

A Meeting of the Nibley City held at Nibley City Hall, 455 W. 3200 S. Nibley, Utah, on Thursday, January 22, 2015.

The following actions were made during the meeting:

Councilmember Jacobsen motioned to appoint Norm Larsen as the Nibley City representative on the Cache Valley Transit District governing board.

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

Councilmember Hansen motioned to approve the appointment of Ryan Arkoudas as the Nibley City representative on the Cache Mosquito Abatement District governing board. Councilmember Whittaker seconded the motion. The motion passed unanimously 3-0; with Councilmember Hansen, Councilmember Whittaker, and Councilmember Jacobsen all in favor.

Councilmember Hansen motioned to move Ordinance 15-01: An Ordinance Providing for the Compensation of Elected and Statutory Officers of Nibley City to a second reading. Councilmember Jacobsen seconded the motion.

Councilmember Jacobsen made a motion to amend Ordinance 15-01, item two (2.) to read: "City Council Member . . . \$300 per month". Councilmember Hansen seconded the motion. The amendment passed unanimously 3-0; with Councilmember Jacobsen, Councilmember Hansen, and Councilmember Whittaker all in favor.

Councilmember Jacobsen made a motion to amend Ordinance 15-01, item three (3.) to read "Compensation for elected and statutory officers shall be distributed with the same payday schedule as other municipal employees." Councilmember Hansen seconded the motion. The amendment passed unanimously 3-0; with Councilmember Jacobsen, Councilmember Hansen, and Councilmember Whittaker all in favor.

The amended motion passed 3-0; with Councilmember Hansen, Councilmember Jacobsen, and Councilmember Whittaker all in favor.

Councilmember Jacobsen motioned to accept the lot split as discussed located at approximately 3500 South 450 West. Councilmember Whittaker seconded the motion. The motion passed unanimously 3-0; with Councilmember Jacobsen, Councilmember Whittaker, and Councilmember Hansen all in favor.

Councilmember Hansen motioned to approve the revised final plat for River Meadows Estates Subdivision, a 3-lot subdivision located at approximately 3700 South 250 East. Councilmember Jacobsen seconded the motion. The motion passed

unanimously 3-0; with Councilmember Hansen, Councilmember Jacobsen, and Councilmember Whittaker all in favor.

Councilmember Hansen made a substitute motion to adopt the Rules for Appointment of an Interim City Council Member as edited. Councilmember Jacobsen seconded the motion. The motion passed 3-0; with Councilmember Jacobsen, Councilmember Hansen, and Councilmember Whittaker all in favor.

Councilmember Jacobsen motioned to advance Resolution 15-02: A Resolution encouraging the State of Utah to address comprehensive transportation funding to a second reading. Councilmember Hansen seconded the motion. The motion passed 3-0; with Councilmember Jacobsen, Councilmember Hansen, and Councilmember Whittaker all in favor.

Councilmember Jacobsen motioned to advance Resolution 15-01: a Resolution adopting the annual meeting schedule for the Nibley City Council to a second reading; at which time the City Council would discuss a meeting time. Councilmember Whittaker seconded the motion. The motion passed 3-0; with Councilmember Jacobsen, Councilmember Whittaker, and Councilmember Hansen all in favor.

OFFICIAL MINUTES OF THE MEETING

Minutes were taken by Assistant City Recorder Cheryl Bodily

Call to Order

Mayor Shaun Dustin called the Thursday, January 22, 2015 Nibley City Council meeting to order at 6:35 p.m. Those in attendance included Mayor Shaun Dustin, Councilmember Bryan Hansen, Councilmember Larry Jacobsen, and Councilmember Amber Whitaker participating via teleconference. David Zook, Nibley City Manager, and Shari Phippen, Nibley City Planner, were also in attendance. Councilmember Kathryn Beus was excused from the meeting.

Approval of agenda; and approval of the December 4, 2014 meeting minutes

Mayor Dustin noted they needed to modify item 8 of the agenda. He said they had noticed a public hearing for the proposed lot split but the public hearing had not been added to the agenda. He asked the City Council to modify the agenda between items 7 and 8 to include the public hearing. Mayor Dustin said the city attorney had advised them that they could proceed with the public hearing and thought there had been sufficient notification. Mr. Zook described the notification that had taken place.

