

The Meeting of the Nibley City Council held at Nibley City Hall, 625 W. 3200 S. Nibley, Utah, on Thursday, October 20, 2011.

The following actions were made during the meeting:

OFFICIAL MINUTES OF THE MEETING

Minutes were taken by Assistant City Recorder Cheryl Bodily

Mayor Gerald Knight called the Thursday, October 20, 2011 Nibley City Council meeting to order at 6:20 p.m. Those in attendance included Mayor Gerald Knight, Councilman Bryan Hansen, Councilman Larry Jacobsen, Councilman Thayne Mickelson, and Councilman Scott Larsen. Larry Anhder, the City Manager, was also in attendance. Councilman Shaun Dustin was excused from the meeting.

Carrie Cook and Kathryn Anhder Beus, candidates for City Council, were present at the meeting.

Call to order; approval of agenda; Minutes of October 6th, 2011 read and approved

Councilman Jacobsen made a motion to approve the minutes from October 6, 2011 and the evening's agenda striking item 2; discussion of sign ordinance with City Planner. Councilman Hansen seconded the motion. The motion passed unanimously 3-0; with Councilman Jacobsen, Councilman Hansen, and Councilman Mickelson all in favor.

Mayor Knight noted that the discussion of the sign ordinance was being kicked back to the Planning & Zoning Commission so that they could make their recommendation to them.

Discussion about more effective ways of communicating with Nibley Citizens

Mayor Knight asked Councilman Hansen to start with his survey. Councilman Hansen said from their League meetings he had taken the idea that it would be beneficial to get a pulse on the city; he had scaled it back to what he considered a "dash board" of the city; he wanted to come up with a survey that would be open ended but provide information regarding some of the existing services they had, how they are currently getting information about the city, some of the things they like and don't like about Nibley, and if they wanted to provide their email address then they could be added on to the group list.

Councilman Jacobsen said he thought it was great and liked the open "endedness"; he did have some editorial suggestions. Councilman Jacobsen said the best way to get people to lead themselves was to not lead them. Councilman Jacobsen asked Councilman Hansen about including a private email group; he said they were soliciting emails in the second half of the question which he would consider to be the city email group. Councilman Hansen said he thought there were forty in that group. Corylyss Drinkard said her email

list was not for city officials and was only for voters; if the Council wanted to resign then they could be included on her email list.

Councilman Larsen arrived at 6:27.

Councilman Larsen said his email group was not a city group; it was a private group. Councilman Jacobsen said they could strike the city email group then. Councilman Larsen said he did not think they had a city email group. The Council discussed promoting a city email group.

Councilman Hansen asked if there were other things they wanted to look at and include in the survey. Councilman Jacobsen suggested edited wording on number five he wanted to add categories for City Council agendas and Planning & Zoning Commission agendas; on number six he wanted to be clear that they were not rating those things from 1 to 10; that each one they wanted a number on. Councilman Mickelson thought, on city clubs, they could include 4-H and Scouts. Mayor Knight said he thought they should be clarified as clubs within the city not city sponsored clubs. Mr. Anhder said there was the implication that these were city sponsored clubs and it should be changed to "citizen clubs within the city". Mr. Anhder said with this they were trying to find people with similar interests and put them together. Councilman Larsen said he had three pages of clubs that they could include and asked if they really wanted to label them all; he did not think they needed to get too broad. The Council discussed Lions and Kiwanis clubs. Mr. Anhder said 2/3 of the citizens had been residents for 8 years or less and this was a very good way to connect; it added to the fabric of their community.

Corlyss Drinkard asked if this survey would be on the website or included in the utility bill. Councilman Hansen said they planned to have it available at the new City Hall tour and the election. The Council considered which additional avenues they should use for distribution of the survey. Mayor Knight said if they were going to use multiple sources then they should include information on the survey that it was available on-line.

Councilman Larsen noted that they called for emails about being included in clubs and one for receiving information from the city and people said they did not like to respond unless they were unanimous; there would be a perception that if they put the email at the bottom for the club then they would take that email and use it for city use.

Councilman Mickelson left the meeting at 6:45 and returned at 6:48.

