

The Meeting of the Nibley Planning Commission held at Nibley City Hall, 455 W. 3200 S. Nibley, Utah, on Wednesday, January 11, 2012.

The following actions were made during the meeting:

Commissioner Green motioned to nominate Commissioner Bliesner as Planning & Zoning Commission Chair. Commissioner Anderson seconded the motion. The motion passed unanimously 5-0; with Commissioner Green, Commissioner Anderson, Commissioner Lawver, Commissioner Beus, and Commissioner Bliesner all in favor.

Commissioner Lawver motioned to nominate Commissioner Wayne Anderson as Vice-Chair of the Planning & Zoning Commission. Commissioner Beus seconded the motion. The motion passed unanimously 4-0; with Commissioner Lawver, Commissioner Beus, Commissioner Green, and Commissioner Bliesner in favor. Commissioner Anderson abstained from voting.

Commissioner Anderson motioned to approve the Planning & Zoning Commission schedule for 2012. Commissioner Green seconded the motion. The motion passed 5-0; with Commissioner Anderson, Commissioner Green, Commissioner Lawver, Commissioner Bliesner, and Commissioner Beus all in favor.

Commissioner Anderson motioned to approve the 2012 Planning & Zoning Commission 2012 Bylaws Rules and Procedures of Order as written. Commissioner Green seconded the motion. The motion passed unanimously 5-0; with Commissioner Anderson, Commissioner Green, Commissioner Lawver, Commissioner Beus, and Commissioner Bliesner all in favor.

Commissioner Aaron Bliesner called the Wednesday, January 11, 2012 Nibley City Planning Commission meeting to order at 7:00 p.m. Those in attendance included Commissioner Mark Lawver, Commissioner Aaron Bliesner, Commissioner Bill Green, Commissioner Kathryn Beus, and Commissioner Wayne Anderson. Shari Phippen, the City Planner, was also present.

Approval of 12-14-11 meeting minutes and agenda

There was general consent on the 12-14-11 meetings minutes. Commissioner Anderson noted a few grammatical errors that needed to be addressed. There was also general consent on the evening's agenda.

Introduction of new planning commissioners

Commissioner Aaron Bliesner said he had lived in Nibley for six consecutive years; he was raised here. He said he was a landscape architect and worked for an engineering firm. He said he had been a Planning & Zoning Commissioner for six years. He introduced his son, Carson, who was present at the meeting. He said he had four children.

Kathryn Beus said she had pretty much lived in Nibley since she was four; when she served an LDS mission her parents moved and didn't tell her where. She now owns a home in Country Cove and had a little girl who was two and was having another girl in March. She said she graduated from USU and worked for Wells Fargo as a personal banker. She said she had always been interested in government and was excited to serve and be part of the planning process.

Mark Lawver said he is a new resident of Nibley; living here about two years. He said he was married to his wife Becky who was a professor at USU. They were both originally from Eastern Nebraska. He had two kids; his son was 12 and his daughter was 9. He said he worked as a dispatcher and maintenance manager and sometimes worked as a part-time truck driver.

Commissioner Wayne Anderson said he had lived in Nibley for all but four years of his life. He said he was married and had five children. Commissioner Anderson said he was a general contractor and had been on the Planning & Zoning Commission for seven years.

Commissioner Bill Green said his wife's grandfather was one of the first residents of Nibley; he was the seventh resident. He said he was unemployed; he had not had a job since January of 2005. Commissioner Bliesner said Commissioner Green had extensive experience working in emergency service and had been a fireman for most of his life. Commissioner Green said he was a fireman for 32 years; then he sold carpet; and then he was part of an underwater demolition team man.

Election of a chair and vice-chair for 2012

Commissioner Bliesner called for a nomination for the 2012 Planning & Zoning Commission Chair.

Commissioner Green made a motion to nominate Commissioner Bliesner as Planning & Zoning Commission Chair. Commissioner Anderson seconded the motion.

Commissioner Bliesner described what being the Chair entailed.

The motion passed unanimously 5-0; with Commissioner Green, Commissioner Anderson, Commissioner Lawver, Commissioner Beus, and Commissioner Bliesner all in favor.

Commissioner Anderson made a motion to nominate Commissioner Bill Green as Vice-Chair. The motion died due to lack of second.

