

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD SEPTEMBER 19, 2024 AT THE HYRUM CITY COUNCIL CHAMBERS, 60 WEST MAIN, HYRUM, UTAH.

**CONVENED:** 6:30 P.M.

**CONDUCTING:** Mayor Stephanie Miller

**ROLL CALL:** Councilmembers Paul James, Michael Nelson, and Craig L. Rasmussen.

**EXCUSED:** Steve Adams, Jared Clawson

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

**OTHERS PRESENT:** City Engineer Matt Holmes, and 11 citizens. Deputy Recorder Hailey Brown recorded the minutes.

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

**PLEDGE OF ALLEGIANCE:** Councilmember Rasmussen

**INVOCATION:** Councilmember James

**APPROVAL OF MINUTES:**

The minutes of a regular meeting on August 15, 2024 were approved as written.

**ACTION** Councilmember James made a motion to approve the minutes of a regular meeting held on August 15, 2024 with the revisions recommended to remove the roll call section on page 181 where it was out of place. Councilmember Rasmussen seconded the motion and Councilmembers James, Nelson, and Rasmussen voted aye. The motion passed.

The minutes of a special meeting on August 21, 2024 were approved as written.

**ACTION** Councilmember Rasmussen made a motion to approve the minutes of a regular meeting held on August 21, 2024

**as written. Councilmember Nelson seconded the motion and Councilmembers James, 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.

**ACTION**

**Councilmember James made a motion to approve the agenda for September 19, 2024 to omit item 10G and recommendation that Open Public Meetings Act training be done online at home. Councilmember Rasmussen seconded the motion and Councilmembers James, Nelson, and Rasmussen voted aye. The motion passed.**

## 9. SCHEDULED DELEGATIONS:

- A. Jaxson Burbank - To report on the Hyrum Hornet's season.
- B. Klayton Grover - To request Hyrum City amend its campground rental policy to not restrict the number of times a resident can rent spaces or entire campground from May to October.
- C. Taylor Anderson & Trevor Steeves - To request a Home Occupation Business License at 155 East 100 North for buying, selling, and boarding horses.

## 10. INTRODUCTION AND APPROVAL OF RESOLUTIONS AND ORDINANCES

- A. Resolution 24-31 - A resolution establishing Hyrum City Fire Prevention Inspection Fees.
- B. Resolution 24-32 - A resolution appointing UAMPS Member Representatives.
- C. Resolution 24-33 - A resolution appointing Power Superintendent Larry Coleman as Hyrum City's Intermountain Power Agency (IPA) representative.
- D. Resolution 24-34 - A resolution restricting commercial vehicle through traffic on 1300 East between Highway 101 and Hyrum Boulevard.
- E. Ordinance 24-10 - An ordinance amending Section 9.40.070 Public Property - Loitering or Trespassing Upon of Chapter 9.40 Offenses Relating To Property of Title 9 Public Peace, Morals, and Welfare of the Hyrum City Municipal Code to update City property names and addresses.
- F. Ordinance 24-11 - An ordinance amending Section 15.08.095 Construction Deposits - Lot Identification

of the Hyrum City Municipal Code to require construction sites to have a garbage dumpster permit for a period of no more than seven days and setting conditions for the placement of garbage dumpster on the City right-of-way.

- G. Ordinance 24-12 - An ordinance adding Chapter 17.70 Fence Regulations to Title 117 the Zoning Ordinance of the Hyrum City Municipal Code.

11. OTHER BUSINESS

- A. Budget Report.  
B. 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.

Friend Weller lives on 1300 East and would like to encourage passing the agenda item regarding eliminating heavy truck traffic as it will be better for the neighborhood. The neighborhood wasn't designed for that traffic and the extension of 300 South makes sense for heavy traffic.

Annette Francis brought attention to the development she is currently working on a site plan for. She asked where she can find the status of the general plan.

Councilmember James said there will be public meetings held.

Mayor Miller said there would be at least three meetings.

Annette Francis asked if those will be posted on the website and what the deadline is for the general plan.

Mayor Miller said generally the general plan takes a year.

