

**MINUTES**  
**ENOCH CITY COUNCIL**  
**April 4, 2018 at 6:00pm**  
**City Council Chambers**  
**City Offices, 900 E. Midvalley Road**

**Members present:**

Mayor Geoffrey Chesnut-absent  
Council Member David Harris  
Council Member Jolene Lee  
Council Member Dave Owens  
Council Member Katherine Ross  
Council Member Shawn Stoor

**Staff present:**

Julie Watson, Recorder  
Ashley Horton, Treasurer  
Justin Wayment, Atty.-absent  
Robert Dotson, City Mgr  
Jackson Ames, PD Chief  
Earl Gibson, PW Dir.

**Public present:** Franklin Tilley, Bruce Lee and Dilworth Armstrong

1. **CALL TO ORDER OF REGULAR COUNCIL MEETING-**By Mayor Pro-Tem Stoor at 6:00pm. He excused Mayor Chesnut.
  - a. **Pledge of Allegiance-**Led by Council Member Lee
  - b. **Invocation-**Audience invited to participate-Given by Franklin Tilley
  - c. **Inspirational thought-**Given by City Manager Dotson
  - d. **Approval of Agenda for April 4, 2018-Council Member Harris made a motion to approve the agenda. Motion was seconded by Council Member Ross and all voted in favor.**
  - e. **Approval of Minutes for March 21, 2018-** Tabled for next meeting. Minutes were not in packet.
  - f. **Conflict of Interest Declaration for this agenda-**none stated

2. **DISCUSS MUNICIPAL WASTEWATER PLANNING PROGRAM**

Mayor Pro-Tem Stoor asked Earl to tell them about this. Earl said we have to do this report each year to the State Department of Water Quality about our sewer system and any problems. Some answers are “no” like on the question “do we know how much it would cost to replace our system” but that has no effect on the “grade”. Earl noted that Richard Wilcox just got his certification of Grade II Operator so there are three of them qualified for this now. We will add the six flow meters as recommended in the recent Sewer Impact Fee Facilities Plan update. We completed the sewer line down Midvalley Road. There are no problems and things are going well. Council Member Ross asked about the “no” answer on page 4. Earl said Ashley filled out the financial information but the “no” answer is probably because we don’t have any O & M (operating & maintenance) calculations for five years out into the future. We only project one year out. City Manager Dotson said we are in with Cedar City on the treatment plant but we don’t have any O & M say in it. That is not a “ding” on us he said referring to the question. We are honest in the report and report what we know. Earl said since we have had this system starting in 1994 and going live in 1996 we fill this report out and others have a lot more trouble than we do. Our system is all gravity flow and all in PVC pipe so we have far fewer issues than those with old systems. We are in a good situation in that our sewer system was all installed at the same time except for new subdivisions that have developed since and have followed our requirements. Earl noted we are flushing the system now on the west side of town. We put door hangers out to let residents know. We do about one third of the City each year on a rotation and that works well for us. Council Member Lee said one reason that we don’t have problems is that we have PVC and City went on the sewer system all at the same time in 1996. Earl added another problem we don’t

have is with lift stations and their moving parts. Since our system is gravity fed we have no need for a lift station at this time. Our system was built for huge capacity originally.

**3. RESOLUTION NO. 2018-04-04 A RESOLUTION ADOPTING THE MUNICIPAL WASTEWATER PLANNING PROGRAM**

**Council Member Harris made a motion to adopt Resolution No. 2018-04-04, a resolution adopting the Municipal Wastewater Planning Program. Motion was seconded by Council Member Owens and a roll call vote was held as follows:**

<b>Council Member Harris-Yes</b>	<b>Council Member Stoor-Yes</b>
<b>Council Member Ross-Yes</b>	<b>Council Member Owens-Yes</b>
<b>Council Member Lee-Yes</b>	<b>Motion passed</b>

