

**MINUTES**  
**ENOCH CITY COUNCIL**  
**May 3, 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  
Member Shawn Stoor

**Staff present:**

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

**Public Present:** Grant Schick, Frank Lauro, Brian Tuttle, Ron VanNance, Dennis Costello, Karen Ishihara, Jonathan Wilson, and Bryce Poulson

**1. CALL TO ORDER OF REGULAR COUNCIL MEETING**

- a. **Pledge of Allegiance-** Led by Mayor Chesnut
- b. **Invocation (2 min.)-Audience invited to participate-** Given by Mike Costello
- c. **Inspirational thought-** None
- d. **Approval of Agenda for May 3, 2023- Council Member D. Harris made a motion Council Member Ross seconded and all voted in favor.**
- e. **Approval of Minutes for April 19, 2023- Council Member Ross D. Harris seconded and all voted in favor.**
- f. **Ratification of Expenditures- Council Member D. Harris made a motion to ratify the expenditures. Council Member Jensen seconded and all voted in favor.**
- g. **Conflict of Interest Declaration for this agenda-** None stated

**2. PUBLIC COMMENTS**

Brian Tuttle lives on Half Mile Road. He said he didn't get an answer as to why the drainage pond in the area of Settlers Square hadn't been taken care of. He brought pictures of the area and gave them to the Council members. It's overgrown with weeds and he was concerned about mosquitos in the summer. He thought the City had been contacted by the County and still nothing had been done. Mayor Chesnut asked what Mr. Tuttle thought the solution would be. Mr. Tuttle answered by asking what the Council thought was a solution. Council Member Ross said after the last Council meeting, during staff reports, they had asked Hayden White what the cost would be for slats. Mr. Tuttle asked that it be mowed as part of a solution.

Frank Lauro said he was familiar with the way budgeting works. He believed that there is always money in the budget for something like this cleanup. We can always find money in the budget. He agreed that the area is unkempt and an eyesore. They wouldn't be happy with driving by there every day. He is just asking to clean it up. The area will become a mosquito bed.

Grant Schick said managers of the property have failed to keep it up. There was trash inside and he proposed spending \$500 out of the general fund to clean it up.

Arlene Gonzales lived at 4375 N. and her concern was safety. She has to walk a family member, who is in a wheelchair, to get the mail along the fence. The sidewalk is curved and she has to dodge the weeds that cover the sidewalk. She mentioned that if she falls and gets hurt, she will sue the city. She was asking for them to come to clean it up. She didn't think that it was safe.

Hayden White said after the last meeting he talked to the fence guy and it's \$75 for ten feet of privacy slats. He needed to check that the fence posts are rated. After the last meeting, he sprayed the weeds and did not use the dye. A gentleman called the County and the County called Hayden. He went out to the area and could tell that it had been sprayed. So, he re-sprayed it with the dye. The wand sprays 20 feet. The County was there and it is the wrong time to be spraying because it's the wrong time of year with the moisture.

Mr. Schick asked Hayden what the city's stance on standing water was. Hayden said we have pellets for that and the County does come out and spray. City Manager Dotson said we are doing the things that you are asking us to do. We just aren't digging up the weeds and we can as soon as it's not muddy. It's nice when a member of our community goes out to do something for the city.

Dennis Costello said he appreciated Hayden. He wondered if there was a standard for the basins and suggested changing it. He agreed that it is an eyesore and asked that we come up with a long-term solution. His solution was to make these things more of a standard. Rudy spends quite a bit of money on taking care of mosquitos.

Brian invited all Council members to drive into the area and look for themselves.

Mayor Chesnut said he agreed that it is a problem and we need to do a better job of prioritizing. Council Member Stoor said there are similar projects that would argue that they are a priority as well. Mayor Chesnut said we work as a collaborative community and come together as a unified front to take care of these issues. Council Member Stoor wanted to clarify that the money to build Iron Mountain Park came from impact fees.