Annette Francis said in reference to her development on main street there was talk about changing senior housing. She has fun things coming if she can get this project done.

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

**SCHEDULED DELEGATIONS:**

**JAXSON BURBANK - TO REPORT ON THE HYRUM HORNET'S SEASON.**

AMENDED  
10-03-24

Jaxson Burbank was there with his brother Jase Burbank who helps coach. The Hornets had a great season, and the guys are excited to come back next year. They are also excited about the field renovations. They are getting well known around the valley and down south. The ~~Hornets also~~ league will have a team that will be out of Ogden next year. They would like to put on an all-star game next year and have the first game at the Hornets field if that okay with the city.

Mayor Miller said yes that would be great.

Councilmember James said the city needs to see about a scoreboard.

Mayor Miller said they have done a great job bringing the team back together as it was dwindling. People are becoming more interested in the Hornets team.

Councilmember James asked if a trophy case can be made to display the trophies.

Mayor Miller said yes there would need to be a place to display those.

Councilmember Nelson asked if Jaxson has a team picture to put with the trophy and to add it to the website.

**KLAYTON GROVER - TO REQEUST HYRUM CITY AMEND ITS CAMPGROUND RENTAL POLICY TO NOT RESTRICT THE NUMBER OF TIMES A RESIDENT CAN RENT SPACES OR ENTIRE CAMPGROUND FROM MAY TO OCTOBER.**

Mayor Miller said if the city would like to change the rental applications that can be done. There was a discussion about allowing people to reserve a whole campground once a year and single spaces monthly.

Councilmember James said this was talked about as there were people that would reserve the month of July not giving availability for others.

AMENDED

Klayton Grover said his goal is not to take the whole campground but rather one weekend a ~~month and~~ year to be able to hold his

10-03-24 company party there, and reserve several campsites once a month for his family.

Councilmember James said maybe with the holiday weekends people can put in for that weekend from one date to another date and then a name is drawn to be fair so that the same person isn't reserving holidays every year.

Councilmember Rasmussen said he had a few comments but would like to hear Klayton speak first.

Klayton Grover said they would like to use the campground once a month as they love the closeness and having cell service. If they need to limit their use, they will need to know, and they don't want to lose privilege of using the campground.

Mayor Miller mentioned that when large group events reserve the space, they need to bring in their own porta potty, and Klayton did that for his company party.

Councilmember Rasmussen asked what the reservation rate is.

Mayor Miller asked the gentleman from the weekend that used the campground if there was room to add spaces in the campground and he had stated maybe one more space.

Klayton Grover said this campground is more roomy than Left Hand and he thinks ten dollars a night is too cheap.

Councilmember Nelson said the State Park is thirty-five dollars a night with twenty-five dollars for an additional vehicle. Logan canyon is quite a bit more.

Councilmember Rasmussen said the city isn't in the business to make money as the campgrounds are a service to the community. Campgrounds are to be shared throughout the community to not benefit the same people every time.

Klayton Grover said there were two times they rented the space and couldn't use it but were not able to cancel. Klayton said renting the whole space should cost more money.

Councilmember Nelson clarified that there are five spaces allowing a single trailer or a few tents per space.

Klayton Grover said they push all the trailers to the outside of

the space and use the inside space for dinner, games, and they had a cornhole tournament.

Mayor Miller said the city needs to move the rock pile. Her suggestion is to go through the agreements and bring back to the council for considerations.

**TAYLOR ANDERSON & TREVOR STEEVES - TO REQUEST A HOME OCCUPATION BUSINESS LICENSE AT 155 EAST 100 NORTH FOR BUYING, SELLING, AND BOARDING HORSES.**

Councilmember Rasmussen asked if they will be building corrals or sheds.

Taylor Anderson said they already have a barn; the corrals are outside the barn and are already there.

Councilmember Rasmussen asked if there will be a round pen for exercise.

Councilmember James clarified that they already have a home occupation business license for cars.

Councilmember Rasmussen asked where the barn is located.

Taylor Anderson the barn is in the middle of the block.

Mayor Miller asked if they see a problem with dust for the neighbors.

