

MINUTES
ENOCH CITY COUNCIL
November 16, 2022 at 6:00pm
City Council Chambers
City Offices, 900 E. Midvalley Road

Members present:

Mayor Geoffrey Chesnut
Council Member David Harris
Council Member Richard Jensen
Council Member West Harris
Council Member Katherine Ross - Zoom
Council Member Shawn Stoor

Staff present:

Robert Dotson, City Manager
Ashley Horton, Treasurer
Justin Wayment, City Attorney
Hayden White, Public Works Director
Lindsay Hildebrand, City Recorder
Jackson Ames, PD Chief

Public Present: Steve Woolsey, Delaine Finlay, Jonathan Wilson, Gordon Wilson, and Worth Grimshaw, Dustin, Roy, and Devin Kwiatkowski

1. CALL TO ORDER OF REGULAR COUNCIL MEETING

- a. **Pledge of Allegiance-** Led by Ashley Horton
- b. **Invocation (2 min.)-Audience invited to participate-** Given by Steve Woolsey
- c. **Inspirational thought-** Given by Council Member Jensen
- d. **Approval of Agenda for November 16, 2022- Council Member Ross requested to move item number 8 to item number 3. Council Member D. Harris made a motion to approve the amended agenda. Council Member Jensen seconded and all voted in favor.**
- e. **Approval of Minutes for November 2, 2022- Council Member D. Harris made a motion to approve the minutes. Council Member Jensen seconded and all voted in favor.**
- f. **Ratification of Expenditures- Council Member D. Harris made a motion to approve the ratification of expenditures. Council Member W. Harris seconded and all voted in favor.**
- g. **Conflict of Interest Declaration for this agenda-** None stated

2. PUBLIC COMMENTS – There were none.

3. CONSIDER RESOLUTION NO. 2022-11-16-B AN ENOCH CITY PROCLAMATION CELEBRATING THE 20TH ANNIVERSARY OF “OLD SPANISH NATIONAL HISTORIC TRAIL” – Council Member Ross

Council Member Ross said the northern route of the Old Spanish Trail goes through Enoch. The Old Spanish Trail Association (OSTA) designated it as a national trail. This is a celebration of 20 years since it’s been recognized.

Council Member D. Harris made a motion to approve Resolution No. 2022-11-16-B an Enoch City Proclamation Celebrating the 20th anniversary of the “Old Spanish National Historic Trail”. Council Member Ross seconded and a roll call vote was held as follows:

Council Member Ross: Yea	Council Member W. Harris: Yea
Council Member D. Harris: Yea	Council Member Jensen: Yea
Council Member Stoor: Yea	

3. PUBLIC HEARING FOR PROPOSED WATER RATE CHANGES

Council Member D. Harris made a motion to close the regularly scheduled City Council meeting and open a public hearing for proposed water rate changes. Council Member W. Harris seconded and all voted in favor.

There were no comments.

Council Member D. Harris made a motion to close the public hearing and return to the regularly scheduled meeting. Council Member W. Harris seconded and all voted in favor.

4. CONSIDER MINOR SUBDIVISIONS FOR IOTA, LLC, PARCELS #A-0997-0001 & #A-0992-0002 – See Planning Commissioner Rec.

Steve Woolsey said there are two minor subdivisions. Iota, LLC owns the land all around it. This is just finishing things up. The north three parcels are parcels 1 through 3 and the south three parcels are 1 through 3 as well. There is a private ingress/egress 50-foot wide roadway, but within that road is a public utility easement. The majority of 600 East Street is basically a city-maintained street. The landowner was in agreement. They conveyed their 33 feet. We have all of 5600 in city ownership. Council Member Ross said this came forward with a favorable recommendation from Planning Commission.

Council Member D. Harris made a motion to approve the minor subdivisions for Iota, LLC, parcels #A-0997-0001 & #A-0992-0002. Council Member Jensen seconded and all voted in favor.

5. CONSIDER ASPEN ACRES SUBDIVISION PHASES 1 & 2 PRELIMINARY PLAT – See Planning Commission Rec.

Council Member Ross said this had a favorable recommendation from the Planning Commission with a note of a zone change and potential change in phases.

Brandon Hunt was representing Aspen Acres Subdivision. He said their portion will be 26 lots. When they annexed into Enoch those 26 lots were zoned incorrectly to R-1-11. They are now requesting a zone change to R-R-1. He also asked that the City waives or reduces the \$500 zone change application fee, along with a favorable approval for the preliminary plat. They aren't sure who made the mistake. Council Member D. Harris asked if they are considering the zone change this week. City Manager Dotson said it will be on the agenda for Planning Commission next. The issue is they don't want to do curb and gutter. Brandon said that is correct. There won't be curb and gutter and double chip seal. City Manager Dotson also said that it could have been a miscommunication on our part when they came in with the application to annex. Council Member Jensen asked if they are waiving that fee. Mayor Chesnut requested that they go through the normal process and pay the total fee and then the Council can make it an action item on the agenda to refund the fee.