The Council discussed the intended uses of the volunteered email addresses. Mrs. Beus asked the city about having a Facebook page and described the ways it was used. Mayor Knight said he thought that was something they should have in their communications plan.

The Council moved from discussing the survey to discussing other ways of communicating with Nibley citizens. Mr. Anhder said he suggested to the Mayor that they include in their normal procedure for the passage of an ordinance or resolution, two

readings of the ordinance or resolution, or two meetings. At the first meeting it is introduced and discussed; there is not a lot of debate; and comes back a second time for as an action item or vote. That puts the item on an agenda at least two times and allows for more public exposure before an item is passed. Mr. Anhder also discussed a 72-hour notice on publishing of the agenda. Their experience with the Herald Journal was that they only published it the day of the meeting; the extended discussion of that was to actually purchase add space. They also discussed including the recorded meeting minutes on the website. Councilman Jacobsen said he would like to discuss the ideas individually.

Including an Ordinance on the agenda two times: Councilman Jacobsen said he was very interested in getting the draft ordinances and resolutions posted on the website before every public hearing on that topic. Mayor Knight asked how they addressed that and said unless there were dissenters he would like to make it official policy. Councilman Larsen said he felt they needed to slow things down a bit and that a lot of their resolutions and Ordinances were rushed and as a citizen he understood how they felt. He asked if there would be two readings in Planning & Zoning Commission and two readings in City Council. Mayor Knight said the Planning & Zoning Commission needed to adopt its own rules. Mr. Anhder said the City Council could require that of the Planning & Zoning Commission. Councilman Jacobsen said he would also like to see the recommendation from Planning & Zoning Commission posted on the website along with the draft ordinance. Mrs. Drinkard agreed but said if there were a public hearing involved then it should be longer. Councilman Jacobsen said it would be two to three weeks between the two readings and then they could put the draft ordinance or resolution on the website for a minimum of at least two weeks. Councilman Larsen asked if they had to address the item. Mr. Anhder said they could “kill it” on the first reading but they also needed to know that the debate did not happen on the first reading. Councilman Mickelson said he thought often times they introduced things before they have had any debate or discussion and then they have to work themselves back out of it; he thought before a motion was made they should have at least one round of debate. Mayor Knight said he was not opposed to doing that but was trying to expedite the process and keep it from going off course. Councilman Larsen discussed the procedure between the first reading and the second reading.

Councilman Jacobsen summarized; for the first reading they introduce the topic and have general Q and A; then after the first reading it is posted on the website for all to see. There will be typically a two to three week period before they get back in session and have a second reading; if there is a public hearing associated with the item it shall not take place on the first reading; it can only occur at the second reading or later. Councilman Larsen suggested they have a motion during the first reading that says they will be considering the action; if they do not want it to move on or refer it back to staff then they will do that then.

Mr. Anhder suggested they would include language that will allow the Council to waive the second reading and pass it on the initial night by a majority vote; there would be things that would require that. Mayor Knight asked the public present if they were slowing things down too much. Ms. Drinkard said she did not think so; the goal was to

reach people and by observing these practices they were allowing people to be more involved. She said they should try it out for a year and if the process turns out to slow down necessary action for the sake of minimal public involvement then they could revisit the issue. Mrs. Beus asked for an example of what would be passed at the first meeting. A few examples were discussed and Mr. Anhder said he was on the County Council for 12 years and remembered there were approximately 30% of the items that were passed at the first reading; there were things that came along that needed to be taken care of or didn't necessitate a second reading but in this circumstance those instances should be in the minority.

