

**MINUTES**  
**ENOCH CITY COUNCIL**  
**June 17, 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-absent  
Council Member Shawn Stoor

**Staff present:**

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

**Public present:** Bob Platt, Hayden & Holly White

1. **CALL TO ORDER OF REGULAR COUNCIL MEETING**-By Mayor Chesnut at 6:00 pm.
  - a. **Pledge of Allegiance**-Led by Council Member West Harris
  - b. **Invocation**-Audience invited to participate-Given by Council Member Lee
  - c. **Inspirational thought**-not given
  - d. **Approval of Agenda for June 17, 2020**-Council Member David Harris made a motion to approve the agenda. Motion was seconded by Council Member Stoor and all voted in favor.
  - e. **Approval of Minutes for June 3, 2020**-Council Member David Harris made a motion to approve the minutes. Motion was seconded by Council Member Lee and all voted in favor.
  - f. **Conflict of Interest Declaration for this agenda**-none stated
2. **PUBLIC COMMENTS**-none
3. **DISCUSS AND VOTE ON CIVIL PLANS AND FINAL PLAT FOR IRON MOUNTAIN SUBDIVISION, PHASE 6-(Resolution No. 2020-06-17-D) Platt & Platt**

Mayor Chesnut asked Bob Platt to come up and tell them about this. Bob said the City Engineer reviewed the civil plans and had a few minor things to fix. They are anxious to move this project along so building can start in this construction season. The owners have already deeded enough water for all the lots. They had 36 AF banked so that is covered. They will get the bonding and pay the other fees so they hope to have the final plat approved contingent on those things. Mayor Chesnut asked if there were questions.

**Council Member David Harris made a motion to approve Resolution No. 2020-06-17-D, a resolution approving the final plat of Iron Mountain, Phase 6 contingent on all requirements being met. Motion was seconded by Council Member West Harris and a roll call vote was held as follows:**

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

**4. APPROVE HIRING OF NEW PUBLIC WORKS DIRECTOR**

Mayor Chesnut invited Hayden White to come up. The committee hired Hayden after interviewing several candidates. Mayor Chesnut said after the hiring process it was really clear to them who they felt was the best candidate. They had good candidates to interview and all agreed Hayden was the most qualified candidate for the position. Hayden said he was born and raised here and moved away for 22 years but has come back and been working for Iron County. He told about his work history in West Jordan City. He started in parks and then worked on roads, water and sewer. Upon moving back here he has worked for Iron County in the Road Dept. so he knows how City procedures work. Earl welcomed him adding he brings good experience to the job. Mayor Chesnut asked for a motion to approve the hiring of Hayden White.

**Council Member Stoor made a motion to approve hiring Hayden White as the Public Works Director. Motion was seconded by Council Member David Harris and all voted in favor.**

City Manager Dotson said Hayden will start the Monday before July 1<sup>st</sup>. Council Member Stoor said this is our last City Council meeting with Earl and he wanted to thank him for all he has done for the City over the many years. We are grateful. There will be an Open House Retirement party on June 30<sup>th</sup> from 4:30 to 6:00 for Earl.

**5. PUBLIC HEARING ON 2019-2020 BUDGET**

**Council Member David Harris made motion to close the regular meeting and go into the public hearing on the 2019-2020 budget. The motion was seconded by Council Member West Harris and all voted in favor.**

Mayor Chesnut invited comments. There were none.

**Council Member David Harris made a motion to close the public hearing and return to the regular meeting. The motion was seconded by Council Member Lee and all voted in favor.**

**6. RESOLUTION NO. 2020-06-17-A, A RESOLUTION APPROVING THE REVISED 2019-2020 BUDGET AND CLOSING THE BUDGET**

Ashley mentioned one thing that changed was we received our first allotment of the Cares Act funding, \$214,000. It was received in this budget year so she will create two new line items for that money because we have to track it very carefully. Everything else is the same.

**Council Member David Harris made a motion to approve Resolution No. 2020-06-17-A, a resolution approving the 2019-2020 budget and closing the budget with the addition for the Cares Act funds and that the Treasurer has permission to make minor adjustments to balance the budget and pay the invoices to the end of the fiscal year. 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-Yes</b>
<b>Council Member Ross-Absent</b>	<b>Council Member West Harris-Yes</b>
<b>Council Member Lee-Yes</b>	<b>Motion passed unanimously</b>

**7. PUBLIC HEARING ON 2020-2021 BUDGET**

**Council Member David Harris made motion to close the regular meeting and go into the public hearing on the 2020-21 budget. The motion was seconded by Council Member West Harris and all voted in favor.**

Mayor Chesnut invited public comments. There were none.

