

Manti City Council Regular Meeting

MINUTES

SEPTEMBER 11, 2024
6:30 PM

MANTI CITY BUILDING
50 SOUTH MAIN STREET

MEETING CALLED BY	Mayor Alfred C Bigelow
TYPE OF MEETING	Regular Council Meeting
ATTENDEES	Councilmembers: AJ Mower, Mary Wintch, Jeff Killian, Jennifer Christiansen and Mary Pipes City Manager: Kent Barton City Recorder: JoAnn Otten
ABSENT	
WELCOME	Mayor Bigelow
PLEDGE OF ALLEGIANCE	Led by Councilmember Christiansen

ITEM 1	Niquolette Jones - request to address Mayor and Council regarding noise from pickleball courts during early and late hours.
Ms. Jones stated that her family has lived on Union Street straight north of the pickleball court in Manti for about 5-years and love the community. Ms. Jones said that when the courts were built a couple years ago, her family's daily lives were tremendously affected. She said there is constant noise of the ball being hit back and forth from approximately 5 am to midnight every day and the lights are on the same amount of time. She said she spoke to a man that comes from Ephraim to play in Manti because Ephraim's courts are not open early in the morning nor late at night. Ms. Jones said that she is thankful for the attractive area but feels there should be time limits as to use of the pickleball court and was requesting the Mayor and Council develop a noise ordinance or close all public parks and areas from dusk to dawn.	

Councilmember Christiansen said she thought the lights were on a timer and questioned if hours of use are posted at the city park. Councilmember Mower said they are posted at the park.

Mayor Bigelow said that he felt it would be a good idea to implement a schedule for use of the courts.

City Manager Barton said he would discuss this with Recreation Director Luke Rowley and get back to the Council.

Ms. Jones said that she understood there would be times when it needs to be open early and late for a tournament, but everyday is just too much and thanked the Mayor and Council for allowing her to speak.

CONCLUSION

Mayor Bigelow thanked Ms. Jones and said they would follow up and figure out reasonable restrictions that will work for everyone involved.

ITEM 2	Discussion and consideration of Ordinance #2024-2, concerning proposed changes to the city code regarding criminal penalties.
Mayor Bigelow said that Ordinance 2024-4 <i>Limitation on Criminal Penalties</i> will bring Manti City Code into compliance with Utah State Code regarding limitations on criminal penalties. He then asked if there was any discussion from the City Council. Seeing none he called for a motion to adopt the ordinance.	
ACTION	
Councilmember Jeff Killian moved to adopt Ordinance 2024-4 <i>Limitation on Criminal Penalties</i>, seconded by Councilmember Mary Wintch. Councilmembers voting “aye”: Jeff Killian, Mary Wintch, AJ Mower, Jennifer Christiansen and Mary Pipes. Councilmembers voting “nay”: none.	

ITEM 3	Discussion and consideration of Ordinance #2024-5, concerning proposed changes to the city code regarding nuisances and abatement.
Mayor Bigelow said that the City Council have been working on the nuisance and abatement ordinance for several months noting there has been a lot of discussion on the phrase “<i>attractive nuisance likely to cause damage to small children</i>” and asked if there was any discussion.	

ACTION	
Councilmember Mary Wintch moved to adopt Ordinance #2024-5 <i>Nuisances and Abatement</i> as presented, seconded by Councilmember Jeff Killian. Councilmembers voting “aye”: Mary Wintch and Jeff Killian. Councilmembers voting “nay”: Mary Pipes, Jennifer Christiansen and AJ Mower. The motion failed. Discussion ensued after which Mayor Bigelow called for a motion to accept the ordinance striking the phrase “<i>or an attractive nuisance likely to cause damage to small children</i>” in section 8.28.140. Councilmember Mary Pipes made the motion to accept Ordinance 2024-5 Nuisance and Abatement striking the phrase “<i>or an attractive nuisance likely to cause damage to small children</i>” in section 8.28.140, seconded by Councilmember Jennifer Christiansen. Councilmembers voting “aye”: Mary Pipes, Jennifer Christiansen, Jeff Killian, Mary Wintch and Jeff Killian. Councilmembers voting “nay”: none. City Manager Barton was then directed to contact the city attorney and the liability insurance provider for a written opinion regarding “attractive nuisance” in the ordinance.	

ITEM 4	Kent Barton - financial report, August 2024 statements.
City Manager Barton presented the August 2024 Financial Statement, which is attached to and made part of the minutes. He reported that 17% of the budget year is complete with total budgeted revenues realized at 11.4% and total budgeted expenses coming in at 16.8%. He then reviewed the Enterprise and Special Revenue Funds with water revenue at 17.8% of budget and expenses at 6.4%, sewer department budgeted revenues at 16.1% and expenses at 8.1% and electric fund budgeted revenues at 17.4% and expenses 17.6%.	
CONCLUSION	
Some discussion ensued after which Mayor Bigelow thanked City Manager Barton for his report.	

