

MINUTES
ENOCH CITY COUNCIL
May 17, 2017 at 6:00pm
City Council Chambers
City Offices, 900 E. Midvalley Road

Members present:

Mayor Geoffrey Chesnut
Council Member David Harris
Council Member Steve Johnson
Council Member Jolene Lee
Council Member Dave Owens
Council Member Shawn Stoor

Staff present:

Julie Watson, Recorder
Ashley Horton, Treasurer
Gary Kuhlmann, Atty.-absent
Robert Dotson, City Mgr.
Jackson Ames, PD Chief
Earl Gibson, Public Works

Public present: Carolyn Bauer and Randy Clark,

1. **CALL TO ORDER OF REGULAR COUNCIL MEETING-**By Mayor Chesnut at 6:00pm. He welcomed the audience.
 - a. **Pledge of Allegiance-**Led by City Manager Dotson
 - b. **Invocation-**Audience invited to participate-Given by Carolyn Bauer
 - c. **Inspirational thought-**Given by Council Member Owens
 - d. **Approval of Agenda for May 17, 2017-Council Member Harris made a motion to approve the agenda. Motion was seconded by Council Member Owens and all voted in favor.**
 - e. **Approval of Minutes for May 3, 2017-Council Member Lee noted a change to the disc golf amount in the budget saying it should be \$2,600. Council Member Harris made a motion to approve the minutes with that correction. Council Member Owens seconded the motion and all voted in favor**
 - f. **Conflict of Interest Declaration for this agenda-**none stated

2. **DISCUSS FINAL 2017-2018 BUDGET AND SET A PUBLIC HEARING FOR JUNE 7, 2017**

Mayor Chesnut asked if there was any more discussion saying Ashley has updated the budget from the last meeting. Council Member Lee said we talked about the well and moving some money from the new culinary well to the animal shelter well. It was noted that is in the current 2016-2017 budget. Mayor Chesnut asked for a motion to set the public hearing. **Council Member Harris made a motion to set a public hearing on the 2017-2018 budget for June 7, 2017. Motion was seconded by Council Member Owens and all voted in favor.**

3. **OPEN 2016-2017 BUDGET BY MOTION AND SET A PUBLIC HEARING ON REVISED BUDGET FOR JUNE 21, 2017**

Council Member Harris made motion to open the 2016-2017 budget and set a public hearing for June 21, 2017. Motion was seconded by Council Member Owens and all voted in favor. Mayor Chesnut said this action allows for adjustments within departments and ties up the loose ends for the current fiscal year.

4. **PUBLIC COMMENTS**

Randy Clark said he has been an Enoch resident for four years and has been working with City Manager Dotson on a situation. He asked City Manager Dotson to tell the City Council what the issue is. *City Manager Dotson said Randy has an issue with a neighbor's light that shines into*

his windows and yard at night. City Manager Dotson said he has discussed this with both individuals and the neighbor has not mitigated the problem. He looked at our ordinances to see if there is anything we can do per the law help this and there is nothing. We have had good discussions and Mr. Clark gave us an example of Sedona, AZ's lighting ordinance limiting light pollution. Sedona is a bedroom type community like we are and not a big lit up commercial hub. City Manager Dotson read some portions of their ordinance that would easily fit into our ordinance like light shielding and output standards for residential lights. Two portions that would work in Enoch would be the outdoor lighting for residential areas requiring fully shielded lights which include the lumens allowed and have no spill over off of the property onto others. He said he does not know how we would enforce that. Randy said it could be enforced by receiving complaints. He gave more details of how the light comes into his windows and into his yard to the degree they can't sit outside and enjoy the evenings. He has talked to the neighbor and he is not being cooperative or neighborly and actually threatened him with a restraining order if Randy ever talked to his wife. This neighbor said to him you can complain to the City all you want and it won't change. His house sits higher in elevation so the side light literally is blinding. He would like to have this go through channels to appeal to the City Council for a lighting ordinance. Randy said he even went to Home Depot and found a shield that would fit and point the light down without illuminating his yard and bedroom windows but the neighbor would not use it. He said other communities have night sky ordinances and in the area we live in this is very appropriate. Randy said is only asking for the neighbor to shield the light and he is being very uncooperative so he is here to ask for help.

Mayor Chesnut said if two City Council Members would like this on a future agenda we can do that. Council Member Lee asked if this would fit under our nuisance ordinance. City Manager Dotson said no, that only applies if there is impending harm to at least three individuals. Council Member Harris said he was approached by someone who also wants a "night sky" ordinance and he could have them come to speak about that at a future meeting. Council Member Owens said he would like to take up the matter and that was seconded by Council Member Harris. Mayor Chesnut said we will get some information together and will set a time for a later agenda.

