

MINUTES
ENOCH CITY COUNCIL
January 16, 2019 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 Dave Owens
Council Member Katherine Ross
Council Member Shawn Stoor-absent

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: Brent Carter, Mike Platt and Mark Howard

1. CALL TO ORDER OF REGULAR COUNCIL MEETING-By Mayor Chesnut at 6:00pm.

- a. **Pledge of Allegiance-**Led by Julie Watson
- b. **Invocation-**Audience invited to participate-Given by Council Member Harris
- c. **Inspirational thought-**Given by Council Member Owens
- d. **Approval of Agenda for January 16, 2019-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 January 2, 2019-Council Member Harris made a motion to approve the minutes. Motion was seconded by Council Member Owens and all voted in favor.**
- f. **Conflict of Interest Declaration for this agenda-**none stated

2. PUBLIC COMMENTS-none

3. HONOR DILWORTH ARMSTRONG FOR SERVICE ON THE WATER BOARD
Dilworth was absent. **Council Member Harris made a motion to table this item until the next meeting. Motion was seconded by Council Member Owens and all voted in favor.**

4. DISCUSS PLANNING COMMISSION RECOMMENDATION AND VOTE ON PLAT AMENDMENT FOR BRENT CARTER

Brent Carter came forward to say there is block wall overlapping the adjacent owner's property. This action is to correct the error so the block wall is on the owner's property. **Council Member Harris made a motion to approve the plat amendment for Brent Carter. The motion was seconded by Council Member Ross and all voted in favor.**

5. DISCUSS PLANNING COMMISSION RECOMMENDATION AND VOTE ON CONSTRUCTION DRAWINGS FOR FOX HOLLOW SUBDIVISION, PHASE 1

Mike Platt came up to represent the developer. Mayor Chesnut asked Council Member Harris about the Planning Commission discussion. Council Member Harris said this is a recommendation on the subdivision by 3600 North. The applicant followed all engineering requirements and made needed changes as instructed by the City Engineer. Council Member Harris said the Planning Commission reviewed it and it meets all requirements of our ordinances for lot size, easements and all necessary items. Mike Platt added City Manager Dotson has been

great to work with. City manager Dotson said we may be changing the Subdivision Ordinance in the near future to make this an administrative action. Council Member Harris elaborated said it makes sense for the Planning Commission and City Council to see conceptual plans at the beginning and then to approve final plats at the end. The processes in the middle are administrative. If it follows our ordinances we have to approve it based on the ordinances. City Manager Dotson said it will start with the Planning Commission first to change the Subdivision Ordinance. Mayor Chesnut asked for a motion. **Council Member Harris made motion to approve the Construction Drawings for the Fox Hollow Subdivision, Phase 1. The motion was seconded by Council Member Lee and all voted in favor.**

**6. DISCUSS AMENDING THE ENOCH CODE OF REVISED ORDINANCES
TITLE 3-000, SECTION 3-819 REGARDING AMOUNT OF BOND**

Mayor Chesnut asked City Manager Dotson to tell the Council about this. City Manager Dotson said our ordinance currently requires a municipal official to have a bond in place. Since this requirement was put in place things have changed in the insurance world and now we have crime insurance that is required and we have that policy. State Code does not require it yet but that is coming. Mayor Chesnut asked how that works. City Manager Dotson explained it is to cover things like embezzling funds. Council Member Owens asked if it is like errors and omissions insurance. City Manager Dotson that is already covered and this is for if a crime is committed by an employee then the City is covered. We are not liable for errors and omissions due to government immunity in the State Code. This is just a language change in the Code.

