

**NOTICE OF MEETING TO BE HELD IN PUBLIC AND EXECUTIVE SESSION
OF THE MORGAN COUNTY COUNCIL
TUESDAY, FEBRUARY 5, 2019
5:00 P.M.
MORGAN COUNTY COURTHOUSE
48 WEST YOUNG STREET
MORGAN, UTAH**

Except as noted above, times for agenda items are approximate and may be changed as circumstances require. Agenda items may or may not be discussed in the order they are listed. Interested members of the general public are encouraged to remain in attendance for the duration of the meeting in the event discussion of an agenda item begins earlier than listed.

AGENDA

- 5:00 Council Work Session**
- Mitt Romney's Staff visit
 - Pay Plan & Policy
 - HR Services
- Council Business**
- 6:00 Call to Order**
- Prayer & Pledge**
- Approval of Agenda**
- Declare Conflicts of Interest**
- Public Comment Period**

Business –

1. *Postponed from 1-22-2019* Valerie Hancock – Approve Update to Amended Ordinance CO-04-16 – Library Board Policies and Procedures
2. Jann Farris – Annual Open Meetings Training
3. Amanda Christensen – Approval of the 2019 Annual Cooperative Agreement Between USU and Morgan County
4. Lance Evans – Discussion/Public Hearing/Decision – Rezone request to rezone approximately 26.8 acres 1.5 miles SE of Morgan Valley Drive along Deep Creek Road from RP-10 to A-20 at 2175 W Deep Creek Road. Doug Kearsley applicant
5. Mike Newton – Approval of Resolution CR-19-02 Appointing Michael Newton as a Representative to their Board
6. Audit Committee/Discussion/Decision- Audit Letter from State Auditor

Executive/Closed Session

Approval of Minutes

ADJOURN

Note: The Council may vote to discuss certain matters in Executive/Closed Session pursuant to Utah Code Annotated §52-4-205. In accordance with the requirements of Utah Code Annotated §52-4-203 (2)(e)(f), the clerk records in the minutes the names of all citizens who appear and speak at the County Council meeting and the substance "in brief" of their comments. Such statements may include opinion or purported facts. The county does not verify the accuracy or truth of any statement but includes it as part of the record pursuant to state law. In compliance with the Americans with Disabilities Act, individuals needing accommodations (including auxiliary communicative aids and services) during this meeting should notify Stacy Netz Clark at (801)845-4011 at least 24 hours before this meeting. Agendas are also posted on the county web site at <http://www.morgan-county.net> under 'Agendas & Notices' and on the Utah Public Meeting Notice website at <http://www.utah.gov/pmn/index.html>.

Date Posted: February 4, 2019
Time Posted: 8:30 am
Posted by: Stacy Netz Clark

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Members Present

Daryl Ballantyne
Robert Kilmer
Roland Haslam
Tina Cannon
Mike Newton
Robert McConnell
Sarah Swan

Others Present

Debbie Sessions
Tina Kelley
Blaine Breshears
James Wagner
Matt Anderson, Senator Mitt Romney's Office
Lillia Allen

Other Staff Present

Stacy Netz Clark, County Clerk/Auditor
Lance Evans, County Community Development Director
Jan Farris, County Attorney

Council Work Session

Mitt Romney's Staff visit
Pay Plan & Policy
HR Services

Call to Order

Meeting called to order by Member Haslam at 6:00 PM.

Prayer & Pledge

The prayer and pledge were given by Member Ballantyne.

Approval of Agenda

Member Kilmer moved to approve the agenda. Seconded by Member Cannon. The vote was unanimous. The motion passed.

Declare Conflicts of Interest

None

Public Comment Period

There was no public comment

***Postponed from 1-22-2019* Valerie Hancock – Approve Update to Amended Ordinance CO-04-16 – Library Board Policies and Procedures**

Member Newton moved to approve amended Ordinance CO-04-16-Library Board Policies and Procedures. Seconded by Member Kilmer. The vote was unanimous. The motion passed.

Jann Farris – Annual Open Meetings Training

Jann Farris, County Attorney, made presentation and gave annual training to the Council on open and public meetings act.

