



CITY COUNCIL MEETING

Thursday, November 16, 2023 at 6:30 PM
Council Chambers, 60 West Main, Hyrum, Utah

AGENDA

Public notice is hereby given of a Hyrum City Council Meeting to be held in the Council Chambers, 60 West Main, Hyrum, Utah at 6:30 PM, November 16, 2023. The proposed agenda is as follows:

1. ROLL CALL
2. CALL TO ORDER
3. WELCOME
4. PLEDGE OF ALLEGIANCE
5. INVOCATION
6. APPROVAL OF MINUTES
7. AGENDA ADOPTION
8. PUBLIC COMMENT
9. SCHEDULED DELEGATIONS
 - A. [Maria Magdalena Sanchez-Rogue - To request approval of home occupation business license at 279 West 20 North for house cleaning services.](#)
 - B. [Chad Wright, Nibley City Recreation Director - To discuss Hyrum City's participation in Nibley City's sporting events, and to ask Hyrum City's participation to help fund a study in regards to a new indoor recreation center in Nibley.](#)
10. INTRODUCTION AND APPROVAL OF RESOLUTIONS AND ORDINANCES
 - A. [Resolution 23-22 - A resolution authorizing Board Member Stephanie Miller to receive compensation for service on the Board of Directors of the Utah Local Governments Trust.](#)
 - B. [Resolution 23-23 - A resolution requesting the recertification of the Hyrum Justice Court.](#)
 - C. [Resolution 23-24 - A resolution restricting commercial vehicle through traffic at 1025 West between Highway 101 and 400 North.](#)

- D. [Resolution 23-25 - A resolution declaring certain Hyrum City equipment \(2000 SILSC1 Chevy Pickup, 1999 GM4GK3 Chevy Pickup, and a Utility Bed as surplus and order the sale or disposal thereof.](#)

11. OTHER BUSINESS

- A. [Consideration and approval with conditions for the release of warranty funds for Hidden Valley Estates Phase 2.](#)
- B. Consideration and appointment to the Hyrum Library Board.
- C. Consideration and approval of the Hyrum, Nibley, and Millville representative for the Cache Valley Transit District Board of Directors.
- D. Open and Public Meetings Act Training.
- E. Mayor and City Council reports.

12. ADJOURNMENT

Stephanie Fricke
City Recorder

Council Members may participate in the meeting via telephonic communication. If a Council Member does participate via telephonic communication, the Council Member will be on speakerphone. The speakerphone will be amplified so that the other Council Members and all other persons present in the Council Chambers will be able to hear all discussions. In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Hyrum City at 435-245-6033 at least three working days before the meeting.

CERTIFICATE OF POSTING - The undersigned, duly appointed and acting City Recorder of Hyrum City, Utah, does hereby certify that a copy of the foregoing Notice was emailed to The Herald Journal, Logan, Utah, 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, 60 West Main, Hyrum, Utah, this **13th day of November, 2023**. Stephanie Fricke, MMC, City Recorder.



60 West Main Street
Hyrum, Utah 84319
435-245-6033
www.hyrumcity.com

BUSINESS LICENSE APPLICATION

For businesses with a permanent physical location in Hyrum City limits.

Business Name: Magda house cleaning

"Doing Business As": House Cleaning

Business Address: 279 W 20 N Hyrum, UT 84319

Mailing Address: 279 W 20 N Hyrum, UT 84319

Business Phone #: (435) 713-5491

E-mail: magalena castro 375 @ gmail.com

Website: None

Utah State Tax Commission Sales Tax #: _____

State and/or Federal License #: _____

Nature of Business: House Cleaning

Owner Name: Maria Magdalena Sanchez-Roque

Manager Name: Hecsar Antonio castro castro Manager Phone #: (435) 294-7032

Manager Address: 279 W 20 N Hyrum, UT 84319

I affirm that: I am authorized agent of the business for which application is being made, and the information on this form is both complete and accurate to the best of my knowledge.