**Council Member David Harris made motion to close the public hearing and return to the regular meeting. The motion was seconded by Council Member Stoor and all voted in favor.**

**8. RESOLUTION NO. 2020-06-17-B, A RESOLUTION ADOPTING A CERTIFIED TAX RATE OF .001759 AND BUDGET FOR THE FISCAL YEAR ENDING JUNE 30<sup>th</sup>, 2021**

Ashley said we did get the certified tax rate and it is in the resolution. She adjusted that in the budget. She said she noticed in the Water fund we are over spent in water utilities because of the new well due to the power upgrade. There were many “demand charges” for testing the well so the cost was much higher than last year. We are \$25,000 in the red and she would like to adjust that in the utilities line. Council Member David Harris asked if that could affect customer rates. City Manager Dotson said yes it possibly could. City Manager Dotson explained part of the challenge is we pay a “demand charge” when a well comes on. They set aside so much power in the system and we get that “demand charge” immediately so that is part of the increased power cost. While working on the well we had multiple “turn ons” that kicked in the “demand charge”. He explained a study on the costs of electricity for power to run the wells. We figured a way to time wells turning on to save money but costs will go up due to the new well now being online. They will create a usable spread sheet to see where costs are going. We are working with Rocky Mountain Power to put us in a “watt smart” program and help us to be more efficient. They will pay us cash to be more efficient. We are going through that process now. Mayor Chesnut said we changed our historical use of the power for the well so that increased the costs. New customers are being added on also. We won’t know until they analyze it how the costs will work out. Council Member David Harris asked Ashley if she added the Willowstick project in for \$50,000 and she said she did add that in. Council Member Lee asked about the storm drain fund and City Manager Dotson explained NRCS money for the Enoch East Watershed project. It is a pass through. We get the grant and then pay the firm for the study. She asked when the study will happen. City Manager Dotson we are working on the RFP and will get that out and get someone hired soon . This is an environmental assessment to see if we need to do an EIS. This is federal money and we started in 2012.

**Council Member Lee made a motion to approve Resolution No. 2020-06-17-B, a resolution adopting a certified tax rate of .001759 and budget for the fiscal year ending June 30<sup>th</sup> 2021. The motion was seconded by Council Member David Harris and a roll call vote was held as follows:**

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

**9. RESOLUTION NO. 2020-05-0-16-C A RESOLUTION AUTHORIZING ENOCH CITY PICK UP OF PUBLIC SAFETY EMPLOYEE RETIREMENT CONTRIBUTION**

Ashley said this is something new with URS for public safety employees. URS changed the retirement for public safety and they reduced the amount they can take at retirement. Then at the last legislative session they increased it. Because of the intensity of the job this is what they did to compensate for that. Ashley explained how it works when they retire and the percentage they get. We can add 2.7% to their retirement and we would contribute that or it could be taken out of their current pay. The increase in premium goes into their retirement. This is figured into the budget already. Council Member Lee asked if anyone including the PD got their COLA raise and no one did. This will this help offset that. It benefits them because retirement changes from 25 years at getting 35% to getting 50%. They don’t see this until they retire. This is an every year cost. Council Member David Harris said it sounds reasonable.

**Council Member David Harris made a motion to approve Resolution No. 2020-06-18-C, a resolution authorizing Enoch City pick up of public safety employee**

**retirement contribution. The motion was seconded by Council Member Stoor and a roll call vote was held as follows:**

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

#### **10. COUNCIL/STAFF REPORT**

Earl Gibson was asked to report and Mayor Chesnut said we have truly benefited from having Earl as our Public Works Director over the years. Earl handled it all and we relied on him greatly. This will be his last City Council meeting. Earl reported they are working on the Iron Mountain Park pond and getting it finished up. Council Member Lee said we don't have the right of way to the park. She has seen kids riding bikes through there and wondered if we may need to fence off that corner so they don't ride there. City Manager Dotson it would be up to the homeowners to deal with that. She said on 4200 North they fixed the big pothole and thanked Earl for that. She said there is a very big dip that needs to be filled. Earl said he would look into taking care of that.

Ashley Horton said she is busy trying to balance the two budgets and get things paid.

