

CITY COUNCIL  
NOVEMBER 12, 2015  
7:00 PM

Meeting was called to order by Mayor Hawkes at 7:00 pm.

Present: Mayor Todd Hawkes, Council: Bryce Wood, Joyce Bayles, and Robert Wilkinson. Emily Chatterton was excused as she is sick.

Also present: John Packer, Trevor Gardner, Mike Gardner, Heather Gardner, Randy Sharp, Abby Ray, Erika Ray, Devon Migliori, Angie Migliori, Mike Lowe, Sharon Knapp, Utuhna Nielsen, Chelsea Perkins, John Gailey, and Greg Morrison.

Mayor Hawkes welcomed everyone to this meeting.

Mayor amended the agenda to add Trevor Gardner to the agenda.

The minutes of regular city council meeting held on October 14 were read. Bryce Wood made the motion to accept the minutes as written. Joyce Bayles seconded. Unanimous.

The October bills were reviewed. Joyce Bayles made the motion to pay the bills. Bryce Wood seconded. Unanimous.

**Trevor Gardner Report on Eagle Scout Project:** Trevor made a presentation to the council on his project step by step. Mayor Hawkes told Trevor that that he did a great job. The Eagle Scout projects are the only way some projects will get done. John Packer stated that there was another project that was completed that was the welcome sign on the North coming into Franklin along Highway 91. The council also told Trevor that they appreciated the work he has done. Mayor Hawkes told Trevor that there have been good comments about the benches already. Mayor Hawkes thanked Trevor for the great project he just completed. Bob Wilkinson stated that there needs to another Eagle Scout Project of putting in trees by the benches.

**Mike Lowe – Agenda 20/30:** Mike Lowe stated that what he is talking about tonight is not a problem right now but he knows it is coming. This is about Agenda 21 from the United Nations. This is to make the United Nations agenda put into effect in every city in the nation and the world. The new agenda is 2030 as it has now moved up and they want to get this done by the year 2030. Good people think that everybody is good. But there are evil people in the country and they are located mostly in the United Nations. The United Nations was created in 1921. The United Nations has been gaining more and more power to eventually have one

world government. They have moved their agenda up by 30 years. Mike stated that he has become involved with planning and zoning in Caribou County. He did not think that a committee should advise county commissioners that were elected by the people. The local leaders make laws for their city. He talked about the city's comprehensive plan that we have in place. Agenda 21 is higher density along with what car you can drive and how many miles you can drive. Agenda 21 is 40 chapters and 358 pages with items that the United Nations want to make happen. He wants to make sure this does not get into our cities and counties. We do not want Envision Utah in our Cities. Mike thanked the council for the time to present this to the council. This does not stop with building permits and only stops when they have control of everything. Mike stated that this is a great community and his daughter Angie loves it here. There are great people living here in this community. Mike thanked the council for letting him come and speak to them.

**New Consent Agreement with EPA:** Mayor Hawkes updated the council on this consent agreement with the EPA. The city attorney had to make an amendment with the EPA to get more time for completion. Our city attorney has done a great job in getting this done that will help the city. Things are moving along again. We will have to sign this soon. The council agreed to have Mayor Hawkes sign the new consent agreement with the EPA.

**Update Council on Speed Limits in Franklin:** Mayor Hawkes stated that he just received a text on a sign that will state the speed limit of the car traveling. There have been several complaints that have come in about this. Mayor Hawkes stated that he along with Jeremy Kimpton and Aaron Bergman, City Attorney, met with Sheriff Fryer, Deputy Hatch and the prosecuting attorney Vic Pearson. Mayor Hawkes did not like the contract that was in place a few years ago but it did work. Due to the request on the speed limits and control the council is looking at this again. Back then it was 22 hours a week of additional coverage. In the first years it did not cost the city anything as the speeding tickets paid for the additional coverage. Then this changed and we did not get the money from the tickets as most of the tickets were written on the county book and not on Franklin City's book. The other question was who can prosecute the ones that fight the tickets. Vic Pearson stated that he did not know if the county commissioners would allow him to do this but he would be willing to do this if the county says it

