UINTAH CITY COUNCIL MEETING
TUESDAY, OCTOBER 3, 2023
7:00 PM
MINUTES

Attendees: Mayor Cutler, Council Member Smith, Council Member Bell, Council Member Boothe, Council Member Roberts, City Recorder Michelle Mortensen, Lt. Ryan, Public Works Jeff Holden, Dan Combe

AGENDA ITEMS:

1. **MEETING CALL TO ORDER:** Mayor Cutler called the meeting to order at 7:00 p.m.
   PLEDGE OF ALLEGIANCE: Led by Mayor Cutler.

2. PUBLIC COMMENT: None

3. **APPROVAL OF CITY COUNCIL MEETING MINUTES HELD SEPTEMBER 19, 2023:**
   Presenter: Mayor Cutler
   - Present City Council Members reviewed the meeting minutes from September 19, 2023.
   - Council Member Roberts motioned to approve the City Council Meeting Minutes from September 19, 2023.
   - Council Member Boothe seconded the motion.
   - Mayor Cutler asked if there was any discussion on the motion; there was none.
   - All in favor; the motion carries.

4. **PLANNING COMMISSION REPORT TO COUNCIL:**
   Presenter: Robert Guiller
   - Planning Commissioner Combe stood and reported that the last meeting was uneventful, but we had a few CUPs that were lost in translation so we will circle back to get those amended because they were on commercial properties that did not need CUP's.
   - Mayor Cutler asked about the Redd's property and where that stands. Mr. Combe stated that they have not heard anything back from them of which he is aware.

5. **DISCUSSION/ACTION ON A BUILDING MORATORIUM EXTENSION ORDINANCE NO. 275-23:**
   Presenter: Council Member Bell
   - Council Member Bell explained that after speaking with our attorney we will let this water moratorium lapse.
   - Council Member Smith asked why we cannot extend it. Council Member Bell stated that the state legislature passed a bill stating that the moratorium can only be for six months.
   - Council Member Roberts asked how we can give out building permits if we do not have an agreement with water. Council Member Bell explained that she is currently in the process of engaging Weber Basin to enter into a new contract, and we anticipate that being done within the next month.

6. **DISCUSSION/ACTION ON INSTALLING A FENCE ON THE PROPERTY SOUTHEAST OF 6791 S. 1725 E.**
   Presenter: Mayor Cutler
   - Mayor Cutler stated that we have talked about the address where Ron and Faye Higgins live. Ron brought it to our attention that kids have been throwing rocks at his property and ringing his doorbell in the middle of the night. We did some research to figure out who owned that property next to him and it was discovered that it is the property which the City maintains. Both the Higgins' and the Burtons' have agreed to put a fence in to help mitigate the problem with the kids. He would like to help protect the City's water lines that run across that property. He is proposing that we help pay up to $500 to help protect our investment.
   - Council Member Bell asked if it is an option for us to pay for the portion of fence that goes across our property. Mayor Cutler answered that there are only two properties where the fence will run. Council Member Roberts asked if it would go across the top or the bottom of the hill. Mayor Cutler responded that behind the Higgins' house is where it goes east to west. Council Member Smith asked if that is City property, and Council Member Roberts replied that it is an easement.
   - Council Member Smith asked who is putting up the fence and who would we be paying. Mayor Cutler stated the fence would be on Todd Burton's property, but he and Mr. Higgins will be splitting the cost of the fence. Council Member Roberts stated that the fence will not be on City property and the area where the pipes are will still be accessible. Mayor Cutler answered that she was correct.
   - Council Member Roberts said that she does not see how this protects our property. Mayor Cutler stated that it

would keep dirt bikes and whatever else from exposing those lines. Council Member Bell pulled up the map and Mayor Cutler explained that Mr. Burton's property comes south and makes a left-hand turn which is where the fence would go. Council Member Roberts advised that she had asked Mr. Holden about the lines and the sewer line is ten feet and the water line is five feet under the ground.

- Council Member Bell stated that her concern is helping to pay for a fence on private property that borders city property and not having ownership. That is a dangerous precedence to start. She sees the value and understands the residents' concern, is sympathetic, but she is looking at the future. Council Member Smith stated that I am sure that our city personnel could put that fence in across the utilities. Mayor Cutler stated that it is Todd Burton's property and he thinks it would be a show of good faith.
- Council Member Roberts stated that I do not feel like we should get in the middle of paying for something on private property. I empathize with those people, and while $500 might not seem like a lot of money, she thinks it is. She mentioned that we have not protected those lines in twenty-five years so she does not know why we would do that now. Mayor Cutler stated that my reasoning is not to help Mr. Burton or Mr. Higgins, but to protect our property.
- Council Member Roberts motioned to not provide any expenditures on the fence.
- Council Member Bell seconded the motion.
- Mayor Cutler asked if there was any discussion on the motion; there was none.
- All in favor; Council Member Boothe nay, Council Member Bell aye, Mayor Cutler nay; Council Member Roberts aye, Council Member Smith nay.
- Council Member Smith made the motion to table the issue.
- Council Member Boothe seconded the motion.
- All in favor; Council Member Boothe aye; Council Member Bell aye; Mayor Cutler aye; Council Member Roberts nay; Council Member Smith aye.

7. **COUNCIL COMMENT TO PUBLIC COMMENTS:**
   - None

8. **CITY COUNCIL DEPARTMENT REPORTS:**

PARKS; BUILDINGS; NUISANCES; EMERGENCY PREPAREDNESS; PLANNING COMMISSION – COUNCIL MEMBER BOOTHE - None

WATER; GARBAGE; CTC; U-DAY; NEWSLETTER – COUNCIL MEMBER BELL – Last month Council Member Bell attended a water conference in Denver where they spotlighted Uintah's new water tanks and how we have been innovative in our funding and been able to fund such a large project being such a small city. She had the opportunity to mention to the EPA to be mindful of the people on the other side of these grants, as she is a council member who came from a social work background and is now over the water department. The EPA makes it difficult for small cities as they create so many loopholes and add a great deal of cost to their grants. Today she went to rural water to be part of a think tank to see what kinds of trainings cities and towns throughout the state want and need. There was a lot of chatter about city councils being more involved in water and what our operators do and to listen to what they are asking for so that we can stay in compliance. It would be beneficial for our council to attend some of these trainings.

ANIMAL CONTROL; WEBER COUNTY TRAILS; EQUIPMENT; ROADS – COUNCIL MEMBER ROBERTS – She stated that she finally had a chance to drive up and look at the water tanks and expressed how impressed she was at this project.

CEMETERY; SERVICE PROJECTS; RAILROAD RELATIONS – COUNCIL MEMBER SMITH – He wanted to extend to Council Member Bell and Mr. Holden his appreciation for all they have done on the water tank project. Most of the City will not realize all the work that has gone into this project. This will be a meaningful asset to this community for the next fifty years.

STORM WATER & FLOODPLAIN; GRANTS; FIRE DEPARTMENT; WACOG– MAYOR CUTLER - None

9. **MEETING ADJOURNMENT:**

Presenter: Mayor Cutler

- Council Member Roberts motioned to adjourn the City Council meeting at 8:10 p.m.
- Council Member Smith seconded the motion.
- Mayor Cutler asked if there was any discussion on the motion; there was none.
- All in favor; the motion carries.

Michelle Mortensen
Michelle Mortensen; Uintah City Recorder

10/17/23
Date