

The Meeting of the Nibley City Council held at Nibley City Hall, 455 W. 3200 S. Nibley, Utah, on Thursday, November 17, 2011.

The following actions were made during the meeting:

Councilman Jacobsen motioned to accept Ordinance 11-09 as its first reading as presented and to authorize publication to the city website as presented. Councilman Larsen seconded the motion. The motion passed unanimously 3-0; with Councilman Jacobsen, Councilman Larsen and Councilman Hansen all in favor.

Councilman Hansen motioned to approve the first reading of Ordinance 11-10. Councilman Jacobsen seconded the motion. The motion failed 2-1; with Councilman Hansen and Councilman Jacobsen in favor. Councilman Larsen was opposed.

Councilman Jacobsen motioned to postpone Resolution 11-11 to a future agenda. Councilman Hansen seconded the motion. The motion failed 2-1; with Councilman Jacobsen and Councilman Hansen in favor. Councilman Larsen was opposed.

Councilman Larsen motioned to approve the first reading of Resolution 11-11. Councilman Jacobsen seconded the motion. The motion passed 3-0; with Councilman Larsen, Councilman Jacobsen, and Councilman Hansen all in favor.

Councilman Jacobsen motioned to approve the first reading of the proposed Master Street Plan for Nibley City. Councilman Hansen seconded the motion. The motion passed 3-1 with Councilman Jacobsen, Councilman Hansen, and Councilman Larsen in favor. Councilman Mickelson was opposed.

Councilman Mickelson motioned to accept the first reading of Resolution 11-12 as amended. Councilman Jacobsen seconded the motion. The motion passed unanimously 3-0; with Councilman Mickelson, Councilman Jacobsen, and Councilman Hansen all in favor.

Councilman Hansen motioned to approve the candidates of the 2011 election. Councilman Mickelson seconded the motion. The motion passed unanimously 3-0; with Councilman Hansen, Councilman Mickelson, and Councilman Jacobsen in favor.

OFFICIAL MINUTES OF THE MEETING

Minutes were taken by Assistant City Recorder Cheryl Bodily

Mayor Gerald Knight called the Thursday, November 17, 2011 Nibley City Council meeting to order at 6:00 p.m. Those in attendance included Mayor Gerald Knight, Councilman Scott Larsen, Councilman Bryan Hansen, Councilman Larry Jacobsen, and Councilman Thayne Mickelson. Larry Anhder, the City Manager, and Shari Phippen, the

City Planner, were also in attendance. Councilman Shaun Dustin was excused from the meeting.

Call to Order; Minutes of October 20th, 2011 read and approved; and Approval of Agenda

Councilman Hansen made a motion to approve the agenda and the minutes from October 20, 2011. Councilman Jacobsen seconded the motion.

Councilman Larsen questioned a difference on the agenda. Mr. Anhder said in the packet they were given a copy of the resolution of the Council procedures that was inadvertently left off the agenda; it was included on the agenda that was published.

The motion passed 3-0; with Councilman Hansen, Councilman Jacobsen, and Councilman Larsen in favor.

Consideration of Ordinance 11-9—Regulating the Streetscape of Public Rights of Way

Ms. Phippen said the tree board had been working on an ordinance for upcoming development in the city that would enhance the overall appearance of the city. They wanted guidelines on the sorts of trees they wanted to see planted in the public rights-of-way. This ordinance did not give a specific list of trees, this is included in the tree care plan; this ordinance set out regulations stating that on new development the developer is required to put a certain amount of trees in the park strip. It set out the size of the trees; the spacing of the trees; distances from street corners to keep the clear-view; and removal of dead or diseased trees.

