

1 **FILLMORE CITY COUNCIL MEETING**

2 February 10, 2026

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4 *Minutes of the regular meeting of the Fillmore City Council held February 10, 2026 in the Council*
5 *Chambers of the Fillmore City Building. Notice of the time and place of the meeting was posted on the*
6 *Utah State Public Notice website, the Fillmore City website, the Council Chambers, the City Office*
7 *bulletin board, and the President Millard Fillmore Library. Notice was also provided to each member*
8 *of the governing body on February 6, 2026.*
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10 Those present were:

11 Mayor: Curt Hare Council: Kyle Stevens
12 Attorney: Payton Harris Eugene R. Larsen
13 Recorder: Kevin Orton Michael B. Winget
14 Dennis W. Alldredge (excused)
15 Amber Rausch
16

17 Others present were: Dan Rowley, Mike Holt, Jeff Tanner, Steve O’Camb, Sherri Callister,
18 Shane Brunson, Larry Edwards, Ian Adams, Pat Bennett, Emily Stevens,
19 and Gage Stevens.
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21 6:30 p.m. Welcome and pledge of allegiance by Mayor Hare
22 Mayor Hare excused Councilmember Alldredge
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25 **ADMINISTRATIVE BUSINESS**

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27 Minutes
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29 MOTION: To accept the meeting minutes of the January 27, 2026 city council work
30 meeting, as corrected.
31 By: Councilmember Larsen
32 Second: Councilmember Winget
33 Vote: Motion carried.
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35 Payroll and Bills
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37 MOTION: To approve the payment of bills listed on the invoice register dated
38 January 28, 2026 – February 10, 2026, and payroll dated February 1,
39 2026.
40 By: Councilmember Winget
41 Second: Councilmember Larsen
42 Vote: Unanimous. Motion carried.
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49 Licenses and Permits

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- 51 • Building Permit Application 26-06 for Taran Bartholomew located at 70 North 400
- 52 West for construction of a new 4-plex apartment complex.
- 53 • Business License Application BL26-03, Business Name: Cleve Burns Legal Services,
- 54 located at 140 South Main Street, Business Description: Attorney.
- 55 • Business License Application BL26-04, Business Name: Prodigy Pavement, located in
- 56 Fillmore, Business Description: commercial paving services.

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58 At this point of the meeting, Mayor Hare commemorated and thanked Mike Holt, and
59 presented him with a plaque, for his eight years of service as Fillmore City Mayor.

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PUBLIC COMMENTS

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64 Larry Edwards stated that he attended the daddy-daughter dance event and said that it was a lot
65 of fun. Mr. Edwards acknowledged Councilmember Rausch, who organized the successful
66 event.

67

68 Jeff Tanner of R6 Regional Council introduced himself and stated that he has recently filled the
69 position that Abbey Ivory held for several years as an economic development representative to
70 Fillmore City. Mr. Tanner is excited to work with Fillmore City and is already working on
71 several projects. Mayor Hare expressed his excitement at working with Mr. Tanner in
72 promoting economic growth in Fillmore.

73

74 Steve O’Camb introduced himself and stated that he is running for Millard County Sheriff.
75 Mr. O’Camb took a few minutes to share his background, work history, and reasons for why he
76 is running for the position.

77

78 Pat Bennett introduced himself and stated that he is also running for Millard County Sheriff.
79 Mr. Bennett also took a few minutes to share his background, work history, and reasons for
80 why he is running for the position.

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COMMUNICATIONS AND REQUESTS

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85 Property Transfer to Millard County School District – School Board Member Ian Adams
86 Mr. Adams asked if the council had any questions regarding the proposed land transfer just
87 north of the elementary school, to which the council responded that they had no questions and
88 are fine with moving forward.

