

**MINUTES OF THE REGULAR MEETING OF THE RUSH VALLEY TOWN COUNCIL
HELD ON NOVEMBER 29, 2023 AT THE RUSH VALLEY TOWN HALL
52 SOUTH PARK STREET, RUSH VALLEY, UTAH
THE MEETING BEGAN AT 7:00 P.M.**

Mayor and Council Members Present: Pete Albrecht, Dana Gardner, Lacey Burrows and Jeremiah Harding

Appointed Officers and Employees Present: Clerk/Recorder Patty Rowe, Fire Chief Jason Bolinder and Engineer Doug Kinsman

- 1. Pledge of Allegiance/Roll Call**
- 2. Approval of Meeting Minutes for 10-25-2023.** Councilmember Dana Gardner made a motion to approve the meeting minutes from 10-25-2023. Councilmember Pete Albrecht seconded the motion. All present voted in favor and the motion carried.
- 3. Sheriff's Report.** The sheriff's office reported there were 13 calls for service and zero arrests in the last month. Six traffic citations were issued. Several of the calls were neighbor disputes, a couple of suicide threats and one overdose.
- 4. Consideration to Cancel December 27, 2023 Town Council Meeting.** In place of the meeting will be the town dinner on December 13th. Councilmember Dana Gardner made a motion to cancel the December 27, 2023 meeting. Councilmember Pete Albrecht seconded the motion. All present voted in favor and the motion carried.
- 5. Authorization for Payment of Bills for Month of December 2023.** Councilmember Dana Gardner made a motion to authorize the payment of bills for December 2023. Councilmember Lacey Burrows seconded the motion. All present voted in favor and the motion carried.
- 6. Consideration and Approval of Business License Ordinance.** Clerk/Recorder Patty Rowe said the county clerk's office reiterated that business licenses are not optional but required by state law. If the town is notified about someone doing business without a license, they can contact the Department of Commerce hotline. Councilmember Dana Gardner suggested we take out the word audit and replace it with review. Councilmember Pete Albrecht said we are not auditing the applicant's financial statements, but who they are and if their business license is legitimate. We are auditing the information on the application. Mayor Johnson said one of the purposes of a business license is to ensure public safety and welfare and the town has the authority to audit or inspect the business.

Councilmember Dana Gardner asked if we could renew the licenses every three years instead of every year. Mayor Johnson said this would be a housekeeping issue and would be much easier if done annually. The Department of Commerce requires annual renewal for

the business and the business owner can just renew the license at the same time. It has also been the way that Tooele County has done it for years and applicants are already used to renewing annually. Councilmember Gardner asked if we could remove the late fee penalty and it was decided that it would be best to leave it in. Councilmember Pete Albrecht said he thinks it will prompt people to get it done in a reasonable time instead of putting it off. Letters will be sent annually to remind the applicant to renew their license.

Councilmember Dana Gardner asked for an explanation of “additional fees”, and it means that the business license fee is in addition to any fees paid to the state, i.e., certifications, yearly LLC fee. Councilmember Gardner asked where a business should display their business license if they are mobile. It should be hanging in their home office where they conduct business, if possible. It could also be kept in a wallet or glove box. The ordinance will be changed to state displayed or accessible.

Mayor Johnson said that regarding a hearing for potential suspension or revocation of a business license, if the Town Council cannot resolve the situation the Planning & Zoning Commission may be used to determine appropriate action. This will take the place of a hearing board and the ordinance will be changed to reflect this. Councilmember Lacey Burrows asked what the word “Reserved” means in the ordinance. These are placeholders for additional language if we ever need to add other items such as licenses for alcoholic beverages to the ordinance. Mayor Johnson asked for the renewal letter to be included in the ordinance along with the application. Postcards will be sent to all residents informing them that the town is now issuing business licenses instead of the county. Instructions to obtain a business license will be available from the clerk/recorder or on the town website.

There was a discussion about whether farming or ranching operations require a business license or do people that sell hay need a business license. It was determined that business licenses are only required for commercial operations.