City Manager Dotson reported Utah OSHA is sending a consultant to Enoch City. When we have the consultant come they help us with things. They do inspections and consult on things we can do to be safer. Willowstick will start their work on July 1<sup>st</sup> and we need one person to be with them full time while they work. The Cares Act funding of \$652,000 is coming and can only be used for certain things that are from the impact of the Covid virus. The federal funds are controlled by the State and the State Auditor. In a meeting he said if the money is not used for the right purposes we will have to pay it back. The information about what qualifies is very unclear. A few things we have thought of are closing off the front counter with a glass partition like the PD has to protect employees. It could be used for bulk hand sanitizer dispensers in the building or masks and gloves. It just has to be something that is as a result of the pandemic causing an expense you would not have had. As we try to justify it we have some projects listed and he showed some ideas on the screen. This is federal money given through the State based on population. City Manager Dotson said we got a new computer for Ashley to work from home. We want to remodel the building entrance and create a glass barrier with a sliding window. That would cost about \$4,500 or so. It was suggested that purchasing some vehicles could be a possibility but that may be hard to justify. Several other things were discussed with the main point being the expenses have to be as a result of the virus and if they can't be justified they will have to be paid back. We are being very cautious Mayor Chesnut said. City Manager Dotson said we are not in a hurry. There will be more funds coming in August and in December. None of these Covid expenses can be things that are in our current budget. It has to be new expenses due to Covid. There was a discussion of getting iPads for the City Council which we have talked about for years. Currently the Council Members use their own personal electronics. It is not a good practice to have personal data with City data and that expense could be justified because of the need for Zoom meetings. We put that on the list. We could get more laptops for those who may need to work from home. The PD is getting more computer equipment to help with social distancing by limiting hands on interactions with suspects. We are getting more cameras for the Council room for Zoom meetings. There may be ways we can use some of the funds to help small businesses in the area and will look into that. There is a bit of risk if we just handed money out. Sales tax revenue from home improvement stores went up. Some retail went up. Restaurants and hotels tanked. We don't have those in Enoch. City Manager Dotson said he is bringing this to the Council's attention so they can give it some thought for possible uses for the funds. Tonight he is asking for the Council's approval for the office remodel to secure the front office area to protect employees. The iPads are justifiable also. Mayor Chesnut said we will wait and see how the virus goes and if there is a spike in cases before we make many decisions. Mayor Chesnut said we will

be cautious so as not to expose ourselves to have to repay these funds. The Council Members agreed with the office remodel and tech upgrades. City Attorney Wayment added if you don't need to spend the money don't do it. This is not free money. It has upped the debt burden on the country. Mayor Chesnut said we want administrative staff to be safe and we can make that happen. City Manager Dotson added Earl is retiring at the end of the month. He has vacation hours to pay out. We would like to sell him the truck he has at the value that it is in the Kelly Blue Book and the condition it is in. So basically we would pay his vacation hours and he would turn around and buy the truck. The value is about \$2,200. The question was asked if there are any issues with not listing this for auction. It would need to be on the surplus property list and he can bid, City Attorney Wayment said. Mayor Chesnut said do what is necessary to make it work. Mayor Chesnut said we need a closed session to discuss strategy on sale or purchase of real property.

Council Member Lee said the UDOT flyers are very informative about the SR-130 project. The roundabout committee meets on the 25<sup>th</sup>. She reported she had a resident contact her about a nuisance problem and she said she would tell the Council. This person has turned in a complaint form. City Manager Dotson explained we give it to the PD and they go take pictures and get data and give it to him and then he sends a notice to the resident. Any action to mitigate the problem has a timeline. The offending party can come in and we can make a voluntary arrangement not to exceed a certain time for clean-up. If they don't do it then the PD will cite them and then it goes to court. He explained the rest of the process in the nuisance ordinance. Council Member Lee said she is bringing it again because she told the resident she would do that and this has gone on entirely too long with no action. Mayor Chesnut said we did not have a process until we passed this and it has to go through this process now that we have it in the ordinance. We now have a mechanism to give due process and the power to clean it up. Mayor Chesnut explained the process more. Council Member Lee said she wants to go on record to thank our PD. She is appalled at the things we see going on in this country and is so grateful for our PD. She wants them compensated and supported.

Council Member Stoor said the RDI irrigation system in the Jones Memorial Park is working and it is getting greener all the time. The dog park is still not done but in process.

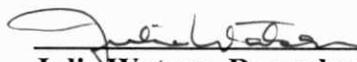
11. **CLOSED SESSION TO DISCUSS ONE OR MORE OF THE FOLLOWING: THE CHARACTER, PROFESSIONAL COMPETENCE OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL, COLLECTIVE BARGAINING; PENDING OR REASONABLY IMMINENT LITIGATION, THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY, INCLUDING ANY FORM OF WATER RIGHTS OR 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 David Harris made motion to close the regular meeting and go into a closed meeting to discuss the purchase, exchange, or lease of real property, including any form of water rights or water shares. The motion was seconded by Council Member Stoor roll call vote was held as follows:**

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

12. **ACTION FROM CLOSED MEETING-**Approve or deny purchase of water rights.

13. **ADJOURN-**The regular meeting ended at 7:30 pm.

 7-1-20  
**Julie Watson, Recorder** **Date**