

SPRING CITY COUNCIL MINUTES

Thursday, June 6, 2024, 7:00 p.m.

The meeting was held in the Council room at Spring City Hall, 45 South 100 East, Spring City, Utah.

In Person Attendance: George Kenzy, Kat Caldwell, Bruce Caldwell, Su Tullis, Jane Hawkes, Threesa Cummings, Renelle Smith, Cynthia De Grey, Ken Krogue, Craig Paulsen, Phillip Wood, Bryen Hansen, Roger Minert, Mike Nelson, Cori Seegmiller, Alison Anderson, Cynthia Van Buren, Kay Van Buren, Yvonne Wright, Dave Oxman, Cory Madsen, Chad Huff, Ruth Ann McCain; Recorder

Zoom Attendance: Kim's iPad, Ben Hanks, Tim Syme, Jhan Miller, Charles, Your iPhone

Pledge of Allegiance: Chris Anderson

Expression of Choice: Courtney Syme

Roll Call: Paul Penrod, Courtney Syme, Chris Anderson, Marty McCain, Randy Strate

Mayor and Council Member Department Reports

Council Member Paul Penrod stated that there was nothing to report. The fire department is training a lot to get ready for fire season.

Council Member Courtney Syme stated that he had nothing to report at this time.

Council Member Nancy Allred was absent.

Council Member Marty McCain stated that a 90% completion meeting for the sewer project is coming up. Kaden attended Hotline school last month. The electric department poured cement for the Daughters of Utah Pioneers for the electricity that went out there. They are putting together pricing for this upcoming year and hopefully the price cost adjustment that we are having done will come back soon. In the next month we will have the price structure complete for the buildings.

Council Member Randy Strate stated that the roads have been torn up to prepare for paving. The paving will start on Monday. Some additional gravel was hauled in for 2nd South to help widen the road to 20 ft. With temperatures projected to be in the 90s our snowpack will probably come off. There will be some high creek flows, but no flooding is anticipated. If anyone sees a culvert plugged, please tell a city or irrigation official.

Mayor Chris Anderson stated that the first Thursday in July is the 4th of July so our Council meeting will be held on the 11th of July. In the past the Council has considered an ordinance to deal with the dark sky issues and exterior lighting. There has been some renewed interest and Planning and Zoning, under the direction of Craig Paulsen, is looking into that now. If you are interested in that or have an opinion on it reach out to Craig. Craig Paulsen stated that a citizen

has asked them to look into the dark sky philosophy or exterior lighting. This affects a few people in town adversely. Planning and Zoning would like to know if the city would like to see us move ahead and think about a possible ordinance. The new advisory committee can review and discuss this.

Public Comments

Cynthia DeGrey stated that she would like to review the plans for our celebration next month. Mayor Chris Anderson stated that Cynthia made a new list of everyone in the cemetery before Heritage Days and hung it up. That is appreciated, and it makes it easier for people to find their loved ones. Ms. De Grey passed out a finalized copy of the agenda for this year. It will run from July 21st through July 24th, which is on a Wednesday. The theme of our parade will be D-Day to honor the 80th anniversary. Anyone who may have descendants of a World War 2 veteran is invited to put in an entry for the parade. Cash prizes are given to the winners in the parade and there may be a special category for that kind of entry. Ms. De Grey stated that in reviewing the budget it looks like the 24th budget has been increased and the scholarship for the royalty. She appreciates that. Looking at the agenda it is mostly the same as in the past. One new event this year is Spring City's Amazing Race. They are trying to get donations to help offset the cost for that. There will be teams of four and will take place the Saturday before the 24th. The mayor and council have been asked to provide the BBQ as they have done in the past. This year it will be pulled pork sandwiches, hot dogs – that are in a warming oven -, and some side dishes. This gives the community a nice meal that is free of charge. Ms. De Grey stated that her philosophy as the chair of this event is to make this as inexpensive as possible for our community. This is our chance to give back to the citizens of Spring City. If anyone is interested in volunteering let her know. Volunteers are always needed. Concerning a cemetery issue, Ms. De Grey stated that two years ago a directory was made and put it in the pioneer cemetery. Matt Franks built a frame for it. The directory has water damage that has gotten under the seal. It will need to be replaced and should not be a big expense. Matt Franks and Cory can go look at it. A new directory may need to be printed.