89

90 Fire Department Report – Chief Shane Brunson

91 Normally in January, the department responds to several crash calls because of winter weather,
92 but because there have been no winter storms, there were very few crash calls in January.
93 There were a couple of gas leak calls. The department had fire school in January and Chief
94 Brunson expressed appreciation to the council for their financial assistance. Ten volunteers

95 attended. Chief Brunson explained how dangerous lithium-ion batteries are, and that when an
96 electric vehicle catches fire, they let it burn out because they are too difficult to extinguish.
97 Mayor Hare thanked the fire department for their service.
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99 Donation Request for Millard High School Students to Attend the 2026 FFA Event – Emily
100 Stevens and Gage Stevens

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102 MOTION: To approve a donation of \$500 each for Emily Stevens and Gage
103 Stevens to attend the 2026 FFA event.

104 By: Councilmember Stevens

105 Second: Councilmember Winget

106 Vote: Unanimous. Motion carried.
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108 Environmental Site Assessment on 200 South – Wayne Jackson

109 When the 200 South overpass was being constructed, the city's property just to the east of the
110 overpass was used for dumping construction waste materials. Over time, others have dumped
111 there as well. It is unknown as to what materials are underground there. The State is willing to
112 give the city \$60,000 to have the site remediated and cleaned out after an evaluation of the site
113 is completed. It will now be easier for the city to direct potential developers to that site for the
114 purpose of either residential or commercial development.
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116

117 **OTHER BUSINESS BROUGHT BEFORE COUNCIL**
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119 Resolution 26-02 Approving a Pooling Agreement Between Fillmore City and UAMPS

120 This agreement will further enhance the city's ability to acquire good quality power. To get
121 power down to California or wherever it is going, there must be a baseload of 200 to 400
122 megawatts. The introduction of renewable power can disrupt this baseload. The agreement
123 also introduces a program called EDAM (Extended Day Ahead Market), where they forecast a
124 year out to ensure that all UAMPS members have enough power. The pool is helpful because
125 cities that are short on power can draw from the pool, and the cities that give up that power
126 also benefit because they can make money from the sale of their power. The old pooling
127 system was slow and cumbersome, and this amended one expedites the process.
128

129 MOTION: To adopt Resolution 26-02.

130 By: Councilmember Winget

131 Second: Councilmember Larsen

132 Roll-Call Vote:

133 Councilmember Stevens – Yes

134 Councilmember Larsen – Yes

135 Councilmember Winget – Yes

136 Councilmember Rausch - Yes

137 Unanimous. Motion carried.
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142 Transfer of City Property to Millard County School District
143 The city will retain a right of first refusal to re-acquire the property should the school district
144 no longer have a need for the property. The city will also have the right to schedule the
145 property and use it according to the school district’s use of facilities policy. Mayor Hare stated
146 that this transfer would benefit the city by attracting soccer tournaments and therefore generate
147 additional tax revenues.

148
149 MOTION: To approve a transfer of the city property across the street to the north of
150 the elementary school to the Millard County School District with the
151 addition to the agreement that the city will have a right of first refusal to
152 the property.

153 By: Councilmember Winget
154 Second: Councilmember Larsen
155 Vote: Unanimous. Motion carried.

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158 **COUNCIL REPORTS**

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160 Councilmember Larsen

161 **Airport**

- 162 • The AvGas tank pump has been repaired.

163 **Power**

- 164 • The Millard County Project by UAMPS that is a few miles outside of Holden will be a
165 184 megawatt output project. It will be powered by internal combustion engines that
166 will have a cooling system similar to an automobile’s system. As such, it will require a
167 very minimal amount of water. This project is not being completed for a data storage
168 facility. UAMPS would like the Fillmore City elected officials to attend the next
169 Millard County Planning and Zoning meeting to educate people about the project and
170 show their support.

171

172 Councilmember Winget

173 **Garbage/Landfill**

- 174 • The city will go smaller than originally planned for the new scales at the landfill. To
175 get the permitting process completed, the city and the county need to give the state two
176 weeks to set up a meeting with everyone and schedule a time to get on the community
177 portal to make the transfer of ownership.