Councilmember Hansen made a motion to approve the 12-4-14 minutes and the evening's agenda with a modification to include a public hearing before item 8; a proposed lot split located at 3500 South 450 West. The motion passed unanimously 3-0; with Councilmember Hansen, Councilmember Jacobsen, and Councilmember Whittaker all in favor.

Discussion and consideration of the appointment of Norm Larsen as the Nibley City representative on the Cache Valley Transit District governing board

Mr. Norm Larsen was not present at the meeting. Mayor Dustin said he had multiple discussions with Mr. Larsen about this appointment in which he had stated that he was willing and happy to serve in this capacity. Councilmember Jacobsen said he was not acquainted with Mr. Larsen and asked for Mr. Larsen's qualifications to serve on the Transit board. Mayor Dustin discussed Mr. Larsen's qualifications and said he would serve Nibley's interests well.

Councilmember Jacobsen made a motion to appoint Norm Larsen as the Nibley City representative on the Cache Valley Transit District governing board. Councilmember Hansen seconded the motion. The motion passed unanimously 3-0; with Councilmember Jacobsen, Councilmember Hansen, and Councilmember Whittaker all in favor.

Discussion and consideration of the appointment of Ryan Arkoudas as the Nibley City representative on the Cache Mosquito Abatement District governing board

Mr. Ryan Arkoudas was not present at the meeting. Mayor Dustin noted that Scott Larsen had been serving as Nibley representative to the Cache Mosquito Abatement District governing board. Mayor Dustin reviewed Mr. Arkoudas' qualifications which had been made available to the public.

Councilmember Hansen made a motion to approve the appointment of Ryan Arkoudas as the Nibley City representative on the Cache Mosquito Abatement District governing board. Councilmember Whittaker seconded the motion. The motion passed unanimously 3-0; with Councilmember Hansen, Councilmember Whittaker, and Councilmember Jacobsen all in favor.

Presentation of State of the City Address by Mayor Dustin

Mayor Dustin moved to the public dais for his presentation. Mayor Dustin presentation began at 6:45. During his presentation he discussed what he felt were great strides for the city; a safe crossing across SR 165, resolution of a lawsuit with the canal company, the new high school development, improvement to Nibley's transportation system, resolving the future of Nibley's wastewater treatment, and the efforts to hold developers in Nibley accountable. Mayor Dustin reiterated Nibley's solid foundation and the people who had worked together that had enabled them to work on these things. Mayor Dustin highlighted former Nibley public works director, Bill Saunders, Thayne Clark, Scott Larsen, Gerald Knight, Carrie Cook, and Wayne Anderson. Mayor Dustin discussed updated department policy which he said equated to increased tax dollar utilization. Mayor Dustin summarized projects that were ongoing in Nibley City and then discussed his goals for 2015; finalizing a decision on Nibley's waste water, updating the General Plan, building a bridge, installing a new cross walk, moving recycling to a permanent home and cleaning up the site, streamlining their park and community recreation services, formalizing Nibley's contracting process, and depoliticizing Mayor and City Council compensation. Mayor Dustin concluded with a discussion on service. Mayor Dustin's presentation concluded at 6:57.

Public Hearing—Regarding adjusting the compensation of the Mayor and City Council members

Mayor Dustin gave the background information which led to the discussion of compensation for the Mayor and City Council. Mayor Dustin read from his Policy Statement which Mr. Zook said he would make available to the public on the Nibley City website.

Mayor Dustin gave direction to the public present and opened the public hearing at 7:01.

Chad Shupe stated that people usually ran for office in order to serve and the money was usually given as a small token of gratitude. He discussed the compensation of elected officials in the nation's capital and said he didn't want Nibley to go down the same path as the state and federal governments and other cities. Mr. Shupe said they should continue what they were doing so that Nibley's budget was continually "in the black".