Trevor Steeves said they have hydrants and will keep it wet down to help dust.

Zoning Administrator Matt Holmes said the structures are on the East side of the lot in the center.

Councilmember Rasmussen wanted to be sure it met code on clearance from the neighbors.

Councilmember James asked if they were planning on a property sign.

Taylor Anderson said there will not be sign.

Councilmember Rasmussen asked if they are caring for the

horses.

Taylor Anderson said it will be temporary to permanent, whether its week to week or month to month.

Trevor Steeves said people won't be coming and going from the property.

Taylor Anderson said they will haul manure outside of Hyrum.

**ACTION** Councilmember James made a motion to approve a Home Occupation Business License for Taylor Anderson & Trevor Steeves for buying, selling, and boarding horses limiting them to the ordinance for the number of animals that can be placed on that property which he believes is seven, and if any neighbor concerns are brought up then it will need to be reviewed next year at this time. Councilmember Nelson seconded the motion and Councilmembers James, Nelson, and Rasmussen voted aye. The motion passed.

***INTRODUCTION AND APPROVAL OF RESOLUTIONS AND ORDINANCES:***

**RESOLUTION 24-31 - A RESOLUTION ESTABLISHING HYRUM CITY FIRE PREVENTION INSPECTION FEES.**

**AMENDED** Mayor Miller said co-captain Luke ~~Schmidt~~ Schmid is here to  
**10-03-24** answer any questions.

Councilmember Rasmussen said the fourth item states new business commercial food trucks and the following line says food truck inspections.

**AMENDED** Assistant Luke ~~Schmidt~~ Schmid said they went back and forth on  
**10-03-24** food truck inspections as some inspectors say they are easier to do and cheap.

Councilmember Rasmussen clarified that the fifty-dollar fee should strike out food trucks. He also asked how the business license home occupation is intended to apply and what it would change for applying.

**AMENDED** Assistant Luke ~~Schmidt~~ Schmid said this is more for home offices  
**10-03-24** and occupying the space, it would be a form online and ~~they~~ the business owner can check that they have fire extinguishers

check that they have met fire safety standards.

Councilmember James asked if renewals would include this fee?  
Assistant Luke Schmid said it would just be new licenses.

Councilmember Rasmussen said people working at home is the same situation. His thought would be to make it a one-time fee if it's doing anything.

Councilmember James said maybe if it's an office they check a box for no fee but if it's a welding shop they check a box and pay the fee.

Councilmember Nelson said maybe it is stated what things they need to have in the home for the license.

Councilmember Nelson asked if the city lists that they need fire extinguishers on the home occupation form.

Councilmember Rasmussen said the government can't require fire extinguishers for home offices.

Zoning Administrator Matt Holmes said there could be a line added on the home occupation form that they have read the items needed on the fire inspection form.

Councilmember Rasmussen said he doesn't think there should be a charge for home occupations.

Councilmember James asked if the city's annual firework celebration will need to have a fire inspection.

**AMENDED** Assistant Luke ~~Schmidt~~ Schmid said Hyrum City would not pay for  
**10-03-24** their own inspection.

Councilmember James said he understands firework stands to have inspections.

**AMENDED** Assistant Luke ~~Schmidt~~ Schmid said if a company came to host a  
**10-03-24** firework show in Hyrum they would pay that fee.

Councilmember James asked to add commercial to the front of firework plan review and firework site inspection.

Councilmember Rasmussen asked if the new construction with fire sprinklers or alarms will typically be for commercial



properties.

**AMENDED** Assistant Luke Schmid said yes those will be commercial  
**10-03-24** properties.

Councilmember Rasmussen said the inspection for those items is checked for during occupancy.

**AMENDED** Assistant Luke Schmid said Hyrum City Fire also has to go  
**10-03-24** check.

Councilmember Rasmussen asked if the next item without fire sprinklers is for residential.

**AMENDED** Assistant Luke ~~Schmidt~~ Schmid said that it is commercial as well  
**10-03-24** so commercial will need to be added to that line.

Councilmember James said to also add commercial on the kitchen hoods.