Amanda Christensen – Approval of the 2019 Annual Cooperative Agreement Between USU and Morgan County

Member Ballantyne moved to Approve the 2019 Cooperative Agreement for Utah State University Extension Services with Morgan County. Seconded by Member McConnell. The vote was unanimous. The motion passed.

Lance Evans – Discussion/Public Hearing/Decision – Rezone request to rezone approximately 26.8 acres 1.5 miles SE of Morgan Valley Drive along Deep Creek Road from RP-10 to A-20 at 2175 W Deep Creek Road. Doug Kearsley applicant

Lance Evans, Community Development Director, explained that the existing 14.46 acre, Parcel 1, was rezoned to RR-10 in 2010 from MU-160 to make it conforming zoning lot. In 2014 a building permit was issued for a 20,000 square foot agricultural building, plans show that it was for the Kearsley Equestrian Riding Academy. This was not seen as an issue at the time it was permitted, however over time the uses at the property have evolved and it is now being used as a horse-riding academy and a private recreational camp. Private recreational camps are not allowed in the RR-10 zone and riding academies require a C2 level CUP in A-20 and RR-10.

The applicant is requesting a rezone as the first step toward permitting the recreation camp and riding academy. If the rezone is granted the applicant will still require a CUP for the recreational camp and riding academy.

Member Ballantyne moved to go into public hearing. Seconded by Member McConnell. The vote was unanimous. The motion passed.

Lance Crowther – Stated that he feels approval is contrary to general plan and is not safe. Read from the Milton Area Plan. Made comment regarding roads, traffic, infrastructure and use and feels these issues should be addressed for the area before rezoning is allowing.

Ty Eldrege – made comment regarding the road, dedicated public use and right of way.

John Dickson – He is familiar with project and assisted in the construction. The Kearsley's facility is a huge asset to the community and he supports the rezone. He feels all of the infrastructure was installed and connected properly.

Ron Russell – noted that the Kearsleys have been great for the Special Needs Community and children. He supports and appreciates the Kearsleys.

Darren Steglemyer – shares the feeling that the road needs improvement. He feels that zoning is hodge podge and non-conforming. Asked if private camp grounds are equally enforced? He stated that the future land use map was not amended when he rezoned his land and asked if he will be able to zone and use his property.

Troy Butterfield – states that he supports the Kearsleys.

Brandon Anderson – made commented on Deep Creek Road and lack of enforcement.

Member Newton moved to go out of public hearing and back into regular session. Seconded by Member McConnell. The vote was unanimous. The motion passed.

Member Swan moved to approve the Kearsley Zoning Map Amendment, application number 18.062, changing the zoning district on approximately 26.8 acres of land from RR-10 and MU-160 to A-20, based on the findings listed in the staff report dated January 24, 2019. Seconded by Member Cannon. The vote was unanimous. The motion passed.

Mike Newton – Approval of Resolution CR-19-02 Appointing Michael Newton as a Representative to their Board

Member Kilmer moved to approve Resolution CR-19-02 Appointing Michael Newton as the representative to the Administrative Control Board for Wasatch Integrated Waste Management District, a Special Service District. Seconded by Member Cannon. The vote was unanimous. The motion passed.

Audit Committee/Discussion/Decision- Audit Letter from State Auditor

The Council discussed and made correction to the letter in response to Report No. MOCO-18-ICR. Stacy Clark, Clerk/Auditor is to make the noted corrections and prepare the letter for docu-sign for the Council Members to sign and return to the State Auditor.

Executive/Closed Session

Member Newton moved to go into closed session for the purpose of discussion potential land purchase, for an update on current litigation and to discuss the competency of individual. Seconded by Member McConnell. The vote was unanimous. The motion passed.

Member Newton moved to go out of Executive Session and back into regular session. Seconded by Member Ballantyne. The vote was unanimous. The motion passed.

ADJOURN

Member Ballantyne moved to adjourn. Seconded by Member Newton. The vote was unanimous. The motion passed.

APPROVED Roland Haslam Date 16 April 19
Chairman

ATTEST Stacy Metz Clark Date 4-16-19
Clerk