

Minutes
Town of Hideout
10860 N. Hideout Trail
Hideout, UT 84036
TOWN COUNCIL REGULAR MEETING
January 14, 2021

The Town Council of Hideout, Wasatch County, Utah met in Regular Meeting on January 14, 2021 at 6:00 PM electronically via Zoom meeting due to the ongoing COVID-19 pandemic.

Regular Meeting

I. Call to Order

1. Mayor Rubin's No Anchor Site Determination Letter

Mayor Rubin called the meeting to order at 6:03 pm and read the No Anchor Site Determination Letter in its entirety. All attendees were present electronically.

II. Roll Call

Present: Mayor Phil Rubin
Council Member Chris Baier
Council Member Jerry Dwinell
Council Member Carol Haselton
Council Member Bob Nadelberg
Council Member Ralph Severini

Staff Present: Town Attorney Polly McLean
Public Works Director Kent Cuillard
Town Planner Thomas Eddington
Town Clerk Alicia Fairbourne

Others Present: Derrick Michaelis and Jeff Turner.

III. Approval of Council Minutes

1. August 14, 2020 Town Council Meeting Minutes DRAFT
2. August 27, 2020 Town Council Meeting Minutes DRAFT
3. September 4, 2020 Town Council Meeting Minutes DRAFT
4. September 10, 2020 Town Council Meeting Minutes DRAFT
5. December 10, 2020 Town Council Minutes DRAFT

Corrections to the meeting minutes were discussed. Council Member Jerry Dwinell noted in the September 10th minutes, item number 5, the motion regarding the authorization of the Mayor to enter into a pre-annexation agreement with N Brockbank Investments, LLC was recorded incorrectly. It was stated Council Member Carol Haselton's vote was recorded as against the Pre-Annexation agreement. Council Member Haselton agreed it should have been a vote in favor. (*Clerk's note: upon review of the audio, the votes were recorded correctly, and Council Member Haselton's vote was "nay". Minutes remain unchanged.*)

Mayor Rubin asked for a motion to approve the minutes with the corrections as discussed.

Motion: Council Member Severini moved to approve the minutes with the corrections as discussed. Council Member Haselton made the second. Voting Yea: Council Members Baier, Dwinell and Haselton. Council Member Severini voting Yea specifically to December 10, 2020 minutes only as he was not present for the previous meetings. Motion passed.

IV. Public Input - Floor open for any attendee to speak on items not listed on the agenda

Note: Due to time constraints for speaker Derrick Michaelis regarding the recycling and trash bins, the public input portion was moved to after the agenda items were discussed. At 7:12 pm, Mayor Rubin opened the floor for public input. There were no comments from the public.

V. Agenda Items

1. Consideration to adopt an ordinance requiring the use of bins for recycling and trash

Mayor Rubin introduced Derrick Michaelis from Recyclops and recapped previous discussions regarding the use of Recyclops' recycling bins in Hideout. He noted concerns the containers may not be a sufficient size to contain all the recycling material.

Council Member Chris Baier stated the Town would like to encourage recycling, but did not want to put a burden on the supplier for the recycling bins. The bins had been delivered to residents and Council Member Baier was concerned who was absorbing the cost of the bins. Mr. Michaelis stated Recyclops had purchased the bins. He noted an economic analysis was performed and felt the return on investment was substantial enough to absorb the cost. Council Member Dwinell asked for clarification if the bins were of no cost to the consumer. Mr. Michaelis stated the initial setup fee for the use of bins was slightly higher than if bags were used.

Council Member Baier was concerned about the size of the bins and what would happen in the event there was excess materials which could not fit inside the bin. Mr. Michaelis addressed Council Member Baier's concerns, noting the company had several thousand customers and, on average, the size of bin provided was typically sufficient. He stated the company was willing to pick up excess bagged recyclables, provided they were placed next to the bin. Customers also had the option to have recycling picked up on a weekly basis for an extra fee.

Council Member Ralph Severini questioned if different sized bins were available for purchase by the residents. Mr. Michaelis stated it would not be cost effective for Recyclops to purchase two different sizes of bins. Discussion continued.

There being no further questions for Mr. Michaelis, Mayor Rubin thanked him for his input and excused him for the remainder of the meeting. Mayor Rubin presented Ordinance 2021-01, an ordinance requiring the use of bins for garbage and recycling.

Council Member Baier expressed concern regarding the pick up of extra materials and inquired if a provision could be included in the Ordinance to address her concern. Town Attorney Polly McLean advised against adding language that might confuse residents and could potentially undermine the purpose of the Ordinance. Discussion regarding how to address excess recyclable materials, and language additions and clarifications ensued.

Mayor Rubin presented the updated Ordinance and asked for a motion.

Motion: Council Member Nadelberg made the motion to adopt Ordinance 2021-01, an Ordinance Requiring the Use of Bins for Garbage and Recycling. Council Member Haselton made the second. Voting Yea: Council Members Dwinell, Haselton, Nadelberg and Severini. Voting Nay: Council Member Baier. Motion passed 4-1.

Council Member Dwinell inquired if public input was required for the ordinance to be passed. Mayor Rubin opened the floor and gave time for public comment. There were no comments.

2. Discussion regarding possible Council and staff working meeting to discuss 2021 priorities

Mayor Rubin stated each year Council and staff reviewed the Town's objectives for the upcoming year. He asked Council to compile a list of priorities and scheduled a Work Session for January 28, 2021 to discuss them.

3. Update regarding the quarterly meeting between the Town and Mustang Development

Mayor Rubin stated two meetings with Mustang Development were held and asked Ms. McLean for an update. Ms. McLean stated Mustang Development had a check ready for the outstanding water fees for the golf course. She stated she had another meeting scheduled with Mustang's legal counsel to review other outstanding dues and fees.

She reviewed discussions regarding the pond and provided Mustang with a solution from the Town Engineer on how he thought it could be fixed. They had not responded as of the date of the meeting. She believed by continuing to meet with them they could work through the issues and get them resolved. Council continued to discuss the next steps and possible ramifications if the issues were not resolved.

There being no further comments from Council, Mayor Rubin closed the public meeting at 7:26 pm.

VI. Closed Executive Session - Discussion of pending or reasonably imminent litigation, personnel matters, and/or sale or acquisition of real property as needed

At 7:26 pm, Mayor Rubin asked for a motion to close the public portion of the meeting in order to hold an executive session.

Motion: Council Member Dwinell moved to close the public meeting and move into executive session to discuss pending or reasonably imminent litigation, personnel matters, and/or sale or acquisition of real property as needed. Council Member Nadelberg made the second. Voting Yea: Council Members Baier, Dwinell, Haselton, Nadelberg and Severini. None opposed.

Whereupon, the closed executive session convened at 7:32 pm.

Present: Mayor Phil Rubin
Council Member Chris Baier
Council Member Jerry Dwinell
Council Member Carol Haselton
Council Member Bob Nadelberg
Council Member Ralph Severini

Staff Present: Town Attorney Polly McLean

VII. Meeting Adjournment

At 7:50 pm, Council moved into public session.

Motion: Council Member Nadelberg moved to adjourn the meeting. Council Member Haselton made the second. Voting Aye: Council Members Baier, Dwinell, Haselton, Nadelberg and Severini. None opposed.

The meeting adjourned at 7:50 pm.



Alicia Fairbourne
Alicia Fairbourne, Town Clerk