

Town Council Regular Meeting

July 19, 2023

Elected Officials Present: Mayor Marty Larson, Councilmembers Neil Brown, Stan Judd, Grant Lundberg, Hale Robison

Staff Present: City Clerk Lucinda Thomas, Deputy Clerk Nicole Preston, Fire Chief William McMullin, Police Chief Rod Hurst, City Attorney Josh Nielsen, Planning Commission Chair John Rosenberger

Public Present: Scott Barlett, Cam Stephenson(BLM), Michael Gates(BLM), Jessica Wade(BLM), Enrique Garcia, Corey Carter, Mike Wall (SQPD), Jule Albretsen, Todd Marks (BLM), K. Grates, Stephanie Jones, Coby Jones, Larry Mecham, Quinn Fenton, Brooke Fenton, Ivy Allred, Mike Olsen, Mark Gheen, Renae Gheen, Heidi Whatcott, Megan Whatcott, Gerald Dickey, Rex Barney, Glendon Taylor, Nan Taylor, Daniel Taylor, Bridget Black, Justin Faulkner, Thomas Tervort, Eric Hazelet, Laurel Bishop, Joel Bishop, DeeAnn Thomas, Bryan Draper, Bruce Nieveen, Terry Rymer, Roweena Rymer, Lori Christensen, Carey Lundell, Calvin Ewell, Colleen Ewell, Holly Sweeten (Congressman Burgess Owens Office), Steven Lund (Utah House of Representatives), Stephanie Gricius (Utah House of Representatives), Mark Larson, Bryan LeRoy, Brenda Turner, Tom Turner

1. Call to Order - Mayor Larson called the meeting to order at 7:00pm

- a. Calvin Ewell gave the opening prayer.
- b. Lori Christensen led the Pledge of Allegiance

2. Approval of Minutes for June 21, 2023

- a. Councilman Neil Brown made a **Motion** to approve the minutes for June 21, 2023. Councilman Stan Judd **Second** and the motion **Passed** all in favor.
 - i. Mayor Marty Larson - Yes
 - ii. Councilman Neil Brown – Yes
 - iii. Councilman Grant Lundberg – Yes
 - iv. Councilman Stan Judd – Yes
 - v. Councilman Hale Robison – Yes

3. Approval of Expenditures

- a. Councilman Stan Judd made a **Motion** to the approve the expenditures in the amount of one hundred ninety thousand eight hundred and eight dollars and eight cents (\$190,808.08). Councilman Hale Robison **Second** and the motion **Passed** all in favor.
 - i. Mayor Marty Larson - Yes
 - ii. Councilman Neil Brown – Yes
 - iii. Councilman Grant Lundberg – Yes
 - iv. Councilman Stan Judd – Yes
 - v. Councilman Hale Robison - Yes

4. Approval of Work Orders

- a. **Eckles Paving in the amount of \$61,164.40 for road work. This will be taken out of the B&C Roads Funds.**
- b. Councilman Neil Brown made a motion to approve the work order up to 61, 164.50 for the road pavement up to the Tank and well and a few road fixes. Councilman Stan Judd Second and the motion Passed all in favor.
 - i. Mayor Marty Larson - Yes
 - ii. Councilman Neil Brown – Yes
 - iii. Councilman Grant Lundberg – Yes
 - iv. Councilman Stan Judd – Yes
 - v. Councilman Hale Robison – Yes

55 **5. Discussion and possible action with the BLM, Utah County, and a Representative from**
56 **Congressman Burgess Owen office on an urgent need to shut down the southside of the west**
57 **mountain shooting range due to safety concerns.**

