Regular City Council Meeting

Minutes

Tuesday, June 9, 2026 at 6:30 pm

75 West Center, Fillmore, Utah 84631 - (435) 743-5233

To join remotely: Click to Join Zoom Meeting
MAYOR: Curt Hare
CITY COUNCIL: Kyle Stevens, Eugene Larsen, Michael B. Winget, Dennis W. Alldredge, Amber Rausch

1. **CALL TO ORDER and Pledge of Allegiance**

Minutes:
The regular meeting of the Fillmore City Council held June 9, 2026 in the Council Chambers of the Fillmore City Building. Notice of the time and place of the meeting was posted on the Utah State Public Notice website, the Fillmore City website, the Council Chambers, the City Office bulletin board, and the President Millard Fillmore Library. Notice was also provided to each member of the governing body on June 5, 2026.
Those present were: Mayor: Curt Hare, Council: Dennis W. Alldredge, Kyle Stevens, Eugene R. Larsen, Michael B. Winget, Amber Rausch ; Recorder/Administrator: Kevin Orton
Others present were: Dan Rowley, Kevin Morris, Sheldon Birch, Pat Bennett, Steve O'Camb, Sherri Callister, Larry Edwards, Kris Ewert, Vickiann Mitchell, and Abe Johnson.

2. **ADMINISTRATIVE BUSINESS**
   a. **Approve Minutes of the Previous Meeting**

Minutes:
MOTION: To accept the meeting minutes of the May 26, 2026 city council meeting, as written. By: Councilmember Larsen; Second: Councilmember Winget VOTE: Unanimous. Motion carried.

   b. **Approve Purchase Orders, Payroll and Payment of Bills**

Minutes:
MOTION: To approve the payment of bills listed on the invoice register dated May 27, 2026 – June 9, 2026, and payroll dated May 24, 2026. By: Councilmember Alldredge Second: Councilmember Stevens Vote: Unanimous. Motion carried.

MOTION: To approve Purchase Order 26-50 payable to Power West Engineering in the amount of $15,764.66 for the purchase of 60 Itron meters. By: Councilmember Larsen Second: Councilmember Winget Vote: Unanimous. Motion carried.
MOTION: To approve Purchase Order 26-51 payable to J-U-B Engineers in the amount of $15,848.55 for project formulation for rehabilitation runway and turnaround at the airport. By: Councilmember Winget Second: Councilmember Larsen Vote: Unanimous. Motion carried.
MOTION: To approve Purchase Order 26-52 payable to Sunrise Engineering in the amount of $25,767.47 for sewer treatment system expansion design. By: Councilmember Stevens Second: Councilmember Alldredge Vote: Unanimous. Motion carried.

c. **Licenses and Permits**

Minutes:
Building permit application # 26-43 for McKay Shields located at 260 S 200 E, for an addition to an existing home.

PUBLIC COMMENTS

Minutes:

Sheldon Birch is running for the Utah House of Representatives and introduced himself to the council. Mr. Birch complimented the council for their nice, beautiful city. He is trying to get know this end of the district.

Dan Rowley stated that it might be a good idea to offer incentives for citizens to get rid of their lawns and change to a zero-scaped yard. This would help in the current draught situation by reducing water consumption.

Abe Johnson, who is on the water board, stated that the pond level dropped three feet last Sunday. There is about six second feet coming into the pond currently. Chalk Creek is at 42% of its normal level. The high water has been 12.5 second feet this year. There has been absolutely no high water this year. Water users are supposed to be watering every other day, but there are some who are watering every day. Going forward, abusers will be issued one warning and then after that, a fine will be imposed. Mayor Hare stated that he is pleased with how much water the city has this year considering the draught year.

Kris Ewert commended Mayor Hare for presenting so well at the last county commission meeting. Ms. Ewert suggested that the watering schedule go to half watering Monday, Wednesday, and Friday, and the other half water Tuesday, Thursday, and Saturday, and that nobody waters on Sunday.