Mayor Knight addressed the 72-hour agenda posting. Councilman Larsen said there was a state website that already had those things in place and asked if the agendas were available; he said it was already there and they could give direction to that website. Councilman Hansen asked when the Herald Journal published the agenda. Mr. Anhder said it usually came out the day of the meeting and that this was an internal issue and would be posted on the website earlier. Mr. Anhder said things did come up and they would take some heat for those things. Councilman Mickelson said they should do what was required by law. Mr. Anhder said 24-hours was the law; they could post the proposed agenda on the website and then put the official agenda up 24 hours before. The Council addressed last minutes issues and their placement on the agenda. Mrs. Barbara Wilden said if the main ideas were on the website 72-hours before then she would be willing to go back later and check and she did not see anyone complaining about that. Mayor Knight said he was concerned with emergency situations. Councilman Larsen said the state handled emergencies differently. Councilman Jacobsen said he was for 72-hours; if they made mistakes and had to pay for them then they wouldn't do them anymore. Councilman Larsen said he was for the 72-hours also. Councilman Hansen said they receive their proposed agenda on Friday and he did not know why they did not include the agenda so the city gets that information at the same time; he did not know how he felt about 72 vs. 24 hours but he knew they needed to lock it in. Mr. Anhder suggested Friday for the proposed agenda and 24-hours for the final; he said there were very few things that were added after the proposed, most things got dropped. Most things that were added were his fault and he wouldn't mind the cushion. Councilman Larsen said he didn't think the proposed agenda really mattered and by Monday (72-hours) they should know.

The Council decided the proposed agenda would be put on the website the previous Friday (144-hours) and the final agenda posted 24-hours in advance. Councilman Jacobsen suggested the agenda items needed to be as descriptive as possible.

The Council moved to discussing posting the audio minutes on the website. Councilman Jacobsen wanted them included on the website as soon as possible after they were recorded. Councilman Mickelson said he disagreed; the electronic is not the official minutes and if someone wanted access to those they could come in and get them; they were always available. Mayor Knight said he thought the state legislature was moving in that direction anyways and he thought they should beat them to it; they had nothing to hide. Councilman Larsen said nothing beat what was said on the recording; he did not have a feeling either way but noted they would take up space on the website. Councilman

Hansen said he believed in transparency in government and thought they should include them. The Council decided the audio minutes would be posted to the website the Monday following the meeting.

The Council discussed Ms. Drinkard's suggestions for communicating with the Nibley citizens. Councilman Jacobsen and Councilman Hansen were in favor of posting draft minutes to the city website. Councilman Larsen and Councilman Mickelson wanted minutes posted only after they were approved. After further discussion, Councilman Hansen said he would prefer just having the audio minutes available. Ms. Drinkard said in the two years she had sat here the only person who had made changes to the minutes was Councilman Larsen and they were mostly minor. She did not see that there was anything pejorative in the minutes when she came in and saw the draft.

The Council discussed the city website.

The Council discussed a city forum or Facebook page and decided against them at this time.

Members present at the meeting discussed iWorQ; a web based program for \$1200/year that would link from Nibley's webpage in which a person could register comment on a problem which would be immediately linked the appropriate person and initiate a work order and that would be tracked internally and provide citizen capabilities; citizens would receive feedback to their requests. Councilman Larsen asked who else was using it. Mr. Anhder said Logan, Providence, and North Logan were all using it and they were charged based on the side of the city. Mayor Knight noted that it was a locally based product. Councilman Mickelson said he objected and wanted answers on how the information was backed up.

City Manager reports

Mr. Anhder said there had been talk amongst several Council's about purchasing a couple of homes if they were to become available; one was on 1200 W. and 3200 S. and 3200 S. and highway 165. The house on highway 165 was for sale and he said he had met with the realtor; they were asking \$105,000. The home was not in good condition. He said he did not think it would go fast but was bringing it to the Council for information and for consideration. Mr. Anhder said it would come up on their transportation plan.

Council reports

Councilman Mickelson said he had talked with staff at Senator Lee's office about the FEMA flood-plain maps and discussed the information he had gathered there with the Mayor, Council, and City Manager. The Council decided they would send letters to the residents affected by the flood-plain; have a meeting with them and invite the flood-plain manager and Cache Landmark to share information.

Councilman Hansen discussed dedicating the new city building.

Councilman Hansen said he was pushing for December 10, 2011 for the kids Christmas party.

Councilman Larsen questioned some work done on a park strip along 2600 S. Councilman Larsen said he did not think they should be so liberal about spending public funds. Councilman Larsen asked about the policy on using city vehicles for private use. Mr. Anhder said there was a no private use policy.

Mayor Knight discussed a meeting with UDOT; they presented them with landscaped medians on highway 165 and addressed a pedestrian crossing on 3200 S.

The meeting was adjourned at 9:15 p.m.