

MINUTES OF REGULAR CITY COUNCIL MEETING

6:30 P.M. ELECTRONIC MEETING

APRIL 13, 2021

Council Present: Wilford Conetah, Bradley Gingell, Larry Dye
Absent: Dakota Bruns, Jim Dieter
Mayor Present: Mayor Kathleen Cooper
Recorder Present: Kalecia Fowler
Visitors: Alan Allred, Kyle Richens, Sheriff Tucker, Chris Thomsen, Bret Reynolds

Meeting was called to order at 6:35 P.M.

MOTION: BRAD GINGELL MOTIONED TO APPROVE THE DECEMBER 8, 2021 MINUTES AS READ. WILFORD CONETAH SECONDED. LARRY DYE VOTED AYE.

PUBLIC COMMENT

Mayor Cooper asked if there were any public comments for this meeting. There were no additional comments.

CIVCO ENGINEERING – UDOT GRANT FOR MAIN STREET UPDATE

Mayor Cooper turned the time over to Chris Thomsen from Civco Engineering. Chris Thomsen had some issues with his microphone so he asked Bret Reynolds to present this project. Bret Reynolds stated this project was started in 2017 from Utah Department of Transportation's Joint Highway Committee for a non-urban project. The entire project was for 2.5 million; UDOT committed to 2 million and \$500,000 coming from the city or 7% of the project. This project is slated to start October 2021. The project begins at Highway 40 to 600 East and south to 100 South. It will entail milling out the existing asphalt, put in storm drains, curb, gutter and re-asphalting Main Street. Civco Engineering's recommendation is that the city will need a firm commitment of \$14,000 and up to \$150,000 in the next budget. Mayor Cooper asked the council if we should contact the Tribe for additional funding since they have ownership of the streets. Brad Gingell stated it would be a good idea. Larry Dye stated it does not hurt to ask.

SHERIFF TRAVIS TUCKER – ADDRESSING QUESTIONS AND CONCERNS

Mayor Cooper turned the time over to Sheriff Tucker. Mayor Cooper questioned how we can go about getting some people cited in the city for ordinance infractions. Sheriff Tucker stated that is through the attorney's office. Sheriff Tucker stated the hold-up is because a new law has been enacted and the county needs to update its sentencing portion. Sheriff Tucker reported there has been some changes in the county attorney's office as well. Due to this situation, no one of the Sheriff's Department can issue citations. Sheriff Tucker reported he has been speaking with Chief Smart of Bureau of Indian Affairs about law enforcement and assisting with animal control. Dogs also fall under the same jurisdictional issues as people; if a dog is tribal and is in the park the Sheriff's office can help, but if it goes into the street, it falls under the Tribe's jurisdiction. Sheriff Tucker stated the Special Olympics Torch Run will be May 10.

KARL JACOBS – BUSINESS LICENSE APPLICATION TO OPERATE K.O. JACOBS HANDYMAN SERVICES

Mayor Cooper stated Karl Jacobs would like to request a business license to operate K.O. Jacobs Handyman Services.

MOTION: BRAD GINGELL MOTIONED TO ACCEPT THE BUSINESS LICENSE APPLICATION FROM KARL JACOBS TO OPERATE K.O. JACOBS HANDYMAN SERVICES. LARRY DYE SECONDED. WILFORD CONETAH VOTED AYE.

DISCUSSION AND ACTION ON EXTENDING THE RESOLUTION DECLARING AN EMERGENCY DUE TO COVID 19; RESOLUTION 04142020-001

Mayor Cooper questioned if we want to continue this resolution. Brad Gingell stated we are dealing with the Ute Tribe intimately. We should keep this resolution in effect until the Tribe ends their state of emergency.

MOTION: BRAD GINGELL MOTIONED TO EXTEND RESOLUTION 04142020-001 ANOTHER THIRTY DAYS. WILFORD CONETAH SECONDED. LARRY DYE VOTED AYE.