Mayor Knight said they had a policy they would consider for Council procedure which included having two readings to each Ordinance or action and asked if the council required any additional reading of this ordinance. He would like to treat it in the same manner as their policy in the future and not take action. Councilman Jacobsen said he was comfortable with that. Councilman Larsen suggested reading the ordinance and resolution in its entirety. Mr. Anhder said they did not do that in the legislature. Councilman Hansen said he intended for the first reading to include discussion where they could ask questions. He questioned item number four; regarding the rights of the city to prune trees. Councilman Jacobsen questioned section 9 and the procurement of a license to prune trees; he asked if that would be a Nibley City license or any license. Ms. Phippen said it would include outside licenses. The Council discussed who would be able to prune trees in the right-of-way. Councilman Larsen questioned 5a. and the obstruction of light from a street lamp; he said any tree in foliage would obstruct a light to some degree. Ms. Phippen said the intent was to not allow trees to grow so tall that it went up into a street light. She agreed the ordinance should be reworded. Councilman Hansen questioned the penalty items. The Council agreed they needed to have language regarding restitution. Councilman Jacobsen asked when this proposed ordinance would be posted on the website. Ms. Phippen said it would be posted prior to passage.

Councilman Jacobsen made a motion to accept Ordinance 11-09 as its first reading as presented and to authorize publication to the city website as presented.

Mayor Knight read wording from the policy for council actions and minutes and discussed when the ordinance should be posted on the city website. Mr. Anhder said they needed a motion on the first reading because they could kill it. Mayor Knight said they needed language included in the policy.

Councilman Larsen seconded the motion. The motion passed unanimously 3-0; with Councilman Jacobsen, Councilman Larsen and Councilman Hansen all in favor.

Ms. Phippen said she would send the proposed ordinance to Mrs. Yeager immediately.

Consideration of Ordinance 11-10—Establishing the Criteria for Designation of Heritage Trees in Nibley City

Ms. Phippen said another thing the tree board thought would be good to help in the Tree City USA application was to have heritage trees in Nibley City. Some cities will designate certain types of trees or trees of other historical significance. The tree board drafted an ordinance establishing the criteria for the designation of heritage trees. Some reasons include; the tree is older, historically significant, or scenically prominent. It also outlines the procedures for establishing a heritage tree. The tree board came up with that once something has been designated as a heritage tree, at the owners' expense, the city will help with a plaque put near the tree that stated the location, type of tree, and date it was designated as a heritage tree. Once a tree has been designated a heritage tree it cannot be substantially altered or removed without permission from the tree board. The exceptions to the removal of heritage trees included: an emergency like a tornado. There was a penalty similar to the street escape ordinance included in the ordinance.

Councilman Jacobsen said he liked it. Councilman Larsen said he was not in favor of it. He did not feel they could step into someone's back yard and say what they can or cannot do with their tree. Ms. Phippen noted it was up to the owner to apply for heritage tree status. Councilman Larsen did not feel they had many heritage trees in Nibley. Mayor Knight said the tree board would come back with recommendations on trees they felt should be designated heritage trees and they had already had some residents interested in submitting trees. Councilman Jacobsen clarified that it would be the tree board that would be receiving and acting on the designation of trees. Councilman Jacobsen asked if the designation of the heritage tree extend beyond the ownership of the land from the first property owner; would it extend beyond the transfer of ownership on the land. Ms. Phippen said she believed so; the designation of a heritage tree would extend beyond the transfer of the land. Councilman Jacobsen asked the residents present if they would actually sign up for a heritage tree. Corlyss Drinkard said she absolutely would; she felt this was a protection from utilities who are required to get permission from an owner if the tree is designated a heritage tree. The Council and city staff discussed utility rights regarding tree removal and trimming and their authority with heritage trees. The Council asked city staff to seek an opinion from the city attorney on what they could regulate.

Councilman Hansen made a motion to approve the first reading of Ordinance 11-10. Councilman Jacobsen seconded the motion. The motion failed 2-1; with Councilman Hansen and Councilman Jacobsen in favor. Councilman Larsen was opposed.

Mr. Anhder said this meant they could not act on the ordinance until it was brought back for a first reading. Mayor Knight thought they had killed the first reading of the Ordinance and directed staff to continue working on the ordinance. The Council debated the procedural operation.

Resolution 11-11—Establishing a tree care plan for public rights of way in Nibley City

Councilman Jacobsen made a motion to postpone Resolution 11-11 to a future agenda. Councilman Hansen seconded the motion. The motion failed 2-1; with Councilman Jacobsen and Councilman Hansen in favor. Councilman Larsen was opposed.