Councilmember Pete Albrecht made a motion to approve the business license ordinance with corrections that reflect the town’s Land Use Management and Development Code. Councilmember Jeremiah Harding seconded the motion. All present voted in favor and the motion carried. A roll call vote was taken, and all councilmembers voted yes.

- 7. Approval to Replace Main Floor at Clover Church.** Mayor Johnson said the committee is trying to match spend the grant that was received. They got bids on the flooring and are working on bids for the leveling. They have only one person that is interested in coming out to Rush Valley to do work. They will need \$8,500 to complete the project and the money must be spent by the end of the year. Councilmember Dana Gardner made a motion to spend \$8,500 to replace the main floor at the Clover Church. Councilmember Jeremiah Harding seconded the motion. All present voted in favor and the motion carried.
- 8. Approval to Purchase Bed Plow and Salter for New Truck.** Councilmember Jeremiah Harding received a quote from Semi Service for \$31,783.73 for a dump bed, plow and salter

for the newly purchased truck. Councilmember Dana Gardner made a motion to purchase the bed, plow and salter for \$31,783.73. Councilmember Lacey Burrows seconded the motion. All present voted in favor and the motion carried.

- 9. Approval to Purchase New Front Tires for Brush Truck 92.** Fire Chief Jason Bolinder got quotes and the best one \$650 for two front tires. Councilmember Jeremiah Harding made a motion to authorize the purchase of two new tires for \$650. Councilmember Pete Albrecht seconded the motion. All present voted in favor and the motion carried.
- 10. Approval for Fire Department to Spend Funds from County Grant.** Fire Chief Jason Bolinder reported that the town was awarded the entire amount of the county grant receiving a total of \$25,000. The review committee was made up of people that were unbiased. The money will be spent on a quick response vehicle that will not have any water carried on it and will be used for ice rescue and medical calls. This will cut down on the wear and tear of the bigger trucks. The money does not have to be spent until the end of the fiscal year and Jason will start looking for a truck to purchase. Councilmember Dana Gardner made a motion for the fire department to spend funds from the county grant to purchase a quick response vehicle with the stipulation that it will not be spent until the money is received from the county. The fire department may also add money from their budget, if needed. Councilmember Pete Albrecht seconded the motion. All present voted in favor and the motion carried.
- 11. Fire Department Report.** Fire Chief Jason Bolinder reported there were eight calls since the last meeting with two of them being in town limits. The calls included two medicals, two car accidents, one alarm and three fires and the town calls were medicals, not fires. He reported that the town received \$5,000 from the license plate grant and new turnouts will be purchased with those funds.
- 12. Council Reports.** Roads – Councilmember Jeremiah Harding reported that he has been getting ready for snow removal. He has hauled material to Park Lane to fix the road. There was discussion regarding Old Dump Road, and it was mentioned that a lot of money and time has been spent on that road. The road serves one county resident, and the town does not have the responsibility to maintain it. The town is paid to grade it twice per year to the city line and Councilmember Harding has graded it many more times than that. Mayor Johnson stated that the town has done a very good job to accommodate the situation and the resident now needs to send his complaints about the road to the county council. The town may need to post a sign stating that the road will only be maintained twice a year. The town's money needs to be spent to help the town's residents.

Cemeteries – Councilmember Lacey Burrows reported that there were two burials last month and the cemeteries have been prepared for winter.

Councilmember Pete Albrecht reported that there will be no emergency management meetings until the beginning of next year.

Parks – Councilmember Dana Gardner reported there has been a lot of use of the town hall by residents for parties.

13. Safety Topic. Councilmember Pete Albrecht presented the safety topic on fatigue.

14. Payment of Bills. Councilmember Dana Gardner made a motion to pay the bills as written. Councilmember Pete Albrecht seconded the motion. All present voted in favor and the motion carried.

15. Public Comments. None

16. Adjourn. Councilmember Pete Albrecht made a motion to adjourn. Councilmember Dana Gardner seconded the motion. All present voted in favor and the motion carried. The meeting ended at 8:40 p.m.