**7. ORDINANCE NO 2019-01-16 AN ORDINANCE AMENDING THE ENOCH
CITY CODE OF REVISED ORDINANCES, TITLE 3-000, SECTION 3-819,
AMOUNT OF BOND**

Council Member Harris made motion to approve Ordinance No. 2019-01-16, an ordinance amending the Enoch City Code of Revised Ordinances, Title 3-000, Section 3-819, Amount of Bond. Motion was seconded by Council Member Ross and a roll call vote was held as follows:

**Council Member Harris-Yes
Council Member Ross-Yes
Council Member Lee-Yes**

**Council Member Stoor-Absent
Council Member Owens-Yes
Motion passed**

8. COUNCIL/STAFF REPORT

Chief Ames reported Cameron Leach finished the first half of POST and has started the second block. He has about 10 weeks to graduate. He said they are trying to stay on top of the new marijuana laws coming in the State. There is some in house training and some things coming from the Dept. of Public Safety. The impaired driving law that changed from .08 blood alcohol level to .05 does not change much for them. The question is, are they impaired or not. The standard is the same. The new marijuana laws are more complicated and still in the works in the Legislature. The State has not caught up with that yet. You still can't smoke it. If they have a medical card from any state we are honoring that. They can have as much as 4 oz. of marijuana. Paraphernalia is still illegal. He referred to a power point we have that is available if the Council Members would like to see it. City Manager Dotson said he would forward it. Chief Ames reported they are gearing up for the Chiefs of Police Association for the next legislative session. He reported they have been busy with calls and he had been at the Children's Justice Center a lot lately. Council Member Lee commented on the accidents by Maverik. The new speed trailer is being effective. It records traffic in both directions. He gave more details of findings and asked the Council to recommend where to put it if they had concerns for certain areas.

Earl Gibson said they are back to working on the pond in Iron Mountain. It is mostly done except the slopes on the sides. At the animal shelter they put the doors and windows in. The plumbers and electricians have been there and are almost done. The roof will go on next week.

Ashley Horton said she is busy on year end reporting. She sent out the W-2s.

City Manager Dotson reported the Water Impact Fees Facilities Plan engineers met with them last week. They have done intensive studies on growth rates and what that means for our future needs for source and storage. They recommend a 3% growth rate and they are asking permission to base their study on that 3% growth rate. They will use what City Council decides. They can go higher or lower and it changes the needs for water. He is asking for a consensus from the City Council per the letter he forwarded to everyone. There was some discussion and the consensus was to go with the recommended 3% figure. City Manager Dotson said we have allowed guest houses on properties. There has been someone who wants to put another guest home on a commercial lot. Currently they can put any amount of guest homes on commercial property and that was not the intent. This is not a conditional use in commercial zones anymore. The intent was fine for one guest house but this could be a problem in commercial zones. The City Council needs to have the Planning Commission look at residential housing on commercial property. Allowing one guest home was something we gave a conditional use permit for in the past when that was the requirement at that time. It was not the intent that more than one guest home be allowed but that is what has happened when we removed "dwelling unit" from the list of things that require a conditional use permit in commercial zones. We should look at that and put conditions on it. The City Council agreed the Planning Commission should review that. City Manager Dotson referred to the current Iron County Today newspaper that highlighted several Enoch residents.

Julie Watson reported the election check list has come out. The filing period will be June 3rd -7th.

Mayor Chesnut reported the Iron County Coordinating Council met on the 9th and talked about the upcoming Legislative session. The goal is to get our voices heard and recognized and not just let the Wasatch Front run the issues. He and City Manager Dotson are making plans to go up to SLC for a session. All of the City Council is invited to go along. There are some bills that will take municipal power from us meaning we will have a local impact from Wasatch front problems. He briefly told about other issues. He recommended the tracking software online to watch the bills. City Manager Dotson added they now see the impacts of the Legislature that has a lot of developers on it and they want to take land use power from localities. We have 45 days to represent our local interests.

Council Member Harris said two things came to the City Council from the Planning Commission tonight. They will have a public hearing on a zone change at their next meeting. They will work on changes to the Subdivision Ordinance and also commercial conditional use for the guest house issue. Council Member Harris will be tracking the Central Iron County Water Conservancy District more because he is now on that Board.

Council Member Lee said Council Member Harris and City Manager Dotson went to a belt route meeting. She wondered how that went. City Manager Dotson said he would brief her outside of this meeting. Council Member Lee said she wants the nuisance ordinance to come back up soon. City Manager Dotson said our City Attorney is looking at it.

11. ADJOURN-Motion to adjourn by Council Member Harris. Motion seconded by Council Member Owens and all voted in favor. The meeting ended at 6:54 pm.

Julie Watson 2-7-19
Julie Watson, Recorder Date