

Elwood Town Council Meeting Feb 8, 2022

The Elwood Town Council met at the Elwood Town Hall, 5235 West 8800 North, Elwood, Utah, at 7:00, Feb 8, 2022. The following members were present consisting of a quorum.

Keenan Nelson	Mayor	Scott Goodliffe	Councilmember
Mike Pace	Councilmember	Mark Lay	Councilmember
Lynn Hardy	Councilmember		

Staff present at this meeting

Gina Marble	Town Clerk
Steve Woerner	Public Works

Others present at this meeting

Craig Smith	Amy Hugie	Janet Karren	Taylor Thompson	Robert Karren
Tyann Thompson	Lynn Hardy	Britton Hayden	Carri Cruz	
Jamie Findley	Abnrrone Cruz	Devere Hansen	Lynae Winkler	Woodrow Barnett

WELCOME

ADMINISTRATION

Pledge of allegiances
Councilmember Lay gave the opening prayer.

Mayor Nelson welcomed everyone to the meeting.

Mayor Nelson presented Jon Howard a plaque for his 8 years of service on the town council.

Minutes for the Jan 11, 2022 town council meetings were presented for approval.

*Councilmember Pace made a motion to approve the minutes for January 11, 2022.
Councilmember Lay seconded the motion. The voting was unanimous in favor of the motion.*

Item#1 Appointing a newly appointed official- Mayor Nelson stated that the town council had one open seat or a 4 year term. Mayor Nelson stated there were 3 candidates that put in for it. Lynn Hardy, Britton Hayden and Woodrow Barnett. The council asked all 3 candidates questions.

Councilmember Pace asked the question if you had to say the different things, what is Elwood facing? Lynn stated growth and prime location the highway, sewer, water and secondary water is all issues that we are facing and will have to plan the best we can.

Britton stated that he agreed with Lynn, our location is prime and a lot of people want to come to our town, we need to get prepared to accommodate the growth.

Woodrow stated maybe get sewer to the rest of the town, growth is coming.

Councilmember Goodliffe asked can you explain your experiences you been involved in the community. Lynn stated he has served as Mayor for 2 terms and I have served on the planning commission and Elwood is my heart I have been here for 50 years it's a very special place to me. I have a lot of experience with different boards and I know a lot of people.

Britton stated he is interested in serving and has experiences in working through red tape, I want a successful town.

Woodrow stated he has never been on town council but I have lived in big cities and small cities. I have done construction and I moved to a small town because I wanted the small town feel. I'm a lead out at post.

Mayor Nelson asked if they didn't get appointed to the council would you be willing to serve on the planning commission. All 3 candidates said yes.

Councilmember Pace asked why they are interested in town council? Britton stated there is a lot going on in the world right now and I want to do something around my town.

Lynn reported in the paper today there was an article that the Biden administration was going to release \$1,000,000 to help towns that the freeway cut in half. UDOT is going to put 3 lanes in on 5200 west in the year of 2025. Elwood is going to need help, I would help get more money for infrastructure to help with roads.

Councilmember Lay I'm new been here 6 years been on the council for 2 years, what experience would you bring and what can you do for the town? Lynn stated he knows people in office, I can help reach out to the representative and help get funding or other help we need, we need to push for grants and funding.

Britton stated he is new to the area, I grew up in Idaho. I have the roots of farming and work in the city there is good and bad for both.

Woodrow would like to see what the new generation wants to bring and how they want Elwood in the future.

Mayor Nelson asked what do you see Elwood is not doing? Woodrow would love to see the sewer on the other side of the road and wants more revenue.

Councilmember Goodliffe made a motion to appoint Lynn Hardy as the new councilmember. Councilmember Lay seconded the motion. The voting was unanimous in favor of the motion.

Item#2 Swearing in the newly appointed official, Gina Marble swore in Lynn Hardy for the Elwood town council, he was appointed for a 4-year term.

Item#3 Janet Karren-update on the neighbor situation-Janet reported to the council regarding the neighbor issues. Janet stated that the neighbor posted no trespassing signs on their property, one sign he posted was on her property. Janet stated Taylor is working and running a business in a residential area, and he is playing loud music after 10:00 pm.

