

TOQUERVILLE CITY COUNCIL
Regular Business Meeting Minutes
November 14, 2019, at 6:00 pm
212 N. Toquerville Blvd, Toquerville Utah



Present: Mayor Lynn Chamberlain; Councilmembers: Alex Chamberlain, Keen Ellsworth, Justin Sip, Ty Bringhurst, Paul Heideman; Staff: Attorney Heath Snow, Zoning Official Mike Vercimak, Planning Commission Chair Manning Butterworth, Treasurer June Jeffrey, Public Works Director Lance Gubler, Recorder Dana McKim, Deputy Recorder Ruth Evans; Public: Greg Turner, Jodi Turner, Cathy Freitas, Ben Lee, David Browning, Barry Thompson, Chuck Williams, H Brown, Max Stokes, Wendi Merritt, Jessica Russo, Troy Wall, Jordan Wall, Rebecca Hansen, Delos Elison.

A. CALL TO ORDER:

1. Mayor Lynn Chamberlain called the meeting to order at 6:00 p.m. Councilman Ty Bringhurst led the Pledge of Allegiance. Councilman Justin Sip gave the invocation. There were no opening comments from Council Members or residents. There were no statements of belief voiced.

B. APPROVAL OF AGENDA:

1. The Council has reviewed the agenda. There were no disclosures, nor conflict declarations from Council Members.

Councilman Ty Bringhurst moved to approve the Regular Business Meeting Agenda. Councilman Justin Sip seconded the motion. Motion unanimously carried, 5-0. Ty Bringhurst – aye, Keen Ellsworth – aye, Justin Sip – aye, Alex Chamberlain – aye, Paul Heideman – aye.

C. CONSENT AGENDA:

1. Review and possible approval of meeting minutes from October 3, 2019 Work Meeting and October 10, 2019 Business Meeting.

The Council reviewed the meeting minutes.

Councilman Keen Ellsworth moved to approve the meeting minutes from October 3 and October 10, 2019. Councilman Paul Heideman seconded the motion. Motion unanimously carried, 5-0. Ty Bringhurst – aye, Keen Ellsworth – aye, Justin Sip – aye, Alex Chamberlain – aye, Paul Heideman – aye.

2. Review and possible approval of City Expenditures from October 2019.

The Council reviewed the City Expenditures.

Councilman Keen Ellsworth moved to approve the City Expenditures from October 2019. Councilman Paul Heideman seconded the motion. Motion unanimously carried, 5-0. Ty Bringhurst – aye, Keen Ellsworth – aye, Justin Sip – aye, Alex Chamberlain – aye, Paul Heideman – aye.



D. CITY DEPARTMENT REPORTS:

1. Zoning Administrator Mike Vercimak did not have anything to report. Councilman Keen Ellsworth updated Mr. Vercimak about the Historic Overlay Zone and the majority of the Council does not want to change Toquer Boulevard to a Neighborhood Commercial/Historic Overlay Zone. They are in favor of keeping current zoning. Any property owner who wishes to change their zoning can apply for a zone change and go through the process that is already established.
2. Planning Commission Chair Manning Butterworth reported that the Commission is very close to completing several ordinances. These public hearings are tentatively set for January. There is a public hearing scheduled for the next meeting on November 20. Mr. Butterworth is coming up with a tool to keep track of all the ordinance changes and the different stages they are at.
3. Public Works Director Lance Gubler showed a movie clip from the UDOT conference held in Salt Lake City last week. The clip mentions Toquerville specifically and references our new Bypass road and the vision of the city. The efforts of the City and the Council are being noticed and are appreciated. There has been a \$500 bid for the stage. Councilman Bringhurst thinks this is a fair offer and it should be on the agenda at the next meeting in December. The Council discussed taking a vote and amending it at the next meeting.
4. City Attorney Heath Snow gave his report later in the meeting.

E. PRESENTATION

Chief Ben Lee from the La Verkin Police Department discussed the Animal Control agreement between Toquerville and La Verkin. A handout was distributed showing how many animals were picked up from Toquerville and how long they were housed as well as the services provided by La Verkin city. Chief Lee wanted to make sure Toquerville residents are aware of the services that are provided to them.

F. PUBLIC FORUM:

Jessica Russo, President of Hurricane Valley Tourism would like the residents of Toquerville to know they will be having a Tri-City meeting to put together a master plan for tourism, marketing, or other needs of the City.

G. BUSINESS:

1. Discussion and possible action on 2019 Toquerville Municipal Election Canvass.

The Council counted the Provisional and Absentee ballots that were received. The totals were: Ty Bringhurst – 13, Keen Ellsworth – 13, Chuck Williams – 10, Kent Havens – 6, Wendi Merritt – 4, and Gary Chaves – 12. These votes will be added to the votes already counted on election night and posted on the City website.