- 58 a. Mayor Larson knows that many of the people here are here for this issue. The representatives
59 from the BLM hadn't arrived yet, so he asked Police Chief Hurst and resident Dan Taylor to
60 introduce the topic. Chief Hurst stated that he has tried multiple times and avenues to get help to
61 shut down the shooting range but hasn't gotten much help.
- 62 b. Mr. Dan Taylor brought a map of the north end of town and showed where many of the residents
63 who had found or had their property been hit by bullets. Mayor Larson spoke about how the town
64 had approached the BLM and Utah County. Last month they sent a letter to BLM and cc
65 congressman, state representatives, and other local officials.
- 66 c. Mr. Mike Gates and Jessica Wade from the BLM stated that they are still planning on shutting
67 down the area but due to federal government regulations it will take time. In the immediate future
68 they are going to put up new signage and they are planning within the month to block the road
69 that will only be accessible via OHV vehicles. They are hoping that this will slow down the
70 number of shooters that access the area. They know that this won't solve the problem, but they
71 are hoping that this will mitigate the problem until such a time that a shutdown can occur. These
72 lands are public lands and the red tape surrounding shutting down public lands is thick. They
73 understand the community's frustration, but they will still have to hold the public hearings, and
74 accept public input etc. They addressed many of the public's concerns.
- 75 d. Mrs. Holly Sweeten addressed the residents as a representative from Congressman Burgess
76 Owens office. She said that the Congressman hears these concerns and will do what he can to
77 help push the process along. She wanted everyone to know that they would not be forgotten
78 about.
- 79 e. State Representative Steve Lund and Stephanie Gricius who both represent parts of Genola,
80 addressed the audience, and stated that they want to make sure that everything gets done by the
81 book so that there aren't problems later and this situation comes back. They both said that they
82 had been in contact with Representative Owens, and they believe that this process will actually
83 go forward.

84
85 **Councilman Stan Judd left the meeting at 8:05pm**
86

87 **6. Commission and Staff Reports**

- 88 a. **Police Report – Chief Rod Hurst** – They had 70 case numbers this month and went through the
89 incidents with 52 officer generated and 18 public generated.
- 90 b. **Fire Chief Report- Chief William McMullin** – He reported that they still haven't heard on the
91 AFG grant, but they did receive the \$5000 grant for the fan. They had 5 calls last month including
92 an arson fire by Utah Lake, they were able to keep that fire down to about ¼ acre. Mayor Larson
93 asked Chief McMullin his assessment of the fire risk on West Mountain and he stated that he felt
94 that it was high at this time.
- 95 c. **Planning Commission Chairman** – Chairman John Rosenberger review the agenda items of
96 there last meeting. They discussed their work on the future road map and how they are working
97 on it in sections, in hopes of not overcomplicating it. He asked the council if they would like the
98 commission to work on some storm drain or retention basin requirements on new developments.
99 The council stated that right now they don't feel that it is needed, but where they still have 2.5
100 acre lots, they don't feel that it is needed.

101
102 **PUBLIC FORUM** – No one spoke during the public forum.
103

104 **7. Discussion and possible action on Resolution 2023-12 authorizing not more than \$3,000,000**
105 **repayable principal amount of water revenue bonds, in one or more series, for water system**
106 **improvements, and related improvements: providing for the publication of a notice of public**
107 **hearing and bonds to be issued; fixing the maximum aggregate principal amount, maturity,**
108 **interest rate and discount of the bonds providing for the running of a contest period; and**
109 **related matters.**

- 110 a. The council stated that this was part of the requirement for the bond.

- b. Councilman Neil Brown made a **Motion** to approve Resolution 2023-12. Councilman Grant Lundberg **Second** and the motion **Passed** all in favor.
- i. Mayor Marty Larson - Yes
 - ii. Councilman Neil Brown – Yes
 - iii. Councilman Grant Lundberg – Yes
 - iv. Councilman Stan Judd – absent
 - v. Councilman Hale Robison – Yes

8. Discussion and possible action with a representative from Rosenbauer on a proposal for a new Rosenbauer Fire Engine.

- a. The representative from Rosenbauer was unable to attend the meeting. There were several questions regarding this proposal and the pricing, including if they locked in the pricing now and paid the deposit would they still be able to delay delivery of the truck until closer to the expiration of the current engine. These were not questions that Chief McMullin had answers too and the council decided to wait to vote on this proposed contract until those answers could be obtained.
- b. Mayor Larson brought up the point that if they get the grant, he would want to jump on the project and get delivery of the truck as quickly as possible.
- c. The council felt that it was best not to act on this contract and wait until they can receive the answers to the questions. They will discuss this again at the next meeting.