Ms. Phippen said the tree board felt it would also be beneficial to come up with a tree care plan. She said Mr. Elwood and herself went through the USU Extension's Tree browser and Smithfield's forestry plan and included a list the trees they felt were appropriate for Nibley; they also included information on "Rip Your Strip"; a water conservation plan that came from the Utah Rivers Council; there was also general information of things the residents could consider when planting trees, especially in the public right-of-way. It was anticipated that this would be put into a brochure that would be available for the public to pick up. The tree board felt this was good information to make publically available.

Councilman Larsen noted that this was public right-of-way

Councilman Larsen made a motion to approve Resolution 11-11. Councilman Jacobsen seconded the motion. The motion passed 3-0; with Councilman Larsen, Councilman Jacobsen, and Councilman Hansen all in favor.

6:30—Public Hearing—to receive comments concerning the proposed Master Street Plan for Nibley City

Mayor Knight recognized future Council members, Shawn Platt and Carrie Cook, who were present at the meeting.

Kris Kvarfordt, a landscape architect and planner with Cache Landmark Engineering, Rod Blossom, the city engineer with Cache Landmark, and Joe Parrin, a professional transportation engineer with A-Trans Engineering in Salt Lake were present at the meeting.

Corlyss Drinkard asked if it was appropriate to have a public hearing when there was only 24 hours notice, a 50+ page document, and with most people who have an interest in it not knowing that this was coming up. Barbara Wilden said she read that document and it took her quite some time. Councilman Jacobsen thought there was an excellent point made; his recommendation was that they move forward with the presentation and make

this one of two public hearings. Councilman Hansen said he seconded that. Mayor Knight asked if they would have Cache Landmark come back for the second hearing. Mr. Anhder suggested they postpone the presentation and have it at the second public hearing. Councilman Larsen thought they should have both presentations. Councilman Jacobsen said he would like a commitment to the second public hearing. Mayor Knight said he would task staff with scheduling and noticing a second public hearing.

Mr. Kvarfordt gave a presentation to the City Council on the proposed Master Street plan for Nibley City. He reviewed the transportation planning process. He said this was the next step in achieving the goals outlined in the general plan; to “develop a unified transportation system that provides efficient, comfortable and safe movement of people and goods in and throughout the City. Develop transportation policies and roadway designs that support the overall vision and character of Nibley City” and to “develop transportation policies and roadway designs that support the overall vision and character of Nibley City.” He said this was compiling all the various transportation modes in Nibley into one for some analysis. Mr. Kvarfordt reviewed the objectives of the Nibley City Transportation Master Plan.

Mr. Kvarfordt went through the existing roadway inventory map; a road inventory, maintenance tracking, and scheduling tool spreadsheet for the public works director to utilize; and the master roadway plan. Mr. Kvarfordt said they were concerned with how the rail way bisected the city. He said they were also concerned that 800 west was built as a local road but was acting as a collector or arterial road. Mr. Kvarfordt said they needed additional egress and regress from Hollow Road on to State road 165; there needed to be more access. Mr. Kvarfordt also reviewed the transportation service plan area; the truck route map; and the traffic control, public transit, and trail and bikeway network maps.

Councilman Mickelson arrived at 7:19.

Mr. Kvarfordt said addressed the action items they provided on page 35 of the Transportation Master Plan. They included: Update the master road map annually and make necessary adjustments; update road inventory and capital budget planning tool annually; review and update transportation master plan every 3-5 years; conduct intensive level analysis at critical intersections within the next 5 years; identify and prioritize transportation improvement project to complete in the next 12 months; identify and prioritize multi-modal transportation improvement project to complete in 1-5 years; continue to work with the CVTD to optimize transit; develop funding mechanisms for making critical improvements to the trail and bikeway system; establish a city standard for yield control and traffic calming to implement at key intersections identified in the transportation plan; identify and prioritize trail/roadway crossing points and determine the level of treatment necessary to provide safe, comfortable pedestrian crossing; conduct a parking needs assessment on all arterial roadways throughout Nibley City; work with UDOT and Cache County to provide future pedestrian crossing for US 89/91 and SR 165; work with UDOT to identify standards, location, and need for pedestrian/railway crossings; discuss future plans for the railway corridor; and develop option roadway

cross-sections that work within the identified road classifications and provide option for bikeways and/or on-street parking.