[Signature] maria Magdalena Sanchez-Roque 10/17/23
Owner Signature Printed Name Date

Office Use Only

Approved by: _____ Date Approved: _____ License #: _____

Date Paid: _____ Amount: _____ Receipt #: _____



60 West Main Street
 Hyrum, Utah 84319
 435-245-6033
 www.hyrumcity.com

HOME OCCUPATION BUSINESS LICENSE APPLICATION

For businesses operating within a residence in Hyrum City limits.

Applicant(s) Name: Maria Magdalena Sanchez-Roque

Date Submitted: 10/17/23

Address: 279 W 20 N Hyrum, UT 84319

Telephone #: (435) 713-5491

Name of Business: Magda house cleaning

1. What is the proposed home occupation? House/Apartment/office cleaning service
2. How many clients will be coming to the home at any one time during a daily interval? Varies, 1-4 people
3. What provisions are available for off street parking? Guest parking
4. What type of equipment, materials, machinery, tools, and merchandise stock are involved in the home occupation? cleaning supplies, solutions, towels, vacuums, mops, etc.
5. What type of modifications to the residential structure are anticipated because of the home occupation? None

ALL HOME OCCUPATIONS MUST COMPLY WITH THE FOLLOWING REQUIREMENTS OF ZONING ORDINANCE 5.04.200 (please initial)

MMS A. "Home occupation" means an occupation performed wholly within a residence or the yard and accessory buildings being a part of such residence. Home occupations shall not change the character of the residence or the residential neighborhood. A business license is required for some home occupations. They shall be issued for a one-year period and are renewable. The City Council may review a license in reaction to neighbor's complaints and may revoke it if evidence warrants this action.

M M S

B. Two levels of home occupations exist. Both are required to maintain all standards of a home occupation business license. Because of the potential negative impact on residential area, the following businesses are prohibited as home occupations: auto/RV repairs, salvage yards, major appliance repair, or service.

M M S

C. Level one applicants are in occupation categories that the City Council has determined have virtually no negative impact on residential neighborhoods and do not require a license. Occasional businesses operated by a minor are not required to obtain a business license.

M M S

D. All applicants whose home occupations receive commercial delivery service, has signage advertising the business, performs services in view or hearing of the public, or has customers coming to the residence, are considered level two home occupations and require a license. They also may be required to meet with the City Council and explain how their home occupation is in conformance with the home occupation standards. The City Council may attach limitations or conditions to their licenses.

M M S

E. Home occupation standards:

1. The exterior of the home will not be modified in any way to accommodate the home occupation (i.e. loading ramps, loading doors, etc).
2. The occupation will be conducted entirely within the house, yard, and existing outbuildings.
3. The home occupation license covers only residents of the home.
4. No outside storage of goods or materials is permitted.
5. Pedestrian and vehicular traffic will not be in excess of that normally associated with a residential neighborhood.
6. One sign will be permitted on the property. It must meet the requirements of 17.72.010 "Name Plate".
7. The home occupation must be operated in full conformity with fire, health, building, electrical, plumbing codes, and all State and City laws and ordinances.
8. No noise, odor, light, vibrations or dust in excess of that normally associated with a residential neighborhood shall pass beyond the premises.
10. State licenses will be required for "Professional Child Care".

M M S

M M S

M M S

M M S

M M S

M M S

M M S

M M S

M M S

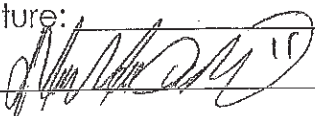
F. The City Council may, at their discretion, waive certain of the above standards for the elderly or handicapped.

In order to guarantee that the Home Occupation, once authorized, will not become a nuisance to the neighbors, the City Council may impose other reasonable conditions initially and also subsequently to protect the public health, safety, peace, and welfare of the residents of the surrounding area.

