

Town Council Meeting
June 17, 2025
FINAL Minutes

Council

Jean Krause
Paul Luwe
Mistie Baird
April McKeon
Valerie Wenz

Attendance

Krystal Percival-Clerk
Heath Snow-Town Attorney
Mark Ingersoll

Online

Kphone
Monica Bowcutt
John Huber

REGULAR MEETING: 6:02PM

A. CALL TO ORDER/PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE - Jean Krause

B. DECLARATION OF CONFLICTS OF INTEREST – NONE

C. CONSENT AGENDA

1. Approval of Minutes from January 21, 2025, and February 18, 2025, Town Council Meeting

Paul Luwe made a motion to approve the consent agenda minutes January 21, 2025, and February 18, 2025, Town Council Meeting / Mistie Baird seconded the motion / April McKeon abstained from the February 18, 2025, meeting / **Vote:** All Aye; No Nay. The motion carried unanimously.

D. REVIEW OF CHECKS AND INVOICES

E. REPORTS

1. Planning Commission Chair - Darlene Pope

Absent and excused

2. Zoning Administrator- Gene Garate

Absent and excused

F. OPEN FORUM

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

No one made any comments during the open forum

G. COUNCIL COMMENTS

Councilmember Paul Luwe

Paul Luwe asked Jean Krause about the flags displayed outside Labrie Gas Station. Jean Krause stated that a complaint had been filed and the owner was given one week to remove the flags.

Councilmember April McKeon

April McKeon noted that an RV is parked on the property of the gas station; Mayor Krause explained that Gene Garate had granted temporary permission during construction. Mayor Krause clarified that, under code, the zoning administrator can approve in residential zones, but in commercial zones, approvals must go through the Planning Commission. Mayor Krause also spoke with Darlene Pope, who will place the permit on the Planning Commission agenda.

Councilmember Mistie Baird

Mistie Baird reminded everyone about the upcoming 4th of July celebration. She stated that on the evening of July 3rd there will be a concert in the park. On July 4th, activities will include a pet parade, a kids' parade, a cornhole tournament, a pickleball game, and a silent auction. Baird noted that the event is expected to be a lot of fun.

PUBLIC HEARING:

Mistie Baird made a motion to close the public meeting and open the public hearing / Valerie Wenz seconded the motion /

Jean Krause – AYE

Paul Luwe -AYE

Mistie Baird -AYE

April McKeon – AYE

Valerie Wenz- AYE

Result: Motion carried unanimously

H. ACCEPT PUBLIC COMMENT

1. Fiscal Year 2025-2026 Proposed Budget

2. Amend Fiscal Year 2024-2025 Budget.

No Comment

Mistie Baird made a motion to close the public hearing and open the public meeting / Valerie seconded the motion

Jean Krause – AYE

Paul Luwe -AYE

Mistie Baird -AYE

April McKeon – AYE

Valerie Wenz- AYE

Result: Motion carried unanimously

ACTION ITEMS:

A. MOTION AND VOTE FOR ITEMS 1 - 8

1. Amending 2025-2025 Fiscal Year Budget: Resolution R2025-D to open and amend the annual budget of revenues and expenditures for the various funds of the Town of Virgin for the fiscal year ending June 30, 2025

Mistie Baird made a motion to approve Resolution R2025-D to open and amend the annual budget of revenues and expenditures for the various funds of the Town of Virgin for the fiscal year ending June 30, 2025. With the amendment to include all the adjusted billing for the attorneys for GL1044-305 / Valerie Wenz Seconded the motion

Jean Krause – AYE

Paul Luwe -AYE

Mistie Baird -AYE

April McKeon – AYE

Valerie Wenz- AYE

Result: Motion carried unanimously

2. Adopting 2025-2026 Fiscal Year Budget: Resolution R2025-E to adopt the final budget for Virgin Town, fiscal year beginning July 1, 2025, through June 30, 2026.

Valerie Wenz made a motion to approve Resolution R2025-E to adopt the final budget for Virgin Town, fiscal year beginning July 1, 2025, through June 30, 2026. / April McKeon seconded the motion

Jean Krause – AYE

Paul Luwe -AYE

Mistie Baird -AYE

April McKeon – AYE

Valerie Wenz- AYE

Result: Motion carried unanimously

3. Approve Virgin Canal Company Water Share Purchase Agreement

Paul Luwe made a motion to approve Virgin Canal Company Water Share Purchase Agreement with Lee Ballard and authorizing the mayor to sign the agreement / Mistie Baird seconded the motion

Jean Krause – AYE

Paul Luwe -AYE

Mistie Baird -AYE

April McKeon – AYE

Valerie Wenz- AYE

Result: Motion carried unanimously

4. Approve Employment Agreement with Virgin Town, a municipal corporation and Mark C. Meyers.

Valerie Wenz made a motion to approve the Employment Agreement with Virgin Town, a municipal corporation, and Mark C. Meyers. With the changes to the bonding with the approval with the mayor signing / Paul Luwe Seconded the motion

Jean Krause – AYE

Paul Luwe -AYE

Mistie Baird - NAE

April McKeon – AYE

Valerie Wenz- AYE

Result: Motion carried, 4-1

Mistie Baird stated that no because she felt that we still don't need a Town Manager.