The Council and consultants discussed the build out of 250 West; Councilman Hansen saw that being a collector road. Councilman Larsen asked if the consultants were against changing designations on a roadway. The consultants discussed diverting traffic off of 250 West by way of 450. Mr. Blossom said this was a master plan and was ways out and could be changed but they wanted to be maintained so they did not get to a point they couldn't use an option; he said this was a planning document.

Councilman Hansen said he didn't have a problem with the entrance onto Hollow Road from SR 165. He did not feel there were any other options for realigning with Hollow Road. Mr. Kvarfordt said if a second alignment were provided that was a little safer and aligned more appropriately it might alleviate traffic at that location that it became less of a concern and not reconstruction of the intersection would be necessary. Mr. Parrin said currently that entrance did not meet standards with sight distance because of the vertical and horizontal curve. He said the intent was to eventually warrant a signal.

Councilman Jacobsen said conceptually, on Nibley Gardens headed west he was not clear on some of the lines and arrowheads. Mr. Blossom said they did not know where it was going to go; they did not go into details on the local roads. Mr. Parrin said the intent was they were not sure what they wanted to do there but they hoped they would eventually line up. Councilman Jacobsen said he thought they would have a lot more discussion on 450 West and asked if they had any traffic counts on 250 West and a level of service on that road opposed to 450 W.; they were talking about 250 functioning as a collector and he would be interested in establishing a level of service on 250 West. Mr. Kvarfordt agreed that was a good priority. Councilman Jacobsen said it was not clear to him the traffic coming north from 4400 wouldn't jump over to 600; he was not sure that 450 West needed to be there. Councilman Jacobsen said he did not have the political will to condemn property or exercise eminent domain; he said he was always interested in working with the landowner. He said he would be interested to see if the conservation easement that was to be in place on 450 West had been achieved and if that was still possible.

Councilman Jacobsen asked for clarification on Table 2.3 on what conditions 1, 2, and 3 meant. Mr. Kvarfordt said Mr. Saunders would be the best person to answer questions on that. Councilman Larsen clarified that those numbers were probably subjective data with no scientific definitions. Councilman Jacobsen said he thought Mr. Saunders should define those terms clearer. The Council, Mayor, and consultants discussed traffic circles and roundabouts.

Councilman Mickelson said it was a blatant disregard to the decision of the Council that 450 W. was back on the map. He said the last consideration in any road development was agriculture. Councilman Mickelson said this board made the decision that agriculture was important; everyone that was on this board knew that discussion had taken place; there was a request that that road be removed. Councilman Mickelson also had issues with the

rounded loop road on Hollow Road that cut through land and cut it into smaller pieces when it could be farmed. He said this plan represented total built out and zero space for any farming left in Nibley. Mayor Knight said they were not planning for the farming; they were planning for when the farmer sold his land. They went to a consultant to see if Nibley were to be built out what would be the best connectivity in the community. Mayor Knight said this was not a political thing; it was a scientific approach to what needed to be done in the future in Nibley City. Councilman Mickelson said it was a blatant disregard. Councilman Hansen said with that history he recommended they look at different plans for that area.

Mayor Knight opened the public hearing at 8:19.

Barbara Wilden asked Councilman Jacobsen how this meshed with the South Corridor. Councilman Jacobsen said that plan had a long way to go before it was accepted and said this plan did not mesh well at all with that draft. Mrs. Wilden asked about the railroad crossings and asked if it would be north or south of 3200. Mayor Knight said it would be south. Mrs. Wilden noted there had been at least two accesses closed in the past couple of years. Mrs. Wilden asked why they would allow Nibley City a big crossing for a subdivision to exit over that road. Mayor Knight said they did allow access across the track, that was UDOT controlled but if they did not plan for it, it would never happen. Mrs. Wilden said when they talked about dealing with the railroad before they had said it would take a lot of time. Mrs. Wilden said she hated roundabouts and asked what was better about a roundabout opposed to a four-way stop. Ms. Phippen said a roundabout had about a fourth the chance of conflict than a four-way stop; once you figured out how to use them.