Amy Hugie stated that she did talk to Blair Wardle he is the prosecuting attorney for the county regarding the issues, and where Elwood don't really have a noise ordinance we go back on the state ordinance and its 10:00 pm. and we can't prove he is running a business. Amy stated that Taylor can work in his shed it's on his property. Amy stated this is a civil issue not a town issue.

Janet stated that it is a town issues he is running a business in a residential area. Amy said we can't prove it. It would cost a lot of money to prove it. Janet stated that she got a letter 2 days after the town council meeting in January, Janet stated that we never go on his property we are the one suffering and living with the diesel noise and the smell and the loud music at 2 in the morning. He idles his trucks by my bedroom window.

Amy stated that the problem is we would have a hard time proving if it was a business or hobby a lot of your issues you're having are all civil. Amy stated that we may be able to do something about the loud noise, you can't make noise in a public area that can be heard on the street. Amy stated that he is not doing anything wrong with our nuisance ordinance so we can't do anything regarding that.

Amy told her she should consult a privet attorney and address the letter. Mr. Karren stated that the city should be doing the investigation to prove he is doing the business not us. Amy stated there is no evidence he is running a business. He is not advertising or anything, about all we can do is have a cop see if all the trucks are licensed. Mayor asked Taylor to be respectful to the neighbors. Amy reported that the noise nuisance is considered a class c misdemeanor.

Taylor stated that he minds his own business, the one time Janet is referring to is when I had to go rescue my brother he was broke down and I had to take 2 trucks off the trailer before I could go get him. Mayor Nelson stated that this is all a civil issue.

Councilmember Hardy stated we don't have enough evidence that he is running a business. Amy suggested having Taylor provide titles for the trucks and ask him to not play his music at night. Amy stated that this situation is complicated you can't take an ordinance and make it what you want, parking cars is not a nuisance. Amy suggested that the Karren's hire an attorney for the civil issues. Mayor Nelson thanked the Karren's for their time.

Councilmember Pace made a motion to close the public meeting. Councilmember Hardy seconded the motion. The voting was unanimous in favor of the motion.

Councilmember Pace made a motion to open the executive session. Councilmember Hardy seconded the motion. The voting was unanimous in favor of the motion.

Councilmember Hardy made a motion to close the executive session. Councilmember Lay seconded the motion. The voting was unanimous in favor of the motion.

Councilmember Lay made a motion to open the public meeting. Councilmember Goodliffe seconded the motion. The voting was unanimous in favor of the motion.

Item#4 Planning Commission- Mayor Nelson reported that the commission is working on ordinances.

Item#5 Sheriff's Department Report- nothing to report.

Item#6 Animal Control Report- nothing to report.

Item#8 adopt the 40 year water plan-Craig Smith/Amy Hugie-Amy Hugie suggested the council table Items 8,9 and 10 for the next meeting so Craig can make the changes that you suggested and get it back to you. Amy stated that Craig had some questions regarding the 40 year plan also.

Item#9 Ordinance 2022-002 Water Ordinance-Craig Smith/Amy Hugie- Amy suggested the council tabled the ordinance for the next meeting.

Item#10 Ordinance 2020-003 making certain changes to section 11.10.070 in the town subdivision ordinance. Amy suggested the council tabled the ordinance for the next meeting.

WATER

Steve Woerner reported that the lower well pump went out but it will be online soon. The flow meters is waiting on parts it should be done the middle of February.

SEWER

Steve Woerner had nothing to report.

PARKS AND RECREATION

There was nothing to report.

ROADS

Councilmember Goodliffe stated that the bridge is moving forward and we should know if we get the loan from UDOT on the 25 of February.

EMERGENCY PREPAREDNESS

There was nothing to report.

OTHER

Councilmember Pace made a motion to adjourn, Councilmember Goodliffe seconded the motion and the remaining council agreed. The meeting was adjourned at 9:00 p.m.

The undersigned duly acting and appointed clerk for Elwood Town Corporation hereby certifies that the foregoing is a true and correct copy of the Town Council meeting minutes held on the 8th day of February 2022. Dated this the 8th day of March 2022.

Gina R Marble, Elwood Town Clerk