ITEM 5	Continuing business.
Youth City Council. Councilmember Christiansen reported that Nick and Christina Marsing have accepted the invitation to be the advisors for the Youth City Council. She met with Mr. Marsing, and they are excited and ready to move forward.	

Discussion concerning Inland Port Project.

Mayor Bigelow said that other communities are moving forward with projects.

ITEM 6

Councilmembers reports.

Councilmember Mower reported that he had attended the ULCT Convention and felt it provided good information and was well worth the time to attend.

Councilmember Wintch said she had attended the ULCT Board meeting.

She also attended the Manti Library Board meeting, and they have a concern about the broken front steps and the possibility of someone falling.

Councilmember Wintch said that with the recent rain, water had gotten in the basement of the Patten House. City Manager said this problem has been addressed.

Councilmember Killian reported that the Manti/Ephraim Airport Fly In is scheduled for September 14th and encouraged everyone to attend.

Councilmember Christiansen reported she had also attended the ULCT conference and felt that the information provided was very beneficial.

Councilmember Pipes reported that the ULCT conference was amazing and thanked Manti City for allowing her to attend.

ITEM 7

Public comment - two minutes per each comment.

Evalyn Christensen – 529 East 150 North

Ms. Christensen inquired where the city council is on the nuisance ordinance enforcement.

She then questioned if the pickleball courts will be constructed at the ballfields in the near future. City Manager Barton said that the city is looking into grants and funding for this project. He said that a committee may need to be organized to help with fundraising.

ITEM 8

Mayor Bigelow.

Mayor Bigelow reported on of the following items:

- Attended a meeting with R-6 and received updates on surrounding projects.
- Reminded all that 9/11 is a day we cannot forget and the unity we felt as a country. He said it is his hope we will be able to be united once again.
- He and City Manager Barton met with Abbey Ivory, R-6 and Sanpete County Specialist regarding Economic Development.

ITEM 9	Consideration of approval for minutes of prior meeting (August 21st regular meeting).
Mayor Bigelow directed Councilmembers to draft minutes of the council meeting of August 21, 2024. After brief discussion, seeing there were no errors or changes noted, he called for a motion to accept the minutes as presented.	
ACTION TAKEN	
Councilmember Jennifer Christiansen made the motion to accept the minutes of the August 21, 2024, regular council meeting, seconded by Councilmember AJ Mower. Councilmembers voting “aye”: Jennifer Christiansen, AJ Mower, Mary Wintch, Jeff Killian and Mary Pipes. Councilmembers voting “nay”: none.	

ITEM 10	City Manager Kent Barton.
City Manager Barton reported on the following items: • Attended the ULCT conference, which was very positive. • Councilmember Wintch will serve on the ULCT Board for another term and said she is a positive force for the ULCT. • The Manti ATV ride is scheduled for September 19th and 20th. • Bat removal has been conducted in the city building. • The draft subdivision ordinance was presented to the Planning Commission, and they will hold a public hearing regarding same on October 8th. This ordinance must be completed by December 31st to be in compliance with Utah State Code. • Five zoning permits have been approved for the Heritage Homes Development. • Jacob Yamada addressed the Planning Commission regarding the proposed development at the Manti Campground property. • LTD has received the required approval from UDOT, and the Dollar General has been working on the design standards for the building. They hope to begin construction this fall. • The extension of the sewer line has begun for the Temple View Estates development.	

- Had a conference call with Sunrise Engineering and the Division of Drinking Water regarding the status of the water treatment plant project.
- Senator Burgess Owens contacted Manti City and said that Manuel Fuentes, a Manti citizen, has been chosen to receive the Hispanic Heritage Award.
- The bills are in the packet for review.
- Has an issue involving litigation and property negotiation for closed session.

ACTION TAKEN

Councilmember Mary Wintch moved to adjourn from regular session into closed session to discuss litigation and property negotiations, seconded by Councilmember Mary Pipes. Councilmembers voting “aye”: Mary Wintch, Mary Pipes, Jennifer Christiansen, AJ Mower and Jeff Killian. Councilmembers voting “nay”: none.

Adjourned from closed session into regular session.

Councilmember AJ Mower moved to pay the bills and adjourn the meeting, seconded by Councilmember Mary Pipes. Councilmembers voting “aye”: AJ Mower, Mary Pipes, Mary Wintch, Jeff Killian and Jennifer Christiansen. Councilmembers voting “nay”: none.

ADJOURNED

7:50 P.M.

NEXT MEETING DATE

Regular Council Meeting – October 2, 2024

General Account

Utah Municipal Power Agency	\$141,132.67
Utah State Treasurer	538.25
Zions Bank	7,075.72
Utah Division of Finance	50,000.00
Utah Division of Finance	17,000.00
Utah Division of Finance	64,196.67
TJ Roofing	7,000.00
TJ Roofing	2,000.00

Alfred Bigelow, Mayor

JoAnn Otten, City Recorder