Roger Minert stated that he and his wife are new landowners in Spring City. Their land was part of the Ken Krogue annexation and they thanked everyone involved with that. They are building a new home and hopefully it will be completed by Christmas.

Niel Sorenson stated that a sign was removed that said welcome to spring city home of sparkling spring water. He would like to see it put back but was wondering about getting it repainted. Mayor Anderson suggested that Christi McGriff could repaint the sign.

Craig Paulsen stated that in some of the public hearings lately he has heard that people don't understand what is going on in the city. He would like to say that he appreciates the first annexation that has been done with the cooperation of Planning and Zoning that looked to future development. Growth is coming. There are a couple of large developments in the works of properties over 100 acres and some that are smaller. If they want utilities, they will need to annex.

Phil Wood stated that there is a lot of animosity for the growth that is coming. He requests that when the committee is appointed that it be equally split between those for and those against it. Mayor Anderson stated that he is mindful of that and wants the committee to reflect both sides of the issue.

John Stewart stated that according to statements made in the public hearing we are only using 25% of our water now. Do we know how many acre feet we have the ability to use? Council Member Randy Strate stated that the City has about 1.5 CFS which is about 1000-acre feet of

water rights. Mr. Stewart asked how much water we could use and not overburden the system with the new project being done. Council Member Strate stated that he could find that number but didn't know the number off the top of his head. Mr. Stewart stated that if people are drilling wells around the city they will be tapping into a natural aquifer, and we could lose our water source. This also is not utilizing our utilities. There was some discussion between Council Member Strate and Mr. Stewart about water rights, the Irrigation Company, and drilling wells. Mr. Stewart is concerned about the water project and if we are getting our money's worth back for what we are spending. Mr. Strate stated that we must build our infrastructure to accommodate the growth that is coming. The water and sewer projects help with the growth, it doesn't solve all the problems, but it will help. Council Member Marty McCain stated that we are lacking the capacity to get water where it needs to be with the right pressure. Right now, we don't have the water pressure for our fire hydrants. Infrastructure is needed to provide services to you that you should receive when you are in the city. The bonus is that it also enables us to add customers. The thought of revenue is good, and this will allow for more connections. Mr. Stewart asked how many more connections the will the project give us, how much growth we have had in the last 20 years, and how much growth the city is anticipating in the future. Council Member Paul Penrod stated that Sunrise has stated that we will have the capacity for years to come. We cannot keep kicking this down the road.

Introduction of Miss Spring City

This item was differed to July because of illness.

Mayor Anderson stated to Miss Spring City's father that there are citizens that are interested in addition to flowers to having a few benches. Donations can be collected and put a plaque on them. She will also want to talk to Jim Baker, who is on the Main Street Committee to do these things.

Appointing a Community Growth Committee – Resolution 2024-06

Mayor Chris Anderson stated that the appointment of a community growth committee came up at our recent meeting. The idea is to establish a committee so that we can have a plan for growth going forward. They will consider growth inside and outside of the city, where commercial development may be considered, and other kinds of non-traditional housing or different lot sizes and under what conditions. When the Council approved the committee, they said that they would like this done in four months. Thus the resolution states that they should be prepared to report to the Council by the end of September. We want to make sure that the committee reflects the community and have asked Ken Krogue to chair the committee. It has been decided that council members and planning and zoning members will not be on the committee. The committee can call upon them for information, but this is to be citizen based. Those who have been designated are Jeff Watson, Ken Krogue, Sonja Brown, Brill Hernandez, Kay Van Buren, Jane Hawkes, Cory Seegmiller, Rick Dyches, Berry Sessions, and Eve Martin. Not all of these people have been asked if they want to serve. Council Member Strate and the mayor will be able to work together to add to the committee at the committee's recommendation. Ken Krogue will have the ability to remove someone from the committee if they don't have time or are hindering progress. Subcommittees and experts can be designated. If the committee decides that they are not moving forward they are to let the council know so we don't waste time on something that is not moving forward. Council Member Courtney Syme asked if the committee anticipates bringing reports to the City Council? Mr. Krogue stated that he would love to. He would also like to have a couple