Carolyn Bauer said maybe she should call City Manager Dotson to discuss wording for ordinance changes regarding hardship RV dwelling. City Manager Dotson said he has been assigned by the Planning Commission for this already and is working on the language.

5. COUNCIL/STAFF REPORT

Earl Gibson said we have a secondary well out of service right now and we are waiting for parts so we are shy on irrigation water right now. We also have a trash truck down which may have blown a head gasket. This is deferred maintenance coming to a head. He will keep the City Council informed of the costs.

Ashley Horton she is working on the current and next year's budgets. She has been to the Treasurers Conference and is learning some good information.

City Manager Dotson reported for Chief Ames saying we took one PD truck to have an oil change and they did not put oil in it and blew the engine. That business is paying for it. Jeremy is now a trained "armoror". The PD is busy as always. City Manager Dotson reported it is the national week for Police Officer's Memorial Day to show appreciation and to honor those who have died in service. He gave details of the ceremony held at the Cedar City Cemetery noting about half of all PD officers are Enoch residents. He reported there are a couple of other ordinances we need to look at again because we do not comply with State code. Conditional Use Permits (CUPs) is one area we need to revamp. The conditions for CUP's are required to be listed in the ordinance and then is no need for approval if they meet the conditions listed. Also accessory building heights are not consistent so we will be bringing some changes to the City

Council soon. He met with the UDOT District Engineer to talk about traffic, transportation and roads to voice our concerns. He felt we made a good connection and have a chance to be considered regarding our concerns and needs. He said we will collaborate with UDOT on trails on Minersville Highway. On the next agenda we need to reappoint some board members and approve staggering their terms.

Julie Watson said she passed out the voting pamphlet to the City Council that will go out with the water bills. The filing period to run for office is June 1st-June 7th.

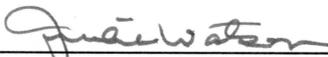
Council Member Stoor said he attended a Utah Outdoor Recreation grant meeting and got good information about how to use and apply for grants. This money comes from the transient room tax. Council Member Lee gave more details saying they only have \$500,000 this year but will have about four million available next year. This was a workshop to learn how to apply for a grant which requires matching money. She suggested it may be best to wait until they have more money available and then then they could fund more. Council Member Stoor reported the weed block is in and we need more wood chips at Cottonwood Park. We also need volunteers to help spread the chips. The County is donating the wood chips. He said he met with some residents on future plans for the Rec Complex. A pavilion has been on the plans for the future wish list and would be a good thing.

Council Member Harris reported the Planning Commission is working on a change to the Zoning Ordinance that requires homes to only have one kitchen. The intent originally was antiquated and so their recommendation will be coming to the City Council. They are also working on a hardship exemption for people to live in an RV on family property for a short time. Our ordinance would have to state that is allowed and it does not now. Some like it and some don't so it will come to the City Council for a decision. Mayor Chesnut said that would make it so family can help rather than the government helping in hardship cases. If we create a law and we get compliance then the law is good. Most will comply if we give them a way to do what they need.

Council Member Lee said the good news is Cam Findley pulled off the disc golf competition last Monday and there is an article in Iron County Today. 65 people attended and she wanted to say thanks to the HUB for the pizza prizes. Council Member Lee said she was able to attend meeting on solid waste management. The legislature has required the communities that use waste facilities to pay considerably more in fees and that will affect Iron County and Enoch. We currently pay some fees for refuse but this would be much more than that. She has been doing a lot of work on historical trails and she has talked with the older generation who remembers things and share information. The Rec Committee will be meeting at 6:00pm tomorrow.

Council Member Owens said he went to the ULCT Land Use conference and it was about property rights and how complicated they can be. Out of 815 bills proposed 203 impacted cities and towns. He said they talked about that there would be no more ambiguous language used in ordinances. Common language clearly stated will be required in ordinances. Referring to CUP's there is so much ambiguous language that no one understands it. If conditions are not spelled out then it goes to court and they will favor the landowner rather than the city. There were also business license changes. We can no longer charge a fee for home businesses. He reported he went to the Gateway Preparatory Academy learning center meeting for their after school program and funding is looking good. The after school program is run by students at SUU. He was impressed and gave more details. They want to reach out to the community and it is going well and is for all kids and not just Gateway students.

6. ADJOURN-Motion to adjourn by Council Member Harris. Motion seconded by Council Member Owens and all voted in favor. The meeting ended at 6:50pm

 6-7-17
Julie Watson, Recorder **Date**