

**Virgin Town Council**  
**February 15, 2024**  
**FINAL Minutes**

**Council**

Jean Krause-Mayor  
Paul Luwe  
Mistie Baird  
April Mckeon  
Marci Holm

**Attendance**

Krystal Percival-Clerk  
Heath Snow-Attorney  
Bronwyn Wallace  
Kent Peterson  
Darcey Spendlove

**Online**

August Lee, Beth Stuffer,  
Charlotte Downard, Darcey, JL  
Chris Schofield, Darlene Pope  
Justin Christensen, Keith Fanta,  
Mark Savee, Wanda Leverett  
Monica Bowcutt, Trista Rayner,  
Tyson Raymond, Mechelle Kelin  
Niles Ritter, Shelly Tanner, Thomas,

**Jean Krause called the meeting to order at 6:00pm**

Jean Krause stated that we will go into a closed meeting to discuss the Acquisition of Real Purchase Property & Probable Litigation and the closed meeting will take place in the "Old Church" 114 S Mill St Virgin UT 84779. She stated that she has asked LeRoy Thompson, the town's Treasurer to be at the first half of the meeting.

Mistie Baird made a motion to close the public meeting and open the closed meeting to discuss the Acquisition of Real Purchase Property & Probable Litigation and the closed meeting will take place in the "Old Church" 114 S Mill St Virgin UT 84779. / April McKeon seconded

Roll Call:

April McKeon- AYE  
Paul Luwe- AYE  
Jean Krause-AYE  
Mistie Baird- AYE  
Marci Holm- AYE

\*Marci Holm did ask how would she know if she had a conflict of interest with something in a closed meeting because she does not know the subject of what the closed meetings are what would she do if she did have a conflict of interest? Heath Snow stated that she would recuse herself and/or leave the meeting and declare a conflict of interest.

**CLOSED MEETING**

Paul Luwe made a motion to close the close meeting and open the work meeting / Marci Holm seconded.

Roll Call:

April McKeon- AYE  
Paul Luwe- AYE  
Jean Krause-AYE  
Mistie Baird- AYE  
Marci Holm- AYE

**WORK MEETING: 6:44pm**

**A. Discussion Only No Action**

Jean Krause stated that we have a lot to get through and we have Mike Chandler from Ash Creek he will start at 5 to have an open house. He will answer any questions. Steve Wismer will also do a presentation about an endangered fish in the Virgin River.

1. Ordinance 2024-03 An Ordinance amending Virgin municipal code (VMC) 3.06.030 to include the appointed town treasurer town treasurer as a paid position and setting forth the treasure compensation.  
LeRoy Thompson does a lot and will be doing this for 6 months. Marci Holm wanted to know if he could provide us with a bullet point list on everything, he does so that the information can be incorporated into a job description when the Town hires a new treasurer. If the position is going to be an employee, we need to consult the employee manual which has sections pertaining to employee classification, job descriptions, and salary planning.
2. Selection of Mayor Pro Tem  
A resolution will need to be made, it was suggested Paul Luwe to have as mayor pro-tem and Mistie as secondary mayor pro-tem.
3. Adoption of 2022 Wastewater study by Sunrise Engineering  
This will be put off until the March meeting. Jean Krause stated that this was put in place before I was mayor.
4. Adoption of Master Transportation Plan by Wall Consultant Group  
This has not gone through planning commission; this will go to planning commission first.
5. Annexation into Ash Creek  
The mayor sent out a 4-page letter to the residents. This will be on the agenda and the last we can vote is in March. The council had a discussion.
6. Agreement with Water Conservancy District  
The council asked Heath if they could see the agreement and he stated that there are a lot of revisions that need to be done. Paul Luwe stated that we would like to see it before we can vote. Mistie Baird stated that we need to be able to make a semi-advised decision. Heath Snow stated that you can look on the WCWCD website to look at their current agreement. But they are changing it. This will go on the March meeting.
7. Zone changes for Shirlene Hall  
April McKeon stated that she opposes any zone changes to Commercial until we eliminate short-term rentals from the Commercial Zone. Jean Krause stated that we have 5 projects coming in that are short-term rentals. Jean Krause would like to see the short-term rental removed completely from the Commercial Zone. Paul Luwe stated many of the Commercial Zone's uses are inappropriate next to residential zones.
8. Zone change rescission on ordinance 2023-12  
This will be on the meeting. April McKeon stated that she reviewed the meeting minutes and didn't say anything negative. Heath Snow stated that whether or not she stated anything, attorneys can twist things and can make it bias.
9. Code of conduct ordinance  
Heath Snow stated that where he got this from is in his meetings of Utah Municipal Attorneys. There have been several different incents where several towns and cities have adopted a code of conduct. I have looked at several different ones all over Utah. This is a code of conduct where officials and employees need to act appropriately at meetings and while interacting with the public.
10. Backhoe  
Jean Krause stated that Chase came to her about issues with our backhoe and it needed a repair. Chase looked into leasing a new backhoe for 2 years. The Town would have to turn in the old backhoe for the 2-year lease. We would rent it for 2 years and then possibly buy it after the 2 years. Marci Holm asked if this item would be part of a budget discussion. Mayor Krause stated

the budget may have to be amended. Heath Snow suggested the Town ask what the residual would be after 2 years and find out the equivalent interest rate on a loan. We may want to sell it and buy one with cash. Paul Luwe reminded the council that this needed to go on the Capital Improvements plan if it was decided to buy one. Marci Holm stated it would be a good idea to get more than one estimate, we may be able to get a better trade in value.

Jean Krause talked about the Five-County wanting us to do the General Plan for Virgin and they will do it for free. We will have them on the agenda. To come talk to the Town Council.

**Adjourn 8:48pm**

Mistie Baird made a motion to adjourn the work meeting / Jean Krause seconded. All AYE / No NAE



Krystal Perdival Clerk/Recorder

March 19 2024  
Approved Date