**4. DISCUSS/VOTE ON FINANCING OPTION FOR NEW GARBAGE TRUCK**

Mayor Pro-Tem Stoor said they received different options in the packet and he asked Earl and City Manager Dotson about this. Council Member Harris noted Ashley advises choosing Option 2. City Manager Dotson said we have numerous options but we can borrow from the general fund without a time consuming process of bonding or borrowing from a bank. We can loan "in house" between funds and add that to what we saved to buy the truck. We could pay back the general fund with interest. As City Staff we feel Option 2 is the best choice. We would take the savings of \$94,000 and the balance from the capital projects fund and the general fund to get the total of \$260,000 which is the price of the truck we ordered yesterday. Part of the capital funds we need to spend this year is for the animal shelter and infrastructure for it. Council Member Harris clarified we need \$96,000 from the general fund and City Manager Dotson said yes, we need to add another \$40,000 to the general fund loan to cover the cost of the truck. Council Member Harris recapped saying he likes the interest rate payback because that is what the general fund earns and that should be repaid. So it is \$94,000 from savings. \$80,000 from capital project funds we have to spend anyway and the \$96,000 loan from the general fund with interest to be repaid in two years. The remainder of capital funds will go to the animal shelter if needed. City Manager Dotson said there is still a long term viability issue for the Refuse Department which we will discuss in the next item. Council Member Harris said he is good with option 2. Revenue will come from the pending \$2 increase in refuse rates to be discussed in the next item. Council Member Harris said if we pay back the loan what is the future cash flow for the next truck we have to buy. City Manager Dotson said we have about eight years until another truck is needed. Earl said we run our trucks three days per week and the County and Cedar City run five days per week so we get longer life from our trucks. Council Member Harris asked if mileage is the longevity determining factor. Earl said the hours we run the truck determines the life. City Manager Dotson said we have limped along for 12 years now. **Council Member Harris made a motion to select option 2 regarding the trash truck financing. Council Member Owens seconded the motion and all voted in favor.**

**5. DISCUSS PROPOSAL TO RAISE REFUSE RATES BY \$2 PER CAN AND SET A PUBLIC HEARING FOR APRIL 18, 2018**

City Manager Dotson explained this process is usually done during the budget process but we need the income now and to pay for this truck and a future truck. The challenges are multiple. Politically, the increase in rates will be an issue and how we communicate that to the public is critical. The other part is we provide service for Kanarrville and Paragonah. We charge them \$8.50 per can and our residents pay \$6.50. City Manager Dotson said he met with their mayors and told them what we have to talk about to cover our operating costs. He will be available to attend their Town Council meetings to explain if needed. Paragonah Mayor is all for it and understands why this is necessary. They currently charge their residents \$12.50 per month.

They may choose to raise the rate or to absorb it. The landfill fee is \$4 per month and that is a separate “pass through” fee we pay to the Iron County landfill. The current \$6.50 charge is for the refuse company to buy fuel, trash cans, trucks and maintenance. We started the Refuse Company in 1992 and have never raised rates in Enoch. The Refuse Company is a business that provides an essential service. Currently we supplement this company from general funds. Parowan and Iron County are raising their rates too. Most people understand that all costs are up.

Council Member Lee asked if it is a good deal for the City to continue to work service other cities. City Manager Dotson said we make a little money from that business. If we raise the rate by \$2 a month we will break even. That is why we have not been able to save enough for the new truck. Council Member Harris said as a business we should have been putting more aside. City Manager Dotson said this is a lesson to elected officials that this is a business but there are political values too. Council Member Lee asked where the \$2 figure came from. City Manager Dotson said that figure allows us to pay off the truck in two years. Council Member Lee said there was talk about lowering it back down after the loan is paid back but then we can’t save for the next truck if we do that. A smart business decision is raising the fee by \$2 and keeping it permanently. Council Member Harris asked if residents would have an option to opt out of trash service. City Manager Dotson said that is not allowed. Mayor Pro-Tem Stoor asked what the cost for can replacement is. Earl said we pay about \$60 per can but charge \$75 if the resident destroys the can. If they just wear out we replace them at no charge. They have a ten year warranty.