Mr. Costello said there was a lot of construction down Half Mile. He wondered about adding a three-way stop sign at Southern Homestead and Half Mile Road.

### **3. PUBLIC HEARING REGARDING THE POLICE DEPARTMENT EXPANSION FOR JUNE 1, 2023 CIB GRANT APPLICATION**

**Council Member D. Harris made a motion to close the regularly scheduled City Council meeting and open a public hearing regarding the Police Department Expansion for June 1, 2023 CIB grant application. Council Member W. Harris seconded and all voted in favor.**

City Manager Dotson explained that the CIB stands for Community Impact Board, which consists of individuals from various locations who review applications and provide funding for county services such as fire, police, water, and sewer. The city has a Capital Improvement Plan with prioritized projects in collaboration with the county. The CIB may have up to 8 million dollars available for grants. St. George requested 20 million for their city hall, and part of the process involves having discussions. Currently, the city's 10 officers share a space of 900 square feet, whereas federal standards recommend an average of 1,000 square feet per officer. The proposed expansion plan includes offices, a training room, and a sally port, amounting to approximately 6,000 square feet. There are challenges with evidence storage and potential risks associated with exposure to those who aren't trained in certain areas. The estimated cost from discussions with engineers and contractors is around 2.5 million dollars for a single-level structure. The city has potential lease revenue bonds and saved funds in capital projects specifically designated for building-related expenses. As other cities have removed their items from the list, the city's request becomes one of the few remaining in the county. There was mention of another potential location for the police department. The city has about \$80,000 dollars in impact fees that must be used for a facility by the end of the year. There was a requirement to obtain an architect quote. It was estimated at \$200,000 dollars for the 6,000-square-foot facility. Council Member Jensen inquired about the amount being requested from the CIB, to which City Manager Dotson stated that they were aiming for a mix of a grant and a loan totaling around 1 million dollars.

Dennis Costello expressed support for essential features like a training room and evidence storage to reinforce law enforcement efforts, and Mayor Chesnut highlighted the positive impact of

having law enforcement facilities in Enoch, including improved recruitment. Council Member D. Harris acknowledged the vocal community opposition to taxes and the services being discussed, emphasizing the need to balance such perspectives to prevent potential conflicts. City Manager Dotson shared the floor plan on a screen. Council Member Ross noted that contractor-built estimates ranged from \$250 to \$300 dollars per square foot, resulting in a total of approximately 1.8 million dollars, while the request to the CIB was for 1 million dollars. City Manager Dotson said if we can figure out how to build it for 1 million dollars, then that's what we will ask for.

**Council Member D. Harris made a motion to close the public hearing and return to the regularly scheduled City Council meeting. Council Member W. Harris seconded and all voted in favor.**

**4. CONSIDER THE POLICE DEPARTMENT EXPANSION FOR JUNE 1, 2023 GRANT APPLICATION – Voice Vote**

Council Member Jensen inquired whether a three-week period was sufficient to determine the project could be built for 1 million dollars. City Manager Dotson responded that if given the approval, they would try. Council Member Ross asked if it was possible to negotiate and begin with a higher budget. City Manager Dotson explained that they needed to demonstrate a consistent and reliable funding source that could cover the expenses, but they could use impact fees to pay after receiving approval. Mayor Chesnut mentioned that they were exploring alternative solutions to address the situation.

**Council member D. Harris made a motion to approve the Police Department Expansion for June 1, 2023 CIB grant application. Council Member Jensen seconded and all voted in favor.**

**5. CONSIDER THE REQUEST BY KEITH MALONEY AND RYAN REESE FOR EXTENSION OF AGREEMENT FOR SECONDARY WATER AGRICULTURE USE – Voice Vote**