of meetings to bring in all citizens that want a voice. Mayor Anderson stated that this will be for growth in the city and the surrounding area. Mr. Krogue stated that many people have stated that we don't have a plan and that is not the case. He applauded the work that had already been done. This committee is to help get the temperature down and awareness up. Kay Van Buren asked if this is a Council Citizen Committee. Mayor Anderson stated that this was his understanding. The committee will bring recommendations to the Council. If there is a zoning change it will have to go through the process of Planning and Zoning. Phillip Wood stated that the city has a plan and is confused why a committee is needed. Council Member Randy Strate stated that we have a plan, but it is not detailed and doesn't cover the issues the city is facing with growth. Like how the city is going to accommodate financially the growth. A committee would be good to put details into the plan. Mr. Krogue stated that they have already gathered plans from 18 other cities that are relative to our size, and they have well over 100 pages of detailed information for their plan. Mr. Wood stated that he would like to caution the city on making annexation a part of the plan. The last annexation took over seven months why would a developer want to go through annexation. There was some discussion on annexation, investment and incentives. Council Member Courtney Syme stated that confidence is being put in Ken Krogue and the committee to identify challenges, start to develop goals, and seek solutions that our city can accomplish through the legislative and administrative process. John Stewart brought up vetting the committee members. Mr. Krogue stated that he would like put together a subcommittee that may want to annex and see what can be learned from that. This is not designed to be a financial win or loss it is designed to address the pains that have been going on for months. Awareness is the problem on both sides. There was more discussion on how the committee wants to move forward.

Council Member Marty McCain made a motion to accept the resolution to appoint the committee. Motion seconded by Council Member Courtney Syme. Discussion: Council Member Randy Strate stated that he wanted to clarify that it is Resolution 2024-06. Mayor Chris Anderson read the resolution in the meeting.

Vote:

Paul Penrod	Yes
Courtney Syme	Yes
Nancy Allred	Absent
Marty McCain	Yes
Randy Strate	Yes

Set Salary for the Justice Court Judge – Resolution 2024-07

Mayor Chris Anderson stated that each year the state tells us what we need to pay our judge. It is a formula based on his workload. The range that we have been told we need to hit is between \$7,486 and \$9,625. We are proposing that we set his salary at \$7,500, that works out to be \$625 per month.

Council Member Courtney Syme made a motion to approve the financial compensation for the judge. Motion seconded by Council Member Paul Penrod. Discussion: There was no further discussion.

Vote:

Paul Penrod	Yes
Courtney Syme	Yes
Nancy Allred	Absent

Marty McCain	Yes
Randy Strate	Yes

Eave Work on City Hall – Bids

Council Member Marty McCain stated that there have been some major leaks from the roof at City Hall. There was some repair work done in the winter that was more of a Band-Aid. The eaves on this building have had major damage and need to be repaired. We have asked for bids, and they should come in on the 10th. On the 12th, at a Special Council meeting, those bids will be opened. Some of the supplies have been preordered. Until we receive the bids, we don't know what the cost of the project will be. This item should be postponed until we have the bids in, and we know what the cost will be.

2024-2025 Original Budget – Resolution 2024-08

Council Member Courtney Syme stated that the Council has attended several meetings and had a public hearing earlier this evening.

