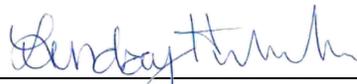




In compliance with the Americans with Disabilities Act, persons needing auxiliary communicative aids and services for these meetings should call the City Offices at 435-586-1119, giving at least 24 hours advance notice. Meetings of the Enoch City Council may be conducted by electronic means pursuant to Utah Code Annotated, Section 52-4-207. In such circumstances, contact will be established and maintained by telephone or other electronic means and the meeting will be conducted pursuant to the Enoch City Code of Revised Ordinances, Chapter 3-500, regarding meeting procedures including electronic meetings.

**CERTIFICATE OF DELIVERY**

I certify that a copy of the forgoing "Notice and Agenda" was delivered to each member of the City Council, posted on the Enoch City website, on the City Office door and published on the Utah Public Meeting Notice website on 07/12/2024.

  
7/12/2024  
**Lindsay Hildebrand, Recorder**                      **Date**

**MINUTES**  
**ENOCH CITY COUNCIL**  
**June 19, 2024 at 6:00pm**  
**City Council Chambers**  
**City Offices, 900 E. Midvalley Road**

**Members present:**

Mayor Geoffrey Chesnut  
Council Member Katherine Ross  
Council Member David Harris  
Council Member Shawn Stoor  
Council Member Bob Tingey  
Council Member Debra Ley

**Staff present:**

Robert Dotson, City Manager  
Ashley Horton, Treasurer  
Justin Wayment, City Attorney  
Hayden White, Public Works Director  
Lindsay Hildebrand, City Recorder  
Jackson Ames, Police Chief

**Public Present: Delaine Finlay and Bryce Poulson**

1. **CALL TO ORDER OF REGULAR COUNCIL MEETING - By Mayor Chesnut**
  - a. **Pledge of Allegiance- Led by City Manager Dotson**
  - b. **Invocation (2 min.)-Audience invited to participate- Council Member Harris**
  - c. **Inspirational thought- Council Member Ross**
  - d. **Approval of Agenda for June 19, 2024 - Council Member Harris made a motion to approve the agenda. Council Member Stoor seconded and all voted in favor.**
  - e. **Approval of Minutes for June 5, 2024- Council Member Harris made a motion to approve the agenda. Council Member Tingey seconded and all voted in favor.**
  - f. **Ratification of Expenditures- None**
  - g. **Conflict of Interest Declaration for this agenda- None stated**

2. **PUBLIC COMMENTS**

There were no public comments.

3. **CONSIDER A PETITION FOR ANNEXATION OF GLEAVE PROPERTY, PARCEL D-0550-003-0000 AND D-0550-0003-0001 -Approve or Deny by voice vote**

Mayor Chesnut noted that the word “approve” should be “accept” for future reference. City Manager Dotson said this property is located to the west and across the street from the City office. This was not annexed when everything around it was annexed sometime around the 1980s. This annexation is simply correcting an illegal island that was created and we were unaware of.

**Council Member Harris made a motion to approve and accept the petition for annexation of the Gleave Property, parcels D-0550-003-0000 and D-0550-0003-0001. Council Member Ley seconded and all voted in favor.**

4. **CERTIFICATION OF PETITION FOR ANNEXATION OF GLEAVE PROPERTY, PARCELS D-0550-003-0000 AND D-0550-0003-0001 AND SET A PUBLIC HEARING FOR AUGUST 7, 2024 – City Recorder**

Lindsay Hildebrand noted that she has certified the petition for annexation and is starting the noticing process.

**Council Member Harris made a motion for certification and annexation of Gleave property and set a public hearing for August 7, 2024. Council Member Ross seconded and all voted in favor.**

**5. CONSIDER ORDINANCE NO. 2024-06-19-A AN ORDINANCE ASSIGNING AN ADDRESS TO PARCEL A-0745-0001-0000 TO 5430 N. ENOCH ROAD.**

City Manager Dotson said 5440 was a House along along Enoch Road and it burnt down. The homeowner built a new home up higher and requested the same address on a separate piece of property. The owner he sold to has requested to change the address of the property without a home on it. He showed the location on a map. Mayor Chesnut asked if the property on the right side of the screen used to be all one parcel. City Manager Dotson said there was a minor subdivision and the address at the county stayed the same.

