



**TOQUERVILLE CITY
CITY COUNCIL MEETING MINUTES**

**June 20, 2024 at 6:00 pm
212 N. Toquer Blvd, Toquerville Utah**

Present: Mayor Justin Sip; Councilman: Gary Chaves, Wayne Olsen, Chuck Williams, Joey Campbell, Todd Sands; Staff: City Manager Afton Moore, Assistant City Manager Darrin LeFevre, Recorder Daisy Fuentes, City Attorney Matt Ekins, Planning Commission Chair Valerie Preslar, City Treasurer Ruth Evans, City Accountant Candus Tibbetts, Deputy Treasurer Hannah Boling;

A. CALL TO ORDER:

Mayor Sip called the meeting to order at 6:02 p.m. Councilman Olsen led the Pledge of Allegiance. Invocation was led by Councilman Chaves.

B. APPROVAL OF AGENDA:

<https://www.youtube.com/live/rINwNJUiBaU?si=g2AENUtag4FZB-m&t=73>
The Council reviewed the agenda.

Councilman Campbell made a motion to approve the agenda as-is. Councilman Williams seconded the motion. Motion carried, 5-0. Gary Chaves – aye, Chuck Williams – aye, Todd Sands – aye, Wayne Olsen – aye, Joey Campbell – aye;

There were no declarations of conflicts.

C. CONSENT AGENDA:

https://www.youtube.com/live/rINwNJUiBaU?si=5Y-nq6qEP_Q2hafK&t=97

1. Review and possible approval of meeting minutes from June 4, 2024 Special City Council Meeting and June 5, 2024 City Council Meeting.

Councilman Chaves motioned to approve the meeting minutes from June 4th and also June 5th. Councilman Williams seconded the motion. Motion carried, 5-0. Gary Chaves – aye, Chuck Williams – aye, Todd Sands – aye, Wayne Olsen – aye, Joey Campbell – aye;

2. Review and possible approval of City Expenditures from May 2024.

https://www.youtube.com/live/rINwNJUiBaU?si=74r_m3tYsQy8_6O9&t=133

The Council discussed the expenditures.

Councilman Chaves motioned to approve the city expenditures for May 2024. Councilman Sands seconded the motion. Roll Call Vote: 5-0. Gary Chaves – aye, Chuck Williams – aye, Todd Sands – aye, Wayne Olsen – aye, Joey Campbell – aye;

D. PUBLIC FORUM:

https://www.youtube.com/live/rINwNJUiBaU?si=y8_iK7z3ylzubuXu&t=188

Stacey Eaton and Anita Eaton spoke during this portion of the meeting.



E. PUBLIC HEARING:

<https://www.youtube.com/live/rINwNJUiBaU?si=AJ8hphh1IJWnAGY-&t=728>

1. Public input is sought on Resolution 2024.XX – A resolution amending Fiscal Year 2023-2024 budget.
There were no comments from the public.
2. Public input is sought on Resolution 2024.XX – A resolution to adopt the proposed Fiscal Year 2024-2025 budget.
There were no comments from the public.

F. BUSINESS:

1. **Discussion and possible action** on Resolution 2024.XX – A resolution amending Fiscal Year 2023-2024 budget.

<https://www.youtube.com/live/rINwNJUiBaU?si=0spkeGzW1NCWl2Hc&t=789>

Mayor Sip, the council and staff discussed this item.

Councilman Campbell made a motion to approve the resolution amending the fiscal year 2023-2024 budget. Councilman Chaves seconded the motion. Roll Call Vote: 5-0. Gary Chaves – aye, Chuck Williams – aye, Todd Sands – aye, Wayne Olsen – aye, Joey Campbell – aye;

2. **Discussion and possible action** on Resolution 2024.XX – A resolution to adopt the proposed Fiscal Year 2024-2025 budget.

https://www.youtube.com/live/rINwNJUiBaU?si=NYKnW_qb6UzYWP3-&t=871

Mayor Sip, the council and staff discussed this item.