Council Member D. Harris made a motion to approve the Preliminary Plat for Aspen Acres Subdivision Phases 1 & 2. Council Member Jensen seconded and all voted in favor.

6. OPEN 2022 – 2023 BUDGET AND SET A PUBLIC HEARING FOR DECEMBER 7, 2022 – Ashley Horton, Treasurer

Ashley said we need to set the public hearing for the following meeting on the 21st of December and she went over the changes, which were mostly related to fuel. Some departments are getting low. Also, the animal shelter hasn't had as many donations of food this year, so they have spent more on supplies. One request is that we add money. Someone donated their estate to the Animal Shelter a few years ago. Chief Ames would like to bring \$8,000 of that revenue in and

the expense would go into his Animal Shelter budget. Hayden is requesting bringing \$14,000 from Class C roads to his fuel budget. There are two other items that Ashley went over. One was regarding money that we received from Iron County. They had been making mistakes with the amount of money that they were paying us in fines. We received a check and Chief Ames wants to put that into his budget for training equipment, software, and computer support. It's basically a pass-through. There was another pass-through in which the Public Works Department had an option where they sold equipment and made \$30,000. Hayden wanted that added. Also, developers are required to put up a bond and they normally just do that with a note from the bank, but one developer did it in cash, so she had to do an adjustment to bring it into the budget. Once finished they will issue portions of that back. In the water fund, there was an adjustment for the repair and maintenance of wells, which will need to come out of savings. In sewer, there were line item adjustments as well.

Council Member D. Harris made a motion to open the 2022-2023 budget and set a public hearing for December 21, 2022. Council Member W. Harris seconded and all voted in favor.

7. CONSIDER RESOLUTION NO. 2022-11-16-A A RESOLUTION ADOPTING A REAL ESTATE AND TRANSFER AGREEMENT WITH IRON COUNTY TO TRADE PARCEL #A-0781-0001-0005 AND AN INGRESS/EGRESS EASEMENT FOR CERTAIN ROAD IMPROVEMENTS – City Manager Dotson

City Manager Dotson said Commissioner Bleak spoke about this last time. This is a purchase agreement, which is still going through the legal process. The Iron County Attorney and Justin Wayment have been working on the agreement. There isn't anything in there at this point that needs to be changed. Council Member Jensen asked Justin what some of his concerns were and how they will be fixed. Justin said they need a Sunset Provision in it. We had some waivers on boundaries. Council Member Jensen asked how much road sealing we are getting. City Manager Dotson said from 5200 North and Little Eden. Justin also put a provision in that says if they use it for something else then it comes back to us. Council Member Jensen asked what would happen if they re-purposed it. Justin didn't put anything in there about that. City Manager Dotson said the other thing is the cost of improving those roads. The original conversation is that they were going to do more than this property is worth and we backed off. Council Member Jensen asked if they are authorizing something that might change. Mayor Chesnut said they are looking to calculate the number and just want to make sure the value of the consideration is more explicit. Justin said the County Attorney seemed to be fine with the additions.

Council Member D. Harris made a motion to approve Resolution No. 2022-11-16-A a resolution adopting a Real Estate and Transfer Agreement with Iron County to trade Parcel #A-0781-0001-0005 and an ingress/egress easement for certain road improvements. Council Member Jensen seconded and a roll call vote was held as follows:

Council Member Ross: Yea	Council Member W. Harris: Yea
Council Member D. Harris: Yea	Council Member Jensen: Yea
Council Member Stoor: Yea	

9. CONSIDER RESOLUTION NO. 2022-11-16-C A RESOLUTION TO AMEND THE ENOCH CITY FEE SCHEDULE - Water Connection Fee

Hayden said he always thought that when someone requests a connection to water, we charge \$1500 and then they pay the \$350 fee for the meter as well. However, in speaking with the building inspector, the way the fee schedule is written, people haven't been paying the \$350. We need to change it to include the cost of the meter.

Council Member D. Harris made a motion to approve Resolution No. 2022-11-16-C a resolution to amend the Enoch City Fee Schedule. Council Member W. Harris seconded and a roll call vote was held as follows:

Council Member Ross: Yea	Council Member W. Harris: Yea
Council Member D. Harris: Yea	Council Member Jensen: Yea
Council Member Stoor: Yea	

10. CONSIDER ORDINANCE NO. 2022-11-16-A AN ORDINANCE AMENDING THE ENOCH CITY CODE OF REVISED ORDINANCES, CHAPTER 12.1100.1107 RECREATIONAL VEHICLES/TRAVEL TRAILERS-TEMPORARY – See Planning Commission Rec.

Council Member Ross said this had a three-to-one vote for a favorable recommendation from Planning Commission. The person who voted against wanted to include connections for safety reasons, but overall they were in favor as it is.