9. Discussion and possible action on Resolution 2023-10 signing a franchise Tax Agreement with Dominion Energy

- a. They discussed the changes to be an agreement and to include the franchise tax in the agreement. Mr. Nielsen had questions regarding the implementation of the franchise tax timeline. The Council discussed the need to have this ready to go for Dominion Energy before they go to the state service commission.
- b. Councilman Neil Brown made a **Motion** to approve Resolution 2023-10 authorizing the signature of the franchise agreement with Dominion Energy. Councilman Hale Robison **Second** and the motion **Passed** all in favor.
- i. Mayor Marty Larson - Yes
 - ii. Councilman Neil Brown – Yes
 - iii. Councilman Grant Lundberg – Yes
 - iv. Councilman Stan Judd – absent
 - v. Councilman Hale Robison – Yes

10. Council Comments

- a. **Mayor Marty Larson** – He has a couple of items to discuss but feels that they need to be discussed in a closed session.
- b. **Councilmember Hale Robison** – He reported that he and Chris Steele have been looking at trucks all over and the best deal that they could find was at Larry H. Miller Ford. They were able to secure a deal for F250 with an eight-foot bed. The dealership also has a utility bed that has never been used but the previous owner didn't want it so they just removed it. They are going to be willing to cut the Town a deal on the bed a savings of about \$4000. Out the door it will be \$58,224 they budgeted \$35,000. He pointed out that they are replacing Paul's old truck that is almost past the point of repair and Chris's current truck is already ten years old and has 100,000 miles on it. He stressed the importance of having good equipment and maintaining good equipment. This is not on the agenda, but they decided to go ahead and vote on it, but they will ratify the decision next month.
- i. Councilman Hale Robison made a **motion** to approve the purchase of the new utility truck for the city for the total of \$58,224.50. Councilman Neil Brown **Second** and the motion **Passed** all in favor.
 - 1. Mayor Marty Larson - Yes
 - 2. Councilman Neil Brown – Yes
 - 3. Councilman Grant Lundberg – Yes
 - 4. Councilman Stan Judd – absent
 - 5. Councilman Hale Robison – Yes

- 167 ii. He talked about fixing the road going up the Cumorah tank and well, fix the intersection at
168 400 S and State Street, and railroad tracks by the quarry. Eckles Paving is going to fix it,
169 but they are waiting for a bid from Staker.
170 c. **Councilmember Grant Lundberg** – He didn't have anything to report.
171 d. **Councilmember Stan Judd** - He was excused from the meeting at 8:05pm.
172 e. **Councilmember Neil Brown** – He didn't have any other issues that needed to be addressed.
173

174 **11. Mayor Marty Larson made a motion to go into a closed session to discuss possible litigation.**

175 Councilman Hale Robison **Second** and the motion **Passed** all in favor.

- 176 a. Mayor Marty Larson - Yes
177 b. Councilman Neil Brown – Yes
178 c. Councilman Grant Lundberg – Yes
179 d. Councilman Stan Judd – absent
180 e. Councilman Hale Robison – Yes
181

182 The council then moved to a closed session at 8:51 pm
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184 **12. Mayor Marty Larson made a Motion to close the closed session. Councilman Neil Brown Second**
185 **and the motion Passed** all in favor.

- 186 a. Mayor Marty Larson - Yes
187 b. Councilman Neil Brown – Yes
188 c. Councilman Grant Lundberg – Yes
189 d. Councilman Stan Judd – absent
190 e. Councilman Hale Robison – Yes
191

192 There was no action taken during the closed session.
193

194 The Council ended Closed Session at 9:08pm
195

196 **13. Motion to Adjourn**

- 197 a. Councilman Neil Brown made a **Motion** to adjourn the meeting. Councilman Hale Robison
198 **Second** and the motion **Passed** all in Favor.
199 i. Mayor Marty Larson - Yes
200 ii. Councilman Neil Brown – Yes
201 iii. Councilman Grant Lundberg – Yes
202 iv. Councilman Stan Judd – absent
203 v. Councilman Hale Robison - Yes
204 b. The meeting was then adjourned at 9:09 pm.
205

206 Minutes prepared by Deputy Clerk Nicole Preston
207

208 Minutes Approved on: August 16, 2023
209

To see signed copy please visit Town Office
Lucinda Thomas City Recorder