Council Member Courtney Syme made a motion to approve the 2024-2025 budget. Motion seconded by Council Member Paul Penrod. Discussion: There was no further discussion.

Vote:

Paul Penrod	Yes
Courtney Syme	Yes
Nancy Allred	Absent
Marty McCain	Yes
Randy Strate	Yes

Tree Regulations and Agreement – Ordinance 2024-08

Mayor Chris Anderson stated that in the city there are some old trees that line the side of the street. Some residents have continued that line in front of their homes without realizing that we have a city ordinance for tree regulations. Mayor Anderson read some of the requirements in the ordinance stating that planting trees near the road you must have permission from the City Beautification Commission. We don't have a Beautification Commission and haven't had one for years. An alternative solution is to have a contract with the city if you plant trees in that area. The contract or agreement would state that if the city needs the right-of-way, it is the owners responsibility to remove the tree, trim the tree, to plant the kind of tree that the code requires, and that the city does not assume responsibility for what people have done. This is a way of resolving the issue because there are several who have planted trees in the right-of-way, including the mayor. Mayor Anderson recused himself from any further discussion. There was some discussion on old trees in the rights-of-way as to new trees. Old trees would be grandfathered in but those with new trees would need to sign an agreement. Council Member Randy Strate stated that moving forward, if this ordinance were in effect our city employees would need to keep an eye out for anyone planting trees in the right-of-way. We would then go to the owners and ask them to sign the agreement. Council Member Syme stated that there are trees that obscure vision now what do we do about that. Mayor Anderson stated that the city would need to remove the older trees or trim them but moving forward the agreement would put that responsibility on the owner. There was some discussion about Main Street and other streets in the city, setbacks, how wide streets are with the right of way, and concern about planting trees under power lines, **Council Member Marty McCain made a motion to accept Ordinance 2024-08 as written and that the effective date is today the 6th of June. Trees planted from this point on, if they are**

planted in the right-of-way, they will be responsible to remove them and trim the branched if they get into our wires. **Motion seconded by Council Member Randy Strate. Discussion:** There was no further discussion.

Vote:

Paul Penrod	Yes
Courtney Syme	Yes
Nancy Allred	Absent
Marty McCain	Yes
Randy Strate	Yes

Compensation Increase for Specific Officers – Ordinance 2024-09

Mayor Chris Anderson stated that it has been proposed and reflected in our budget a cost of living adjustment of 4.1% for our Police Chief, Power and Public Works Superintendent, Treasurer, Deputy Treasurer, and Recorder. This needs to be adopted as an ordinance according to new state law.

Council Member Randy Strate made a motion to adopt Ordinance 2024-09. Motion seconded by Council Member Paul Penrod. Discussion: Council Member Marty McCain stated that he would like to make a clarifying statement. He will not be voting for Ruth Ann McCain. He will be voting on the other positions. Council Member McCain stated that Ruth Ann is his wife.

Vote:

Paul Penrod	Yes
Courtney Syme	Yes
Nancy Allred	Absent
Marty McCain	Yes except for Ruth Ann McCain I abstain
Randy Strate	Yes

New Emergency Management Person

Mayor Chris Anderson stated that Ken Law has been serving as the emergency manager. He has indicated that he would like to be relieved of that responsibility. If there is anyone who would like to do that, please let us know.

Work Boot Policy for Electric and Public Works Employees – Resolution 2024-09

Mayor Chris Anderson stated that we reimburse our city employees \$130.00 every two years for work boots that are OSHA approved. It is proposed that the amount is increased to \$200 every two years. Phil Wood stated that boots are consumable and should go no more than a year. Council Member Marty McCain stated that he talked to Kent and the last pair of boots he bought were \$220 and he just eats the difference. Mayor Anderson suggested that the resolution be changed to reflect a reimbursement of \$200 every year.