Shawn Platt said before the Council considered voting for this they needed to have an alternative to 450 West on the plan; it was against their resolution and should not even be on the plan to be considered.

Corlyss Drinkard said she assumed as a draft, input from the Council would be modifying the final. She said the only reason she came to these meeting was that after the 450 exercise somebody needed to be there to make sure they did not put it back on. Mayor Knight said this was a professional recommendation to get the flow of traffic they needed in Nibley City taking in to account the annexation area and all of the land south being part of Nibley City. Mrs. Drinkard said so 450 would come back on the final draft. Mayor Knight said it was up to the Council to address the political issue associated with the recommendations from the consultants. Shawn Platt said they needed an alternative so that the Council had an alternative to vote on otherwise they violate their own resolution. Rod Blossom said they needed to remember they were here for a general plan, a planning document, a document for future growth. He said they were trying to divide accesses throughout the city; they had to make their best professional recommendations based on the issues they are given; then they would adopt the final master plan. Mr. Parrin told the Council what they needed to do; they could make a list of issues and they could come back and take a look at those issues and tell them what that meant. Mr. Parrin said he was not aware of the issues with 450 W. Mayor Knight said he had told the consultant to

come back with their best recommendations and not take any political input in their recommendations.

Judge Jack Stevens said he took exception to what Councilman Mickelson said about roads going through farmlands; they had roads going through Ropeletto property that was farmland. All of the roads were once originally farmland and things were absolutely going to change. Mr. Stevens said he served on the Planning & Zoning Commission and he fought for a road going past his house because it was for the community; he did not want the traffic to go past his house but it was for the community. Mr. Stevens said they had a stake center up there and they needed another road to come out of there, it was logical; he was for 450 W.; they need something else other than 250 to go up into that area.

Carrie Cook said she wanted to talk about 1200 west going north. On the legend it was a truck route. She did not think it should be a truck route; it was all residential. She thought going north on 1200 west was bad planning and suggested they leave the truck route on 4400 South and let it hit highway 89/91. Mr. Parrin said typically if they get federal funds for a road they cannot limit truck routes. He said 1200 was in the plans and would have to be declassified as a federal road. Carrie Cook said looking at cattle truck weights versus Pepsi truck weights was different and she did not think the roads could take those weights. She thought the truck routes were classified by weight. Mr. Mark Louver noted that 4400 would be taken if it were to be completed and agreed that Mrs. Cook was right and that route should not be there. Mrs. Cook said they were not receiving any money from the cattle trucks on those road and they should make it Hyrum's problem. Mayor Knight said he thought the reason it was designated was because of the size of the road and was specifically built to be a north/south route through Nibley; not for Nibley, through Nibley. Mr. Parrin said if they did not designate truck routes in the city then it made it difficult to enforce trucks on other roads.

Ethan Lundstrom said as someone who rode the bus and took his bike, and looking at how the city was growing, he recommended and encouraged looking at the bike lanes, bike routes, and public transit routes and supporting those.

Jay Nelson said he thought the consultants had done a good job and agreed that Mr. Stevens was right. He said had farmland and it was developed but 10 years ago it would not have been his desire to have a road shown on it but this was a future plan; they did not know what was coming in 10 years or less. He said Mr. Schiess might not want the road now but when he was unable to take care of the land he would be glad there was a possible road there because he would have a lot more income from that property.

Corlyss Drinkard said she thought some of the concerns about the reappearance of 450 W. could be allayed if the expert's final report was their final report and the Final Road Plan was the political document people referred to, with the political implications. She asked the experts if they could prioritize what needed to be done. Mr. Blossom said it all needed to happen but in order for it to happen they needed to be talking about budgets; that also depended on the continuation of city policy and building the roads as the city is

developed. Mr. Parrin said the first issue that came to mind was the extension of 10th west to a signal. Mr. Blossom thought another was Hollow Road.