**Council Member Harris made a motion to approve Ordinance No. 2024-06-19-A, an ordinance to change the address of 5445 N. Enoch Road to, parcel A-0745-0001-0000 to 5430 N. Enoch Road. Council Member Ross seconded and a roll call voted was held as follows:**

<b>Council Member Ross: Yea</b>	<b>Council Member Stoor: Yea</b>
<b>Council Member Harris: Yea</b>	<b>Council Member Tingey: Yea</b>
<b>Council Member Ley: Yea</b>	

**6. CONSIDER AND APPROVE THE 2024 ENOCH CITY FRAUD RISK ASSESSMENT - Approve or Deny by voice vote**

Council Member Tingey asked if this was a yearly thing. City Manager Dotson said yes, this is enforced by the State Auditors office. They give us points for certain things. We are also doing something new. All employees and the Council will sign the Code of Ethics form. To add 20 points, we could have a formal audit committee. The county has one. Mayor Chesnut said this has to do with ensuring that what we are doing and the money being spent is properly protected. We are starting to cross a growth threshold. Council Member Harris said he would be happy to put together a committee. Justin Wayment noted that the State Auditor has stated that if everyone goes unchecked, without being audited, they will become dishonest and will steal money. The default is dishonesty. In one of his lectures, he said we must all have audits in place to keep everyone honest. Mayor Chesnut said it's internal. There are mitigating controls in place. We do our part and keep our records. That way if we get a random audit, we can show a record of what we say we are doing. Mayor Chesnut went over a few of the items on the assessment that were not checked. Council Member Tingey asked about 2I. We have a written policy about cash receipting and deposits. That box was not checked. City Manager Dotson said he would talk with Ashley and correct that.

**Council Member Ley made a motion to approve the 2024 Enoch City Fraud Risk and checking on 2I and 2B. Council Member Tingey seconded and all voted in favor.**

**7. CONSIDER ORDINANCE NO. 2024-06-19-B AN ORDINANCE AMENDING ENOCH CITY ORDINANCE 12.200.206 DEFINITIONS - See Planning Commission Rec.**

**Council Member Ross said this came forward from the Planning Commission with a favorable recommendation.** There was some clarification of what a roof is. City Manager Dotson noted that we are clarifying it a little better. It should say "shelter or enclosure", however, the building code used the phrase "shelter of enclosure". We have had someone requesting to build a covered patio in their backyard that would go into their setback. In the building code if it's an ingress-egress and doesn't have a roof then it's not considered a shelter of enclosure. They could



- He attended the meeting for the Wastewater Treatment Plant. Previously there is an effort to expand the plant in order to create treatment of that water and take it to type 1. This water would be used to water public parks and grass. The County, Water Conservancy District, Enoch, and Cedar City are all involved. We need to start seeing an MOU to formalize these interactions and to know what's happening. There is an engineer designing the project in the next 6 months. This means that we will need to provide \$500,000. Details were discussed. We want to push the idea of using a storage basin for everybody. Then everyone can pump what they need. Storage is the next problem. Council Member Tingey asked since it is Type 1 can you recharge it? Mayor Chesnut said no and gave an example. You can put it in a pit. Council Member Ley asked about the water out of Beaver. Council Member Harris said it's still pending. There are some issues. City Manager Dotson said developers may be able to develop small scalping plants. They take 80% of the water off of the effluent and reuse it in their subdivision instead of sending it all down to the sewer treatment plant. They are becoming more and more affordable. If we could put several in our community we could reduce the demand from the treatment plant. This would decrease our sewer costs.

Council Member Stoor

- There will be a Tree Committee meeting tomorrow. The state arborist, Ryan Johnson, will join to see what can be done there.

Council Member Harris

- The Water Conservancy District has their Water Festival on June 29<sup>th</sup>. This will be held at the Cedar City Main Street Park from 10-2.
- On the 4<sup>th</sup> of July, Wings of Death has been postponed. Council Member Tingey will cook hotdogs.

Council Member Tingey

- He reported on the School Board meeting. Last month they had an opening on the School Board, so they talked about it and went into closed session and elected someone. Then the attorney talked to them afterward and that was a violation of the open meetings law. So, they spent the first hour of yesterday's meeting rehashing what they talked about. Michelle Tullis. They have a big budget and in the 2<sup>nd</sup> hour of that Todd Hess explained the budget.
- He and Debra attended a sales tax seminar put on by the state last month. He learned a lot. It is still available.
- He is on the Cultural Subcommittee of Vision Iron County. They have come up with a census for each community in Iron County. They made assignments for people to take out a census. It's information that they need to assess the cultural history, interest of the community, etc. He wanted to ask if anyone in the room knew anyone whose parents grew up or lived in certain communities. He listed the places.
- He asked for permission to see if we have enough interest in the cultural history of Enoch to form a formal City Committee.

