

Virgin Town Council  
April 16, 2024  
Final Minutes

Council

Jean Krause-Mayor  
Paul Luwe  
Mistie Baird  
April Mckeon

Attendance

Krystal Percival-Clerk  
Heath Snow-Attorney  
Kim Kietzman – Permit Clerk  
George Rodions  
Bronwyn Wallace  
Becky Galvez, Pat Galvez,  
Joe Decker, Tyler Eames,  
Candace Tibbits, Kyndal Sagers  
Mark Ingersoll,

Online

Carol Clark, jim  
Charlott Downard  
Chris Scofield, Jim,  
Tom Lacross, Lee  
Diane Peterson  
Monica Bowcutt

**REGULAR MEETING: 6:15pm**

**A. CALL TO ORDER Jean Krause /PLEDGE OF ALLEGIANCE**

**B. DECLARATION OF CONFLICTS OF INTEREST - NONE**

**C. CONSENT AGENDA**

Paul Luwe made a motion to remove March 19 minutes from the consent agenda / Jean Seconded /All AYE / No NAE

1. Approval of Minutes from Town Council Meetings: February 20, 2024, Meeting, March 14, 2024, Work Meeting, March 19, 2024, Meetings
2. Approval of Checks and Invoices for February 2024 & March 2024

Paul Luwe made a motion to approve the consent agenda, Town Council Meeting minutes: February 20, 2024, Meeting, March 14, 2024, Work Meeting and Checks and Invoices for February 2024 & March 2024  
April McKeon Seconded / All AYE / No NAE

Paul Luwe made a motion to table the March 19, 2024, minutes from the consent agenda / Mistie Baird seconded / All Aye / No NAE

**D. UPDATES/PRESENTATIONS**

1. Presentation by Kyndal Sagers

Kyndal Sagers presented a slide show about her project she has done about parks and recreation.

2. Zoning Administrator: Gene Garate report

Gene Garate reported no changes, and nothing new since last month. The flying monkey has 20 dome type lodging units, and we haven't heard from them for a while, The LaBrie project is moving along looks like they have done some rock works on the building, the Red Coyote project is moving along and is working on the sewer and water hookup part. They have 20 lodging units. The Virgin acers is still working along with the setbacks, The KOA with Stew Ferber is moving along with inspections and such, The Zion White Bison is still moving along with several of their projects.

April McKeon asked Gene what was the regulation change by the DWQ that disallowed White Bison from disposing of black water at the RV park. Gene stated that he did not know. All of the Zion White Bisons KOA cannot dump their black tanks, they are locked, and they are being monitored so no one can dump at the moment. They are working with the state to get off the temporary hold that Zion White Bison is on. April asked Gene to add the date of the paper he presents to the council.

Jean Krause stated that we have two members of the Hurricane Valley Fire Department Joe Decker and the new Fire Chief, Tyler Eames, He has been with the fire district for 14 years. Joe wanted to introduce Tyler to the town.

**E. OPEN FORUM**

Limit 2 minutes per speaker, may talk about anything NOT on the agenda.

NONE

**F. COUNCIL COMMENTS**

Jean Krause stated that she tried to watch the Washington County Commission meeting online vote about them voting in Virgin today, but the Zoom meeting was cut off, Heath Snow stated that they are going to want a resolution to approve, and they are going to want to make sure Virgin is a definite go.

Jean Krause stated that she attended a meeting today about a shuttle that will be going through Virgin, a stop will be in Virgin, we only have two places they could only possibly have a stop, I asked them before they decide to please come talk to Virgin before the decide.

**April McKeon made a motion to Open the public hearing and close the public meeting / Paul Luwe seconded / All Aye / No NAE**

**PUBLIC HEARING:**

**A. ACCEPT PUBLIC COMMENT;**

1. Proposed budget for Virgin Town fiscal year 2024-2025

- No public comments

**Paul Luwe made a motion to close the public hearing and open the public meeting / April McKeon seconded / All AYE / No NAE**

**PUBLIC MEETING:**

**A. MOTION AND VOTE FOR ITEMS 1 - 3**

1. Ordinance 2024-07 Code of Conduct

Paul Luwe put this into ordinance form, Heath Snow stated that he had done a great job.

**April McKeon made a motion to approve ordinance 2024-07 with the changes that Paul Luwe made / Mistie Baird seconded / All Aye / No Nae**

2. Resolution R2024-H appointing Town Engineer

**Paul Luwe made a motion to approve Resolution 2024-I (Not H), appointing Rod Mills as the town engineer, Mistie Baird seconded / All AYE / No NAE**

3. Resolution R2024-I approval for mayor to sign addendum to 2019 RWSA with WCWCD, making Virgin a municipal customer.

Heath Snow talked with the council that if we keep asking for them to tweak the RWSA, they are not going to want to. Heath Snow stated he could try and see about getting a letter stating that we would not have to pay the penalty, Heath also stated that since two other municipalities have joined the WCWCD they have not had to pay their penalties so I don't think Virgin would have to pay. But yes, let's see what we can do about getting it in writing. Heath Stated let me send an email to them and see what they say.

Paul Luwe stated that I was the no vote to join Ash creek, I'm in favor of it because we can't compete with the big dogs on water. I will be voting in favor of this. We have to control our growth.

Jean Krause stated that when the 1997 agreement was signed, it was expected would last for a long time. After this contract was signed, in the town code was signed anything in commercial would have to bring in



their own water, and the previous administration got rid of that and started getting rid of our connections to commercial. If the previous administration had not done that we wouldn't have been in this situation. April McKeon stated that I done a list of positives and negatives, and I had a lot more positives on the list than I had negatives on the list.

**Paul Luwe made a motion to approve resolution 2024-J (not I) with the written confirmation the late comer fee is waived and remove paragraph's 2-6 / Jean Krause seconded / Roll Call Vote:**

**Jean Krause- AYE**

**Paul Luwe -AYE**

**Mistie Baird -AYE**

**April McKeon- AYE**

**(Passed)**

#### **DISCUSSION:**

**1. 2022 CCR'S Sierra Bella (article 3, section 3.3)**

The Council discussed that they must have an STR overlay, they do not have an STR overlay lots 1, 2, 3, 4, 13, 14, 15. Are not allowed to do short-term rentals. Heath Snow will write a letter to the property owners making them aware it is not allowed and not grandfathered in.

**2. Proposed budget for Virgin Town fiscal year 2024-2025**

Candus Tibbits is here to address the council with any questions they have. Paul Luwe is wanting a manager and the capital improvements committee to be paid for. A new truck for public works will be added to the budget. The council discussed the budget.

Mistie Baird made a motion to close the public meeting and open the closed meeting / Paul Luwe Seconded / Roll Call Vote

Jean Krause- AYE

Paul Luwe -AYE

Mistie Baird -AYE

April McKeon- AYE

- Small brake was taken @ 8:10 PM

#### **CLOSE PUBLIC MEETING AND OPEN CLOSED MEETING: 8:15pm**

**1. Litigation**

**2. Purchase of real property**

Closed meeting will take place in the "Old Church" 114 South Mill Street, Virgin UT 84779

Mistie Baird made a motion to close the closed meeting and open the public meeting / Paul Luwe Seconded / Roll Call Vote

Jean Krause- AYE

Paul Luwe -AYE


Mistie Baird -AYE

April McKeon- AYE

**ADJOURN MEETING 8:58pm**

Motion to adjourn public meeting

Paul Luwe made a motion to adjourn the public meeting / Mistie Baird seconded / All AYE / No NAE

  
Krystal Percival Clerk/Recorder

may 21 2024  
Approved Date