3. **COMMUNICATIONS AND REQUESTS**
4. **OTHER BUSINESS BROUGHT BEFORE COUNCIL**

a. **Discuss and possibly approve purchase of a mudjacking pump for repairs of city sidewalks**

Minutes:
Councilmember Winget stated that the city can only do so much grinding on sidewalks until that section of the sidewalk is destroyed. Third party companies charge by the square inch for grinding and they only come when they have enough projects in the area. The public works crew currently does all the sidewalk grinding. Many cities are facing lawsuits from trips and falls from faulty sidewalks, so it is imperative that sidewalks are repair quickly. Having a mudjacker would allow public works to immediately do repairs as opposed to waiting for an outside company to come and do it. Even with the mudjacker, some sidewalks will not be able to be repaired and will need to be replaced. Councilmembers Rausch and Alldredge are concerned that obtaining a mudjacker may not speed up the repair process. Councilmember Larsen stated that in the past, as long as the city was working on a problem with a sidewalk, the city would be protected from any liability should someone get injured, but Attorney Harris stated that that is no longer the case. It must be repaired as soon as the city is made aware of it. It was stated that it is virtually impossible to make repairs immediately, so any problem areas should be roped and/or coned off immediately. Mayor Hare stated that should the mudjacker be purchased, then repairing damaged sidewalks should go to the top of the priority list for public works.
MOTION: To approve to move forward with the purchase of a mudjacker in the amount of $25,945.75. By: Councilmember Winget Second: Councilmember Alldredge Vote: Motion carried. Councilmembers Larsen, Winget and Alldredge voted yes, and Councilmembers Rausch and Stevens voted no.

Vote results:
Ayes: 3 / Nays: 2 / Abstains: 0

b. **Discuss and possibly adopt Resolution 26-10 amending the Fillmore City Personnel Policy for the purpose of changing the new hire probationary period. The probationary period for new hires would change from three months to two months.**

Minutes:
Mayor Hare stated that the idea behind making this amendment to the policy is to allow new hires to get onto the city health insurance coverage after 60 days of employment as opposed to 90 days. Recorder Kevin Orton stated that the city's employee turnover is extremely low, and if the turnover rate were higher, then the city probably would not have gone this direction.
MOTION: To adopt Resolution 26-10 amending the city personnel policy to change the new hire probationary period from three months to two months.
By: Councilmember Winget Second: Councilmember Rausch Roll-Call Vote: Councilmember Larsen – Yes Councilmember Winget – Yes Councilmember Rausch – Yes Councilmember Alldredge - Yes Councilmember Stevens - Yes Unanimous. Motion carried.

Vote results:
Ayes: 5 / Nays: 0 / Abstains: 0

c. **Discussion and possible action regarding a proposed offer to purchase approximately 180 acres of city property located at approximately 400 N 1100 W**

Minutes:
The city has received an offer to purchase 177 acres of city property located east of the waste transfer station. (southeast of the 1100 West and 400 North intersection) The prospective buyer is planning to build a concrete batch plant on the property. The current offer is $4,500 an acre, but an action item will not be brought before the council until the city has the property appraised. It is expected that the appraisal will be completed in two weeks from now. The council should consider whether they want to sell the whole 177 acres of the property or divide the property and only sell a portion.

d. **Discuss and possibly take action regarding the contract between Fillmore City and Holt Waste as it relates to a price increase for waste removal services**

Minutes:
The waste management services contract is up for renewal. Mayor Hare stated that there are currently three options for the council to decide on regarding the renewal of the contract. 1) accept the renewal 2) do nothing, in which case the contract would renew automatically, or 3) not renew, which would trigger a 60-day notice to terminate and at which point a request for proposals would be conducted. The option of renewing the contact includes an option to increase rates by up to 2% for the next two years.
MOTION: To approve to renew the waste management services contract with Holt Waste for a two-year period. By: Councilmember Alldredge Second: Councilmember Stevens VOTE: Unanimous. Motion carried.
MOTION: To approve a 2% increase in rates for the waste management contract with Holt Waste for the next two years. By: Councilmember Stevens Second: Councilmember Larsen VOTE: Unanimous. Motion carried.