Applicant's Affidavit: I (we), Maria Magdalena Sanchez, affirm that I (we) am (are) the owner(s) or authorized agent(s) of the owner of property involved in the attached application and that the statements and answers therein contained and the information provided in the attached plans and other exhibits are complete, to the best of my (our) knowledge and, that the statements and information above referred to are in all respects true and correct to the best of my (our) knowledge and belief.

Property Owner(s) Signature: _____

Applicants Signature: _____



RESOLUTION 23-22

A RESOLUTION AUTHORIZING BOARD MEMBER MAYOR STEPHANIE MILLER TO RECEIVE COMPENSATION FOR SERVICE ON THE BOARD OF DIRECTORS OF THE UTAH LOCAL GOVERNMENTS TRUST.

WHEREAS, Mayor Stephanie Miller ("Board Member") is serving as a member of the board of directors (the "Board") for the Utah Local Governments Trust (the "Trust"), an interlocal agency formed pursuant to Utah Code Section 11-13-101, et. seq.; and

WHEREAS, Hyrum City("Governing Body"), pursuant to section 11-13-403(1)(e), after reviewing the duties and responsibilities of Board Member's service on the Board has determined that Board Member's receipt of compensation for services rendered to the Board are appropriate.

THEREFORE, after discussion in a public meeting held November 16, 2023, it is hereby:

RESOLVED, by Governing Body that Board Member's receipt of compensation in the amount of \$300.00 per Board meeting attended, and, if applicable, \$150.00 for any executive committee attended is hereby approved, together with the value of any group insurance benefits received by virtue of Board Member's service on the Board.

ADOPTED AND APPROVED this 16th day of November, 2023.

HYRUM CITY

Stephanie Miller
Mayor

ATTEST:

Stephanie Fricke
City Recorder

RESOLUTION 23-23

A RESOLUTION REQUESTING THE RECERTIFICATION OF THE HYRUM JUSTICE COURT.

WHEREAS, the provisions of U.C.A. 78A-7-103 require that Justice Courts be recertified at the end of each four-year term; and

WHEREAS, the term of the present court shall expire on the 31st day of December, 2023; and

WHEREAS, the members of the Hyrum City Council have received an opinion letter from Court Attorney Jon Jenkins, which sets forth the requirements for the operation of a Justice Court and feasibility of continuing to maintain the same; and

WHEREAS, the members of the Hyrum City Council have determined that it is in the best interests of Hyrum City to continue to provide for a Justice Court.

BE IT RESOLVED, the Hyrum City Council hereby requests recertification of the Hyrum Justice Court by the Justice Court Standards Committee and the Utah Judicial Council.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the City Council of Hyrum City, Cache County, State of Utah hereby affirms its willingness to continue to meet all requirements set forth by the Judicial Council for continued operation of the Hyrum City Justice Court for the next four-year term of court, except as to any requirements waived by the Utah Judicial Council.

ADOPTED AND PASSED by the Hyrum City Council this 16th day of November, 2023.

Hyrum City

Stephanie Miller
Mayor

ATTEST:

Stephanie Fricke
City Recorder

RESOLUTION 23-24

A RESOLUTION RESTRICTING COMMERCIAL VEHICLE THROUGH TRAFFIC 1025 WEST BETWEEN HIGHWAY 101 AND 400 NORTH.

WHEREAS, municipal government has responsibility to provide for the health, safety, and welfare of its citizens; and

WHEREAS, the Hyrum City Municipal Code Title 10 (Vehicles and Traffic Ordinance) Section 10.18.020 authorizes the City Council to restrict use of certain streets, and/or segments of streets, within the municipality by certain class, definition, or kind of traffic when such traffic, in the opinion of the governing body, poses a threat to other classes or kinds of traffic, pedestrians, or neighborhood residents; and

WHEREAS, the Hyrum City Municipal Code Title 10 (Vehicles and Traffic Ordinance) Section 10.18.020 defines commercial vehicles, agricultural vehicles, exempted vehicles, and through-traffic; and