2. Discussion and possible action on final plat application submitted by Wall Family Rentals LLC for 12 lots located at Center Street and Parkside Drive. Tax ID #s T-91-A-1-A-1 and T-91-A-1-A-2. Properties are zoned R-1-20. *(PC recommended approval 5-0)*

There was no further discussion regarding the application.



Councilman Keen Ellsworth moved to approve the final plat application submitted by Wall Family Rentals LLC. Councilman Ty Bringhurst seconded the motion. Motion unanimously carried, 5-0. Ty Bringhurst – aye, Keen Ellsworth – aye, Justin Sip – aye, Alex Chamberlain – aye, Paul Heideman – aye.

3. Discussion and possible action on a preliminary site plan review submitted by CSB/Forte Land Company for a development located at the Anderson Junction area. Tax ID # T-3-0-27-3419. Property is zoned Highway Commercial. *(PC recommended approval 4-1)*

There was no further discussion regarding the site plan review.

Councilman Alex Chamberlain moved to approve the preliminary site plan review submitted by CSB/Forte Land Company. Councilman Ty Bringhurst seconded the motion. Motion unanimously carried, 5-0. Ty Bringhurst – aye, Keen Ellsworth – aye, Justin Sip – aye, Alex Chamberlain – aye, Paul Heideman – aye.

4. Discussion on Personnel Policies and Procedures, Section XIX Holiday Leave.

The Council discussed the purpose is to match the City's current list of paid holidays to the State's paid holidays list. Currently, there are 11 paid State holidays listed on their website, but the City only has 9 paid holidays listed in its Personnel Policies. This change would update Toquerville City Personnel Policies to match State policy. Councilman Ellsworth commented that the City should be following State code. Councilman Chamberlain agreed.

Mayor Chamberlain announced the final vote count as follows: Ty Bringhurst – 287, Keen Ellsworth – 258, Chuck Williams – 214, Kent Havens – 181, Wendi Merritt – 101, Gary Chaves – 240. There were a total of 355 votes cast in this election.

H. COUNCIL REPORTS:

1. Justin Sip did not have anything to report.
2. Keen Ellsworth wondered if the Council needed to take any action or approve the vote count totals that were just read. Mayor Chamberlain responded a motion was needed.

Councilman Keen Ellsworth moved to approve the vote count totals from the 2019 Toquerville Municipal Election. Councilman Ty Bringhurst seconded the motion. Motion unanimously carried, 5-0. Ty Bringhurst – aye, Keen Ellsworth – aye, Justin Sip – aye, Alex Chamberlain – aye, Paul Heideman – aye.

3. Ty Bringhurst presented a road map section to the Council showing the bypass road and that it is now being referred to as Toquer Parkway. Also presented were three different road options for road width, shoulder widths, meandering paths, plantar medians and sidewalk widths. The design standards chosen will become part of the agreement with the property owners and UDOT. Plantar medians were discussed and how they could work. Zoning Official Mike Vercimak cautioned that these medians on busy roads can be very difficult to maintain. There have been multiple meetings with UDOT to decide what we want for this road; designs, speed limits, etc. Additional documents and information will be provided as it becomes available.



4. Alex Chamberlain commented on the status of the light filters. Public Works Director Lance Gubler and Planning Chair Manning Butterworth are still working on getting them. Councilman Chamberlain wanted to recognize all the work the Mayor, Councilman Bringhurst, and previous Councilmembers have done regarding Toquer Parkway.
5. Paul Heideman reported on the upcoming Christmas Program and the revisions to the Hillside Ordinance that will be given to Planning Chair Manning Butterworth to review.

City Attorney Heath Snow has provided a draft development agreement and the Master Plan Development Overlay back to the Lowe family for review. Councilman Bringhurst commented that he is still working on the revisions and the edited version and will get this draft to them tomorrow. We are waiting for a draft agreement from UDOT on the Toquer Parkway sign and the abandonment of the current road. The Coleman wall claim has been resolved with the insurance company.

6. Mayor Lynn Chamberlain did not have anything to report.

I. CALENDAR OF EVENTS:

Washington County Water Conservancy District and BLM Open House at Toquerville City Hall for Toquer Reservoir on November 18, 2019 at 6:00 p.m. All are encouraged to attend and public comment is welcome.

J. ADJOURN:

Councilman Paul Heideman moved to adjourn the Regular Business Meeting. Councilman Justin Sip seconded the motion. Motion unanimously carried, 5-0. Ty Bringhurst – aye, Keen Ellsworth – aye, Justin Sip – aye, Alex Chamberlain – aye, Paul Heideman – aye.

Mayor Chamberlain adjourned the meeting at 6:52 p.m.



Mayor - Lynn Chamberlain

12.12.2020

Date



Attest: City Recorder - Dana M. McKim