Council Member D. Harris made a motion to approve Ordinance No. 2022-11-16-A an ordinance amending the Enoch City Code of Revised Ordinances, Chapter 21.1100.1107 Recreational Vehicles/Travel Trailers –Temporary. Council Member Jensen seconded and a roll call vote was held as follows:

Council Member Ross: Yea	Council Member W. Harris: Yea
Council Member D. Harris: Yea	Council Member Jensen: Yea
Council Member Stoor: Yea	

11. COUNCIL/STAFF REPORT

Chief Ames said the Dancing with the Community Stars was a lot of fun. Michelle is up and running as the Crossing Guard. Council Member Jensen asked if things have gotten less busy with the time change. Chief said no. Officer Vincent is on FTO and doing really well.

Hayden White said they have been trying to catch up with stuff they have been putting off all summer. They are working on insulating the sewer building. They got the storm drain projects from NRCS coming up and received a grant. He's looking to purchase or lease a loader. He asked the Council for input and explained the details. It is about \$200,000 to purchase or \$50,000 a year to rent for 5 years. Council Member Stoor asked for Hayden's opinion on whether to buy or lease. Hayden said he would buy with the extended warranty which is \$30,000. Council Member D. Harris suggested buying it. Hayden said when he finds the right deal he will bring it back to the Council. Hayden also gave a report on Parks. The fencing installation is scheduled for pickleball courts. City Manager Dotson mentioned the pledge to put sod in the whole of Iron Mountain Park, years ago by the Leavitt Group. They are holding off for now since they donated a significant amount of money to Enoch City Flood victims last year. Council Member Stoor said he spoke with one of our residents who was impressed by the efficiency of the City with the snowstorm.

Justin Wayment said they need a closed session.

Ashley Horton said the audit is about to be finished.

City Manager Dotson said he and Paul Monroe were invited to the Cedar Water Advisory Board meeting. The invitation was to go and present their proposals for a topic. They talked about their proposal and it was clear that they didn't understand it. They were able to tell them that they want to pipe that water without cost to Cedar City to local farms and idle their wells. It was news to them. We made that very clear and the district has applied for a \$500,000 grant and the rest in kind. They also had discussions with some of the farmers there. The advisory board came to the conclusion that the best thing to do with that water was to put it on farms and not pump water underground.

The NRCS project is still ongoing and projected to have the plans done by end of 2023. Also, every year we have a Christmas party and the Council provides a bonus to employees, which in the past was based on seniority and job description. In the last few years, they have received the same amount. He asked if that was approved. Council Member D. Harris said yes if that is the best way to do it.

Lindsay Hildebrand said she has been working on meeting minutes from Water Board, City Council, and Planning Commission. She is working on business licensing renewals and keeping the cemetery plots up to date.

Mayor Chesnut said he met with City Manager Dotson, Hayden, and a representative from Senator Romney's office. His background is farming and he currently lives in Enterprise. He's a good fit in our community. He seemed to be really interested in where the Senator could help us. He can send letters and would happily do so on our behalf with federal grants. They spent time talking about whether we needed a grant writer. This is something that we should explore more. He spoke about employee compensation. Other municipalities start doing it and eventually, it's a county-wide discussion. As an administration, they have discussed how to make what we have done more effective, more fine-tuned, less subjective, and longer lasting so we don't have to be reconvening every 2.5 years on comparative payroll. The amount of savings we have is a good thing but statutorily not a good thing. Most, having spent time on the Council and with the staff, understand that we have most likely been under-providing. He wanted to convene a working group of West Harris and David Harris. They both agreed. He valued their experience and expertise in that area.

Council Member Ross said someone asked her what the best way to donate to Wreaths Across America. City Manager Dotson said there is a donation form that people can fill out at the office or online.

Council Member Jensen said, regarding Wreaths Across America, the Boy Scouts will do Color Guard and the high school choir will do Taps. They still need people to lay wreaths. They are still behind on donations compared to last year. They need about \$1200 for next year. He also had someone call him and ask if there is anything that he could do to make people do the speed limit on Minersville Highway. People are going too slowly. City Manager Dotson said he would talk to UDOT.

Council Member Stoor said he attended the Recreation Committee meeting last month. Iron Mountain is coming along well. The next meeting is tomorrow.

12. **CLOSED SESSION TO DISCUSS ONE OR MORE OF THE FOLLOWING: THE CHARACTER, PROFESSIONAL COMPETENCE OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL, COLLECTIVE BARGAINING; PENDING OR REASONABLY IMMINENT LITIGATION, THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY, INCLUDING ANY FORM OF WATER RIGHTS OR WATER SHARES; DEPLOYMENT OF SECURITY PERSONNEL, DEVICES OR SYSTEMS; INVESTIGATIVE PROCEEDINGS REGARDING ALLEGATIONS OF CRIMINAL MISCONDUCT.**

(Requires a roll call vote with 2/3 majority)

Council Member D. Harris made a motion to close the regularly scheduled City Council meeting and go into a closed meeting. Council Member Jensen seconded and a roll call vote was held as follows:

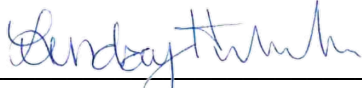
Council Member Ross: Yea

Council Member W. Harris: Yea

Council Member D. Harris: Yea

Council Member Jensen: Yea

Council Member Stoor: Yea



12/8/2022

Lindsay Hildebrand, City Recorder

Date