e. **Discuss and possibly approve a memorandum of understanding between Millard County and Fillmore City regarding an emergency debris basin installation**

Minutes:
This MOU is a continuation of the existing MOU that was put in place following the Halfway Hill fire a few years ago. There are two retention ponds to mitigate runoff, and one will be maintained by Fillmore City and the other one will be maintained by Millard County. The MOU also identifies other responsibilities to be taken on by the city and county regarding fire mitigation efforts in the area.
MOTION: To accept the memorandum of understanding regarding the emergency debris basin installation between Fillmore City and Millard County By: Councilmember Winget Second: Councilmember Alldredge VOTE: Unanimous. Motion carried.

5. **COUNCIL/CITY ATTORNEY/MAYOR DEPARTMENT REPORTS**

Minutes:

Pat Bennett:
Mr. Bennett works for the Millard County Sheriff Department and is also representing the Millard County EMS. Mr. Bennett referenced HB303 (Essential Services Bill) which requires municipalities to contract with agencies to provide essential services. Last year, Senate Bill 215 was passed that requires municipalities to either provide the service themselves or enter into an existing (or new) agreement to provide those services. A request for proposals (RFP) is also required for EMS services. The county is not asking for any funding at this point, this is simply being done for the relicense. There is a prepared food tax that can be used to finance the services.
MOTION: To approve to allow Millard County to complete the required RFP process on behalf of Fillmore City to provide EMS services for Fillmore City. This action will be ratified in the June 23, 2026 city council meeting as it was not included on this meeting's agenda.
By: Councilmember Alldredge Second: Councilmember Winget VOTE: Unanimous. Motion carried.
Councilmember Larsen: Mountain View Mushrooms will be closing at the end of this month so the city will have an abundance of power from the closure. UAMPS will try to sell of the city's excess power. They used about .56 megawatts per month in electricity. The city will need to recall some power back to IPP to make prevent shortages in fiscal years 2027 and 2028. UAMPS will make an attempt to market this additional power. The city's current power rate structure includes a year-over-year declining kilowatt rate. This does not make sense when the city's costs continue to significantly increase. There was a PCA (power cost adjustment) that was utilized a couple of years ago, but the council decided to not use that anymore, which put the city in a bad position in terms of charging enough for power. Coal plants will be shutting down soon and that will increase the city's cost to acquire power. The Peaker facility that will be built soon will provide power to the city at about 14 cents per kW when the city is charging 10.38 cents per kW hour. Other future sources of power will cost the city 10 to 12 cents. This is not a profitable situation. Rate increases are needed but the council wants to implement small, gradual increases. The council will in the next council meeting negate the reduction in the rate structure and leave the base rate at an increasing year-over-year rate until a new rate study is completed that can provide a new appropriate overall rate structure. If the city does not implement these new rate increases, the city's bond rating could decrease, making it difficult for the city to bond for major projects.
Councilmember Winget: The city has received one bid to complete sidewalk and road improvements on the southeast corner of the Main Street/300 North intersection. Construction on that project will be starting shortly.
Councilmember Alldredge: The Millard County Commission approved an updated amount for the closure and post-closure (for the landfill) figures based on the most recent estimates provided by Sunrise Engineering. The approved amount was higher than the county's original estimates and lower than the city's original estimates.
In the last county commission meeting, the commission allowed public input regarding data centers, particularly many who are opposed to the data centers being in Millard County. The commission shared that everything that was mentioned has already been extensively discussed in prior planning commission meetings and other public meetings. Much more opposition to data centers is on the horizon for the entire state of Utah.
In the last planning and zoning meeting, the planning commission discussed at length