Ryan and Keith are currently working together to acquire parcels of land indicated on a map. Their main objective was to continue farming, and if the city can provide water, Ryan intends to maintain the farming operations. As part of the current agreement Keith, he agreed to cover the power bill for the well. Hayden and Keith had occasional communication issues which caused some problems. Ryan was confident that he would be able to communicate concerns with Hayden and expressed gratitude towards City Manager Dotson and Hayden. During the discussion, City Manager Dotson mentioned that when Keith used the well, we utilized the Three Peaks well, which apparently had some issues with sand. City Manager Dotson suggested that it would be more convenient if the irrigation well in Garden Park Subdivision was operational and connected to the secondary line. Hayden explained that they still need to lay down a pipeline of approximately 6,000 feet of water line to establish the connection. The current agreement is set to expire on June 15th, where Ryan would be responsible for paying the power bill. Council Member Jensen proposed that they could utilize the excess water for the secondary system, which would supply the required water. However, Hayden mentioned that their secondary system has not expanded sufficiently, and they may not be able to accomplish this task. The mayor suggested including an addendum to the agreement, allowing the city to opt-out if necessary.

**Council Member Jensen made a motion to approve the request by Keith Maloney and Ryan Reese to extend the agreement for secondary water agriculture use until November 1, 2023. Council Member D. Harris seconded and all voted in favor.**

**6. CONSIDER RESOLUTION NO. 2023-05-03-A A RESOLUTION ADOPTING A MEMORANDUM OF UNDERSTANDING WITH THE ENOCH COMMUNITY TRAUMA RECOVERY COMMITTEE**

During a special event attended by City Manager Dotson and others, the Miller family, the Huntsman family, the Eccles family, and Zions Bank generously donated \$100,000 to the Enoch Community Trauma Recovery Committee. This committee consists of non-profits, Enoch City, and therapists whose aim is to assist individuals affected by the incident that occurred on January 4th. The committee has been actively assessing the needs of the community, identifying trauma, and determining how to provide help. City Manager Dotson explained their process and mentioned that this month there will be a training session for therapists in the area, specifically on EMDR (Eye Movement Desensitization and Reprocessing) therapy. The training is expected to cost \$23,000, and professionals from The EMDR Institute will be present. An agreement has been established wherein they will charge only \$100 per hour. That is reimbursed back from that funding. The city's attorney provided assistance in finalizing the agreement, which puts more responsibility on Enoch City than initially anticipated. It states that Enoch City will be the administrative agent. The committee has requested that a council member become the administrative agent, overseeing the implementation of the program. Council Member D. Harris offered his help and commitment to the administrative role. Mayor Chesnut expressed the importance of having someone to ensure the progress of on-the-ground infrastructure. City Manager Dotson mentioned that this community-driven initiative could set an example, potentially leading the legislature to consider similar programs. Council Member Ross mentioned that the therapists involved are being compensated, and the donors have requested that if a similar incident were to occur in another community, Enoch City should be prepared to extend assistance.

**Council Member D. Harris made a motion to approve Resolution 2023-05-03-A a resolution adopting a Memorandum of Understanding with the Enoch Community Trauma Recovery Committee. Council Member Ross seconded and a roll call vote was held as follows:**

<b>Council Member Ross: Yea</b>	<b>Council Member D. Harris: Yea</b>
<b>Council Member W. Harris: Yea</b>	<b>Council Member Jensen: Yea</b>
<b>Council Member Stoor: Yea</b>	

**7. CONSIDER THE 2023-2024 TENTATIVE BUDGET AND SET A PUBLIC HEARING FOR THE 2023-2024 FINAL BUDGET FOR MAY 17, 2023**

Ashley expressed her gratitude to the Council for their advisory role. During her presentation, she provided an overview of the revenues and expenditures for the General Fund, Police Department, Animal Control, Public Service, Parks, Sports Recreation, Cemetery, Building, Streets & Roads, and Storm Drain Fund. She also discussed Capital Improvements, Water Fund Revenues, and expenses. Council Member Jensen asked about the water rate changes that took place in January. He asked if there had been any complaints. City Manager Dotson said there were two that had huge increases most likely due to leaks, but other than that, no. He had gotten some concerns from residents that we aren't adopting the code for the rebate program to remove the sod.

