

**CITY COUNCIL MEETING**  
**April 11, 2022**

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MAYOR & COUNCIL

Daniel M. Keller, Mayor  
Todd D. Thomas, Council  
Terry Larson, Council  
I. Brent Dodge, Council  
Chris Larsen, Council

STAFF

Linda Acock, City Clerk  
John Balls, Public Works Director  
Dan McCammon, Chief  
Tyrell Simpson, City Engineer  
Shawn Oliverson, Community Development  
Kelly Mickelsen, City Treasurer  
Lyle Fuller, Attorney

Council Meeting was called to order at 5:00 P.M. by Mayor Dan Keller.

Consent  
Calendar

The consent calendar includes items which require formal Council action, but which are typically routine or not of great controversy. Individual Council members may ask that any specific item be removed from the consent calendar in order that it be discussed in greater detail. Explanatory information is included in the City Council's agenda packet regarding these items.

- A. Council Minutes (March 28, 2022)
- B. Bills (April 11, 2022)
- C. Treasurer's Monthly/Quarterly Report (March 31, 2022)
- D. Improvement Bond Refund Tom & Caitlin Schmidt 640 E 145 S \$6,000
- E. Swale Bond Refund Michael Crane 704 S 7<sup>th</sup> E \$1,975

It was moved by Councilmember Terry Larson and seconded by Councilmember Brent Dodge to approve the Bills through April 11, 2022, the Treasurer's Monthly/Quarterly Report dated March 31, 2022, an Improvement Agreement Bond final refund to Tom and Caitlin Schmidt at 640 East 145 South in the amount of Six Thousand Dollars (\$6,000) and a Swale Bond Refund to Michael Crane at 704 South 7<sup>th</sup> East in the amount of One Thousand Nine Hundred Seventy-Five Dollars (\$1,975). This received unanimous approval.

It was moved by Councilmember Brent Dodge and seconded by Councilmember Todd Thomas to approve the City Council Minutes of March 28, 2022. The vote was as follows:

Councilmember Todd Thomas	<u>Aye</u>
Councilmember Terry Larson	<u>Abstain</u>
Councilmember Brent Dodge	<u>Aye</u>
Councilmember Chris Larsen	<u>Aye</u>

Motion passed by majority vote.

Franklin  
County  
Commission  
Report

Franklin County Commissioner, Robert Swainston, stated that the courthouse remodel is to a point that they will soon be moving stairs, so the courts plan to be using the council room sometime in early May.

Planning  
& Zoning  
Commission  
Report

Planning and Zoning Chairman, Fred Titensor reported that the P&Z Commission is working on the subdivision ordinance, they have scheduled speakers for training over the next few meetings, and have made plans for reviewing and updating the Comprehensive Plan on an annual basis.

Business  
Licenses

It was moved by Councilmember Brent Dodge and seconded by Councilmember Chris Larsen to approve a business license for Sawyer Hemsley 30 West 1<sup>st</sup> South (Cornbread LLC). This received unanimous approval.

It was moved by Councilmember Chris Larsen and seconded by Councilmember Brent Dodge to approve a business license for Matthew Knoppel 322 North 300 East Logan, Utah (Bay Ridge Construction). This received unanimous approval.

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It was moved by Councilmember Terry Larson and seconded by Councilmember Brent Dodge to approve a business license for Heather Swanepoel 12 North State (Rinse, Bath & Body). The vote was as follows:

Councilmember Todd Thomas	<u>Aye</u>
Councilmember Terry Larson	<u>Aye</u>
Councilmember Brent Dodge	<u>Aye</u>
Councilmember Chris Larsen	<u>Nay</u>

Motion passed by majority vote.

It was moved by Councilmember Terry Larson and seconded by Councilmember Brent Dodge to approve a business license for Wasatch Valley Pizza LLC 655 South 4<sup>th</sup> East Suite 500 (Pizza Hut). This received unanimous approval.

It was moved by Councilmember Brent Dodge and seconded by Councilmember Chris Larsen to approve a business license for Greg Albright 361 Steelhead Way #361 Boise, Idaho (Freedom Forever Idaho, LLC). This received unanimous approval.

It was moved by Councilmember Chris Larsen and seconded by Councilmember Brent Dodge to approve a business license for Brent Lass 595 West 1600 South (Lass Interiors & Design). This received unanimous approval.

Comp. Plan P&Z Recommendations City Attorney Lyle Fuller advised that the Planning and Zoning held a public hearing on March 23, 2022, to update the Comprehensive Plan. Although a second public hearing before City Council is not necessary, City Council does need to approve a resolution.

After discussion, it was moved by Councilmember Brent Dodge and seconded by Councilmember Todd Thomas to table a decision, have a resolution created to amend the Comprehensive Plan, and bring it to the April 25, 2022 meeting for approval.

This received unanimous approval.

Ordinance 2022-3 Special Events Councilmember Todd Thomas introduced Ordinance 2022-3, an ordinance enacting Title 5, Chapter 48 of the Preston Municipal Code, creating Special Events applications, fees, and regulations.

Permits It was moved by Councilmember Todd Thomas and seconded by Councilmember Chris Larsen to dispense with the rules requiring the reading of ordinances on three separate days, and ordered the ordinance to be read once in summary. The vote was as follows:

Councilmember Todd Thomas	<u>Aye</u>
Councilmember Terry Larson	<u>Aye</u>
Councilmember Brent Dodge	<u>Aye</u>
Councilmember Chris Larsen	<u>Aye</u>

Motion passed by unanimous vote.

Ordinance 2022-3 was read once in summary by City Clerk Linda Acock.