Council Member Harris said he would like people to know this is going on. He likes using the newsletter and other online sources to get the word out that this increase is pending and why. Mayor Pro-Tem Stoor said we would also need to hold a public hearing. Council Member Owens said this is a service we provide to residents and no one wants to deal with disposing of their own trash. Council Member Harris said we have to plan correctly for the future. We need to increase the rate because we are not making a profit here and the service is well worth it. It was noted this will be voted on after the public hearing is held. There was discussion of delaying the public hearing until May in order to get the word out about this pending rate increase. Council Member Owens said we could put it on Facebook right away and then in the May newsletter. We need to educate residents and they need to understand the \$4 pass through fee is different from the can rate. Council Member Lee said when we decreased the sewer fee and added the drainage fee of \$2 it was a wash but we still got backlash. City Manager Dotson said we need to educate the public and make them see this is a company that has to make a profit to maintain the service. If we contracted it from someone else it would cost more. The public owns the company and City Council is the Board. Earl said we did not raise rates earlier because we went to one sided pick up and that saved in gas and efficiency but we can’t manage that now. If not for that change we would have needed a larger increase. Mayor Pro-Tem Stoor said he would like to wait on the public hearing until May 16<sup>th</sup> so we can get the public educated. Council Member Harris said we get criticism for not getting the word out but we post it everywhere we can. **Council Member Harris made a motion to set the public hearing for the \$2 rate increase for May 16<sup>th</sup>. Motion was seconded by Council Member Lee and all voted in favor.**

**6. ORDINANCE NO. 2018-04-04 AN ORDINANCE TO CHANGE THE ADDRESS OF 4995 N. PIONEER DRIVE TO 4955 N. PIONEER DRIVE**

**Council Member Harris made motion to adopt Ordinance No. 2018-04-04, an ordinance to change the address of 4995 N. Pioneer Avenue to 4955 N. Pioneer Avenue. Motion was seconded by Council Member Owens and a roll call vote was held as follows:**

<b>Council Member Harris-Yes</b>	<b>Council Member Stoor-Yes</b>
<b>Council Member Ross-Yes</b>	<b>Council Member Owens-Yes</b>
<b>Council Member Lee-Yes</b>	<b>Motion passed</b>

**7. DISCUSS PROCEDURE FOR WORKING ON 2018-2019 BUDGET**

City Manager Dotson said budget matters need to be discussed in open meetings once the basic needs and costs are put together. Each City Council Member had a sit down experience with their department heads. Chief Ames is working on his budget. So is Earl and Administration staff to keep things going the way they are. A huge portion of the budget is just that. Nothing earth shattering. A few changes are coming City Manager Dotson said. We will maybe roll money for parks this year and maybe for a new employee. No merit pay increases have been discussed yet. One challenge in that case is what measurement tools do we use. We could work on that too. We may need to add a couple of employees. The idea is to have two or three public meetings like on May 2nd and May 16th. Council Member Harris said they generally get copies of the worked out budget and take time to discuss it. Earl said if the Council wants specific things done they need to talk to their Department Heads. City Manager Dotson said we will talk about the General Plan and grants/loans and future plans that are one to five years. It is up to the City Council how they handle this. Mayor Pro-Tem Stoor said he likes it in the public eye and discussing it in open meetings. Council Member Harris said lets have this on the next three agendas to get through it. All were in agreement with that.

**8. PUBLIC COMMENTS-none**

**9. COUNCIL/STAFF REPORT**

Earl Gibson reported they turned the well on and pumped it until it ran clear water and took the samples for final approval. When we get the results back, then we get the operating permit from the State. Earl explained about the testing procedures. We hope to fill the tank in about a week. He said the water was dirty at first and now it is clear water and tastes good. He drank some. We pumped 650 GPM. Council Member Lee noted her water pressure seems different. Earl said they have been adjusting the PRV's to help the pressure. City Manager Dotson noted we have been working on this well project for five years. Earl said recently did maintenance on the big tank to connect into it for this well. We cleaned it out, sealed rust spots with epoxy, and then we put chlorine in it and tested it so it is all good and back online. On the road to the shelter we have laid about 6,000 foot of 8" pipe with a fire hydrant every thousand feet to help with clearing the line and maintenance. We got the septic permit and are waiting on parts. We got a new excavator. It is a newer model and only has 6000 hours on it. It is coming from WY. The crew is busy and starting on parks to get them ready for summer use.