178

179 Councilmember Stevens

180 **Millard County Fairgrounds**

- 181 • The county is going to eliminate the horse racetrack and the nearby outdoor arena and
182 turn it into a non-equestrian sports complex. The question that Councilmember Stevens
183 and other citizens are asking is... “why is there a need to tear something down in order
184 to build something new?” It would make more sense to build something new between
185 north of the elementary school and the Interstate. Councilmember Stevens suggested
186 writing an official letter from the council to the county indicating their support for not
187 tearing down the existing facilities. Mayor Hare indicated that there may be an issue of

188 whether the city would be able to provide water for a new sports complex that includes
189 a lot of grass.

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192 **Other**

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- It has been rumored that there may be a good supply of oil near the Cricket Mountain range. It has been said that this area could produce more oil than North Dakota.

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- Councilmember Stevens asked the council what their position would be in terms of selling city property for the purpose of developing starter single family homes.

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- Councilmember Winget explained that a few years back the council decided that they would not sell city-owned property for this purpose. Councilmember Stevens would like to see that position change. Councilmember Winget then stated that if the council moves forward with it, then the council must publicly notice the sale and give all potential developers an equal chance at acquiring the property.

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203 Councilmember Rausch

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Celebrations

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- The recent Daddy-Daughter event was a success and the feedback received was very positive. In fact, many have suggested that the city do this event every year going forward.

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209 Administrator/Recorder Kevin Orton

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Mr. Orton provided a financial and budget snapshot of the current budget for the city and provided a summary of the current fund balances.

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Mayor Hare

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Mayor Hare asked the council what the city will be willing to do to encourage business and residential development in Fillmore. Historically, when a developer has wanted to develop in Fillmore, the developer has been required to develop everything including all roads, infrastructure, etc. Mayor Hare would like to look at each potential project individually to see what the economic benefits would be to the city and then decide on a case-by-case basis.

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Councilmember Stevens expressed a concern that there is in place a precedence that current businesses (such as Bonus Fuel as one example) have completed their projects where they had to pay for everything such as infrastructure and roads, so what would they think about the city paying for some of things where they had to pay for everything on their projects.

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Attorney Harris stated that a municipality must hold city assets in trust for the benefit of its citizens and can only be transferred to others in good faith and for adequate consideration. It doesn't need to be monetary, but the public body must dispose of public property to benefit the citizens. The council must provide findings that show that the public citizenry as a whole would benefit. Case law has shown the property owned by a city is held by the city in trust for the use and benefit of its inhabitants and cannot be disposed of by gift without specific legislative authority. Even with respect to property held by a city in a proprietary capacity it is generally held that a municipality may sell or otherwise dispose of such property, in good faith and for an adequate consideration. In essence, transferring city assets for the purpose of helping a particular developer complete their development(s) is not permissible, and the risk of violating the "gifting" rule under Utah case law is high.

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Councilmember Rausch stated that she moved to Fillmore from a big city to get away from growth and that she is happy to be in a place where she can breathe clean air, so she petitioned the council to not promote growth that is too fast. Mayor Hare agreed that the growth should be modest, but enough to where people can work and raise their families here if they would like to. The council collectively is in favor of being proactive in terms of promoting growth in Fillmore.

The city’s CERT program is essentially non-active. Mayor Hare suggested that the council and staff become CERT trained so that the program can be operational again.

Closed Executive Session

MOTION: To go into a closed executive session at 8:00 p.m. to discuss the character, professional competence, or physical or mental health of an individual, and pending or reasonably imminent litigation, as described in Section 52-4-205 (1)(a&c). Those asked to attend the closed session in addition to all councilmembers were Attorney Payton Harris and City Administrator/Recorder Kevin Orton. Councilmembers Winget, Larsen, Stevens, and Rausch all voted yes.

By: Councilmember Larsen
Second: Councilmember Stevens
Vote: Unanimous. Motion carried.

The council returned to the open public meeting at 9:11 p.m.

ADJOURNMENT

Upon motion by Councilmember Rausch and second by Councilmember Stevens, the meeting adjourned at 9:13 p.m.

The next regularly scheduled council meeting will be held February 24, 2026 at 6:30 p.m.

APPROVED February 24, 2026

Curt Hare, Mayor