

The Meeting of the Nibley City Council held at Nibley City Hall, 625 W. 3200 S. Nibley, Utah, on Thursday, February 19, 2009.

**The following actions were made during the meeting:**

**Item 1: Councilman Jacobsen motioned to draft a scope of work and put out a request for proposals (RFP) to hire a consultant to help write a parks and recreation master plan. Councilman Dustin seconded the motion. The motion passed 4-1 with Councilman Jacobsen, Councilman Dustin, Councilman Hansen, and Councilman Mickelson in favor. Councilman Larsen is opposed.**

**Item 2: Councilman Hansen motioned to approve the preliminary plat of phase 2 of the Foxborough Subdivision located at 1600 West 3200 South. Councilman Jacobsen seconded the motion.**

**Councilman Jacobsen motioned to amend that final plat approval for Foxborough Subdivision phase 2 include a 5 foot sidewalk between lots 16 and 17, to be put in by the developer, and that the 15 foot easement on the west side of lot 44 be shown on the final plat, and that the easement line along the detention basin be drawn. Councilman Dustin seconded the amendment. The amendment passed unanimously 5-0; with Councilman Jacobsen, Councilman Dustin, Councilman Larsen, Councilman Hansen, and Councilman Mickelson all in favor.**

**The motion to approve preliminary the preliminary plat passed unanimously 5-0; with Councilman Hansen, Councilman Jacobsen, Councilman Larsen, Councilman Dustin, and Councilman Mickelson all in favor.**

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OFFICIAL MINUTES OF THE MEETING

Minutes were taken and prepared by Assistant City Recorder Cheryl Bodily

Mayor Gerald Knight called the Thursday, February 19, 2009 Nibley City Council meeting to order at 6:02 p.m. Those in attendance included Mayor Gerald Knight, Councilman Scott Larsen, Councilman Shaun Dustin, Councilman Larry Jacobsen, Councilman Bryan Hansen, and Councilman Thayne Mickelson. Also in attendance were Larry Anhder, City Manager, and Shari Phippen, Zoning Administrator.

**Item 1: Approval of the evening's agenda and minutes of the February 5, 2009 meeting.**

Councilman Larsen made a motion to approve the minutes of February 5, 2009 with his proposed changes. Councilman Jacobsen seconded the motion which passed unanimously. Councilman Larsen motioned to approve the evenings agenda with the change of date on the approval minutes from the 9<sup>th</sup> to the 5<sup>th</sup>. Councilman Jacobsen seconded the motion. The motion passed unanimously.

**Discussion and consideration of parks and trails master planning process.**

Mayor Knight requested the council's advise and consent to hire a consultant for the parks and trails master planning process. He suggested hiring Cooper, Robert, Simpson who worked with Nibley City on their general plan. He proposed they hire them and then form an advisory committee that would consist of the following: the recreation director, two (2) Planning & Zoning Commission members, three (3) residents of Nibley City, two (2) City Council members, and city staff consisting of Ms. Phippen, himself (Mayor Knight), and Rod Blossom, City Engineer. Councilman Mickelson suggested they have some open meetings before anything is proposed so they can get input from the citizens and that they should keep in mind the countywide trail plan. Councilman Larsen pointed out that we have that in our general plan. He also conducted a survey to gather citizen input. He asked what costs are incurred with the hiring of a consultant. Mr. Anhder stated there is approximately \$15,000-18,000 remaining in the physical year for consultant fees. Councilman Larsen believes with current economic conditions, the City could shop around and find a competitive price. The Utah Parks and Recreation Association, in particular, could direct us to someone to consider that has specific parks planning expertise. Ms. Phippen said she believes the high end cost would be \$27,000. Councilman Larsen is not for a consultant. He would like to see the costs associated with a consultant before action is taken. Councilman Jacobsen said it may be responsible to look around for a consultant before spending that amount of money. He believes they could do a lot of work on the parks side of the plan. Councilman Hansen said it would be wise to show any bidding companies their current plan and show them what they are accustomed to so they would know what they are bidding against. Mr. Anhder described the different process for getting RFP and RFQ bids on a consultant. First, there would be a request for proposal (RFP). The advantage of going ahead is they have someone who knows Nibley City and the city knows them, and they could go to work immediately. The other process will put them back 6-8 week with the RFP, interviews, etc. Councilman Larsen pointed out that this was pushed a little because of the bond issue last year. They are not going to bond right away or do anything right now, so what will a little time hurt. Councilman Jacobsen made a motion to draft a scope of work and put out a request for proposals to write a parks and recreation plan. Councilman Dustin seconded the motion. The motion passed 4-1 with Councilman Jacobsen, Councilman Dustin, Councilman Hansen, and Councilman Mickelson in favor. Councilman Larsen is opposed.

Mayor Knight asked for comment from the public relevant to the Parks and Recreation plan. Marianne Young would like to see this come to pass. She stated there is a big need for a trails plan and notes that the public needs to share the roads. Mr. Anhder stated there are a couple of trails under construction: one coming off of 250 West and a trail on Foxborough subdivision. Janalee Stephens voiced dissatisfaction about the islands placed on 3200 South because they tightened the space for both runners and cars. Marianne Young expressed frustration over sharing the roads with cars and said there is little room to run, especially in the winter when there is snow piled on the sides of the roads, and pointed out the need for somewhere to exercise in the winter. Mayor Knight asked about the bike lane and they said it is little more than a nice shoulder, but much appreciated. Councilman Jacobsen said he wants to make sure that regardless of the RFQ, the issues are addressed by the public.