the food truck issue. No action was taken in that meeting, but it was determined that food trucks are an allowed use in Fillmore.
Mountain View Mushrooms was using between 3 and 4 million gallons of water per month. This will save the city a lot of water but will also lose money in sales tax revenue and many local citizens will be out of a job. Many of them are already looking for new jobs within the community.
Councilmember Stevens: Councilmember Stevens suggested that the city crew clean up the fireworks following the 4th of July fireworks show. Volunteer firefighters put in a lot of time to provide the show so they should not have to clean up afterwards. Jail inmate help is very limited right now. The celebrations committee will also send out a notice asking volunteers to come out and help with the clean-up.
Councilmember Rausch: The city spring clean-up was an amazing success. Councilmember Rausch's goal in putting the clean-up on was to get the community to work together. She was surprised to see how many people showed up to help out and thanked everyone for their support.
There is a plan in place to establish a community garden in the Stella Day Park. There are many who are volunteering to help in this effort.
Carl Aldrich, director of the Territorial Statehouse would like to re-landscape the property around the statehouse and some of it will be on the city's property in the park. This should not impact other events such as the Easter celebration or the car show. The council would like to review the plans for this project before they make a decision to approve the request.
Councilmember Rausch provided a few comparables to the city property behind Filly's Carhop Cafe that Filly's would like to purchase from the city. Councilmember Rausch went on to say that the property can be very useful to the city, so if the city decides to sell it, it should receive the full fair market value amount for it. The hiking/bike trail that the city is planning to construct goes right through the property being discussed. Another option would be to subdivide the property and only sell an amount that Filly's needs for their parking lot.
Attorney Harris: The code numbers for the city code on the website has changed from using dashes to using periods that are included in the code numbers. It would be good if there is a simple formatting change that could be done to fix this.
Attorney Harris suggested that high school funding recipients could use the skills that they learn at their events can be used to organize volunteer events to help out with celebrations, public works, etc.
Mayor Hare: The CWS (Cooperative Wildfire Service) states that if the city agrees to be a part of a WUI (Wildfire Urban Interface) zone, then the city qualifies for assistance with wildfire expenses. In this case, the city would also adopt a WUI building code that would require certain building materials to be used, certain required landscaping, etc. that are in the established danger zones. If the city does not enter into the agreement, the city becomes responsible for a percentage of a total fire suppression bill for a wildfire. Mayor Hare wants to know how the WUI building code would impact building costs for builders of homes in the designated areas. The city could say that none of the city is in a WUI zone, buy the question and concern would be how much liability the city assumes in case of a fire in that area. The council unanimously agrees to move forward with the WUI program with the intent of identifying what area should be designated in what zones and where the building code would need to be implemented.
Closed Session

MOTION: To go into a closed session at 9:40 p.m. to discuss the purchase, exchange or lease of real property, and to discuss pending or reasonably imminent litigation, as described in Utah Code 52-4-205(1)(c).
By: Councilmember Larsen Second: Councilmember Winget Roll-Call Vote:
Councilmember Larsen – Yes Councilmember Winget – Yes Councilmember Rausch – Yes Councilmember Alldredge - Yes Councilmember Stevens - Yes
Unanimous. Motion carried.
The council returned to the open meeting at 8:55 p.m.
Councilmember Stevens suggested that the city staff and Mayor bring names of prospective new hires to the council for their consideration before they are hired. The council understands that hiring is administrative, but they would simply like to know who is being considered prior to hiring. Mayor Hare stated that all prospective new hires' names will be presented to the council prior to hiring.
Mayor Hare stated that the current city ordinance does not include a stated penalty for not paying utility bills or other violations billed from the city. Appropriate penalties should be added for each violation ordinance.

6. ADJOURN

Minutes:
Upon motion from Councilmember Larsen and second by Councilmember Winget, the meeting adjourned at 9:15 p.m. The next regularly scheduled city council meeting will be held on Tuesday June 23, 2026 at 6:30 p.m.
Approved, Curt Hare, Mayor:
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