

**MINUTES**  
**ENOCH CITY COUNCIL**  
**January 15, 2020 at 6:00pm**  
**City Council Chambers**  
**City Offices, 900 E. Midvalley Road**

**Members present:**

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

**Staff present:**

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

**Public present:** Steve Woolsey, Alan Miller, Larry Gardner, Doug Grimshaw, Andrew Meacham, Bob Tingey, Roger Olcott and Yvonne Simonds

1. **CALL TO ORDER OF REGULAR COUNCIL MEETING**-By Council Member David Harris for Mayor Chesnut at 6:00 pm.
  - a. **Pledge of Allegiance**-Led by Council Member West Harris
  - b. **Invocation**-Audience invited to participate-Given by David Owens
  - c. **Inspirational thought**-Given by Council Member Ross
  - d. **Approval of Agenda for January 15, 2020**-Council Member David 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 January 8, 2020**-Council Member David Harris made a motion to approve the minutes. Motion was seconded by Council Member Ross and all voted in favor.
  - f. **Conflict of Interest Declaration for this agenda**-none stated

2. **PUBLIC COMMENTS**-none

3. **HONOR COUNCIL MEMBER DAVID HARRIS OWENS**

Mayor Chesnut said we would like to honor Dave Owens for his service on the City Council. He served one four year term and we want to thank him for his service and accomplishments for the City. Mayor Chesnut presented him with a plaque and there was applause. Dave Owens said being on the City Council was a wonderful experience and he is thrilled Council Member West Harris and the others are serving.

4. **TRAINING ON OPEN AND PUBLIC MEETINGS ACT**-City Attorney Wayment

City Attorney Wayment said Open and Public Meeting law training is required every year for all City public bodies and boards. He said we do the peoples work and it has to be transparent. We take all actions in the open and we deliberate openly. The transparency includes how you vote and how you deliberate to get to the vote. We do not violate these rules. Decisions are long term in many cases and citizens have a right to see them. Sometimes we make mistakes and we do it in the open. We can be challenged and things can be corrected. When officials are elected you are told "we trust you to guide our community appropriately". That is the same with appointed boards. City Attorney Wayment referred to the rules for open meeting laws per the State Code. Due process is foremost. He went through the definitions such as what is a meeting

and what is a chance meeting. When a quorum is convened the meeting is noticed per State law it is a public meeting. There was brief discussion of circumstances that could come up. It was noted that in times of emergency sometimes it is necessary to act without the proper amount of noticing time. In emergencies actions are more administrative than legislative. He told about agendas and minutes and what needs to be included in those documents. Pending actions need to be noticed so the public has the chance to comment. Anything to do with do with spending public funds or changing laws can't be done until it is on an agenda to take that action. The written minutes are a draft until approved in a meeting by the public body. Minutes can be changed if need be, prior to approval. He noted the only group that can hold a closed meeting is the City Council and only for very particular reasons which have to be stated in the open meeting. Close meeting recordings and notes are sealed and can only be opened by a judge should a lawsuit occur. He determines if what was discussed fits the closed meeting requirements and there are penalties for violations. Discussions about people's mental health and personal issues are not recorded. Actions can't be taken in closed meetings. Any action has to be announced in the recommencement of the open meeting. Our job is to do the right thing and make tough calls when needed. As we look at debt we are considering putting on the City, we need to be very careful. As a council and other boards we need to use good judgment in all things.

**5. OPEN 2019-2020 BUDGET AND SET A PUBLIC HEARING FOR FEB. 5, 2020**

**Council Member David Harris made a motion to open the 2019-2020 budget for revisions and set a public hearing for February 5, 2020. The motion was seconded by Council Member West Harris and all voted in favor.**

Ashley listed several small line item adjustments that have occurred due to some unforeseen circumstances. Part of this is due to one owner in the three-party annexation who dropped out of the process. We also received some grant money we need to account for. We do not have a line item for State grants. She noted a few other line items needing adjustments like dues and memberships and travel and training to cover the rest of the year. Surveying and engineering fees were more than estimated. Also in the PD they would like to do a couple of the same adjustments by taking from fuel and putting it towards travel, training and uniforms. Animal Control required a couple of small adjustments in supplies and materials to have enough funding to finish out the year. In roads there were a few adjustments like the street purchase the Council talked about last time. We are reviewing negotiations with landowners on 4200 N. The other land owners will come on board at some time and we should budget for that in case they want to sell for the valuation of the easements rather than try to trade things. She gave the numbers and said Class "C" road funds may be able to be used for some things. We could also use the general fund or savings to take that money. City Attorney Wayment noted Class "C" road funds can be used for street purchase but not development. Ashley said she will make the adjustments with the City Council's approval, to post for public viewing tomorrow for the noticing of the public hearing.