5. Approve Resolution R2025-F A Resolution of the Town of Virgin Utah expressing the Town's appreciation and gratitude to Team Rubicon for their public service to the Town of Virgin.

Paul Luwe made a motion to approve Resolution R2025-F A Resolution of the Town of Virgin Utah expressing the Town's appreciation and gratitude to Team Rubicon for their public service to the Town of Virgin / Valerie Wenz Seconded the motion / **Vote:** All Aye; No Nay. The motion carried unanimously

6. Approve BMX Track Lease Agreement between Virgin Town a municipal corporation ("Landlord") and Michael Linares ("Tenant").

Heath Snow recommended that the parties carry their own insurance. Paul Luwe suggested a coverage limit of \$5 million. April McKeon noted that the current contract does not address lighting, noise, or dust control. Heath Snow stated that provisions regarding these items can be incorporated into the contract.

Paul Luwe made a motion for approval with the following amendments to include the noise and dust control and bring the lighting up to date with our code. Also to include insurance of 1 million dollars per occurrence and 5 million dollars aggregate / April McKeon seconded the motion / **Vote:** All Aye; No Nay. The motion carried unanimously

7. Approval for Mayor to sign the Virgin Town Storm Water Drainage Mater Plan Study Contract with Sunrise Engineering.

Jean Krause stated that all items had already been approved and included in the budget, and the contract had been awarded. She noted that she wanted the contract placed on the agenda for her signature and for formal approval by the Town Council.

Paul Luwe made a motion to approve the mayor signing the Virgin Town Storm Water Drainage Mater Plan Study Contract with Sunrise Engineering. / April McKeon seconded the motion / **Vote:** All Aye; No Nay. The motion carried unanimously

8. Approve Settlement Agreement and Mutual Release Pending Land Use Appeals.

Heath Snow stated that the Changes in the agreement will be as follows: in paragraph 4 that we make it clear that it says a complete building permit application and payment of all applicable fees and including impact fees, also in four we to refer to the Town Building Inspector, but it just needs to say, "the Town" because not all plans are reviewed by the inspector. Next will be in section 4C; same thing, Town Building Inspector, just needs to say, "the Town" again because not all plans are reviewed by the inspector. 4E; we will change the word Washington County Health department to Southwest Utah Public Health Department.

April McKeon made a motion to approve the Settlement Agreement and Mutual Release Pending Land Use Appeals and authorized the mayor to sign with the said changes from Heath Snow / Paul Luwe seconded the motion

Jean Krause – AYE
Paul Luwe -AYE
Mistie Baird - AYE
April McKeon – AYE
Valerie Wenz- AYE

Result: Motion carried unanimously

DISCUSSION ITEMS:

A. NON-ACTION ITEMS / NO VOTE

1. Virgin Town - Residents Survey Summary & General Plan Draft – No Discussion

CLOSE PUBLIC MEETING AND OPEN CLOSED MEETING 7:00pm

52-4-205(1)(a) discussion of the character, professional competence, or physical or mental health of an individual

52-4-205(1)(c) strategy sessions to discuss pending or reasonably imminent litigation

Held at 114 S Mill Street, Virgin Utah 84779. (Old Church)

Paul Luwe made a motion to close the public meeting and open the closed meeting / April McKeon seconded the motion /

Jean Krause – AYE

Paul Luwe -AYE

Mistie Baird -AYE

April McKeon – AYE

Valerie Wenz- AYE

Result: Motion carried unanimously

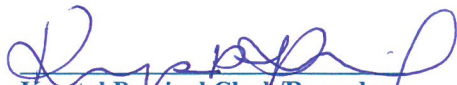
Mistie Baird Made a motion to close the closed meeting and open the public meeting / April McKeon Seconded the motion / **Vote:** All Aye; No Nay. The motion carried unanimously.

7:51pm

ADJOURN MEETING 8:02pm

Motion to adjourn public meeting

Paul Luwe made a motion to adjourn / Mistie Baird Seconded the motion / **Vote:** All Aye; No Nay. The motion carried unanimously.


Krystal Percival Clerk/Recorder


November 18
Approved Date