

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD JUNE 1, 2023 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, Paul James, and Craig L. Rasmussen; and Councilmember McCombs participated by telephone.

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 Treasurer Todd Perkins, and four citizens. City Recorder Stephanie Fricke recorded the minutes.

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

PLEDGE OF ALLEGIANCE: Councilmember Adams

INVOCATION: Councilmember Rasmussen

APPROVAL OF MINUTES:

The minutes of a special meeting on May 18, 2023 and a regular meeting on May 18, 2023 were approved as written.

ACTION

Councilmember Clawson made a motion to approve the minutes of a special meeting held on May 18, 2023 and regular meeting held on May 18, 2023 as written. Councilmember Adams seconded the motion and Councilmembers Adams, Clawson, McCombs, 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.

ACTION

Councilmember Adams made a motion to approve the agenda as May 18, 2023 as written. Councilmember Clawson seconded the motion and Councilmembers Adams, Clawson, McCombs, and Rasmussen voted aye. The motion passed.

9. PUBLIC HEARING

A. To receive public comment to consider the following:

1. Adjustments to the 2022-23 general and enterprise operating budgets.
2. The adoption of fiscal 2023-24 operating budgets for the General Fund, the Capital Projects Fund, the Culinary Water Fund, the Sewer Fund, the Electric Fund, the Irrigation Water Fund, and the Storm Water Fund.
3. \$500,000 is being proposed from the General Fund to the Electric Fund for 2023-24.
4. Setting the municipal tax rate for 2023-24 (no increase is proposed).
5. Setting salaries of elected and appointed officials and other municipal employees for 2023-24 and amending Section 2.12.010 of the Hyrum City Municipal Code.

10. INTRODUCTION AND APPROVAL OF RESOLUTIONS AND ORDINANCES

A. Resolution 23-15 - A resolution setting the Hyrum City Blacksmith Park Amphitheater Rental Fee and Deposit Schedule.

11. OTHER BUSINESS

- A. Consideration and approval of an agreement between Questar Gas Company dba Dominion Energy Utah and Hyrum City for a Natural Gas Facility.
- B. Mayor and City Council reports.

PUBLIC COMMENT:

Mayor Miller asked if a citizen has a question or would like to make a comment to please keep it under three minutes.

Todd Stewart said he lives near the intersection of 100 South and 300 East and he is concerned about safety because of the number of cars that speed along that road. He asked if the City would consider making the intersection a four way stop.

Mayor Miller said the City will ask the Cache County Sheriff's office to install a traffic box at that intersection to determine if it is a problem at only certain times of the day or if it is a frequent issue.

Joe Tenant said he was at the last City Council Meeting when the City discussed the City's budget and staying under 50 full time equivalent employees. He encouraged the City Council to go over the 50 full time employees rather than diminishing the quality of service Hyrum City provide to its residents.

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

SCHEDULED DELEGATIONS:

PUBLIC HEARING:

TO RECEIVE PUBLIC COMMENT TO CONSIDER THE FOLLOWING: 1. ADJUSTMENTS TO THE 2022-23 GENERAL AND ENTERPRISE OPERATING BUDGETS. 2. THE ADOPTION OF FISCAL 2023-24 OPERATING BUDGETS FOR THE GENERAL FUND, THE CAPITAL PROJECTS FUND, THE CULINARY WATER FUND, THE SEWER FUND, THE ELECTRIC FUND, THE IRRIGATION WATER FUND, AND THE STORM WATER FUND. 3. \$500,000 IS BEING PROPOSED FROM THE GENERAL FUND TO THE ELECTRIC FUND FOR 2023-24. 4. SETTING THE MUNICIPAL TAX RATE FOR 2023-24 (NO INCREASE IS PROPOSED). 5.SETTING SALARIES OF ELECTED AND APPOINTED OFFICIALS AND OTHER MUNICIPAL EMPLOYEES FOR 2023-24 AND AMENDING SECTION 2.12.010 OF THE HYRUM CITY MUNICIPAL CODE.

Mayor Miller presented a power point presentation of the adjustments to the 2022-23 General and Enterprise operating budgets as well as the Fiscal 2023-24 operating budgets. The presentation included pictures of the current fiscal year's projects and proposed projects for the coming year. The budget does not include any increase in municipal tax rate; nor does it include any transfers from the Enterprise Funds to the General Funds. However, it does include a \$500,000 transfer from the General Fund to the Electric Fund.

Mayor Miller called for a motion to open the Public Hearing to receive public comment on: Adjustments to the 2022-23 general and enterprise operating budgets; The adoption of fiscal 2023-24 operating budgets for the General Fund, the Capital Projects Fund, the Culinary Water Fund, the Sewer Fund, the Electric Fund, the Irrigation Water Fund, and the Storm Water Fund; \$500,000 is being proposed from the General Fund to the Electric Fund for 2023-24; Setting the municipal tax rate for 2023-24 (no increase is proposed); and Setting salaries of elected and appointed officials and other municipal employees for 2023-24 and amending Section 2.12.010 of the Hyrum City Municipal Code.