Council Member Ley

- She reported on the 4<sup>th</sup> of July. There will be a Dole Whip truck here. Tyler Lebaron is a member of the Arm-Wrestling Club and if you can arm wrestle him and win, you get \$100.00. Steve Daynes is taking care of the 5K run. The antique car club, dunk tank. Foam machines and games will be going on as well.

**12. ADJOURN – Council Member Harris made a motion to adjourn. Council Member Ross seconded and all voted in favor.**

DRAFT

## **SECTION VII - HOLIDAY LEAVE**

### **A. Holidays**

v. June 19th, called Juneteenth as applicable by State Code.

## **SECTION VIII - SICK LEAVE AND FUNERAL LEAVE**

### **G. Granting of Sick Leave for Illness or Injury**

~~Sick leave shall be granted to an eligible employee who is absent from duty because of illness or injury of the employee. Any application for granting of sick leave to cover an absence that exceeds four (4) successive working days shall be supported by a medical certificate, or other evidence administratively acceptable; provided that when the City Manager supervisor finds that excessive sick leave is being taken, a doctor's diagnosis or other evidences of illness may be required for absences of less than four days. Such evidence may be required on the day the employee returns to work. Abuse of sick leave privileges may be considered as grounds for suspension or dismissal.~~

(1) Management may approve the use of sick leave when:

(a) an employee becomes a parent;

(b) an employee is absent from duty because of illness, injury, or disability of the employee, their spouse, their child, their parent, or any individual for whom the employee is a legal guardian;

(c) any individual listed in Subsection (1)(b) receives preventive health or dental care.

i. When an employee requests sick leave due to reasons outlined in 1(c), the sick leave granted will cover both travel time and the duration of the appointment.

ii. Every effort should be made to schedule such appointments on days when the employee is not originally scheduled to work.

(d) a qualifying FMLA purpose.

(2) Management may approve the use of sick leave for other unique medical situations.

(3) An employee shall contact management before the beginning of the scheduled workday the employee is absent due to illness or injury.

(4) Management shall require an employee to produce administratively acceptable evidence to support any request for leave to cover an absence that exceeds three consecutive working days.

(5) Management may require an employee to produce administratively acceptable evidence regardless of the number of leave hours used for the reasons in Subsection (2) or (3) if there is reason to believe that an employee is using the leave for reasons not listed in Subsection (2) or (3).

(6) An employee separating from city employment forfeits any unused sick leave without compensation.

(7) Abuse of sick leave privileges may be grounds for suspension or dismissal.

# **ENOCH CITY CORPORATION**

## **RESOLUTION NO. 2024-07-17-A**

### **A RESOLUTION TO AMEND THE ENOCH CITY PERSONNEL POLICIES AND PROCEDURES MANUAL, ARTICLE XI BENEFITS**

**WHEREAS**, Enoch City strives to ensure its personnel policies are up-to-date and reflect the needs of its employees and the organization; and

**WHEREAS**, there was a need to clarify when Juneteenth would be observed; and

**WHEREAS**, the current provisions for sick leave require modifications to better address the circumstances under which sick leave may be granted and to align with contemporary workplace practices; and

**WHEREAS**, it is deemed necessary to amend Section VII - Holiday Leave and Section VIII - Sick Leave and Funeral Leave of the Enoch City Personnel Policies and Procedures Manual; and

**WHEREAS**, the City Council has reviewed and discussed the policy procedures as follows:

#### **SECTION VII - HOLIDAY LEAVE**

##### **A. Holidays**

v. June 19<sup>th</sup>, called Juneteenth as applicable by State Code.

#### **SECTION VIII - SICK LEAVE AND FUNERAL LEAVE**

##### **G. Granting of Sick Leave for Illness or Injury**

(1) Management may approve the use of sick leave when:

- (a) an employee becomes a parent;
- (b) an employee is absent from duty because of illness, injury, or disability of the employee, their spouse, their child, their parent, or any individual for whom the employee is a legal guardian;
- (c) any individual listed in Subsection (1)(b) receives preventive health or dental care.
  - i. When an employee requests sick leave due to reasons outlined in 1(c), the sick leave granted will cover both travel time and the duration of the appointment.
  - ii. Every effort should be made to schedule such appointments on days when the employee is not originally scheduled to work.
- (d) a qualifying FMLA purpose.

(2) Management may approve the use of sick leave for other unique medical situations.

(3) An employee shall contact management before the beginning of the scheduled workday the employee is absent due to illness or injury.

(4) Management shall require an employee to produce administratively acceptable evidence to support any request for leave to cover an absence that exceeds three consecutive working days.

(5) Management may require an employee to produce administratively acceptable evidence regardless of the number of leave hours used for the reasons in Subsection (2) or (3) if there is reason to believe that an employee is using the leave for reasons not listed in Subsection (2) or (3).

