember Nelson seconded the motion and Councilmembers Adams, Clawson, Nelson, and Rasmussen voted aye. The motion passed.

RESOLUTION 24-10 - A RESOLUTION AMENDING HYRUM CITY'S SUBDIVISION AND LAND USE SUBMISSION FEES TO INCLUDE THE ADMINISTRATIVE LAND USE AUTHORITY FEES.

Mayor Miller said Resolution 24-10 will amend Hyrum City's subdivision and land use submission fees to include the administrative land use authority fees. Ordinance 24-01 designated the Administrative Land Use Authority to approve the

Final Plat of subdivisions in Hyrum. The Administrative Land Use Authority is comprised of professional individuals/firms and such individuals/firms have a fee schedule for their time. Developers will be required to pay this fee to cover all costs associated with the Administrative Land Use Board.

ACTION

Councilmember Rasmussen made a motion to approve Resolution 24-10 amending Hyrum City's subdivision and Land Use Submission Fees to include the Administrative Land Use Authority Fees with the following amendments: 1. Item 2.A. "Preliminary Plat review after the second one submission" to state "Preliminary Plat review after the second review"; 2. Item 3. Administrative Land Use Authority Board Fee change "\$1,000 deposit) to "\$3,000 deposit", and delete "Plus all professional services At cost + \$2,000 deposit When Billed"; 3. Item 4. add "pubic improvements (City Engineer, Etc.)" after "2 ½% of estimated cost of", and change "Prior to Construction" to "Upon Submission and will be Reassessed Prior to Construction". Councilmember Adams seconded the motion and Councilmembers Adams, Clawson, Nelson, and Rasmussen voted aye. The motion passed.

RESOLUTION 24-11 - A RESOLUTION DECLARING CERTAIN HYRUM CITY EQUIPMENT (1999 FORD TRUCK AMBULANCE) AS SURPLUS AND APPROVING THE SALE OR DISPOSAL THEREOF.

Mayor Miller said Resolution 24-11 declares a 1999 Ford Truck Ambulance as surplus and approves the sale or disposal thereof. This ambulance is outdated and most likely will not be sold to be used as an ambulance.

ACTION

Councilmember Clawson made a motion to approve Resolution 24-10 a resolution declaring certain Hyrum City equipment (1999 Ford Truck Ambulance) as surplus and approving the sale or disposal thereof. Councilmember Adams seconded the motion and Councilmembers Adams, Nelson, and Rasmussen voted aye. The motion passed.

RESOLUTION 24-12 - A RESOLUTION SETTING THE HYRUM CITY RODEO GROUNDS RENTAL FEE AND DEPOSIT SCHEDULE AND APPROVING THE RODEO GROUNDS RENTAL AGREEMENT AND CONTRACT.

Mayor Miller said Resolution 24-12 a resolution setting the

Hyrum City Rodeo Grounds Rental Fee and Deposit Schedule and approving the Rodeo Grounds Rental Agreement and Contract. In order to help recoup costs for use of the Rodeo Grounds for private and/or commercial use the City needs to approve a resolution setting a rental fee and deposit schedule for use and reservation of the rodeo grounds.

ACTION

Councilmember Nelson made a motion to approve Resolution 24-12 a resolution setting the Hyrum City Rodeo Grounds Rental Fee and Deposit Schedule and approving the Rodeo Grounds Rental Agreement and Contract with the following amendments on the Rodeo Grounds Rental agreement and Contract: 1. Page 1. delete "There will be no charge if there isn't any admission for the event."; 2. Page 1. Delete "Tractor Rental or Tractor with Operator" and add "If arena is packed down and has to be groomed in between an event a fee of \$150 per hour with a minimum of one hour will be charged against the deposit. Private tractor can be used upon approval by Hyrum City."; and 3. Page 3. under Other: change "\$30.00" to "\$150.00 per hour". Councilmember Adams seconded the motion and Councilmembers Adams, Nelson, and Rasmussen voted aye. The motion passed.

ORDINANCE 24-04 - AN ORDINANCE ADDING CHAPTER 2.85 ADMINISTRATIVE LAND USE AUTHORITY TO TITLE 2 ADMINISTRATION AND PERSONNEL OF THE HYRUM CITY MUNICIPAL CODE.

Mayor Miller said Ordinance 24-04 will add Chapter 2.85 Administrative Land Use Authority to Title 2 Administration and Personnel of the Hyrum City Municipal Code.

ACTION

Councilmember Rasmussen made a motion to adopt Ordinance 24-04 an ordinance adding Chapter 2.85 Administrative Land Use Authority to Title 2 Administration and Personnel of the Hyrum City Municipal Code with the following amendments: 1. Section 2.85.020 change "for subdivision application" to "subdivision application"; 2. 2.85.040 change "on Board until..." to "on the Board until..." and change "to replace appointee" with "to replace the appointee"; and 3. Under Repealer delete "and zoning maps". Councilmember Clawson seconded the motion and Councilmembers Adams, Nelson, and Rasmussen voted aye. The motion passed.

OTHER BUSINESS**DISCUSSION ON BENCHMARK EXPECTATIONS FOR HOME OCCUPATION BUSINESS LICENSE FOR AUTO REPAIR.**

Mayor Miller said at the February 1, 2024 the Hyrum City Council decided that the legal action taken by the City against Garrett Grantham at 530 East 300 North for his auto repair business be put on hold and for the City Council to discuss changing the Home Occupation Business License to allow for auto repair. She asked the City Attorney how the City could allow the business without changing its ordinances. The attorney suggested the City set benchmarks of what is expected by the auto repair business and to make those conditions of his business license approval.