is alright. We already pay taxes for protection and patrolling. Sheriff Fryer stated that a lot of their time is not patrolling anymore it is spent most time going on calls. Mayor Hawkes stated with the contract they will enforce the city ordinances for us. The visibility does make a difference. The most complaints were coming from 1<sup>st</sup> South over the hill towards Cove Road. Mayor Hawkes wants to know what the council wants to do and if they want to pursue the contract. Mayor Hawkes stated that they will not handle dog issues. Mayor Hawkes also brought up the question of who will enforce these issues. There are people out there that does not want government controlling anything then they call and want their neighbor arrested because of their dog barking. The mayor can write citations or he can assign someone to do this. But who will enforce these tickets. Bryce Wood likes their presence to control speeding. He would like to see warnings given. Mayor Hawkes stated that he does not want to see Franklin as a speed trap. Heather Gardner wanted to know what can be done. She suggested speed bumps and Mayor Hawkes stated that they will damage snow plows. There are flashing stop signs that can be put up. This could work for a short time then people would get used to it and then ignore it from then on. There are kids riding 4-wheelers on the streets and into the park and the sheriff stated that they would be ticketed. Bob Wilkinson stated that this is an issue that the council needs to take seriously. Something needs to be done. There are signs that have been ordered but there has been some confusion in the order as the salesman quit and our order did not go through. Mayor Hawkes stated that he will follow up on this. Greg Morrison would like to see a road that is outside of the city that will take traffic to the highway at 30-40 miles an hour. Mayor Hawkes stated that the county has this on the table but nothing has been done. This road would be in the county and not in the city limits. Devon Migliori asked if he could do anything to help move this forward. Mayor Hawke stated that he could go to the commissioners about this request to see what they say now. Greg Morrison stated that he has been on the county planning and zoning and he objected to the growth that is going on in the county and he feels that a road needs to be built to take care of the traffic that was caused by them allowing all the building up the canyon. Bob Wilkinson stated that things move very slowly because of the budget constraints. Mayor Hawkes stated he will pick this back up and see what can be done. Mayor Hawkes suggested that a committee be put together to gain

ideas on what can be done and they would be from the city and the county. Bob Wilkinson stated that it would have to be the county as it is a county road. Mayor Hawkes stated that he is open to all suggestions. Mike Lowe stated that he has read in parts of Europe that they have done away with the speed limits. The accidents went down. The volume of traffic went down. More control is not necessary. Mayor Hawkes has been talking with the ITD in Idaho and with the governor about the speed limits and the study has not been completed. Bob Wilkinson suggested a roundabout on the road at the intersection of 3<sup>rd</sup> East and 1<sup>st</sup> South. Mayor Hawkes stated that he does not like roundabouts as they do slow traffic but also make it difficult for trucks to maneuver through them. Mayor Hawkes stated that he and the council will continue to look at this.

**Clarify Ordinance 7-9A-6B:** Mayor Hawkes stated that he has found in this ordinance the notes that have been hand written in but they have not been codified and put into the code. The council agreed to finish this up.

Bryce Wood made the motion to finish clarifying the Ordinance 7-9A-6-B to make all accessory buildings must be five (5) feet from the side and back property lines. And take out what is there now. Bob Wilkinson seconded. Unanimous.

**Update Council on Gateway Park – Leading Sewer Line sending 50,000 gallons of water into wastewater facility:** Mayor Hawkes stated that there has been a leak in a water line going to a hydrant in the trailer park that has been draining into the sewer and now since they have fixed the leak the water has stopped going into the sewer. Gateway Park fixed the line.

**Tracking Mud on City Streets:** Mayor stated that on 2<sup>nd</sup> East the farmers are tracking mud onto the roads. The last time this happened it was mink manure and they were sent a bill but they did not pay but it has not happened again. He is trying to find out about regulations on keeping our streets clean. Mayor Hawkes stated that he is looking into the State Regulations on this and our attorney is also looking into it. Bob Wilkinson stated that this started when there was a lot of construction going on. There is one farmer that does drag mud onto the streets at certain times of the year but there are other businesses in town that leave animal waste on the roads also. Bob Wilkinson read the code to the council. If the road is not cleaned up within an hour they will be charged a fee and the city will clean it up. Mayor Hawkes stated

that the city has been in some battles about the mud and stuff dragged onto the roads from construction of homes. Bob Wilkinson wants to enlarge the scope of the ordinance. Devon Migliori stated that he wants to have the freedom they have from living here and not continue to make more laws and ordinances. They would like to have a neighbor talk to neighbor and not have more laws on the books. Mayor Hawkes will follow up on this.

**Elks Lodge Donation:** Mayor Hawkes stated that the Elks Lodge are asking the city if they would like to donate some money towards their Christmas baskets they do every year. The council would like to donate \$150 to them.

Joyce Bayles motion to donate \$150 to the Elks Lodge for the Christmas Basket program. Bryce Wood seconded. Unanimous.

**Other Business:**

Mayor Hawkes stated that next month being December we are looking for a date for a City Christmas Party. He is going to ask Jay Rawlings to cater this from his work. The date depends on his schedule. Looking at the calendar Thursday night would be better. The date they are looking at is December 3<sup>rd</sup> at 6:30 pm. We will put this on the calendar. The council agreed on this date. This has now been moved to Wednesday, December 2<sup>nd</sup> at 6:30 pm.

Mayor Hawkes reminded the council that there is an AIC training that will be held on November 19<sup>th</sup> in Chubbuck that everyone needs to go to. We will meet at 7:30 am to travel to this meeting together. Everyone has been registered.

Joyce Bayles made the motion to adjourn at 8:25 pm. Bryce Wood seconded. Unanimous.

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City Clerk

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Mayor