Connie McManis thanked the City Council for the time to address her issues. She asked why the City Council thought they deserved a raise. She stated that she hadn't seen any magnanimous things happen. She agreed with Mr. Shupe that they shouldn't go down the path towards big salaries. Mrs. McManis thought they should show they had done big magnanimous things before she would consider supporting this raise.

Corlyss Drinkard said she had seen noticeable improvement in both the City Council and the decisions that had been made by the City Council; specifically noting the work with residents regarding the Malouf subdivision and holding developers to their word. Ms. Drinkard said she did believe the City Council and Mayor needed an adjustment if they had not had an increase since 2006 but didn't feel they had validated the justifications for COLA adjustments. She asked if this was a one-time or annual increase and if they had studied if COLA adjustments for the last 9 years would quantify the amount that had been requested as increased compensation?

Mike Aaronbell, the owner of "Little Wonders" said his issue was the Mayor and discussed his interactions with the Mayor. He said that the Mayor and City Council were service opportunities, which he noted that Mayor Dustin had said he was very passionate about. Mr. Aaronbell said he was not in favor of an increase in compensation.

Corlyss Drinkard said establishing a process for annual compensation adjustment was not necessarily saying they would get an increase each year and asked them to address whether an annual adjustment was necessary and how they would go about determining the amount.

Barbara Wilden shared Nibley's demographics and how Nibley had grown. She said the city had almost doubled since the City Council's last raise and asked if this equated to extra compensation.

Angelica Gardner thanked the City Council and Mayor for the time they spent and the work they did for Nibley. She said it didn't hurt to have them compensated for what they did. She expressed her further appreciation for their work.

Tyler Obray said he believed people should be compensated fairly and justly for their time. He agreed with the statements that they didn't want Mayor and City Council positions to be voluntary. Mr. Obray said he didn't think any public office or voting official should be permitted to vote for their own raise and felt if the change were to take effect then it shouldn't take effect until the next voting cycle.

Allan Cook discussed compensation through a paid water bill. He said he appreciated the work the City Council and Mayor did and wished there was a better way to compensate them.

Trudy Knight asked if anyone had calculated how much time per month they had put in to their positions. She thought that calculation would give them all a better understanding of what the City Council was up against. She discussed the previous Mayor's schedule and projected that he was putting in approximately 20 hours/week. Mrs. Knight said if she was going to do something for a city, that she loved, then she was going to do it because she wants to do it, regardless of being compensated for it. Mrs. Knight said she was hoping they had service oriented people serving in elected positions.

Seeing no further comment, Mayor Dustin closed the public hearing at 7:21.

Mayor Dustin noted that this discussion had come entirely from himself and not from the City Council. He said he wanted to regularize this and then catch up from where they were nine years ago. He said he wanted to de-incentivize people from running for office.

Councilmember Whittaker answered Ms. Drinkard's question regarding the annual increase calculation. She relayed statistics from the federal CPI calculator.

Councilmember Jacobsen addressed how many hours he felt he put into his City Council job and discussed that he felt with the time he put in he received \$15/hour. Councilmember Jacobsen discussed the days of work he had taken off from his job and said most of that time had been taken in order to participate in city business. He said he was only answering the question because it was asked directly.

Councilmember Hansen said he believed he was the only City Council member sitting on Council in 2006. He recollected what he remembered of the City Council and Mayor's compensation history and workload. Councilmember Hansen discussed his opinion of the work the Mayor had done and felt there was justification in the work he had done for the increased compensation for the Mayoral increase. He also felt \$600 was a lot and would like to find a "happy medium".

Mayor Dustin addressed the questions that had been put forth by the public during the public hearing. He said this was a two part proposal; the first to establish a process and

the second part was to determine where the number should be right now based on the the actual work load for the Council members. Mayor Dustin and Ms. Drinkard discussed the questions she had asked during the public hearing. Mayor Dustin agreed that you couldn't put a price on this type of public service and gave his projected numbers if it had to be broken down into hours. He then reiterated the two parts he hoped to accomplish with the proposal; of bringing compensation up to a standard and then keeping it at a standard that is appropriate for the work that is put in.