**ACTION** Councilmember Rasmussen made a motion to approve Resolution 24-31 establishing Hyrum City Fire prevention inspection fees with the following changes; fee on the third item down be struck and information sheet be included with home occupation application, food trucks be struck from item four, add commercial to first three firework inspections, both new construction line items be stated as commercial. Councilmember James seconded the motion and Councilmembers James, Nelson, and Rasmussen voted aye. The motion passed.

**RESOLUTION 24-32 - A RESOLUTION APPOINTING UAMPS MEMBER REPRESENTATIVES.**

Mayor Miller said tomorrow is Steve Liechty's last day and the position has been offered to Larry Coleman. This resolution would appoint Larry Coleman as the UAMPS representative and temporarily put Mayor as 1<sup>st</sup> alternate until decided who will move into that position and Steve Adams as the second alternate.

**ACTION** Councilmember James made a motion to approve Resolution 24-32 appointing UAMPS Member Representatives. Councilmember Rasmussen seconded the motion and Councilmembers James, Nelson, and Rasmussen voted aye. The motion passed.

**RESOLUTION 24-33 - A RESOLUTION APPOINTING POWER SUPERINTENDENT LARRY COLEMAN AS HYRUM CITY'S INTERMOUNTAIN POWER AGENCY (IPA) REPRESENTATIVE.**

**ACTION**

Councilmember James made a motion to approve Resolution 24-33 appointing Power Superintendent Larry Coleman as Hyrum City's Intermountain Power Agency (IPA) Representative. Councilmember Nelson seconded the motion and Councilmembers James, Nelson, and Rasmussen voted aye. The motion passed.

**RESOLUTION 24-34 - A RESOLUTION RESTRICTING COMMERCIAL VEHICLE THROUGH TRAFFIC ON 1300 EAST BETWEEN HIGHWAY 101 AND HYRUM BOULEVARD.**

**AMENDED** Mayor Miller said there ~~has~~ have been trucks going through the  
**10-03-24** residential area when they don't need to.

Councilmember Rasmussen asked if it is dump trucks, gravel trucks, or what kinds of truck traffic.

Councilmember James asked if the city should add a weight limit rather than restrict commercial trucks cause a plumber's truck is considered a commercial vehicle or limit it to axels.

Councilmember Nelson said there was a situation he came across with a semi hauling repaving equipment in a residential zone. How is our way around allowing vehicles like this.

Councilmember Rasmussen said this is for vehicle through traffic. If they are doing work like moving or yard work and have equipment come in that is not pass through traffic rather destination traffic.

Councilmember James said it should be changed to axels or weight.

Mayor Miller asked what the suggestion should be.

Councilmember James said to do whatever is on Anderson Avenue. He asked what the weight limit is on Anderson Ave, he believes it is 10,000 pounds.

Mayor Miller said this neighborhood is just before industrial

park and the trucks they could go down a bit further and take Hammer Road.

Councilmember James said a garbage truck is also not through traffic so he believes there should be limitation on the vehicles.

Councilmember Nelson asked how it is handled if driver is going to their residence.

Councilmember Rasmussen said this is just for through traffic and that is a destination for them. There is a paragraph that says it is not the intention to prohibit ag vehicles so that doesn't really apply.

Councilmember James said the city should be consistent throughout the ordinances.

**ACTION**

Councilmember Rasmussen made a motion to approve Resolution 24-34 restricting commercial vehicle through traffic on 1300 East between Highway 101 and Hyrum Boulevard that this refers to heavy commercial traffic as dump trucks or semis and that signage be consistent with other locations in the city. Councilmember James seconded the motion and Councilmembers James, Nelson, and Rasmussen voted aye. The motion passed.

**ORDINANCE 24-10 - AN ORDINANCE AMENDING SECTION 9.40.070 PUBLIC PROPERTY - LOITERING OR TRESPASSING UPON OF CHAPTER 9.40 OFFENSES RELATING TO PROPERTY OF TITLE 9 PUBLIC PEACE, MORALS, AND WELFARE OF THE HYRUM CITY MUNICIPAL CODE TO UPDATE CITY PROPERTY NAMES AND ADDRESSES.**

Mayor Miller said this has been updated and there has been a few other items to be addressed after visiting with Councilmember Nelson.