They continued by discussing a cost-of-living adjustment (COLA) for employees. The Council agreed to a 5% increase. In terms of computer services, an estimate of \$6,500 was made, but the current expenses have exceeded that amount. It was proposed to increase the budget to \$10,000 for the following year.

Regarding the Police Department, Ashley said under equipment purchasing, there was a possibility of getting a grant for two new Police Department trucks. If Chief Ames

ends up not getting those trucks, then they will need \$40,000. Chief Ames said he would like to add an additional 10 hours a week for a part-time officer. There was a discussion about furnishing the expansion of the Police Department and buying fire neutralization devices. All Council Members agreed to increase the PD budget by \$15,000 for 10 more hours for one of the part-time officers.

Regarding Animal Control Ashley stated that there was a slight increase in salaries and wages. They are asking for an additional part-time employee, which would add about \$20,000 to their salaries and wages. City Manager Dotson said the County Shelter had been closed for a while due to parvo. We were asked a while ago if we would expand our shelter and take on the county's animals. We are fulfilling that role naturally. We would want to have our policies in place and the employees in place then have the county pay us.

Ashley reported that the Sewer fund is experiencing financial difficulties and is not generating enough revenue to sustain itself. There was a suggestion to slightly increase the fee to address this issue, as the fund is projected to go into the negative again this year. Mayor Chesnut speculated whether depreciation is a contributing factor, and City Manager Dotson confirmed that some of it is due to increased costs of chemicals at the plant. Ashley pointed out that the previous budget ended with a deficit of \$80,000, likely due to the need for triple the usual cleaning because of water problems. Council Member Stoor raised the question of whether additional funds should be added to compensate for the losses. Mayor Chensut suggested presenting a rate analysis proposal for consideration, possibly implementing the increase gradually over four years. Ashley believed that the matter should not be delayed.

There was more discussion about our trash truck and landfill fees.

**Council Member Jensen made a motion to approve the tentative budget and set a public hearing for May 17, 2023. Council Member D. Harris seconded and all voted in favor.**

**8. CONSIDER ORDINANCE NO. 2023-05-03 AN ORDINANCE AMENDING ENOCH CITY CODE 12.500.502 SIZE - Off-street parking**

Council Member Ross said this came forward from the Planning Commission with a favorable recommendation. They felt they wanted to take away compact parking. Council Member D. Harris said the changes made sense.

**Council Member D. Harris made a motion to approve ordinance No. 2023-05-03 an ordinance amending Enoch City Code 12.500.502 Size. Council Member Ross seconded and a roll call vote was held as follows:**

<b>Council Member Ross: Yea</b>	<b>Council Member D. Harris: Yea</b>
<b>Council Member W. Harris: Yea</b>	<b>Council Member Jensen: Yea</b>
<b>Council Member Stoor: Yea</b>	

**9. CONSIDER RESOLUTION NO 2023-05-03-B A RESOLUTION APPROVING THE DEED OF DEDICATION FOR 5100 NORTH AND 1765 EAST**

City Manager Dotson presented a city map and discussed a call from a resident who wanted to install a power line above their property. The roads in question were not officially dedicated, as they were considered parcels rather than proper roadways. He pointed out the locations of these roads on the map and mentioned that once they are dedicated, they would help Rocky Mountain Power. Another issue arose regarding a property at 5068 N., where the owner's

land was divided by a dead-end roadway. The main concern was related to drainage problems in the area. One suggestion was to construct a drainage basin to address the issue. However, Council Member Stoor proposed an alternative solution, which was vacating that parcel and they would be responsible for diverting the water to our system instead of creating a basin.