Discussion and Consideration of Ordinance 15-01: An Ordinance Providing for the Compensation of Elected and Statutory Officers of Nibley City (First Reading)

Mayor Dustin described the process taken during the first reading of an Ordinance.

Councilmember Hansen said he believed that it was best to move this ordinance forward so that any newly appointed City Council member and Councilmember Beus could weigh in on the issue.

Councilmember Hansen made a motion to move Ordinance 15-01: An Ordinance Providing for the Compensation of Elected and Statutory Officers of Nibley City to a second reading. Councilmember Jacobsen seconded the motion.

Councilmember Jacobsen asked for clarification on #3 "Elected and statutory officers shall be paid on the same schedule as other municipal employees." Mr. Zook clarified that this simply meant that the City Council and Mayor's checks would be cut at the same time and day of the month as other city employees.

Councilmember Jacobsen made a motion to amend Ordinance 15-01, item two (2.) to read: "City Council Member . . . \$300 per month". Councilmember Hansen seconded the motion.

Councilmember Jacobsen noted that \$300/month was the current City Council compensation rate.

Councilmember Whittaker summarized the compensation, demographics, and statistics of Hyrum, Wellsville, and Nibley. Mr. Zook said Smithfield had been made aware of Nibley's discussion via the newspaper and had reached out to Cache communities for their compensation numbers. Mr. Zook read the numbers that had been collected by Smithfield City to the Mayor, City Council, and public present. Councilmember Whittaker said she wouldn't be against an increase based on the CPI to make the spending power the same as it was in 2006 but she was against increasing the salary for any of them and having it take place in their current term. She based this on the 27th Amendment of the United States. Councilmember Jacobsen spoke in favor of the amendment by noting that the City Council increase was \$0 and discussed how the Mayor would not be able to vote to give himself a raise was if it had already failed. Councilmember Whittaker said her concern was that the Mayor had proposed the pay increase for himself. She would prefer the citizen reelect the Mayor to his post before he received the raise that that it would be based on the approval of the citizens on not by an

act of the City Council. Councilmember Jacobsen commented that the draft ordinance before them had nothing to do with a cost of living increase. Mayor Dustin agreed that the cost of living increase had only been addressed in his statement policy to the Council so that they would know where he was coming from when he asked that it be addressed in the budgetary process in June.

The amendment passed unanimously 3-0; with Councilmember Jacobsen, Councilmember Hansen, and Councilmember Whittaker all in favor.

Councilmember Jacobsen felt they should “clean up” item three because he felt there was still confusion from their previous discussion.

Councilmember Jacobsen made a motion to amend Ordinance 15-01, item three (3.) to read “Compensation for elected and statutory officers shall be distributed with the same payday schedule as other municipal employees.” Councilmember Hansen seconded the motion. The amendment passed unanimously 3-0; with Councilmember Jacobsen, Councilmember Hansen, and Councilmember Whittaker all in favor.

The amended motion passed 3-0; with Councilmember Hansen, Councilmember Jacobsen, and Councilmember Whittaker all in favor.

Mayor Dustin said this discussion would move forward to a second reading at the City Council meeting on February 5, 2015.

Presentation of Certificate of Recognition of Wayne Anderson for service on Planning and Zoning Commission

Wayne Anderson was present at the meeting. Mayor Dustin asked Mr. Anderson to come to the public dais. Mayor Dustin said that Mr. Anderson served on the Planning & Zoning Commission for ten years. Mayor Dustin read the Certificate of Recognition being present to Wayne Anderson and presented it to Mr. Anderson. Mr. Anderson expressed his appreciate of the people he had served with and for and thanked them. Councilmember Jacobsen thanked Commissioner Anderson for his service. Councilmember Hansen also expressed that it would be hard to fill Commissioner Anderson’s shoes.

Public Hearing—Regarding a lot split located at approximately 3500 South and 450 West

Mayor Dustin gave direction to the public present.