Seeing no further comment, Mayor Knight closed the public hearing at 8:50.

Councilman Larsen said part of the issue he had before when they took 450 W. off was that they had no other options. Speaking to the experts, he said he understood that this was their best options but it would be helpful to him if they addressed other options and described their impacts. Councilman Larsen said 1200 West would be built out long before 4400 would be, so if they didn't want the truckers on 1200 they needed to figure it out now. Mr. Parrin said they needed to give them more specific direction but they did need a collector between the railroad tracks and SR 165. Councilman Larsen said he specifically wanted to know if they dead ended 450 at 3900 S. what the consequences would be. Councilman Jacobsen agreed with that; he wanted specific consequences of removing 3700 S. through 4000 S. on 450 W.

Councilman Jacobsen said the South Corridor plan was far from adopted. The ideas that didn't fly with South Corridor were frontage roads; they wanted everything 1000 ft. back off the highway.

Councilman Jacobsen asked Councilman-elect Platt for an update of the status of the conservation easement on the Schiess property. Councilman-elect Platt said the organization that would be responsible for funding the easement had funding issue and they were not able to get through last year. They were on the list for this next year and he said if there were any sort of developed line on the master plan it severely lessened their possibilities for that. Mr. Blossom said he assumed in a conservation easement like that they would not look at it as favorably because if a city or other entity indicated they needed it they would not get as many points towards it. Either way it went the city needed to decide if they were going to include it on the master plan because they did not want to preclude their ability to do it but it did not force it on them.

Councilman Mickelson wanted to take the road east of 165 that looped and make it fit more squarely with land plots. Mayor Knight was concerned with some of the recommendations that were given to the consultants to address. He wanted some sort of consensus so that they did not have "pet projects". He believed the majority wanted to address 450 West as identified by Councilman Jacobsen, 1200th W. as a truck route, the Hollow road loop, and the continuations of 8th and 10th West from 3200 down. The Council agreed on 450 West and the 1200 truck route, and adding arrows to the Hollow road recommendation. The Council and consultants discussed the continuation of a road along the LDS church and talking a collector road to the east.

Councilman Larsen noted 2600 S. and the new LDS church and the school/pedestrian traffic along 2600 S.; he wanted to address sidewalk and curb and gutter on the master plan. Councilman Jacobsen thought they would get developers along that road that could put in the sidewalk.

Mayor Knight said they would hold another public hearing on the 1st of December.

Councilman Larsen made a motion to approve the first reading of the proposed Master Street Plan for Nibley City. Councilman Hansen seconded the motion. The motion passed 3-1 with Councilman Jacobsen, Councilman Hansen, and Councilman Larsen in favor. Councilman Mickelson was opposed.

Councilman Larsen left the meeting at 9:31.

Consideration of Resolution 11-12—Establishing a policy for council actions and minutes

Mayor Knight read Resolution 11-12 to the public present.

Mrs. Barbara Wildon said according to her minutes that on the Friday before a meeting they would have a copy of the proposed agenda available on the website with provisions for holidays. Mr. Anhder said his notes were different. The Council gave their recollections of the discussion.