Councilmember Nelson said at Salt Hollow Park wards will go sledding after hours there. That is for a park after hours and thought it should be reviewed. There are also fireworks after hours.

Councilmember James said if you have a reason to be there that shouldn't be loitering.

Councilmember Rasmussen said he thinks the ordinance needs a bit of clarification of what closed to the public is.

**AMENDED** Councilmember Nelson said there ~~is~~ are pickleball courts and  
**10-03-24** ball games that have lights to play at night. In Section A scheduled events could be added to that.

Councilmember James said item 2B could change East Park to say Hyrum City parks.

Zoning Administrator Matt Holmes said number nine states Hyrum City parks.

Councilmember James said number two could be struck then.

**AMENDED** Councilmember Nelson said he ~~know~~ knows the city is trying to  
**10-03-24** restrict people getting hurt at night at the skate park. Mayor Miller said signs ~~could be~~ are being added that it is open until dark. The ordinance could state that if there is a sign at the location that says closed at dark, that is what goes.

Mayor Miller said on item C part way down, it could be added to say or a sign designating restricting hours.

Councilmember James asked if hours can be dawn to dusk rather than times, because light may be different at different times of the year.

Councilmember Rasmussen said item C needs to be reworded to include with the exception of lights.

**ACTION** Councilmember James made a motion to table Ordinance 24-10 and refine ordinance as we have discussed. Councilmember Nelson seconded the motion and Councilmembers James, Nelson, and Rasmussen voted aye. The motion passed.

**ORDINANCE 24-11 - AN ORDINANCE AMENDING SECTION 15.08.095 CONSTRUCTION DEPOSITS - LOT IDENTIFICATION OF THE HYRUM CITY MUNICIPAL CODE TO REQUIRE CONSTRUCTION SITES TO HAVE A GARBAGE DUMPSTER PERMIT FOR A PERIOD OF NO MORE THAN SEVEN DAYS AND SETTING CONDITIONS FOR THE PLACEMENT OF GARBAGE DUMPSTERS ON THE CITY RIGHT-OF-WAY.**

Mayor Miller said she has worked with Zoning Administrator Matt Holmes and Councilmember Nelson on this.

Zoning Administrator Matt Holmes asked if he forwarded the planning commission recommendations. On section C2 the first line with dumpsters stored on accepted city street or within the right-of-way of an excepted street without a permit, the Planning Commission wanted to strike the second accepted and add city. The Planning Commission recommendation was for the first portion of the permit to be thirty days.

Councilmember James said they should be able to put the dumpster on their own property.

**AMENDED** Zoning Administrator Matt Holmes said the intent is to have it  
**10-03-24** on their property or give us a good reason why they need it ~~on~~  
off their property.

Councilmember James said the whole reason this came up is because of the safety issue that the new subdivisions don't have lights.

Zoning Administrator Matt Holmes said that is also why section three has restrictions such as reflective details, be marked with traffic delineators, cannot restrict emergency vehicles and subject to winter parking.

Councilmember Rasmussen clarified that there are to be no dumpsters on the streets during winter parking.

Zoning Administrator Matt Holmes said that is correct.

Councilmember James said it would be a public street during the warranty period.

**AMENDED** Councilmember Rasmussen said if the development is ~~being built~~  
**10-03-24** ~~out~~ new construction and you need it on the street then let it  
be a permit up to thirty days and after ~~one-year~~ reconstruction  
drop to a seven-day permit.

Zoning Administrator said another recommendation was on section C item 2A, the Planning Commission wanted to strike during the warranty period as it's a safety issue.

Councilmember James said he thinks the seven days plus the additional seven days is enough as it's a safety hazard.

Councilmember Nelson asked if they explain to Matt why it can't

be on the street.

Zoning Administrator Matt Holmes said they have to bring him a detailed written explanation and that reasoning will be included with the permit if accepted.

Councilmember Nelson asked if the permit number needs to be attached to the dumpster.