The City Council discussed possible benchmarks that could be imposed at the next City Council Meeting when Garret Grantham requests a Home Occupation Business License for Auto Repair. The conditions suggested were: Business owner actively looks for a place to operate his business in a commercial zone; No complaints of noise, nuisances, or too many cars; Limit vehicles that he can be working on or not registered to him to a maximum of four vehicles with an occasional fifth vehicles only when necessary; Owner attend City Council Meeting every December to discuss the conditions of his business license renewal; and No parking vehicles in City's right-of-way.

Councilmember Nelson expressed his concerns about approving a business license for a business that is not allowed in specific zone. This type of approval will set a precedence and if this request was in the middle of town or in a subdivision would the City grant the same exception.

CONSIDERATION AND AWARD OF BID FOR WATER MASTER PLAN STUDY.

Mayor Miller said on March 7, 2024 the City Council tabled the award of bid for the Water Master Plan Study until the next City Council Meeting and during that time City Staff was to look into hiring interns to help reduce the costs of the bid. JUB did not include GIS services and Aqua's bid included GIS bids. Aqua Engineering's bid is over \$80,000 more than JUB. City Staff contacted Cache County to help train the interns with the GIS and Cache County said they were to busy and would not have time to train the interns.

Councilmember Rasmussen said there were other ways to get interns that would not need to be trained. He has independently evaluated and ranked the proposals based on the selection criteria listed in the RFP. He Still is recommending JUB be awarded the bid to complete the water master plan study.

Councilmember Nelson said he reviewed the bids and does not believe JUB met the criteria of the bid since it did not bid on the GIS. Water Superintendent Kade Maughan has spoken very highly of Aqua Engineering and explained that JUB's bid isn't complete since it does not include GIS.

ACTION

Councilmember Nelson made a motion to approve the award of bid for the Water Master Plan Study to Aqua Engineering for \$197,640. Councilmember Adams seconded the motion and Councilmembers Adams, Clawson, and Nelson voted aye; and Councilmember Rasmussen voted nay. The motion passed.

CONSIDERATION AND APPOINTMENTS TO THE ADMINISTRATIVE LAND USE AUTHORITY BOARD.

Mayor Miller said after looking at the credentials and fees she is recommending the City Council appoint an attorney with Daines and Jenkins (Jonathon Jenkins, Dustin Ericson, and Dalton Smuin \$135 per hour), an engineer with Forsgren Engineering (Eric Dursteler \$195 per hour, Jusin Thorne \$170 per hour, Marianne Reiner \$145 per hour, and Tara Barnes at \$105 per hour); and City Engineer Matt Holmes at \$95 per hour. Daines and Jenkins is the City's current law firm and has a representative on other city ALUA Boards. Forsgren Engineering also has a representative on other city ALUA Boards. Forsgren Engineering does not engineer subdivision projects in Hyrum and will most likely not have a conflict of interest when compared to other engineering firms who do developer engineering work.

Councilmember Rasmussen declared a conflict of interest since he is the Division Manager for Forsgren Associates in Logan. He will not be doing the work of his engineers that will be appointed to Hyrum City's ALUA Board.

Councilmember Nelson said he is concerned there is a conflict of interest with Councilmember Rasmussen and his employment with Forsgren Associates.

ACTION

Councilmember Clawson made a motion to appoint an

attorney with Daines and Jenkins (Jonathon Jenkins, Dustin Ericson, and Dalton Smuin \$135 per hour), an engineer with Forsgren Engineering (Eric Dursteler \$195 per hour, Jusin Thorne \$170 per hour, Marianne Reiner \$145 per hour, and Tara Barnes at \$105 per hour); and City Engineer Matt Holmes at \$95 per hour. Councilmember Adams seconded the motion and Councilmembers Adams, Clawson, and Rasmussen voted aye. Councilmember Nelson voted nay. The motion passed.

BUDGET REPORT.

Mayor Miller reviewed the 2023-2024 operating budgets and utility funds budgets.

MAYOR AND CITY COUNCIL REPORTS.

Councilmember Rasmussen said he sent an email to the City Council regarding a housing task force that each member should read. The Historic Preservation Committee is working on a book about the founding families of Hyrum. The Museum Board is also working on Hot Wheels in Hyrum in June.

Councilmember Nelson said he attended the Cache County Emergency Team meeting and there is going to be a State wide shakeout on April 18 and Hyrum City will be participating in it.

Councilmember Clawson said he will need help with the Easter Egg Hunt on Saturday, March 30 since he will be out of town. The culvert on 6600 South is full of gravel from the development of Canyon Estates. He has spoken with the developers of Harvest Valley Estates regarding the irrigation pipe for the ditch being installed incorrectly. The contractor said they would fix the problem. However, he is concerned about all of the other utility lines being installed incorrectly. The City Council discussed this concern and recommended City Staff ensure that any lines that have been covered up without being inspected be dug up to ensure the lines have been installed correctly.

Mayor Miller said she has received a couple of complaints regarding the City not having green waste bins available at East Park. She is going to prepare a survey that citizens can select from various options for green waste with the actual cost to the taxpayers of such service.

ADJOURNMENT:

ACTION **There being no further business before the City Council, the Council Meeting adjourned at 10:40 p.m.**

ATTEST:

Stephanie Miller
Mayor

Stephanie Fricke
City Recorder

Approved: April 4, 2024
 As Written