

The Meeting of the Nibley City Council held at Nibley City Hall, 455 W. 3200 S. Nibley, Utah, on Thursday, June 6, 2013.

The following actions were made during the meeting:

Councilmember Jacobsen motioned to approve the final plat of Zollinger Acres, Phase 6; located at 3310 South 1380 West. Councilmember Cook seconded the motion. The motion passed unanimously 5-0; with Councilmember Jacobsen, Councilmember Cook, Councilmember Platt, Councilmember Hansen, and Councilmember Mickelson all in favor.

Councilmember Mickelson motioned to accept the first reading of Resolution 13-07; a resolution amending the budget for various funds of Nibley City for the fiscal year 2012-13, adopting the budget for the various funds of Nibley City and other budgetary matters for fiscal year 2013-14 and adjusting certain fees and payments for services. Councilmember Platt seconded the motion. The motion passed unanimously 5-0. Councilmember Mickelson was in favor, Councilmember Platt was in favor, Councilmember Cook was in favor, Councilmember Hansen was in favor. Councilmember Jacobsen was in favor.

OFFICIAL MINUTES OF THE MEETING

Minutes were taken by Assistant City Recorder Cheryl Bodily

Mayor Gerald Knight called the Thursday, June 6, 2013 Nibley City Council meeting to order at 6:30 p.m. Those in attendance included Mayor Gerald Knight, Councilmember Carrie Cook, Councilmember Thayne Mickelson, Councilmember Shawn Platt, Councilmember Bryan Hansen, and Councilmember Larry Jacobsen. Mr. David Zook, the City Manager, Bill Saunders, the Public Works Director, and the City Planner, were also in attendance.

Call to order; approval of agenda; and approval of the May 22, 2013 regular and executive session meeting minutes

Councilmember Jacobsen made a motion to approve the previous meeting minutes and executive session meeting minutes and the evening's agenda. Councilmember Cook seconded the motion. The motion passed unanimously 5-0; with Councilmember Jacobsen, Councilmember Cook, Councilmember Platt, Councilmember Mickelson, and Councilmember Hansen all in favor.

Mr. Cary Jabbs, representing the Cache Master Gardeners, the Utah Native Plant Society, and Utah State University Extension, presented the city with a plaque thanking them for their participation in the community garden and the alterniscape garden tour.

Mayor Knight announced that annually there was a dignitary days held at Lagoon for elected officials and their immediate family members, at a reduced rate for set days. He presented the City Council with their vouchers for Lagoon.

Discussion and consideration of a final plat for Zollinger Acres—Phase 6 (11 lots) located at 3310 South 1380 West (Applicant: MV Properties)

Jarred Nielsen was present at the meeting. The City Planner had a Google Maps representation of the area displayed for the City Council and public present. She said these eleven lots would connect the previously unconnected phases in the subdivision. She discussed the engineering comments that had been remedied. She said she had verified the frontages of all the lots; including the setback line of lot 62. The City Planner said irrigation canals on the property were all reviewed and approved by the canal companies. She said all of the setback lines had met all city requirements. She gave specifics of the setback lines. The City Planner stated that she did not see any reason for the plat to not be approved.

Councilmember Jacobsen made a motion to approve the final plat of Zollinger Acres, Phase 6; located at 3310 South 1380 West. Councilmember Cook seconded the motion.

Councilmember Mickelson asked for specifics of where the retention water collected for the property. Mr. Nielsen specified where the water would go. Councilmember Mickelson asked if there was sufficient holding capacity at the retention site. Mr. Saunders and the City Planner agreed that there was.

The motion passed unanimously 5-0; with Councilmember Jacobsen, Councilmember Cook, Councilmember Platt, Councilmember Hansen, and Councilmember Mickelson all in favor.

The City Planner updated the Council on two additional land-use items that had been taken off the agenda.

The City Planner left at 6:45.

Public Hearings

A public hearing to receive comment concerning a grant application to the Permanent Community Impact Board for funding to support a Sewer Master Plan and a Stormwater Master Plan

Mr. Zook said Nibley City had applied for funding from the Community Impact Board for a planning study. He said one requirement for sending a grant application is to hold a public hearing. He said they were asking for money to do a sewer and storm water master plan. City staff anticipated that those plans would cost \$125,000 and they were asking for \$62,500 from the CIB. Mr. Zook updated the City Council on the city's sewer system. He said the latest consensus was that their current sewer system would last for the next five years. Councilmember Jacobsen asked if staff felt, if in the next five years they would be replacing perfectly good pipes only because it was functionally inadequate. Mr. Saunders felt they wouldn't be replacing the pipe; they may add parallel lines to increase capacity through various areas.

Mayor Knight said he felt they shouldn't address sewer rates until the sewer master plan was completed. Mr. Zook said the purpose of the public hearing tonight was for the City Council to consider this grant and to express that they were on board with providing the funds to complete the master plan; and to make sure that the public was aware of it.

Mayor Knight opened the public hearing at 6:53. Seeing no public comment, Mayor Knight closed the public hearing at 6:54.

**A public hearing to receive comment concerning the Fiscal Year 2013-2014
Proposed Budget**

Mr. Zook had a PowerPoint presentation displayed for the City Council and public present. Mr. Zook conducted a brief overview of the entire budget.

General fund	\$2,417,549
Municipal Building Authority	\$49,000
First Responder Fund	\$33,500
Water Department	\$1,338,000
Sewer Department	\$800,000
Stormwater Department	\$163,750
Water Impact Fee	\$300,000
Sewer Impact Fee	\$380,000
Street Impact Fee	\$23,500
Stormwater Fund	\$112,000
Park Impact Fees	\$820,000
Total	\$6,437,299

Mr. Zook discussed where the general fund revenue came from; taxes, license and permits, intergovernmental, charges for services, fines, cost and transfers, and special funds. Charges for services mainly included sanitation (garbage pickup) and the 911 fee with various smaller fees.