**6. ORDINANCE NO. 2020-01-15 AN ORDINANCE ANNEXING PROPERTY OWNED BY CREAMER 5, LLC AND THE DOTSON FAMILY TRUST OWNERS OF THE COMBINED 11.83 ACRES OF LAND INTO THE CORPORATE BOUNDARIES OF ENOCH CITY**

It was noted we are redoing this ordinance due to one of the three owners dropping out of the annexation. They got a buyer for their land and no longer want to annex however we will pay for the easement we negotiated with them. We called the Lt. Governor's Office to confirm we were only required to do new ordinance and plat map.

**Council Member David Harris made a motion to approve Ordinance No. 2020-01-15, an ordinance annexing property owned by Creamer 5, LLC and the Dotson Family**

Trust owners of the combined 11.83 acres of land into the corporate boundaries of Enoch City. The motion was seconded by Council Member Lee and a roll call vote was held as follows:

<b>Council Member David Harris-Yes</b>	<b>Council Member Stoor-Absent</b>
<b>Council Member Ross-Yes</b>	<b>Council Member West Harris-Yes</b>
<b>Council Member Lee-Yes</b>	<b>Motion passed</b>

**7. APPROVE NEW POSITION OF CROSSING GUARD**

City Manager Dotson said in conversations with Lynn Nielson he is having time issues with doing the crossing guard duties. Sometimes he is detained by inspections and can't get there to do the crossing guard job. His time spent doing that job is about \$3,000 a year of his pay. It is 45 minutes in morning and about ½ hour in the afternoon. We did the math to figure a rate and Chief Ames and Lynn have requested someone be hired as an employee of the City to do this job. We propose we hire a crossing guard and specify hours they are paid for at 1 1/4 hours per day at \$12.25 per hour. This will free up Lynn to take care of his building inspection duties. In case of illness or problems with the new crossing guard the PD will fill in. Administration would like to propose this new position be approved by the City Council because it is a better use of resources.

**Council Member David Harris made a motion to approve the hiring of a crossing guard for the school. The motion was seconded by Council Member Ross and all voted in favor.**

**8. COUNCIL/STAFF REPORT**

Chief Ames reported they moved the speed sign to Driftwood Lane after it spent some time on Enoch Road. We had 62,662 vehicles go by it on Enoch Road. 93 of the vehicles were speeding. Most between 25 mph to 35 mph. The fastest was 68 mph. It does get attention and reminds drivers of the speed limit.

Ashley Horton said she is working on end of year reporting and W2's.

City Manager Dotson reported the orientation meeting will be held on January 30<sup>th</sup> at 6:00 pm. The agenda will be posted and emailed tomorrow. The meeting will include dinner. Fosters Market is trying to hold a "soft opening" Friday morning at 7:00 am. The main Grand Opening will be on February 6<sup>th</sup>. He and Mayor Chesnut will both be speaking at that.

Mayor Chesnut said we need a closed meeting on a personnel matter and a real estate matter update.

Council Member Ross reported four terms on the Planning Commission were up and all have committed to serve another two-year term. That will be on the next agenda to approve them. She reported they are talking about changes to the General Plan in regard to moderate income housing requirements that have been mandated by the State. When ready, they will hold a public hearing and send a recommendation to the City Council.

Council Member West Harris said he is looking forward to his first EDC meeting tomorrow night.

There were no other comments.

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

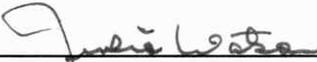
Mayor Chesnut said we need a closed meeting to discuss a personnel matter and A real estate update. **Council Member Harris made a motion to close the regular meeting and go into a closed meeting. Motion was seconded by Council Member Council Member Ross and a roll call vote was held as follows:**

<b>Council Member D. Harris-Yes</b>	<b>Council Member Stoor-absent</b>
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**Council Member Ross-Yes**  
**Council Member West Harris-Yes**

**Council Member Lee-Yes**  
**Motion passed**

- 11. **ACTION FROM CLOSED MEETING**-none
- 12. **ADJOURN**- The regular meeting ended at 7:15 pm.

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Julie Watson, Recorder                      2-5-20                      Date