

City of La Verkin

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www.laverkin.org

La Verkin City Council Meeting Minutes

Wednesday, August 19, 2020, 6:00 p.m.

Council Chambers, 111 S. Main, La Verkin, Utah

Present: Mayor Richard Hirschi, Council Members: Micah Gubler, Patricia Wise, Ray Justice, and Kelly Wilson; Staff: Christy Ballard, Kevin Bennett, Derek Imlay, Chief Ben Lee, and Kyle Gubler; Public: Adrienne & Robert Jahns, Paige Barr, Brian Stewart, Ken Cox, John Valenti, and Lynn Maxwell.

Chuck Hardy was excused.

A. Called to Order –The invocation and the Pledge of Allegiance were given by Kelly Wilson at 6:02 pm.

B. Consent Agenda: (Items on the consent agenda may not require discussion. These items will be a single motion unless removed at the request of the Mayor or City Council.)

1. Declarations of conflict of interest
2. Agenda
3. Meeting Minutes: August 5, 2020, regular meeting
4. Review Invoices and Checks: \$146,437.53

The motion was made by Councilman Ray Justice to approve the consent agenda as written including the minutes of the August 5, 2020, regular meeting and Invoices and Checks in the amount of \$146,437.53, second by Councilman Micah Gubler. Roll Call Vote: Gubler-yes, Justice-yes. Wise-yes, Wilson-yes. Motion carried unanimously.

C. Citizen Comment & Request for Future Agenda Items:

No comments were made.

D. Business:

1. Annual Training on Open and Public Meetings Act (OPMA) and Government Records Access and Management Act (GRAMA) for members of the City's public bodies (including but not limited to the City Council, Planning Commission, and Board of Adjustment), as required by law.

Kevin presented the training. See Exhibit A.

2. Discussion and possible action to approve Ordinance No. 2020-02; an ordinance amending section 7-5A-1 of the La Verkin City Code and providing for the regulation of City controlled property (e.g., certain trails and trailheads, etc).

Kevin pointed out some grammatical changes he would like to make. On page 5, section C, add "or control" after municipally in the second line.

Kyle explained this item was presented and discussed during the previous City Council meeting. This will allow signage on the Overlook trail and dogs in the new trailhead park.

The motion was made by Councilwoman Patricia Wise to approve Ordinance No. 2020-20; an ordinance amending section 7-5A-1 of the La Verkin City Code and providing for the regulation of City controlled property, certain trails, and trailheads, as amended, second by Councilman Kelly Wilson. Roll Call Vote: Wilson-yes, Wise-yes, Justice-yes, Gubler-yes. Motion carried unanimously.

3. Discussion and possible action to approve Ordinance No. 2020-03; an ordinance amending section 8-2-12 of the La Verkin City Code, and providing for flood irrigation, in certain circumstances and for a limited time, in the area of the City located in the lower lands situated in the area surrounding the Virgin River, La Verkin Creek, and Ash Creek.

Mayor Hirschi reported this item was discussed during the last City Council meeting.

Kevin pointed out some grammatical changes he would like to make. On page 1, the fifth Whereas, the fourth line after LVCC change the coma to a parenthesis. In the following Whereas, insert the word “and” between permissible and acceptable in the third line.

Councilwoman Wise asked if the City could indeed monitor the amount of area the third party watered in the Park as discussed previously? This would help safeguard the water pressure for our citizens.

Kevin explained this ordinance applies to all the property in that area and is to allow a specific use. That would be under operations which does not fall under city code.

Councilman Gubler mentioned the pressure will not change with a pressure sustaining valve. The people utilizing the fields are concerned about the availability of the water, that is why they are starting with one field.

Councilwoman Wise asked if the City would be required to monitor the pressure sustaining valve.

Kevin explained the property owner would need to purchase and maintain the valve, but it would belong to the City. The City would establish the pressure setting. That is included in the ordinance. He did take out the three-year renewal clause because he felt like it wasn't worth going over it all again for an additional two years. The ordinance says on or before five years they will either need to switch over to sprinkling or off the system.

The motion was made by Councilman Kelly Wilson to approve Ordinance No. 2020-03; an ordinance amending section 8-2-12 of the La Verkin City Code and providing for flood irrigation, in certain circumstances and for a limited time, in the area of the City located in the lower lands situated in the area surrounding the Virgin River, La Verkin Creek, and Ash Creek, as amended, second by Councilman Micah Gubler. Roll Call Vote: Gubler-yes, Justice-no, Wise-yes, Wilson-yes. Motion passes.

E. Mayor & Council Reports:

Wilson-Ash Creek Sewer District is going to send request for proposal letters out this month for the treatment plant in La Verkin.

The public works department is meeting with Sunrise Engineering to discuss potential street and water projects.

Wise-She went over the agenda for the August 12th Planning Commission meeting.

Justice-Nothing to report.

Kyle explained how the new cemetery feature worked on the City website.

Gubler-The Winterfest meetings are set to begin so the City Council will need to determine if we are going to move forward with the event. He read an article in the St. George News quoting someone from the Southwest Health Department as stating there is not a lot of evidence where outdoor events caused a spread of the virus, it was more indoor events. He and Kyle discussed possibly having the light parade, tree and “L” lighting ceremony and the fireworks. In the past, staff and Council have discussed purchasing a larger tree for the tree lighting ceremony. If we have a scaled-down version of Winterfest or cancel it completely that will free up some funds that could be combined with some RAP Tax money to purchase a tree.

Kyle reported we may have a 10k race as well. The issue there is UDOT required the City to put reader boards out last year and those boards are expensive. If we can find an additional route that doesn't cross the SR9 we could have the race if the Council wanted it.

Councilman Gubler reported they asked the person in charge of the race to try to plan a route for the west side of town.

Mayor Hirschi-He attends a Zoom meeting twice a week with other mayors, the County Commissioners, Dr. Blodgett with the Southwest Health Department, and Dr. Ferguson who is an ICU doctor over COVID patients. There are currently 3 patients in the ICU receiving oxygen.

The School Superintendent and the President of Dixie University attended the meeting as well and discussed the challenges they are facing.

F. Adjourn:

The motion was made by Councilman Ray Justice to adjourn, second by Councilman Kelly Wilson. The motion carried unanimously at 7:09 pm.

Minutes were done by Christy Ballard.

September 2, 2020
Date Approved

Richard M. Hirschi
Mayor Richard M. Hirschi

ATTEST: Christy Ballard
Christy Ballard
City Recorder