It was moved by Councilmember Todd Thomas and seconded by Councilmember Chris Larsen to approve Ordinance 2022-3, an ordinance enacting Title 5, Chapter 48 of the Preston Municipal Code regarding special events permits. The vote was as follows:

Councilmember Todd Thomas	<u>Aye</u>
Councilmember Terry Larson	<u>Aye</u>
Councilmember Brent Dodge	<u>Aye</u>
Councilmember Chris Larsen	<u>Aye</u>

Motion passed by unanimous vote.

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Ordinance 2022-4  
Minor Subdivisions

Councilmember Brent Dodge introduced Ordinance 2022-4, an ordinance amending Title 16, Preston Municipal Code, regarding Minor Subdivisions.

It was moved by Councilmember Brent Dodge and seconded by Councilmember Chris Larsen to dispense with the rules requiring the reading of ordinances on three separate days, and ordered the ordinance to be read once in summary. The vote was as follows:

Councilmember Todd Thomas	<u>Nay</u>
Councilmember Terry Larson	<u>Nay</u>
Councilmember Brent Dodge	<u>Aye</u>
Councilmember Chris Larsen	<u>Aye</u>

Due to a tie vote by the council, Mayor Dan Keller cast the tie breaking vote by casting an Aye vote. Motion passed by majority vote.

Ordinance 2022-4 was read once in summary by City Clerk Linda Acock.

It was moved by Councilmember Brent Dodge and seconded by Councilmember Chris Larsen to approve Ordinance 2022-4, an ordinance amending Title 16 of the Preston Municipal Code, regarding minor subdivisions. The vote was as follows:

Councilmember Todd Thomas	<u>Nay</u>
Councilmember Terry Larson	<u>Nay</u>
Councilmember Brent Dodge	<u>Aye</u>
Councilmember Chris Larsen	<u>Aye</u>

Due to a tie vote by the council, Mayor Dan Keller cast the tie breaking vote by casting an Aye vote. Motion passed by majority vote.

Ordinance 2022-5  
Planned Unit Development

Councilmember Chris Larsen introduced Ordinance 2022-5, amending Municipal Code 16.34.100, regarding the clustering of Planned Unit Developments.

It was moved by Councilmember Chris Larsen and seconded by Councilmember Brent Dodge to dispense with the rules requiring the reading of ordinances on three separate days, and ordered the ordinance to be read once in summary. The vote was as follows:

Councilmember Todd Thomas	<u>Aye</u>
Councilmember Terry Larson	<u>Nay</u>
Councilmember Brent Dodge	<u>Aye</u>
Councilmember Chris Larsen	<u>Aye</u>

Motion passed by majority vote.

Ordinance 2022-5 was read once in summary by City Clerk Linda Acock.

It was moved by Councilmember Chris Larsen and seconded by Councilmember Brent Dodge to approve Ordinance 2022-5, an ordinance amending Preston Municipal Code 16.34.100, amending the placement of planned unit developments from being no closer than 1,800 feet from each other. The vote was as follows:

Councilmember Todd Thomas	<u>Aye</u>
Councilmember Terry Larson	<u>Nay</u>
Councilmember Brent Dodge	<u>Aye</u>
Councilmember Chris Larsen	<u>Aye</u>

Motion passed by majority vote.

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Title 5, Chapter 36 Private Investigator Business License  
Chief Dan McCammon presented a draft of recommended changes to the Preston Municipal Code Title 5, Chapter 36, regarding business licenses for private investigators. He recommended that the council consider repealing the ordinance, or at least, amend the ordinance as it is currently written.

Amend Or Repeal  
It was moved by Councilmember Terry Larson and seconded by Councilmember Todd Thomas to accept the recommended changes, strike-outs and additions to Title 5, Chapter 36 of the Preston Municipal Code, and that this should be set in ordinance form and presented at the April 25, 2022 city council meeting. This received unanimous approval.

Playground Final Plan  
Councilmember Todd Thomas presented the Contract for the design build/notice of bid award for the Craner Field park improvement grant. The equipment and improvements will cost close to One Hundred Ninety Thousand Dollars (\$190,000) and this contract is for One Hundred Fifty Thousand Dollars (\$150,000).

Amanda Collins, SICOG, was present to explain that they will present a change order for the additional Forty Thousand Dollars (\$40,000) at a future city council meeting.

It was moved by Councilmember Todd Thomas and seconded by Councilmember Brent Dodge to accept the Contract for the Craner Field park improvements, Design Build and Notice of Award, and authorize Mayor Dan Keller to sign said Contract. This received unanimous approval.

Schedule FY 2022-23 Budget  
It was moved by Councilmember Terry Larson and seconded by Councilmember Todd Thomas to set the public hearing for the fiscal year 2022-2023 budget on August 22, 2022 at 5:00 P.M. This received unanimous approval.

Tyler Olson Candidate F.C. Commission  
Tyler Olson came before council to state that he has filed his candidacy for Franklin County Commissioner. He would like to see Franklin County and Preston City work closely together to make sure growth is done harmoniously.

Council & Dept. Head Report On Assigned Designations  
Councilmember Todd Thomas, Councilmember Chris Larsen, Public Works Director John Balls, Community Development Specialist Shawn Oliverson, Engineer Tyrell Simpson, Police Chief Dan McCammon, and Treasurer Kelly Mickelsen all reported on their assigned designations.

Adjourn  
Meeting was adjourned at 7:41 P.M. by Mayor Dan Keller.

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Linda Acock, Clerk

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Daniel M. Keller, Mayor