Councilman Jacobsen said he thought they entertained public comment a lot more that was being said and the information is out prior to the first meeting and he thought they would like to not have a lot of debate from the public and Council at the first reading; that it should be general information. At the second reading the Council can debate and they typically take opportunity for the public to debate at the second reading as well. Mayor Knight asked what Councilman-elect Platt suggested. Councilman-elect Platt said they should identify when the public can “weigh in”. Mayor Knight said he saw the reason for doing some of this was facilitating decorum during the meeting. Councilman Mickelson suggested they could make the point that when public hearings are relevant to the discussion that the public had a chance to make comments before Council debate could begin. Corlyss Drinkard discussed paragraph three and that they needed to expect to have more than one public hearing if they had as short a time to review a complicated document as they did tonight. Councilman Hansen thought the appropriate time for the public hearing was at the second reading. Mr. Anhder said he anticipated the public hearing to be at the first reading because they could take the public comment and ruminate over it; they are gathering information and comments. Councilman Jacobsen said if he wanted meaningful discussion with the public they needed more than a 24-hour period. Councilman Jacobsen read that they could be giving the public as little as 24 hours to digest the information to give them meaningful input at a public hearing. Mr. Anhder said these were just for the types of ordinances that did not require public hearings; that was just for the types of ordinances that did not require public hearings. Councilman Jacobsen said they needed verbiage that addressed public hearings. Mr. Anhder thought the deliberative process came after hearing the public comment at the first reading. Ms. Phippen said she supported going through it at the first reading; the majority of the items went through the Planning & Zoning Commission to begin with. If they were ignoring it at Planning & Zoning Commission then the Council and staff can only be faulted so much. Mrs. Drinkard said the Planning & Zoning Commission did not matter; the Council was where the “buck stopped” and why should she pay any attention

to them. Councilman Hansen said if they were able to improve their email communication then they would be able to send an email noting there was new documentation on the website. Councilman Jacobsen thought they should include the wording that said when the proposed ordinance or resolution was available to the Planning & Zoning Commission then it is available on the city website and is read at the Planning & Zoning Commission meeting. Councilman Jacobsen asked Ms. Phippen when the information was available to put on the city website. Ms. Phippen said she had the agenda available the Friday before the meeting. Mr. Anhder said anything that requires a public hearing should be available on the website at the time the notice for the public hearing is published.

Councilman Mickelson made a motion to accept the first reading of Resolution 11-12 as amended. Councilman Jacobsen seconded the motion. The motion passed unanimously 3-0; with Councilman Mickelson, Councilman Jacobsen, and Councilman Hansen all in favor.

Ms. Phippen asked what version of the ordinances she would be putting on the website. Mayor Knight thought it ought to be the version that was available at the first reading.

Conduct the Canvas of the November 8, 2011, General Election

Mr. Anhder said there were 650 votes cast. There were 20 absentee votes cast for a total of 670 and there were 16 provisional ballots; this meant the voters names were not in the book. It was found that 13 of those votes were valid. The total vote was 680. Mr. Anhder said they had 26% voter turnout. The ballots had been balanced with the provision and the toll sheets.

Mr. Anhder read a statement that declared the individuals elected: "We the members of the Nibley City Board of Canvasers, declare the following candidates as elected to the Nibley City Council and direct the City Recorder to certify them as elected council members and file the appropriate report with the Utah Lieutenant Governor."; Carrie Cook, Shawn Platt, and Larry Jacobson.

Councilman Hansen made a motion to approve the candidates of the 2011 election. Councilman Mickelson seconded the motion.

Councilman Jacobsen noted his conflict of interest in the motion.

The motion passed unanimously 3-0; with Councilman Hansen, Councilman Mickelson, and Councilman Jacobsen in favor.

Council reports

Councilman Hansen said he was able to tally the survey given at the election. He asked to review them at their next December meeting. They had 109 individuals do the survey. He would like to see what they could do to turn this information into valuable decisions.

Councilman Hansen said they had the Santa Claus activity at Little Wonders on the 10th of December.

Councilman Jacobsen wanted to clarify the state of the South Corridor study. He asked how many openings they would have on the Planning & Zoning Commission. He recommended Mark Louver. Mayor Knight said he hoped to have those names by their next meeting.

Councilman Jacobsen asked for an opinion on opening up the seminar for training on newly elected officials to the entire Council. It was being held on December 3rd in Logan at from 8 to 12. Councilman Hansen asked to be included.

Mayor Knight addressing the Council said they had made a commitment to the residents to be at the meetings at the appointed times. They cannot effectively function as a Council when only three members show up. He needed to know when they cannot be at the meeting.

City Manager reports

Mr. Anhder said Thursday, December 17th was the city winter party at the city hall.

The meeting was adjourned at 10:21 p.m.

Attest _____
Assistant Deputy Recorder