ACTION

Councilmember Clawson made a motion to open the public

hearing at 7:25 p.m. to receive public comment on the following: 1. Adjustments to the 2022-23 general and enterprise operating budgets; 2. The adoption of fiscal 2023-24 operating budgets for the General Fund, the Capital Projects Fund, the Culinary Water Fund, the Sewer Fund, the Electric Fund, the Irrigation Water Fund, and the Storm Water Fund; 3. \$500,000 is being proposed from the General Fund to the Electric Fund for 2023-24; 4. Setting the municipal tax rate for 2023-24 (no increase is proposed); and 5. Setting salaries of elected and appointed officials and other municipal employees for 2023-24 and amending Section 2.12.010 of the Hyrum City Municipal Code. Councilmember McCombs seconded the motion and Councilmembers Adams, Clawson, McCombs, and Rasmussen voted aye. The motion passed.

Mayor Miller asked if there was any public input.

Kent Butler asked where Hyrum City's stormwater drained to.

The City Council explained that Hyrum City has sumps, regional stormwater systems, and retention and detention ponds for stormwater drainage.

Mayor Miller asked if there was further public comment, there being none she called for a motion to close the public hearing.

ACTION

Councilmember Clawson made a motion to close the public hearing at 7:28 p.m. Councilmember Rasmussen seconded the motion and Councilmembers Adams, Clawson, McCombs, and Rasmussen voted aye. The motion passed.

INTRODUCTION AND APPROVAL OF RESOLUTIONS AND ORDINANCES:

RESOLUTION 23-15 - A RESOLUTION SETTING THE HYRUM CITY BLACKSMITH PARK AMPHITHEATER RENTAL FEE AND DEPOSIT SCHEDULE.

Mayor Miller said Resolution 23-15 sets Hyrum City's Blacksmith Park Amphitheater rental fee and deposit schedule.

ACTION

Councilmember Rasmussen made a motion to approve Resolution 23-15 setting the Hyrum City Blacksmith Park Amphitheater Rental Fee and Deposit Schedule. Councilmember Clawson seconded the motion and Councilmembers Adams, Clawson, McCombs, and Rasmussen voted aye. The motion passed.

OTHER BUSINESS**CONSIDERATION AND APPROVAL OF AN AGREEMENT BETWEEN QUESTAR GAS COMPANY DBA DOMINION ENERGY UTAH AND HYRUM CITY FOR A NATURAL GAS FACILITY.**

Mayor Miller said Hyrum City is building a power generation facility at 355 West 700 North. Hyrum City is asking Dominion Energy to install 2,300 feet of 8" plastic main line pipe, 175 feet of 6" plastic service line pipe, and metering facilities. Dominion Energy agrees to perform the work if Hyrum City pays for the extension as per the terms stated in the agreement. Hyrum City's Attorney has reviewed the comments and is recommending approval with his comments.

Councilmember Rasmussen said he has some concerns he would like the City Attorney to consider: 1. Page 1 under item B the address should state "700 North" not "7000 North"; 2. Page 1 item 2 b the estimate is from "May of 2022" and he is wondering if it should state "May of 2023"; 3. Page 1 item 2 b is it intended that this comment be included which provides a cancellation process; 4. Page 2. Item 2 b. What are the betterments of the project? Is the main line being over-sized for other future growth in the area? If so, should we not have to pay for that. Would a 6" main line provide the generation needed? If so then Dominion should pay the difference; 5. Page 2 item 3 Schedule should the City specify a schedule. Need to have the gas line installed before the generation facility is in place, and the longer it waits the higher the cost will be; 6. Exhibit B item 6 have the City Attorney review to determine who are the invitees and are they citizens or adjoining property owners on a public right-of-way. There needs to be a statement of indemnification for Grantees negligence or damages caused by Grantee to ensure Hyrum City is not responsible to defend Dominion Energy incase of an accident; 7. Exhibit C. Why doesn't the City just deed them the property? Also Exhibit A needs to be changed with this easement. Is Hyrum maintaining ownership and just giving an easement for this station?; and 8. Exhibit C 4 If Hyrum City maintains ownership of this property, we should include that Grantee will indemnify, hold harmless, and defend against any suit etc. He doesn't want Hyrum City brought into a lawsuit if there is any problems with the facility and someone sues Dominion and Hyrum because the City owns the property.

The City Council agreed to table the approval of this agreement until the City Attorney and Dominion Energy could review the agreement with Councilmember Rasmussen's suggestions.

MAYOR AND CITY COUNCIL REPORTS.

Councilmember Rasmussen said the Cold War Veterans program was Tuesday, May 30 at Mountain Crest High School. It was very well attended and 52 Veterans were recognized that night. Hot Wheels in Hyrum is on June 3 10:00 a.m. to 3:00 p.m. and has been advertised in different areas of town along with social media sites.

Councilmember Adams said he is trying to find pooper scoopers for the 4th of July parade. He is busy working on National Night Out Against Crime and getting the 4th of July parade organized.

Councilmember Clawson said the Hyrum Library Summer Reading Kick Off Party is Monday, June 5 at 6:30 p.m. There will be popcorn bounces houses, etc. and should be attended very well.

Councilmember McCombs said the Blacksmith Fork Assisted Living Center wants to renew its emergency evacuation center agreement with Hyrum City. This agreement allows the assisted living center to use the Senior Center as a place where families and the residents to go if there is an emergency evacuation at the assisted living center.

ADJOURNMENT:

**ACTION There being no further business before the City Council,
the Council Meeting adjourned at 8:05 p.m.**

ATTEST:

Stephanie Miller
Mayor

Stephanie Fricke
City Recorder

Approved: June 15, 2023
As Written