**6:30 Public Hearing for preliminary plat approval of phase 2 of the Foxborough subdivision at 1600 West 3200 South**

Mayor Knight opened the public hearing at 6:35. He described the preliminary plat of Foxborough subdivision phase 2 to the public. Not seeing any public comments he closes the public hearing at 6:36.

**Approval of preliminary plat of phase 2 of Foxborough Subdivision. (Brian Seamons is present representing Foxborough)**

Ms. Phippen stated the plat met all the engineering requirements and that the Planning & Zoning Commission also had no issues. Mr. Anhder suggested the Council require the future church parking lot and the cul-de-sac be connected and that Foxborough dedicate and install a five foot sidewalk to connect the church property to the cul-de-sac. Mr. Seamons said that the church is against connecting the cul-del-sac to the church property. Councilman Dustin, Councilman Jacobsen, Councilman Larsen and Councilman Mickelson all noted their support of the connecting sidewalk. Ms. Phippen stated that anyone purchasing the adjoining property would see the sidewalk and be well aware of what they are purchasing if the sidewalk is in place before occupancy. Councilman Larsen said he wants to make sure that a 15 foot easement exists to the west of lot 44 so that future development to the south can tie into the Foxborough trail. Councilman Jacobsen asked if this meets the minimum lot size for the zone. Ms. Phippen said it is an R2A and it does meet minimum lot size.

Councilman Hansen motioned to approve the preliminary plat of phase 2 of the Foxborough Subdivision. Councilman Jacobsen seconded the motion. Councilman Jacobsen motioned to amend that final plat approval include a 5 foot sidewalk between lots 16 and 17 to be put in by the developer and that the 15 foot easement along the west side of lot 44 be shown on the final plat and that the easement line along the detention basin be drawn. Councilman Dustin seconded the amendment. Councilman Larsen asked about the sidewalk part of the amendment and if it addresses an easement. Mr. Anhder recommended they talk to the engineer about easements. The amendment passed unanimously 5-0 with all in favor. The motion passed unanimously 5-0 with all in favor.

**Discussion and consideration of design standards for multifamily houses.**

Ms. Phippen said Nathan Crane of Logan Simpson, took the comments from the Councils previous meetings and made the advised adjustments. Mayor Knight said he wanted to go through and get the Councils feedback on the standards. The Council reviewed the entire standard making corrections, additions, deletions and directing Ms. Phippen with specific action items. Ms. Phippen recorded all of the changes the council discussed and had majority agreement on. The standard will come back to the council with the proposed changes.

Councilman Mickelson motioned to accept the design standards with the proposed changes. Councilman Dustin seconded the motion. Councilman Larsen asked about the completion of items they charged to Ms. Phippen. Mr. Anhder stated the mayor can review those before it is signed. Councilman Larsen also thinks it is important that they advertise the ordinance number and a brief description which was not done tonight. Ms.

Phippen noted she would prefer the council accept this in two weeks after seeing the changes and proper noticing. Councilman Jacobsen moved to postpone the motion until the next meeting. Councilman Larsen seconded the motion which passes unanimously.

### **City Manager Reports**

Mr. Anhder stated their drinking water source protection plan needs to be updated. They are in the final stages of doing that. The City will be mailing letters out to all parties in the source protection zone.

The city had a big turn-out for the 3200 S. mandatory preconstruction meeting. They will open bids on March 3, 2009 and the bids will be presented to the Council on March 5, 2009.

Mr. Anhder stated Logan City has provided their comments on the Bear River TMDL study. He will give copies to any Council members who want to read it. Councilman Dustin requested a copy. Mr. Anhder said Logan City represented the city well.

Ms. Phippen notes that Dustin and Shelly Cazier were granted a variance regarding their fence.

### **Council Reports**

Councilman Larsen said that last year they had problems with snow removal. He does not think they have done well with it this year either. He believes as a city they need to do their share. He thinks they should contact the school about clearing the sidewalks on their property.

Councilman Larsen said that soccer registration numbers have increased. Even with the economic times the desire for recreation is still there. City staff will gather and put together a tentative field usage schedule.

Councilman Dustin said he is grateful to review the TMDL study but he is not too optimistic.

Councilman Dustin said he would like to set aside time to discuss with the council if CERT training for the city is a priority and if time can be set aside for it. He stated the city needs to be formally trained at least on how to communicate with emergency personnel (FEMA, Box Elder, or any other city). This will be addressed on a future agenda.

Councilman Jacobsen stated he would like to figure out the schedule for the news letter. Mayor Knight wants to go with the making life better section but he would still like council input also. He suggested going to a Council section every other month (1/year/councilmember). Councilman Larsen would like it to stay as it is and feels the Council decided that already. He would like the opportunity twice a year. Councilman

Jacobsen recommended having a survey of what the citizens of Nibley like and dislike. Mayor Knight stated they will continue as before.

Councilman Hansen would like to move the Easter Egg Hunt to Heritage Park.

Councilman Mickelson asked for updates on the water storage tanks. On March 31, 2009 there will be a water maintenance conference which will include discussion on the TMDL.

Mayor Knight asked the Council to review the Design Standards for Institutional Use. His hope is for the Council to get going on that and then bring Mark Morris in.

The meeting was adjourned at 8:42 p.m.