**Council Member Jensen made a motion to motioned to approve Resolution 2023-05-03-B a resolution approving the deed of dedication for 5100 North and 1765 East.**

**Council Member D. Harris seconded and a roll call vote was held as follows:**

**Council Member Ross: Yea**

**Council Member D. Harris: Yea**

**Council Member W. Harris: Yea**

**Council Member Jensen: Yea**

**Council Member Stoor: Yea**

**10. DISCUSS THE TRANSPORTATION IMPACT FEE ANALYSIS AND SET A PUBLIC HEARING FOR MAY 17, 2023.-** City Manager Dotson

City Manager Dotson said the total that could be charged came to \$6,000 plus. There will be notifications to other groups. Next meeting the engineering group will be here to present their findings.

**Council Member D. Harris made a motion to set a public hearing for May 17, 2023. Council Member W. Harris seconded and all voted in favor.**

**11. COUNCIL/STAFF REPORT**

Hayden White reported that they have been laying some secondary water lines. They did trash cleanup last weekend and hauled 12 dumpsters just of trash, 7 trim branches, and 3 of metal. They have also worked on the Grimshaw well to potentially get it fired up in July.

Chief Ames reported that the CJC fun run will be on May 20<sup>th</sup>. It's \$25. They only have 50 people signed up so far. It's a fundraiser for the CJC at Old Enoch Park. It's 3.2 miles. They do need volunteers as well. The Police Department has a few trainings coming up. They also have re-certifications. He went to a crime victims conference. Law enforcement is doing a better job of supporting victims rather than just focusing on the prosecution. HB117 requires all LEO to do a lethality assessment when there is intimate partner violence. The speed trailer is currently out on Heather Hue Road. He mentioned a man that was attacked by a pack of dogs. He explained that.

Ashley Horton reported that she has just been doing the budget. She got her quarterly reports done.

City Manager Dotson reported that in the last CIB meeting, the county was creating a fire district, the Cedar City Fire Department gets paid by all entities. We pay based on property tax valuations. It's increasing so the county is looking at creating a fire district instead. Parowan is interested in being involved. They want to see what that would look like. We need to renew our agreement with Cedar City and their admin said we need to pay more than we are. In the Iron County Council of Governments meeting, they have been talking about building a fire station in Enoch. This could be the north Cedar City fire station. Regarding the Emergency Watershed Projects one and two, the owner gave the go-ahead and we can start construction. The large East Bench watershed project should be done by the end of this year. The Utah legislation has changed the subdivision process We have 15 days to review a complete application for a new subdivision. A prelim plat can go to Planning Commission. The first step is with an Administrative Land Use Authority to review the application to make sure it's complete. It doesn't go to City Council. It will be similar to building permits. This will be a big change for small cities that don't have professional administrators. The code has to be changed by February 2024. We might have to codify our engineering standards.

Lindsay reported that as they come in, she works on business and animal licensing, and cemetery deeds. She also worked on election information and has been putting together packets for potential candidates.

Council Member Ross reported that the Planning Commission had a lot of questions about the new rules in the legislature. She was thankful that an item about trash cans was in the Newsletter but suggested adding something regarding painting the house numbers on them.

Council Member W. Harris reported that there is an Economic Development meeting tomorrow.

Council Member Jensen reported that the deadline for registering for the election is June 1-June 7. He sat in on a meeting between the school board and Cedar City. There was a little discussion on including Parowan and Enoch in the meeting. He also asked how it is determined where stop signs are placed. City Manager Dotson said we would do a traffic study.

Council Member Stoor reported that there were about 50 volunteers at the Arbor Day Celebration where they laid sod and planted trees. They were done at about noon.

**12. 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 meeting and go into a closed session for the discussion of buy sell or trade of real property, personal matters, or imminent litigation. Council Member Ross seconded and a roll call vote was held as follows:**

**Council Member Ross: Yea**

**Council Member D. Harris: Yea**

**Council Member W. Harris: Yea**

**Council Member Jensen: Yea**

**Council Member Stoor: Yea**

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**Lindsay Hildebrand, Recorder**

**Date**