

#2

ORDINANCE 13-04

AN ORDINANCE PROHIBITING HUNTING ON PROPERTY OWNED BY NIBLEY CITY

Be it ordained by the Nibley City Council that:

- A. Hunting, as defined in §23-13-2, Utah Code Annotated, and which shall include hunting with firearms or with bows, each as defined by the laws of the State of Utah, is from the effective date of this ordinance prohibited on properties owned by Nibley City.
- B. Persons in violation of this ordinance are guilty of a class C misdemeanor citation. Each offense, upon conviction, is punishable by a fine not to exceed five hundred dollars (\$500.00).
- C. This ordinance does not invalidate the prohibition against discharging firearms within 600 feet of a residence within Nibley City limits, regardless of whether or not the person discharging the firearm is hunting, as defined herein.
- D. All ordinances or parts of ordinances in conflict herewith are repealed.

Dated this _____ day of _____, 2013

Gerald K. Knight, Mayor

ATTEST

City Recorder

#3

ORDINANCE 13-05

**AN ORDINANCE COMBINING THE NIBLEY CITY TREE BOARD
AND THE NIBLEY CITY BEAUTIFICATION COMMITTEE**

WHEREAS, Nibley City has both a Tree Board and a Beautification Committee; and

WHEREAS, it is the desire of Nibley City to combine the two into one body for the purpose of beautification of Nibley City.

NOW THEREFORE, BE IT ORDAINED BY THE NIBLEY CITY COUNCIL LOCATED AT NIBLEY, UTAH, THAT:

1. The attached document, entitled "Nibley City Beautification Committee" is hereby adopted, by fact and by reference.
2. All ordinances, resolutions and policies of the City, or parts thereof, inconsistent herewith, are hereby repealed, but only to the extent of such inconsistency. This repealer shall not be construed as reviving any law, order, resolution or ordinance or part thereof.
3. Specifically repealed is Title 2-3 of the Nibley City Code entitled "Tree Board".
4. Should any provision, clause or paragraph of this ordinance or the application thereof to any person or circumstance be declared by a court of competent jurisdiction to be invalid, in whole or in part, such invalidity shall not affect the other provisions or applications of this ordinance or the Nibley City Municipal Code to which these amendments apply, The valid part of any provision, clause or paragraph of this ordinance shall be given independence from the invalid provisions or applications and to this end the parts, sections and subsections of this ordinance, together with the regulations contained therein, are hereby declared to be severable.
5. This ordinance shall become effective upon posting as required by law.

PASSED BY THE NIBLEY CITY COUNCIL THIS _____ DAY OF _____, 2013.

Gerald K. Knight, Mayor

ATTEST: _____
City Recorder

Nibley City Beautification Committee

There is created the "Nibley City Beautification Committee." The committee shall consist of seven (7) voting members and two (2) non-voting members, a non-voting member appointed from both the City Council and the Planning Committee. Members shall be appointed by the Mayor with the advice and consent of the City Council.

The Beautification Committee shall also serve as the Nibley City Tree Board.

Term of Office

All members shall be appointed for terms of three years each and until their successors are duly appointed and qualified; terms shall be staggered so that the terms of no more than three (3) voting members shall expire in any given year.

Terms of service for the members appointed from the Planning Commission and City Council shall coincide to their terms of service on the Commission/Council.

All vacancies, whether because of term expiration or other reasons, shall be filled by appointment of the Mayor, with advice and consent of the City Council. The City Council shall have the right to remove any member of the Committee for misconduct or non-performance of duty. Non-performance shall include a repeated failure to attend Committee meetings.

Quorum/Votes Required

A quorum shall consist of four (4) voting members, including the Chair or Vice Chair. No business shall be conducted unless a quorum is present. A majority vote shall be constituted of at least a majority of members present, but no less than four (4) votes.

Compensation

Members shall serve without compensation, except for actual approved expenses incurred, which shall be reimbursed upon presentation of proper receipts and vouchers.

Officers/Meetings

At its first meeting of each year, the Beautification Committee shall elect from its membership a chairman, vice chairman, secretary and such other officers as it determines to be necessary for the performance of its duties.

At the first meeting after establishment, the Beautification Committee shall adopt bylaws and other rules as it determines are necessary to effectively perform the duties outlined in this chapter.

The Committee shall meet six (6) times per year, in odd numbered months. Other meetings may be scheduled as needed, provided that such scheduling and notification of the meetings are done in accordance with the laws of Nibley City and the State of Utah.

All meetings, including publication of minutes of the meetings, shall be noticed and conducted in accordance with the Utah Open & Public Meetings Act.

Powers, Duties and Responsibilities- General

- A. It shall be the duty of the Beautification Committee to advise and recommend to the mayor or the city council such programs or projects as would, in the opinion of the committee, improve the beauty and general welfare of the city.
- B. The Committee shall conduct periodic reviews of and, if necessary, make recommendations on updates to Nibley City ordinances related to beautification, including, but not limited to, streetscape of public rights of way, nuisances, weeds and trees.
- C. The Committee may seek out grants or other forms of private and public funding in order to achieve the Council-approved goals it sets out.
- D. The Committee will assist in the dissemination of news and information related to the selection, planting and maintenance of trees and plants within Nibley City.
- E. The mayor or the council may request the advice or cooperation of the Committee for any project or program connected with the beautification, cleanliness or general welfare of the city.
- F. The Committee shall submit monthly reports to the mayor and City Council, outlining its program and progress during the previous month.
- G. The Committee shall participate, directly and indirectly, in the beautification of Nibley City through public outreach, education, service projects and other activities.