Miss Phippen gave point-of-reference for the property location. She said Jim Anderson had purchased just over 7 acres and was requesting the separation of just over an acre of land so that the remainder of the property could be put back in to green belt. Miss Phippen said she had reviewed the proposed changes with the city engineer and public works director. Miss Phippen said Mr. Anderson was intending to dedicate the road on the property to the City and said it was of an acceptable standard to be dedicated to the city and she noted that the road had been built to all city standards and specs. Miss

Phippen said Mr. Andersen had provided the necessary turn-around on the road. Miss Phippen this lot split had been recommended by the Planning & Zoning Commission.

Mayor Dustin opened the public hearing at 8:12.

Corlyss Drinkard asked for assurance that this was not a “camel’s nose” to reopen the 450 South extension in any way.

Trudy Knight asked if all sidewalks had been completed. Miss Phippen said they had; all the infrastructure improvement for a traditional subdivision had been completed.

Seeing no further comment, Mayor Dustin closed the public hearing at 8:13.

Mayor Dustin’s response to Ms. Drinkard was “not that he was aware of”. He said if there was a plan, it wasn’t his plan.

Discussion and Consideration of a lot split located at approximately 3500 South 450 West

Councilmember Jacobsen asked if considerations had been made for a turn-around for emergency services. Miss Phippen said there was a temporary turn-around on the north end. She said it was a temporary gravel turn-around on the remainder parcel which had been constructed to city specifications. Councilmember Jacobsen asked Miss Phippen if proper building permits were obtained. Miss Phippen said they were. Miss Phippen told the City Council the circumstances which led to the building process being done backwards. Councilmember Jacobsen asked if the city would be accepting utilities in the right-of-way and if those had been inspected to city standards. Miss Phippen said everything involved in the right-of-way utilities had been inspected and was appropriate to be accepted by the city. Councilmember Jacobsen asked if the lot split met city ordinance. Miss Phippen said it did.

Councilmember Jacobsen made a motion to accept the lot split as discussed located at approximately 3500 South 450 West. Councilmember Whittaker seconded the motion. The motion passed unanimously 3-0; with Councilmember Jacobsen, Councilmember Whittaker, and Councilmember Hansen all in favor.

Discussion and Consideration of a revised final plat for River Meadows Estates Subdivision, a 3-lot subdivision located at approximately 3700 South 250 East

Mr. Tyler Obray was present at the meeting. Miss Phippen said this plat had been previously approved by the City Council with four (4) lots but the project proponent had indicated that they now only wanted three lots. She stated that this was a significant enough change that the plat needed to come back before the Planning & Zoning Commission and City Council. She said no public hearing was required because the plat had never been recorded. Miss Phippen said the road alignment was identical but one lot would be absorbed into two other lots. She said the setbacks were still proper and in place and that the city engineer had reviewed the revision and had no issues with the revision.

Miss Phippen said this came with a favorable recommendation from the Planning & Zoning Commission.

Councilmember Jacobsen asked if they had just lost a lot or if the other lots had grown. After clarification from Mr. Obray, Miss Phippen said lots 2 had essentially just grown.

Councilmember Hansen made a motion to approve the revised final plat for River Meadows Estates Subdivision, a 3-lot subdivision located at approximately 3700 South 250 East. Councilmember Jacobsen seconded the motion.

Councilmember Jacobsen thanked Mr. Obray for his working in showing the flood plain on the plat.

The motion passed unanimously 3-0; with Councilmember Hansen, Councilmember Jacobsen, and Councilmember Whittaker all in favor.

Discussion and Consideration of Rules for Appointment of an Interim City Council Member

Mayor Dustin said he wanted to discuss the process that the City Council will take in appointing a new member to City Council. He felt it would be appropriate to notify the 10 applicants for the position of the procedure that would take place in appointing a new member of City Council to fill the seat vacated by former Councilmember Carrie Cook. Mayor Dustin summarized his findings from State law and discussion with legal counsel from the League of Cities'. Mayor Dustin read through and summarized a Mayor's Policy Statement, City Council Appointment.

Councilmember Whittaker asked why they were limiting asking questions of only the final two candidates. She felt it was appropriate to ask all candidates questions because if they were to be appointed to City Council they would need to be adept at answering difficult questions.

The phone was disconnected at 8:36 and the session was suspended.

Communication was reestablished at 8:37 and the session resumed.