- (6) An employee separating from city employment forfeits any unused sick leave without compensation.
- (7) Abuse of sick leave privileges may be grounds for suspension or dismissal.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and City Council of Enoch, Utah that the amendments to the Enoch City Personnel Policies and Procedures Manual be approved and adopted. This Resolution was made, voted upon, and passed by the Enoch City Council at a regular City Council meeting held on the 17th day of July 2024.

**DATED this 17th day of July 2024**

**ENOCH CITY CORPORATION**

**VOTING:**

Katherine Ross	Yea	___	Nay	___
David Harris	Yea	___	Nay	___
Shawn Stoor	Yea	___	Nay	___
Bob Tingey	Yea	___	Nay	___
Debra Ley	Yea	___	Nay	___

\_\_\_\_\_  
Geoffrey L. Chesnut, Mayor

**ATTEST:**

**SEAL:**

\_\_\_\_\_  
Lindsay Hildebrand, City Recorder

**Proposed Fee Schedule Amendments**

**3.A Copies & Notary**

Copies	\$0.25 each page
	<del>\$37.42.00 - Ordinance Book</del>
	<del>\$15.00 - Zoning Ordinance Book</del>
	<del>\$4.50 - Subdivision Ordinance Book</del>
Notary	\$5.00 per signature
GRAMA Requests**	\$10.00

\*\*~~Unless~~ If excessively time consuming, ~~in which case~~ the fee will be figured and assessed per time spent and copies made. Price will be quoted and agreed upon in advance.

**3.B Credit Card Convenience**

Online payments	Free**
Telephone Credit Card Transaction	\$3.00

Customer has option to approve fee or discontinue the transaction. (Rev. 7-2-07)

~~Maximum credit card charge allowed is \$300 (Rev. 2-18-15)~~

Refunds of less than \$10 will be refunded by check (Rev. 2-18-15)

**3.C Park Pavilion Use**

1 to 4 hours use of <u>Old Enoch Park, Boebert Park, Garden Park, Iron Mountain, or Jones Memorial Park</u>	\$20.00
More than 4 hours use of <del>Old Enoch Park, Boebert Park or Rec Complex</del> <u>any of above named parks</u>	\$30.00
Refundable* bathroom deposit for use of Old Enoch Park, Boebert Park or Rec Complex	\$50.00

\*If extra cleaning above normal use is needed, the deposit will not be returned.

Reservations of Old Enoch Park Ball Field, Recreation Complex, or Pickleball Court for Team Sports:

Up to 2 days per week	\$20/mth.
3+ days per week	\$40/mth.

No charge for non-profit w/proof of status  
 New application required for every reservation  
Applicant is limited to one (1) reservation application every 6 months

Only one fee will be charged for use of Old Enoch pavilion and ball field together.

No user fee will be charged for use of ~~Our Garden Park~~, Spanish Trails Park or Cottonwood Park

**ENOCH CITY CORPORATION**  
**RESOLUTION NO. 2024-07-17-B**  
**A RESOLUTION TO AMEND THE ENOCH CITY FEE SCHEDULE**

**WHEREAS**, it has been deemed necessary to revise multiple sections of the Enoch City Fee Schedule; and

**WHEREAS**, City Staff has collaborated on fee changes based on issues regarding Copies & Notary, Credit Card Convenience, and Park Pavilion Use; and

**WHEREAS**, the City Council finds that it is in the best interest of Enoch City after taking into consideration the public health, safety, and welfare of its citizens and, future needs of Enoch City and determining the same to be in the best interest of the City and its residents, the fee schedule should be amended to read as follows:

**ENOCH CITY CORPORATION**  
**FEE SCHEDULE-Revised July 17, 2024**

**3.A Copies & Notary**

Copies	\$0.25 each page
	\$42.00 - Ordinance Book
Notary	\$5.00 per signature
GRAMA Requests**	\$10.00

\*\* If excessively time consuming, the fee will be figured and assessed per time spent and copies made. Price will be quoted and agreed upon in advance.

**3.B Credit Card Convenience**

Online payments	Free**
Telephone Credit Card Transaction	\$3.00

Customer has option to approve fee or discontinue the transaction. (Rev. 7-2-07)

Refunds of less than \$10 will be refunded by check (Rev. 2-18-15)

**3.C Park Pavilion Use**

1 to 4 hours use of Old Enoch Park, Boebert Park, Garden Park, Iron Mountain, or Jones Memorial Park	\$20.00
More than 4 hours use of any of above-named parks	\$30.00
Refundable* bathroom deposit for use of Old Enoch Park, Boebert Park or Rec Complex	\$50.00

\*If extra cleaning above normal use is needed, the deposit will not be returned.