Mr. Zook reviewed tax revenues; expense comparisons for 2013-2013 versus 2013-2014; general fund department expenses for 2013-2014; sewer expenditures 2009-2014; and water expenditures for 2009-2014.

Mayor Knight opened the public hearing at 7:14.

Angelica Gardner asked for clarification on how special fund revenue was generated. Mr. Zook said this was a budget category that had been used in the past for various purposes. He noted to the Council that he was recommending the removal of the category because it was no longer being used; in the past it had been used for sidewalk projects.

Seeing no further comment, Mayor Knight closed the public hearing at 7:16.

Discussion and consideration of Resolution 13-07, a resolution amending the budget for various funds of Nibley City for the fiscal year 2012-13, adopting the budget for

the various funds of Nibley City and other budgetary matters for fiscal year 2013-14 and adjusting certain fees and payments for services (First Reading)

Mr. Zook displayed Resolution 13-07 for the City Council and public present to review. He noted the resolution would adopt the amended current year budget, would adopt and approve the next fiscal year budget, and would change their animal license fees. Mr. Zook reviewed the changes to the animal fees.

City Clerk, Denny Clark, said he believed the city would actually lose revenue if they raised the animal rates. He related his experiences with handling animal licensing for Nibley City. He said at that rate, more people would forget licensing or simply ignore it.

Mr. Zook said the Resolution would also increase the stormwater monthly fee to \$6 per residential utility customer and the charge for commercial utility customer will be calculated on square feet of impervious surface times the residential rate with a 50% credit if the commercial customer handles their stormwater on site. The Council discussed capping or phasing the commercial stormwater rate.

Mr. Zook said Resolution 13-07 would pay the Justice Court Judge an annual rate of \$12,000 and discussed the fairness and justification for that rate. Mr. Zook said the Resolution would also set the property tax rate which he expected to receive from the state at any time.

Councilmember Jacobsen expressed his appreciation to Mr. Zook for the graphic synopsis, notes, and adopted budget and requested those items be available to the public on Nibley's website.

Mr. Zook discussed the additional notes on the budget. Under the revenues section he discussed projected property tax rates, projected sales taxes, restaurant taxes, animal license fees, intergovernmental revenue (grants from the CIB, etc.), the children's theatre, charges for services (including variance requests), soccer field use charges, contributions and transfers, appropriate fund balance (uncompleted projects that would be carried over), administrative transfers (charges made to the sewer, water, etc.).

Mr. Zook noted the salary for the judge and bailiff, salary for an additional half-time employee, memberships and dues (consolidated), department expenditures (consolidated), prosecution, elections, and capital outlay equipment, contribution to first responders, animal control, 911 dispatch, street light utilities, sidewalk projects, road maintenance, street light installation, refuse collection, recycle site upgrade, Frisbee golf, RAPZ grant, community development, Youth Council.

Mayor Knight asked about funding the Tree Board and Wildlife Committee with \$300.00 each per year and asked where he would request that amount. Mr. Zook directed him to the community development fund.

Mr. Zook reviewed the water department and adjustments including a carry over to the well fund, maintenance, capital outlay equipment, debt service, and an admen charge. In

the sewer department he discussed anticipated revenue from a CIB grant and then the expenditure of that grant, maintenance, additional capital outlay. He reviewed anticipated CIB revenue, utility service fees, carry over projects, increased revenue from the stormwater fee, maintenance, the stormwater master plan, capital outlay equipment, and an admen charge to the general fund in the stormwater department.

Councilmember Mickelson said he appreciated the detail that was put in the budget and said it was very understandable.

Councilmember Mickelson made a motion to accept the first reading of Resolution 13-07; a resolution amending the budget for various funds of Nibley City for the fiscal year 2012-13, adopting the budget for the various funds of Nibley City and other budgetary matters for fiscal year 2013-14 and adjusting certain fees and payments for services. Councilmember Platt seconded the motion. The motion passed unanimously 5-0. Councilmember Mickelson was in favor, Councilmember Platt was in favor, Councilmember Cook was in favor, Councilmember Hansen was in favor, and Councilmember Jacobsen was in favor.

Councilmember Mickelson left at 8:51 for a phone call.

Council Reports

Mayor Knight reported on Ryan Nelson, a Nibley Citizen who had addressed the Council, and the actions taken by the city to address his concerns.

Councilmember Mickelson returned at 8:52.

Councilmember Hansen requested a sign for the Scarecrow Festival to be placed during Heritage Days.

Councilmember Cook discussed transportation for the City Council during Nibley's Heritage parade. She gave instructions to the City Council on their roll during the Mayor's Dinner.

Mayor Knight reported on a meeting with the Council of Governments (COG). He anticipated they would receive the \$200,000 that had been requested. Mayor Knight discussed the anticipated projects this money would fund.

Mayor Knight discussed the first City Council meeting in July which would be held on the 4th. It was anticipated that the meeting would not be held. Mayor Knight said he would not be available in July and said the City Council needed to appoint a Mayor Pro Tempore at the next meeting. Councilmember Hansen said he wouldn't be at the July 18 meeting and Councilmember Jacobsen thought he would also be out of town on business.

Staff Reports

Mr. Zook updated the City Council on Nibley's attorney.

Mr. Zook updated the City Council on the election filing period.

Mr. Zook showed the City Council pictures of the new restrooms and the oldest city hall. He showed pictures of trails that had been recently graded in the city and the completed portion of 10th west.

The meeting was adjourned at 9:22 p.m.

Attest _____
Deputy City Recorder