Mayor Dustin discussed the logic of only questioning the final two candidates. Mayor Dustin noted there was nothing that prohibited the City Council members from reaching out to the candidates beforehand. Ms. Drinkard asked who the candidates were. Mr. Zook said they had been posted on the city website. Councilmember Hansen and Mayor Dustin discussed only narrowing the pool down to two candidates. Councilmember Hansen recommended they request that individuals step out during the interview session; he felt that would be fair to everyone. He also recommended they have three candidates go through to the final interview.

Councilmember Hansen made a motion to adopt the Rules for Appointment of an Interim City Council Member with the following changes; request that the candidates step out

during the interview process; and item 3.b.vi; the top three candidates as determined by number of votes shall advance to the final interview. Councilmember Jacobsen seconded the motion.

The City Council gave Ron Hellstern, a candidate for the vacant City Council seat, the opportunity to speak. Mr. Hellstern recommended that due to time constraints, the City Council take the top two candidates based off of their submitted applications and then interview them with their full support. Mr. Zook said the code section on this procedure said that they needed to interview each person whose name was submitted in an open meeting. Councilmember Whittaker read from code 20.A.1-5.10 and gave her interpretation of the code. She agreed that they would need to interview each person and then if the seat was not filled within 30 days they would choose based on the top two vote getters. Councilmember Hansen said he felt that this really wasn't an interview because they weren't allowed to ask them questions. He said with the process of equality they were losing a lot of quality information. Councilmember Whittaker suggested the candidate be given a list of questions prior to the meeting. Councilmember Hansen said he liked that process and suggested giving a time limit. Mayor Dustin expressed his concerns with the process. Trudy Knight, a candidate for the vacant City Council seat, suggested a format similar to the approach taken at a previous "Meet the Candidates" night. Councilmember Jacobsen stated his opposition to requesting the candidates step out during the interview process.

Councilmember Hansen made a motion to amend to remove his request to have the candidates step out during the interview process. Councilmember Jacobsen seconded the motion. The amendment passed 3-0; with Councilmember Hansen, Councilmember Jacobsen, and Councilmember Whittaker all in favor.

Councilmember Jacobsen, Councilmember Hansen, Councilmember Whittaker, and Mayor Dustin discussed the merits of having three versus two candidates move to the final interview. They discussed a tier process of narrowing the 10 candidates down to four and then down to two candidates for the final vote.

Telecommunication was disconnected at 9:11 and the session was suspended. Communication was reestablished at 9:12 and the session resumed.

The City Council and Mayor concluded that they would revise the policy document to add a third round of voting that would have the same rules as the second round of voting to narrow the candidates down to two.

Councilmember Jacobsen made a motion to continue the vote on the Rules for Appointment of an Interim City Council Member to the January 29, 2015 City Council meeting.

Mayor Dustin stated that the main reason he wanted this done was so they could give the candidates some certainty in their process.

Councilmember Hansen seconded the motion.

Councilmember Jacobsen requested they recess the meeting for ten minutes in order to give the City Council time to read the proposed Rules for Appointment of an Interim City Council Member as edited.

Councilmember Jacobsen made a motion to take a 10 minutes recess. Mayor Dustin recessed the meeting at 9:24. The meeting resumed at 9:36.

The motion made prior to the meeting recess failed unanimously 0-3; with Councilmember Jacobsen, Councilmember Hansen, and Councilmember Whittaker all in favor.

The City Council and Mayor Dustin discussed and did a final review of the proposed Rules for Appointment of an Interim City Council Member.

Councilmember Hansen made a substitute motion to adopt the Rules for Appointment of an Interim City Council Member as edited. Councilmember Jacobsen seconded the motion. The motion passed 3-0; with Councilmember Jacobsen, Councilmember Hansen, and Councilmember Whittaker all in favor.