Councilman Chaves motioned to approve the budget for 24-25. Councilman Williams seconded the motion. Roll Call Vote: 5-0. Gary Chaves – aye, Chuck Williams – aye, Todd Sands – aye, Wayne Olsen – aye, Joey Campbell – aye;

3. **Discussion and ratification** on a phone vote taken on June 10, 2024, approving a change order in the amount of \$1,835,033.08 from JP Excavating, Inc. for Hogsback Slope South Remediation on the Toquerville Parkway project.

<https://www.youtube.com/live/rINwNJUiBaU?si=mPSL06YukTQLUSQv&t=978>

Mayor Sip, the council and staff discussed this item.

Councilman Williams moved to accept the appropriation of \$1.835 million to JP Excavating for the Hogsback Slope South Remediation to the Toquerville Parkway project. Councilman Sands seconded the motion. Roll Call Vote: 5-0. Gary Chaves – aye, Chuck Williams – aye, Todd Sands – aye, Wayne Olsen – aye, Joey Campbell – aye;

4. **Discussion and possible action** on a municipal exception for placing the material from the Hogsback Slope South of the Toquerville Parkway project.

<https://www.youtube.com/live/rINwNJUiBaU?si=AdUWFKbmerdN5gcr&t=1314>

Mayor Sip, the council and staff discussed this item.

Councilman Campbell motioned to approve business item F4 on the municipal exemption for placing material from the Hogsback Slope South of the Toquerville Parkway project. Councilman Olsen seconded the motion. Motion carried, 5-0. Gary Chaves – aye, Chuck Williams – aye, Todd Sands – aye, Wayne Olsen – aye, Joey Campbell – aye;



5. Discussion and possible appointment of an interim Planning Commission member to serve a 4-year term.

<https://www.youtube.com/live/rINwNJUiBaU?si=DfBuvmzM8US9sGk2&t=1628>

Mayor Sip, the council and staff discussed this item.

Councilman Campbell motioned to put Angela Harrison as the Planning Commission member to fill the vacancy. Councilman Williams seconded the motion. Motion carried, 5-0. Gary Chaves – aye, Chuck Williams – aye, Todd Sands – aye, Wayne Olsen – aye, Joey Campbell – aye;

- 6. Discussion and possible appointment of a Planning Commission Alternate for the calendar year 2024.**

https://www.youtube.com/live/rINwNJUiBaU?si=NBPPb_htH6-6ZFq9&t=1832

Mayor Sip, the council and staff discussed this item.

Councilman Chaves motioned to move forward with Lonnie Christensen as the alternate planning commissioner. Councilman Campbell seconded the motion. Motion carried, 5-0. Gary Chaves – aye, Chuck Williams – aye, Todd Sands – aye, Wayne Olsen – aye, Joey Campbell – aye;

- 7. Discussion and possible action on Resolution 2024.XX – Modifying the Toquerville City Planning Commission Annual Meeting Schedule to meet once a month.**

<https://www.youtube.com/live/rINwNJUiBaU?si=oAceveOIhCh7FodO&t=1917>

Mayor Sip, the council, Planning Chair Preslar and staff discussed this item.

Councilman Campbell motioned to approve business item #7. Councilman Olsen seconded the motion. Motion carried, 5-0. Gary Chaves – aye, Chuck Williams – aye, Todd Sands – aye, Wayne Olsen – aye, Joey Campbell – aye;

- 8. Discussion and possible action on a Final Plat Application submitted by Firelight Development, Inc. for Sun River Firelight – Phase 2. Tax ID #: T-128-PV1.**

<https://www.youtube.com/live/rINwNJUiBaU?si=M8wPWX8ouKm3c6T7&t=1972>

Mayor Sip, the council and staff discussed this item.

Councilman Olsen motioned to approve business item F8 final plat application submitted by Firelight Development. Councilman Campbell seconded the motion. Motion carried, 5-0. Gary Chaves – aye, Chuck Williams – aye, Todd Sands – aye, Wayne Olsen – aye, Joey Campbell – aye;

- 9. Discussion and possible action on Ordinance 2024.XX – Modifying the Toquerville City Code to clarify the business license process.**

https://www.youtube.com/live/rINwNJUiBaU?si=acFguK9X1pglX_5X&t=2219

Mayor Sip, the council and staff discussed this item.