Commissioner Bliesner and Ms. Phippen described the duties of the Vice-Chair.

Commissioner Lawver made a motion to nominate Commissioner Wayne Anderson as Vice-Chair of the Planning & Zoning Commission. Commissioner Beus seconded the motion. The motion passed unanimously 4-0; with Commissioner Lawver, Commissioner

Beus, Commissioner Green, and Commissioner Bliesner in favor. Commissioner Anderson abstained from voting.

Establishment of a meeting schedule for 2012

Ms. Phippen provided copies of the 2012 Nibley City Planning and Zoning Commission schedule to the Commissioners. She noted the meetings were the second and fourth Wednesdays except for in December. The meetings would be held at 7:00 p.m. unless otherwise published and would be held at the Nibley City building at 455 W. and 3200 S. Commissioner Bliesner asked about adjusting the schedule for the League of Cities and Towns conference. Commissioner Anderson thought they should wait.

Commissioner Anderson made a motion to approve the Planning & Zoning Commission schedule for 2012. Commissioner Green seconded the motion. The motion passed 5-0; with Commissioner Anderson, Commissioner Green, Commissioner Lawver, Commissioner Bliesner, and Commissioner Beus all in favor.

Establishment of bylaws for 2012

Ms. Phippen read and discussed the Nibley City Planning & Zoning Commission bylaws with the Planning & Zoning Commission. Commissioner Anderson asked if these were replacing Robert's Rules. Ms. Phippen said that it was. Commissioner Bliesner wanted to discuss approving conditional use permit and business licenses with conditions that certain items are put in place; he didn't think they should entertain any project that had issues that are out of ordinance. He thought the applicant needed to have everything in place before coming before the Planning & Zoning Commission. Ms. Phippen said she could give the chair an additional level of review by getting the proposed agenda to him sooner. Commissioner Bliesner said Ms. Phippen could review the application and make sure everything was in place and met the ordinance before it was brought to them and that she could make sure that was clear to the applicant.

Commissioner Bliesner said it could be handy to go through the "Residents Rights to be Heard" at certain meetings; especially when there was the potential for discussion to become heated. Ms. Phippen said she would look at putting them on the back of the agendas. Commissioner Anderson said with conditional approvals, he thought it was something that they needed to agree on as a Planning & Zoning Commission and that it did not need to be put in writing. Commissioner Anderson said on previous year bylaws they set a time limit for the meeting and he would like to continue that. Ms. Phippen added that to the 2012 bylaws.

Commissioner Anderson made a motion to approve the 2012 Planning & Zoning Commission 2012 Bylaws Rules and Procedures of Order as written. Commissioner Green seconded the motion. The motion passed unanimously 5-0; with Commissioner Anderson, Commissioner Green, Commissioner Lawver, Commissioner Beus, and Commissioner Bliesner all in favor.

Annual training on Utah Open & Public Meetings Act

Ms. Phippen said this act was found in Utah code under Section 52-4. Ms. Phippen had a PowerPoint presentation she presented to the Planning & Zoning Commission. She said the purpose of this act was transparency. She reviewed the following: what the OPMA (Open and Public Meetings Act) law did; who was required to follow the OPMA; who was not affected by OPMA.

Commissioner Bliesner stepped out at 8:13.

Ms. Phippen reviewed what was considered or defined as a meeting.

Commissioner Bliesner returned at 8:15.

Ms. Phippen discussed if a meeting could be held without people being in the same room; when a meeting could be closed to the public and how a meeting is closed; what is forbidden during a closed meeting; how the public must be notified about a meeting; if the law allowed any exceptions to giving notice; if minutes are required in open and closed meetings; if minutes were public record; how the open meeting law can be broken; who enforces and determines if the law has been broken; and if you believe you have been illegally kicked out of a meeting.

City Planner's Report

Ms. Phippen informed the Planning & Zoning Commission that they had opened the job for City Manager and gave specifics on the selection process.

Ms. Phippen said she would not be in attendance at the next meeting and the high density overlay zone would be back on the agenda. She said Mr. Anhder would be present to field questions.

Commissioner Anderson welcomed the new Planning Commissioners.

There was general consent to adjourn at 8:43.

Attest: _____
Assistant Deputy Recorder