Discussion and Consideration of Resolution 15-02: A Resolution encouraging the State of Utah to address comprehensive transportation funding (First Reading)

Mayor Dustin shared recent discussion he had with Senator Hatch and Congressman Bishop on his recent trip to Washington D.C. Mr. Zook said the League of Cities had asked all of its member cities to adopt a resolution regarding transportation funding and said they would be showing support for a comprehensive transportation reform. The existing infrastructure was in need of repair. He summarized the revenue that would be needed to fund transportation needs on the state of Utah. He discussed the current gas tax, the use of roads by electric cars, and cars getting better gas mileage. He said they were asking for money to maintain Utah's roads. Mr. Zook said almost 50 cities had already adopted the resolution.

Councilmember Jacobsen made a motion to advance Resolution 15-02: A Resolution encouraging the State of Utah to address comprehensive transportation funding to a second reading. Councilmember Hansen seconded the motion.

Councilmember Whittaker asked where the statistics sighting asthma and "Whereas, nearly 57% of Utah adults are overweight, approximately 200,000 Utahns have diabetes, and diabetes and obesity related healthcare costs in Utah exceed \$1 billion;" had come from. Mayor Dustin said those statistics were provided by the League of Cities and Towns. Councilmember Whittaker requested if they include this in the resolution then they have the citation showing that those statistics came from a credible source. Mr. Zook said Nibley had the option of removing that clause like Logan City had. Mayor Dustin said they would take time between the second reading to see if there were references.

The motion passed 3-0; with Councilmember Jacobsen, Councilmember Hansen, and Councilmember Whittaker all in favor.

Discussion and Consideration of Resolution 15-01: a Resolution adopting the annual meeting schedule for the Nibley City Council (First Reading)

Mayor Dustin said Planning & Zoning Commission had decided to hold their meetings at 5:30 p.m. and in the interest of being consistent and making sure everyone was on the same schedule he was submitting that they shift City Council meetings to 5:30 p.m. He said that Councilmember Beus had expressed that she was in favor of the earlier time. He discussed holding public hearings later on the agenda allowing the public adequate time to attend the public hearing.

Councilmember Jacobsen asked if they could vote on this during the second meeting when they selected a new City Council member so that person could weigh in on the issue.

Councilmember Hansen said he was not in favor of the 5:30 time frame. He discussed the rapid shift from work to City Council meetings.

Councilmember Jacobsen made a motion to advance Resolution 15-01: a Resolution adopting the annual meeting schedule for the Nibley City Council to a second reading; at which time the City Council would discuss a meeting time. Councilmember Whittaker seconded the motion.

Councilmember Hansen thought it was also a service to the citizens of Nibley and felt the later time would give the time to attend. Councilmember Whittaker agreed with Councilmember Hansen regarding respecting Nibley's citizens and also felt that she would be rushed to come to a 5:30 meeting. Mayor Dustin said he would prefer 5:30 because it would be more convenient for him and it would put both City Council and Planning & Zoning Commission meetings on the same schedule.

The motion passed 3-0; with Councilmember Jacobsen, Councilmember Whittaker, and Councilmember Hansen all in favor.

Council & Staff Reports

Mayor Dustin reported on meeting with Nibley's delegation.

Mayor Dustin reported that next Wednesday was "Meet Your Legislature" Day and invited the City Council to attend if they could.

Councilmember Whittaker thanked the City Council and public for their patience and said this would most likely be the last meeting she would be participating by telephone.

Councilmember Hansen asked for confirmation on the time for the General Plan Open House. Mr. Zook said it would be Saturday at 10:00-11:30 a.m. Mr. Zook discussed the format for the open house. Councilmember Hansen requested city staff get information

on the open house to College Ward and Millville. Councilmember Jacobsen felt this had “snuck” up on him and asked if Nibley could put up some signage much like would be seen during an election. Mr. Zook reported on the advertising that had taken place and the feedback they had received to date.

Mr. Zook updated the City Council on the birth of Councilmember Beus’ baby.

Mr. Zook updated the City Council on a Transportation Alternatives Grant from UDOT. He said they had been awarded \$140,000. He discussed how the city was projecting they would use the grant funding.

Mr. Zook updated the City Council on discussions with the Cache County Emergency Medical Services agency.

Mr. Zook reported on the project to acquire more property to expand Heritage Park.

The meeting was adjourned at 10:18 p.m.