Councilman Campbell motioned to approve business item F9 Modifying the Toquerville City Code to clarify the business license process. Councilman Williams seconded the motion. Motion carried, 5-0. Gary Chaves – aye, Chuck Williams – aye, Todd Sands – aye, Wayne Olsen – aye, Joey Campbell – aye;



Discussion and possible action on Ordinance 2024.XX – Modifying the Toquerville City Code to establish a purpose for Backflow and Cross Connections and modify the requirements for backflow preventer assemblies.

<https://www.youtube.com/live/rINwNJUiBaU?si=qWrZ3QBtwCc10Tlu&t=2344>

Mayor Sip, the council and staff discussed this item.

Councilman Sands motioned to approve business item 10 Modifying the Toquerville City Code to establish a purpose for Backflow and Cross Connections and modify the requirements for backflow preventer assemblies. Councilman Williams seconded the motion. Motion carried, 5-0. Gary Chaves – aye, Chuck Williams – aye, Todd Sands – aye, Wayne Olsen – aye, Joey Campbell – aye;

11. **Discussion and possible action** on Policy 2024.XX – Permanent Erosion Control Maintenance Policy to establish standards and requirements for grading permits under Toquerville City Code 10-18B.

https://www.youtube.com/live/rINwNJUiBaU?si=psDF_3t8v9iuxlOb&t=2725

Mayor Sip, the council and staff discussed this item.

Councilman Chaves motioned to approve business item #11 Permanent Erosion Control Maintenance Policy with the revision to add to item 8 in the policy that we add to the sentence “...is in compliance with any previously issued grading permit.”. Councilman Williams seconded the motion. Motion carried, 5-0. Gary Chaves – aye, Chuck Williams – aye, Todd Sands – aye, Wayne Olsen – aye, Joey Campbell – aye;

12. **Discussion and possible action** on authorizing the circulation of an RFP for In-House Legal Counsel for Toquerville City.

<https://www.youtube.com/live/rINwNJUiBaU?si=5zDhespm0f8GQ0Ck&t=3271>

Mayor Sip, the council and staff discussed this item.

Councilman Williams motioned to authorizing the circulation of an RFP for In-House Legal Counsel for Toquerville City. Councilman Sands seconded the motion. Motion carried, 3-2. Gary Chaves – aye, Chuck Williams – aye, Todd Sands – aye, Wayne Olsen – nay, Joey Campbell – nay;

13. **Discussion and possible action** on an MOU from Firelight Development requesting vertical construction prior to the Toquerville Parkway completion.

<https://www.youtube.com/live/rINwNJUiBaU?si=nubybu-8Yu3PuCR5&t=4575>

Mayor Sip, the council and staff discussed this item. Mayor Sip asked Scott McCall to participate in the discussion.

Councilman Campbell motioned to approve business item 13 the MOU for Firelight Development requesting vertical construction prior to the Toquerville Parkway completion and add the verbiage to allow lot 4 to be done before or as requested from the applicant. Councilman Williams seconded the motion. Motion carried, 5-0. Gary Chaves – aye, Chuck Williams – aye, Todd Sands – aye, Wayne Olsen – aye, Joey Campbell – aye;

G. CALENDAR OF EVENTS:

<https://www.youtube.com/live/rINwNJUiBaU?si=1OW9pzcSU7OTIqww&t=5543>

Mayor Sip reviewed the calendar of events.

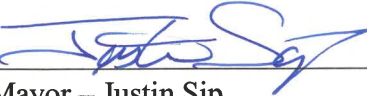
Mayor Sip allowed a discussion on Creekside possible solution. The council and staff discussed their concerns. City Manager Afton Moore addressed comments made during the public forum.

H. CLOSED SESSION:

Not needed.

I. ADJOURN:

Mayor Sip adjourned the meeting at 7:44 pm.



Mayor – Justin Sip

7/9/24

Date



Attest: City Recorder – Daisy Fuentes