Powers, Duties and Responsibilities- Tree Board

In its capacity as the Nibley City Tree Board, the Committee shall have the following responsibilities:

- A. Organize an annual Arbor Day event, including developing educational materials, organize training for the public, city employees and volunteers.
- B. Study, investigate, counsel, and develop and/or update annually, and administer a written plan for the care, preservation, pruning, planting, replanting, removal or disposition of trees and shrubs in parks, along streets and in other public areas.
 - 1. This plan will be presented annually to the city council and upon their acceptance and approval shall constitute the official comprehensive city tree plan for the city.
- C. Recommend to the City Council a list of trees to be considered Nibley Heritage Trees and a process by which property owners have a tree so designated.
- D. Make recommendations on trees located on public property, which, through disease, pest or interference with public utilities, should be removed.
- E. Other duties and responsibilities as outlined in the Nibley City Tree Care ordinance.

CANVAS OF NOVEMBER 5, 2013 NIBLEY CITY GENERAL ELECTION

#6

The canvas of the November 5, 2013 General Election for Nibley City was held on November 13, 2013 at Nibley City Hall at 3:00 p.m. The provisional ballots were counted and election results were reviewed. All appeared to be in order.

The final count includes 39 absentee ballots. No additional absentee ballots were received after Election Day. The final count also includes 14 provisional ballots that were counted. Five of the original 19 provisional ballots were rejected by the County Clerk because the voters were not registered. The following are the final results of the General Election:

<u>Candidates for Mayor</u>	<u>Votes</u>	<u>Percentage</u>
Carrie Cook	276	27%
Shaun Dustin	729	73%
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Total	1005	

<u>Candidates for City Council</u>	<u>Votes</u>	<u>Percentage</u>
Mark A. Lawver	295	17%
Bryan M. Hansen	803	47%
Kathryn Anhder Beus	626	36%
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Total	1724	

<u>CCSD Bond Election</u>	<u>Votes</u>	<u>Percentage</u>
For Issuance	516	52%
Against Issuance	476	48%
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Total	992	

The above report lists the official results of the Canvas of the Municipal Election held November 5, 2013 in Nibley City.

By Gerald Knight
Gerald Knight, Mayor

By David Zook
David Zook, Recorder/Election Official



By Nancee Jabbs
Nancee Jabbs, Election Judge

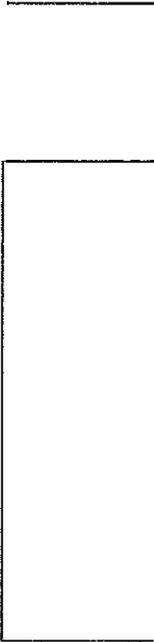
By Cheryl Bodily
Cheryl Bodily, Election Judge

Final Official General Elections Results

Registered Voters	2538
Total Ballots Cast	1035
Voter Turnout	41%
Absentee Ballots	39
Provisional Ballots Cast	19
Provisional Ballots Counted	14

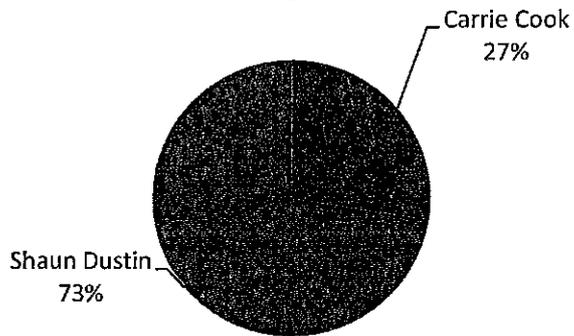
<u>Mayoral Candidates</u>	<u>Votes</u>	<u>Percentage</u>
Carrie Cook	276	27%
Shaun Dustin	729	73%
Total	1005	100%

<u>City Council Candidates</u>	<u>Votes</u>	<u>Percentage</u>
Mark A. Lawver	295	17%
Bryan M. Hansen	803	47%
Kathryn Anhder Beus	626	36%
Total	1724	100%

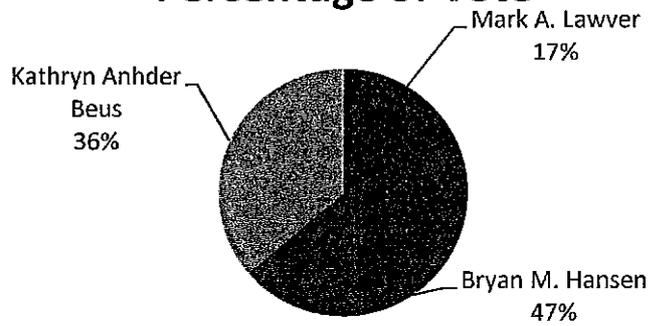


<u>CCSD Bond Election</u>	<u>Votes</u>	<u>Percentage</u>
For Issuance	516	52%
Against Issuance	476	48%
Total	992	100%

Mayoral Race Percentage of Vote



City Council Race Percentage of Vote



CCSD Bond Election Percentage of Vote