Reservations of Old Enoch Park Ball Field, Recreation Complex, or Pickleball Court for Team Sports:

Up to 2 days per week	\$20/mth.
3+ days per week	\$40/mth.

No charge for non-profit w/proof of status  
 New application required for every reservation  
 Applicant is limited to one (1) reservation application every 6 months  
 Only one fee will be charged for use of Old Enoch pavilion and ball field together.

No user fee will be charged for use of Spanish Trails Park or Cottonwood Park

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and City Council of Enoch, Utah that the Enoch City Fee Schedule as amended is approved and adopted. This Resolution was made, voted upon and passed by the Enoch City Council at a regular City Council meeting held on the 17th day of July 2024.

**DATED this 17th day of July 2024**  
**ENOCH CITY CORPORATION**

**VOTING:**

Katherine Ross	Yea ___	Nay ___
David Harris	Yea ___	Nay ___
Shawn Stoor	Yea ___	Nay ___
Bob Tingey	Yea ___	Nay ___
Debra Ley	Yea ___	Nay ___

\_\_\_\_\_  
 Geoffrey L. Chesnut, Mayor

**ATTEST:**

**SEAL:**

\_\_\_\_\_  
 Lindsay Hildebrand, City Recorder

## **12.200.215 HEARING, PUBLICATION AND NOTICE BEFORE AMENDMENT**

Before finally adopting any such amendment, the governing body shall hold a public hearing thereon, after giving at least a fourteen (14) day notice of the time and place ~~in at least one (1) publication, in a newspaper of general circulation in the local jurisdiction~~ according to Utah State Code.

**ENOCH CITY CORPORATION  
ORDINANCE NO. 2024-07-17  
AN ORDINANCE AMENDING ENOCH CITY ORDINANCE 12.200.215 HEARING,  
PUBLICAITON AND NOTICE BEFORE AMENDMENT**

**WHEREAS**, Enoch City recognizes the need to align its local ordinances with state laws and streamline the process for publicizing public hearings; and

**WHEREAS**, Utah State Code provides guidelines for publicizing public hearings that do not require publication in a newspaper of general circulation; and

**WHEREAS**, it is deemed necessary to amend Enoch City Ordinance 12.200.215 to reflect these changes and ensure compliance with state laws;

**WHEREAS**, the Enoch City Council has modified the language in Chapter 12.200.215, as follows:

**12.200.215 HEARING, PUBLICATION AND NOTICE BEFORE AMENDMENT**

Before finally adopting any such amendment, the governing body shall hold a public hearing thereon, after giving at least a fourteen (14) day notice of the time and place according to Utah State Code.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and City Council of Enoch City that the Enoch City Ordinance is amended as written above. This Ordinance was voted upon and passed by the Enoch City Council at a regular City Council meeting held on the 17<sup>th</sup> day of July 2024. It shall take effect immediately after signing by the Mayor and City Recorder.

**DATED this 17<sup>th</sup> day of July 2024**

**ENOCH CITY CORPORATION**

\_\_\_\_\_  
Geoffrey L. Chesnut, Mayor

**VOTING:**

Katherine Ross	Yea ___	Nay ___
David Harris	Yea ___	Nay ___
Shawn Stoor	Yea ___	Nay ___
Bob Tingey	Yea ___	Nay ___
Debra Ley	Yea ___	Nay ___

**ATTEST:**

\_\_\_\_\_  
Lindsay Hildebrand, City Recorder

**SEAL:**

**ENOCH** 8.100.104 SALES OF REAL PROPERTY  
— CITY —

In any case where the City of Enoch acts to sell or dispose of real property owned by the city, the following requirements must be met:

- A. The property must be surveyed to establish the precise boundaries and must be accompanied by a proper legal description.
- B. Unless the sale is specifically authorized without bids by the City Council in accordance with subparagraph (C) hereinafter, all sales of real property belonging to the city shall be at public auction at the city offices or other designated locations after 30 days previous notice by publication at least three times in a newspaper published in, or of general circulation in, Enoch City and by posting notice of the sale in at least three public places within Enoch City. The property shall be conveyed for cash to the highest bidder and the proceeds paid to the City Treasurer for the use of the city. Bids may be sealed or voiced, at the discretion of the City Council. The City Council shall confirm the sale by majority vote, but shall be free to reject any and all bids or to establish a minimum bid.
- C. If the Council specifically authorizes a sale of real property belonging to Enoch City without bids, it shall do so on the record of a regular council meeting and shall set forth with specificity the reasons for such action.