

MINUTES
ENOCH CITY COUNCIL
January 18, 2023 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
Council Member Shawn Stoor

Staff present:

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

Public Present: Bryce Poulson, John Kay, James Thelin, and Mike Mestas

1. CALL TO ORDER OF REGULAR COUNCIL MEETING

- a. **Pledge of Allegiance-** Led by Council Member Stoor
- b. **Invocation (2 min.)-Audience invited to participate-** Given by Council Member D. Harris
- c. **Inspirational thought-** Given by Mayor Chesnut
- d. **Approval of Agenda for January 18, 2023- Council Member D. Harris made a motion to approve the amended agenda. Council Member W. Harris seconded and all voted in favor.**
- e. **Approval of Minutes for January 4, 2023- Council Member D. Harris made a motion to approve the minutes. Council Member W. Harris seconded and all voted in favor.**
- f. **Ratification of Expenditures-** There were none.
- g. **Conflict of Interest Declaration for this agenda-** There were none.

2. PUBLIC COMMENTS

James Thelin said he likes coming to the City Council meetings. He attends to be educated. He asked if there was anything in community that we do to help grow a business district. We don't really have a business district. Are there any incentives that Enoch City has to help to draw businesses? He is willing to help small businesses grow in this area. Mayor Chesnut said there aren't very many people who want more businesses to come in. Council Member D. Harris said there aren't a lot of things that we can do. One of things the City does is ask "How can we help you start your business?" Mayor Chesnut used Fosters Market as an example. They have been happy with the support the community has given. There is opportunity here, but smart companies will go in when the demographics are right. There are businesses coming, however, most are manufacturing. The law only allows us to take 1% revenue. Our sales base would have to be bigger than Cedar City's. City Manager Dotson said a business district is a benefit to the residents, not necessarily the City. He said James's point is well taken. However, we don't invest in businesses.

3. CONSIDER VIRGIN VISTA MINOR LOT SUBDIVISION – See Planning Commission Rec.

Council Member Ross said this came forward from the Planning Commission with a favorable recommendation. This will all be on septic and is kind of across the street from the Enoch West Stake Center. City Manager Dotson showed the area on a map. The access is through an ingress/egress. Council Member Ross said it will be a private road. City Manager Dotson said

as of right now it is just the four lots. Council Member Jensen asked when sewer is available will it be required? City Manager Dotson said when they are within 300 feet we will require them to hook into the sewer.

Council Member D. Harris made a motion to approve the Virgin Vista Minor Lot Subdivision. Council Member Ross seconded and all voted in favor.

4. CONSIDER AMENDMENT TO ENOCH CITY CODE 12.2600.2602 – A secondary irrigation requirement for developers / See Planning Commission and Water Board Rec.

Council Member Ross said this came forward from the Planning Commission and the Water Board with a favorable recommendation. The Planning Commission questioned 1,320 feet, which was suggested from the Water Board. Council Member D. Harris said what we are trying to decide is whether we should require developers to hook into the secondary system when they are developing within a certain distance of the secondary line. The tricky thing is that it will require more investment on the developer, which is passed on to the customer. However, it helps with the demand on the water system. They have been talking about wanting to grow that secondary system to have more people hook into it. Council Member Jensen asked if this would apply to any current developers. City Manager Dotson said this will only apply to a new development. He also said if our capacity isn't big enough, the City Council may require a development to provide the City with a water source, or choose not to. We have some potential subdivisions coming up that have irrigation wells. To provide a large subdivision with the capacity that they will need, those irrigation wells will need to be culinary. Justin Wayment said the other issue is that you may suppress the developer's ability to build. The cost could be too high if we require them to provide that water source. Council Member Jensen asked when the time comes, could the Council make the determination whether we provide it? Mayor Chesnut said that there would have to be a sentence in the code for that or we couldn't impose it. City Manager Dotson said this is not a rush. Council Member Jensen said this is basically giving developers notice. There was a discussion about verbiage. Council Member Ross mentioned that the Planning Commission wanted to remove "the Planning Commission and" from the first paragraph.

Council Member Jensen made a motion to approve the amendment to Enoch City Code 12.260.2602. Council Member D. 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

5. CONSIDER MEMBERSHIP IN THE BEAVER, IRON, GARFIELD (B.I.G.) CHAMBER OF COMMERCE.

City Manager Dotson said this is a brand new Commerce. It is primarily to help small communities that don't have a lot of businesses to band together and to have resources that are not available otherwise. We have talked about joining the Cedar City Chamber of Commerce. There is a price to subscribe. We do have money in the budget. Council Member Ross asked what the benefits were of the different levels. City Manager Dotson said you get a title. Council Member Stoor asked does being a part of this help with grants or other funding opportunities. City Manager Dotson said this helps with credibility within the state. The world is about competition. In his experience with economic development groups in Utah, the little guys can't compete with the larger communities. This one is being managed by the Cedar City Chamber of Commerce. Council Member Stoor asked City Manager Dotson what he thought. He said anytime there is an opportunity to be a part of something positive, we should go it. Council Member D. Harris asked if it was \$100 to join as a regular member. City Manager Dotson said yes. It's like a sponsorship. Council Member D. Harris said it's not a huge risk at this point.

Council Member W. Harris made a motion to instruct administration to join the Beaver, Iron, Garfield (B.I.G.) Chamber Commerce with the associate partner level. Council Member D. Harris seconded and all voted in favor.

6. COUNCIL/STAFF REPORT

Hayden White reported that they lost another well, with a spike in the power. It's another \$25,000 so that will go over in the budget. He filed a complaint with Rocky Mountain Power, but doesn't know if that will go anywhere. They have been doing pothole patching and snow plowing. There are a bunch of classes coming up in the next few months. Council Member Jensen asked if there had been any issues with the new garbage schedule. Hayden said just a few people forgot the change and used the dump.

Lindsay Hildebrand said she has been working on the General Plan revisions from the Planning Commission.

Council Member Ross said she has gotten a lot of questions about the sewer and water line insurance letter. Mayor Chesnut noted that it was signed by the Mayor and City Council.

7. 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 regular Council meeting and open a closed meeting to discuss potential or imminent litigation. Council Member Ross seconded. All voted in favor.

Council Member Ross: Yea

Council Member W. Harris: Yea

Council Member D. Harris: Yea

Council Member Jensen: Yea

Council Member Stoor: Yea

8. ACTION FROM CLOSED MEETING-

Council Member D. Harris made a motion to instruct City Staff and the City Attorney to proceed with offering the choices of settlement to the party in discussion. Council Member W. Harris seconded and all voted in favor.

9. ADJOURN-

Council Member D. Harris made a motion to adjourn. Council Member Ross seconded and all voted in favor.

Lindsay Hildebrand, Recorder

Date