City Manager Dotson reported he was sent an email about the Tree City USA luncheon where get our Tree City USA award on Tuesday, April 24<sup>th</sup> from 9:30 to 2:00pm in Santa Clara and all are invited. Shelly is going and would like someone else to go with her. Mayor Pro-Tem Stoor said he could go and take the picture of getting the award. City Manager Dotson said we need to RSVP. He would like a Tree Committee member to go too. City Manager Dotson said we have a lot going on. A person bought lot on the corner west of the City Office and they are putting in a dental office with other offices there. It is already zoned commercial. They are getting their design in to us for review. He noted issues with our Subdivision Ordinance saying we need to make revisions to the Design Review chapter and will be starting on that in Planning Commission next week. We need to clean up our ordinance because you can't set conditions in a meeting. It should just be an administrative process if they comply with all requirements of our ordinances. If they comply you can't vote no anyway. He explained more about compliance and that if everything is in order the Planning Commission and City Council can't say no so there is no point in it coming before them if it can be handled by Administration. City Manager Dotson said there are many commercial businesses making plans for Enoch but until dirt moves it is a rumor.

Mayor Pro-Tem Stoor said the Rec Advisory Committee met but he does not know the outcome of their meeting two weeks ago. It was for the Iron Mountain Park layout mainly. We have the

engineering for the drainage basin area that has to be there. There can be no trees in that basin. They are planning everything else and are almost ready for construction. Also the Iron Works Trail is coming along and planned to be above the park. The next step on that is consensus on how to do it. Arbor Day is Saturday the 28<sup>th</sup> with a pruning seminar at 10:00am and trees to give away.

Council Member Harris reported the Planning Commission is working on finalizing the CUP list and what is permitted or not. They have reduced the conditional uses down to four items. We have to have it in our code with the conditions listed. They will review it in the next meeting and will set a public hearing for the following meeting. They have done a lot of good work on it and only a few things still have conditions. The City Council can disagree if they want to when it is presented.

Council Member Lee said she has to leave at 7:30pm. She said City Manager Dotson has good road information and she asked him to tell about the meeting he attended today. City Manager Dotson said the County hired Horrocks Engineers for the belt route modeling. They have some tentative ideas based on people's opinions in the County and also our opinion in Enoch. They have incorporated that into some tentative maps. This is process. He found out today that where we want our interchange is an archeological site. That is a problem for UDOT and City Manager Dotson said we have to work through that before they get a plan done. They will get costs and traffic patterns for the different options they come up with. It will be the Iron County Commissioners who decide this. Public input will be coming too.

Council Member Owens reported EDC meeting is tomorrow. Julie said she did not receive and agenda to post. It was noted several members are out of town for spring break.

**10. CLOSED MEETING REQUESTED TO DISCUSS PERSONNEL MATTERS, IMMEDIATE LITIGATION OR REAL ESTATE TRANSACTIONS-(Requires a roll call vote w 2/3 majority)**

**Mayor Pro-Tem Stoor said we need a closed meeting for the discussion of a real estate purchase. Council Member Harris made a motion to close the regular meeting and go into a closed meeting for the purpose of discussing a real estate transaction. Motion was seconded by Council Member Owens a roll call vote was held as follows:**

<b>Council Member Harris-Yes</b>	<b>Council Member Stoor-Yes</b>
<b>Council Member Ross-Yes</b>	<b>Council Member Owens-Yes</b>
<b>Council Member Lee-Yes</b>	<b>Motion passed</b>

**11. ACTION FROM CLOSED MEETING-Instructed the City Manager to negotiate.**

**12. ADJOURN-The regular meeting ended at 7:18 pm.**

  
**Julie Watson, Recorder**      4-18-19  
**Date**