Council Member Randy Strate made a motion that resolution 2024-09 be approved as amended to increase the boot reimbursement to \$200.00 every year. Motion seconded by Council Member Paul Penrod. Discussion: There was no further discussion.

Vote:

Paul Penrod	Yes
Courtney Syme	Yes
Nancy Allred	Absent

Marty McCain	Yes
Randy Strate	Yes

Bryan Hansen Water Hookup on property 1600 E. 100 S.

Mayor Chris Anderson stated that Bryan has property that we need an easement on for our culinary water project. He has requested that in consideration for the granted easement that we have asked for that we provide him with a water connection. Bryan Hansen stated that he has already run a water line for the future hoping that water would come down the County Road. The easement for the new water tank cuts across his property and there would be a five-foot connection to the pipe. Mr. Hansen gave some details of what he uses the water for stating that he only uses 600 gallons of water a year. Mayor Anderson stated that the reason that this is coming before the Council is because Mr. Hansen is outside of the city. This is inconsistent with the moratorium, but it is in consideration or granting the easement. There was some discussion about building a headhouse to provide the water. Mr. Hansen stated that if he needs to build a lift pump, he will do that himself. Council Member Randy Strate stated that he feels that a contract would be needed, and it must be in effect for future owners. Mr. Hansen stated that he can have his lawyer draw up a contract stating that pressure and usage will stay the same, and there is no future promises of different services. Mayor Anderson stated that it needs to reference the easement as well. Council Member Strate stated that the contract needs to state that if the pressure is not good Mr. Hansen will put in his own pump.

Council Member Marty McCain made a motion to allow in consideration of the water easement through Bryans land that we allow him a connection with the following stipulations. First, if needed you will provide the pump, maintain it and provide the electricity. It will be in the contract that if you sell your property these expectations cannot change. The contract will be submitted to the mayor, and we will get the easement and contract signed. **Motion seconded by Council Member Randy Strate.** **Discussion:** There was no further discussion.

Vote:

Paul Penrod	Yes
Courtney Syme	Yes
Nancy Allred	Absent
Marty McCain	Yes
Randy Strate	Yes

Financial Report for May 2024

Council Member Courtney Syme made a motion to approve the financial report for May 2024. **Motion seconded by Council Member Paul Penrod.** **Discussion:** There was no further discussion.

Vote:

Paul Penrod	Yes
Courtney Syme	Yes
Nancy Allred	Absent
Marty McCain	Yes
Randy Strate	Yes

Payment of Bills

Council Member Paul Penrod made a motion to pay the bills. Motion seconded by Council Member Courtney Syme. Discussion: There was no further discussion.

Vote:

Paul Penrod	Yes
Courtney Syme	Yes
Nancy Allred	Absent
Marty McCain	Yes
Randy Strate	Yes

Approve Minutes for May 2, 2024, Public Hearing

Council Member Paul Penrod made a motion to approve the minutes from May 2, 2024.

Motion seconded by Council Member Courtney Syme. Discussion: There was no further discussion.

Vote:

Paul Penrod	Yes
Courtney Syme	Yes
Nancy Allred	Absent
Marty McCain	Yes
Randy Strate	Yes

Approve Minutes for May 2, 2024, City Council

Council Member Paul Penrod made a motion to approve the minutes for May 2nd. Motion seconded by Council Member Marty McCain. Discussion: There was no further discussion.

Vote:

Paul Penrod	Yes
Courtney Syme	Yes
Nancy Allred	Absent
Marty McCain	Yes
Randy Strate	Yes

Approve Minutes for May 23, 2024, Work Meeting

Council Member Paul Penrod made a motion to approve the minutes for the May 23, 2024.

Motion seconded by Council Member Marty McCain. Discussion: There was no further discussion.

Vote:

Paul Penrod	Yes
Courtney Syme	Yes
Nancy Allred	Absent
Marty McCain	Yes
Randy Strate	Yes

Council Member Marty McCain motioned to adjourn.

Adjournment: 8.51

APPROVED