CITY DEPARTMENTAL REPORTS ON THE LAST MONTH'S ACTIVITIES

Kyle Richens – Maintenance

Mayor Cooper turned the time over to Kyle Richens. Kyle Richens stated water will be shut off tomorrow from Center Street going East at 3:00 p.m. to tap into the main for the Ute Tribe Housing Project. Mayor Cooper asked about the Russian Olives that have been taken down and left in old town. Alan Allred stated someone took a backhoe bucket and knocked them over. In the past, Myton cut's them down and remove what was cut. Mayor Cooper asked Kyle and Alan to take care of those trees.

Kyle stated he has some questions about the cemetery. Kyle asked about getting a sign made stating no horses in the cemetery. Kyle also stated there has been some concerns expressed about the "shooting range". There was concern about stray bullets and ricochet's. Mayor Cooper asked Kalecia to make some signs stating "no shooting at any time".

Possible Purchase of Mini Excavator

Kyle Richens stated he received bids from other places for a mini excavator. The lowest was \$59,000 at Ag Equipment. The quote in the council packets are from Case. Case's bid was for \$64,000. A mini excavator is very versatile and would be beneficial for tight spots. Mayor Cooper stated she would look for a grant. We don't have a lot of loose cash. Larry Dye asked about renting versus buying. Kyle Richens stated we don't have a trailer to haul it. Larry Dye stated it would be better to rent for the few times you would use it rather than buy it. Unless you get a grant, we cannot justify the expense.

Alan Allred – Fire Department

Chief Alan Allred reported on the East Myton Fire that burned 2,700 acres. He stated due to this fire and the current weather zone being what it is, the Duchesne County Fire and Emergency Management closed the open burn season. There are no burn permits that should be going out until the burn season is reopened by the Duchesne County Commission. Chief Allred stated we are in the first year of this drought. The water outlook is bleak. Chief Allred stated we are waiting to hear what Duchesne County Water Conservancy District recommends. Mayor Cooper asked if we could have a member of the district talk to us. Chief Allred stated he will invite someone to attend the next city council meeting.

Membership Applications

Alan Allred requested an executive session to discuss the three applications for membership.

MOTION: BRAD GINGELL MOTIONED TO ACCEPT THE APPLICATIONS OF ANDREW BOREN JR., WYATT HULLINGER AND CODY WILLIAMS AS MEMBERS OF THE MYTON CITY VOLUNTEER FIRE DEPARTMENT. WILFORD CONETAH SECONDED. LARRY DYE VOTED AYE.

Mayor Cooper stated Kim Harding will help us with a clean-up. That clean-up is slated for May 1, 2021. We will be sending letters out to the citizens of Myton informing them of the clean-up and if they need help we will stop and help them. Mayor Cooper stated she will help Kalecia with getting those letters out. Mayor Cooper asked Kalecia to put Clean-Up on the agenda next month so we can incentivize cleaning the citizen's yards.

APPROVAL AND SIGNING OF CHECKS

Kalecia stated the Expenditures lists will be available in the city office for council signatures.

**CLOSED EXECUTIVE SESSION – 52-4-205(C) AND (D)(II) STRATEGY
SESSION TO DISCUSS PENDING, REASONABLY IMMINENT AND
ONGOING LITIGATION, WATER RIGHTS OR SHARES**

Mayor Cooper stated there is no need for an executive session this evening regarding this matter.

**CLOSED EXECUTIVE SESSION – 52-4-205 (1)(A) – DISCUSSION OF
THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL
OR MENTAL HEALTH OF AN INDIVIDUAL(S)**

Mayor Cooper stated she will entertain a motion for an executive session.

**MOTION: BRAD GINGELL MOTIONED TO ENTER EXECUTIVE SESSION AT 7:46 P.M. LARRY DYE
SECONDED. WILFORD CONETAH VOTED AYE.**

**MOTION: BRAD GINGELL MOTIONED TO EXIT EXECUTIVE SESSION AT 7:58 P.M. WILFORD
CONETAH SECONDED. LARRY DYE VOTED AYE.**

NO MOTIONS MADE WHILE IN EXECUTIVE SESSION.

ADJOURNMENT

There was no further business to discuss. Council adjourned at 8:03 p.m.