Zoning Administrator Matt Holmes said the copy of the permit needs to be available on site.

**ACTION** Councilmember James made a motion to approve Ordinance 24-11 with the recommended changes to strike accepted city streets to city streets, and striking the completed the warranty period in Section 2A. Councilmember Nelson seconded the motion and Councilmembers James, Nelson, and Rasmussen voted aye. The motion passed.

#### ***OTHER BUSINESS***

#### **BUDGET REPORT.**

**AMENDED** Mayor Miller said she has sent the ~~updated~~ update and there it  
**10-03-24** not much happening right now as it's at the first of the year. There being no discussion, Mayor Miller moved to the next item.

#### **MAYOR AND CITY COUNCIL REPORTS.**

Councilmember Rasmussen said he enjoyed the League of Cities and Towns. The Museum committee had about forty-five veterans at the event. There were several people that didn't know about it and asked about getting a veteran recognized. At the last meeting they were almost done with the Elite Hall floors and now that they are complete, Councilmember Rasmussen encourages everyone to see the floor as it looks great. The structure issue under the floor has been addressed. On the South end of the building there are lots of tiles that have been pulled up as asbestos testing was done which came back clear. The contractor recommended to repair all the way around the floor if it was to be done. Rasmussen recommended just repairing that section as it will all be ripped out later when renovations are done.

**AMENDED** Councilmember James asked if they asked the contractor what tape  
**10-03-24** can be used on the floor.

Councilmember Rasmussen said the schools have the same flooring and said no tape. They did look at getting weighted rubber lines and for a set of those it is about one hundred dollars. Rasmussen said the cemetery tour and home tour are coming up. He wanted to talk a bit about the development with Annette Francis and conflictions in the ordinance. Rasmussen can't tell the Planning Commission what to do but there are setbacks and UDOT controls with road access that Hyrum City code is butting with UDOT code. Planning with the current code puts the access right next to the building. There is a fifteen-foot landscape to figure out how to make it work which there isn't much time to wait. Rasmussen said maybe there can be a variance and speaking on behalf of Annette Francis she needs answers quicker than she is getting them. The city won't accept a site plan until conforming to the ordinance but that is not optimal and recommended a planning commission workshop, variance, or development agreement. It is encouraged to find a way to move forward more quickly and diligence and positively on the needs.

Councilmember James said he doesn't have anything to report on.

Councilmember Nelson wanted updates on the buffalo property.

Zoning Administrator Matt Holmes said the surveyor that did the plat didn't match what the surveyors had in Hyrum. The initial survey was not laying things out correctly. Hyrum City can say that the construction drawings are not what was approved. There is line work that needs to be fixed, and the pond is being redesigned so that water doesn't go into neighboring yards.

Councilmember Rasmussen said there is a right-of-way line going into the street and wants to verify that they aren't encroaching.

Councilmember Nelson said CERT training is being held on Wednesday nights. The teachers are doing a great job and will keep teaching as long as they can. Nelson also learned a lot at the League of Cities and Towns. Yesterday there was an emergency training put on by Will Lusk and it was one of the best trainings. He would like to see if it is something that could be put on for the city. If the city doesn't want it to be held by the city, the churches could be used as community centers and have it held there.

Councilmember Rasmussen asked if the training could be put into a handout.

Councilmember Nelson said they talked about sanitation and how to get through during emergencies.

Mayor Miller said there would likely be more participation going through a command center.

Councilmember Nelson said it could be added to the newsletter stating how it would be held through the command centers.

Mayor Miller said it is Diaper Awareness Week and more information can be found through their website. Cache County is doing a five-year update of the pre-disaster mitigation plan. Hyrum City will have to update by 2025 so Cache County will send us what they have. The plan will take a while to update. Brad Call is also retiring October 15<sup>th</sup>.

**ADJOURNMENT:**

**ACTION                    There being no further business before the City Council, the Council Meeting adjourned at 8:09 p.m.**

ATTEST:

\_\_\_\_\_  
Stephanie Miller  
Mayor

\_\_\_\_\_  
Stephanie Fricke  
City Recorder

Approved: October 3, 2024  
                  As Amended