WHEREAS, the City Council, has determined that commercial vehicle through-traffic poses a threat to other classes or kinds of traffic, pedestrians, or neighborhood residents on portions of Anderson Avenue; and

WHEREAS, Hyrum City has other alternatives to re-route the commercial vehicle through-traffic around the residential neighborhood; and

WHEREAS, Hyrum City determined that, the most viable truck route to access the commercial and industrial businesses north of Highway 101 and east of 1025 West and west of 300 West is from Highway 101 along 900 West or the reverse direction; and

WHEREAS, it is not the intention of the City Council to hinder or prevent commercial vehicles from making pick-ups or deliveries to customers located within the restricted area and are thus exempted; and

WHEREAS, it is not the intention of the City Council to hinder or prevent public services (transportation, solid waste, utility, fire, safety, etc.) from being provided to

the residences of the neighborhood and are thus exempted;
and

WHEREAS, it is not the intention of the City Council to hinder or prevent agricultural vehicles from transporting grain or other livestock feed between the railroad and the feedlots and are thus exempted; and

WHEREAS, Title 10 requires that all such restrictions be made by resolution.

NOW, THEREFORE BE IT RESOLVED by the City Council of Hyrum City, Cache County, State of Utah, that commercial vehicle through-traffic as defined in Title 10 is hereby restricted and prohibited on 1025 West between Highway 101 and 400 North; and

BE IT FURTHER RESOLVED that commercial vehicle through-traffic is directed to utilize Highway 101 to 900 West.

This resolution shall be effective upon adoption and the installation of the required No Through Commercial Traffic signs.

ADOPTED AND PASSED by the Hyrum City Council this 16th day of November, 2023.

Hyrum City

BY: _____
Stephanie Miller
Mayor

ATTEST:

Stephanie Fricke
City Recorder

Posted: _____

RESOLUTION 23-25

A RESOLUTION DECLARING CERTAIN HYRUM CITY EQUIPMENT (2000 SILSC1 CHEVROLET PICKUP, 1999 GM4GK3 CHEVROLET PICKUP, AND A UTILITY BED AS SURPLUS AND ORDERING THE SALE OR DISPOSAL THEREOF.

WHEREAS, Hyrum City Corp. owns personal property for which it has no further use; and

WHEREAS, in accordance with State regulations, the City Council has determined to declare a 2000 Chevy Pickup Truck Serial Number 1GCEC14V3YE386680; 1999 Chevy Pickup Truck Serial Number 1GBJK34R8XF071175; and a utility box as surplus and desires to dispose of it in the method as prescribed by current law.

NOW THEREFORE, BE IT RESOLVED by the City Council of Hyrum City, Cache County, State of Utah, 2000 Chevy Pickup Truck Serial Number 1GCEC14V3YE386680; 1999 Chevy Pickup Truck Serial Number 1GBJK34R8XF071175; and a utility box are hereby declared surplus property and that said property shall be listed and sold on KSL classifieds and/or Facebook Marketplace; however, the City shall have the right to accept or reject any or all offers, to establish minimum offer amounts, and to waive any informalities.

PASSED by the City Council of Hyrum City, Cache County, Utah, this 16th day of November, 2023.

HYRUM CITY CORP.

By: _____
Stephanie Miller
Mayor

ATTEST:

Stephanie Fricke
City Recorder

**SUBDIVISION IMPROVEMENT ACCEPTANCE
WARRANTY
CITY COUNCIL MEETING
NOVEMBER 16, 2023**

The required public improvements have been completed as of September 1, 2022 and the minimum one-year warranty has matured for the following developments:

Hidden Valley Phase 2 – September 14, 2022

\$22,208.59 to be withheld for the storm drain crossing for refitment. Also a fee of \$250 for each tree not installed.

Scenic Mountain Phase 2

Recommendations:

That the required public improvements be accepted by Hyrum City for maintenance and public use.

Warranty bonds and/or deposits will be released upon acceptance of the record drawings (as-builts) by the Zoning Administrator per code requirements.