

MINUTES OF REGULAR CITY COUNCIL MEETING

6:30 P.M. ELECTRONIC MEETING

SEPTEMBER 14, 2021

Council Present: Wilford Conetah, Larry Dye, Dakota Bruns, Jim Dieter

Absent:

Mayor Present: Mayor Kathleen Cooper

Recorder Present: Kalecia Fowler

Visitors: Alan Allred, "Chipper" Michael Fenn

This meeting was not recorded due to the city recorder forgetting to press record on Zoom after she pressed pause to make sure those in attendance at City Hall were connected.

Meeting was called to order at 6:38 P.M.

MOTION: DAKOTA BRUNS MOTIONED TO APPROVE THE AUGUST 10, 2021 MINUTES WITH THE EXCLUSION OF THE SALE OF SURPLUS FIREARMS MOTION AS IT IS ILLEGAL TO BUY A FIREARM FOR ANOTHER PERSON. WILFORD CONETAH SECONDED. LARRY DYE VOTED AYE. JIM DIETER VOTED AYE. DAKOTA BRUNS VOTED AYE. WILFORD CONETAH VOTED AYE. THE MOTION CARRIED.

PUBLIC COMMENT

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

DISCUSSION AND ACTION ON INTERIM OPENING OF MYTON CITY COUNCIL

Mayor Cooper stated Michael Chipper Fenn has submitted an application for the interim opening of the Myton City Council for the unexpired term of Brad Gingell until he takes his own office in January.

MOTION: LARRY DYE MOTIONED TO ACCEPT MICHAEL "CHIPPER" FENN'S APPLICATION TO THE CITY COUNCIL FOR THE UNEXPIRED TERM OF BRAD GINGELL. JIM DIETER SECONDED. WILFORD CONETAH VOTED AYE. DAKOTA BRUNS VOTED AYE. LARRY DYE VOTED AYE. JIM DIETER VOTED AYE. THE MOTION CARRIED.

DISCUSSION AND ACTION ON RESOLUTION 09142021-001; CANCELLING THE 2021 GENERAL ELECTION

Mayor Cooper asked Kalecia what this entailed. Kalecia stated there is a resolution included in the packets for the council. This resolution needs to be adopted in order to cancel the November 2021 General Election. It states we have no write-in's and four filed declarations for the five open council seats and one filed declaration for the open mayor position. We will have to appoint a person for the remaining open council seat for two years.

MOTION: CHIPPER FENN MOTIONED TO ADOPT RESOLUTION 09142021-001 CANCELLING THE 2021 GENERAL ELECTION AS PRESENTED. LARRY DYE SECONDED. JIM DIETER VOTED AYE. DAKOTA BRUNS VOTED AYE. WILFORD CONETAH VOTED AYE. CHIPPER FENN VOTED AYE. LARRY DYE VOTED AYE. THE MOTION CARRIED.

DISCUSSION AND ACTION ON THE FIRE PROTECTION AGREEMENT WITH DUCHESNE COUNTY

Mayor Cooper reported Duchesne County presented the same fire protection agreement as previously adopted a few years ago.

MOTION: LARRY DYE MOTIONED TO ACCEPT THE 2021 FIRE PROTECTION AGREEMENT AS PRESENTED WITH DUCHESNE COUNTY. CHIPPER FENN SECONDED. JIM DIETER VOTED AYE. DAKOTA BRUNS VOTED AYE. WILFORD CONETAH VOTED AYE. LARRY DYE VOTED AYE. CHIPPER FENN VOTED AYE. THE MOTION CARRIED.

CITY DEPARTMENTAL REPORTS ON THE LAST MONTH'S ACTIVITIES

Alan Allred – Maintenance

Mayor Cooper turned the time over to Alan Allred for city maintenance. Alan reported the crew has been mowing the weeds along the streets and signs. Alan stated they have been at the cemetery filling in graves that have collapsed, repairing the benches and fencing. Alan reported that the Sewer Lagoon does not have a reserve pump in storage. Alan stated the pump went down today and with the way parts are coming in, we may not get one for weeks, if not months.

MOTION: JIM DIETER MOTIONED TO PURCHASE A RESERVE PUMP FOR THE SEWER LAGOON. LARRY DYE SECONDED. DAKOTA BRUNS VOTED AYE. CHIPPER FENN VOTED AYE. WILFORD CONETAH VOTED AYE. JIM DIETER VOTED AYE. LARRY DYE VOTED AYE.

Alan reported the Suzuki Mini Truck's transmission is going and he has made an appointment with Thacker's to see if they can salvage the parts needed to repair it. This truck is not manufactured any more and parts are hard to come by. The only way you can repair it is to salvage from another vehicle of the same make and model.

Alan Allred – Fire Department

Chief Alan Allred stated he provided Kalecia a list with those not in regular attendance for trainings or meetings. He stated there are only five (5) active members willing to proceed.

Chief Allred stated there are two membership applications that have been presented to the Council for Chris Christensen and Breadon Hamilton. Council reviewed those applications.

MOTION: JIM DIETER MOTIONED TO ACCEPT THE MEMBERSHIP APPLICATIONS OF BREADON HAMILTON AND CHRIS CHRISTENSEN FOR THE MYTON CITY VOLUNTEER FIRE DEPARTMENT. CHIPPER FENN SECONDED. DAKOTA BRUNS VOTED AYE. WILFORD CONETAH VOTED AYE. LARRY DYE VOTED AYE. JIM DIETER VOTED AYE. CHIPPER FENN VOTED AYE. THE MOTION CARRIED.

DISCUSSION AND ACTION ON UNSOLICITED BID FOR 65 W 400 N FROM REED COWAN

Mayor Cooper stated we have received an unsolicited bid from Reed Cowan for 65 West 400 North. The property has not been listed in the MLS (Multiple Listing Service) for sale that is why it is unsolicited. Mayor Cooper asked the council what action they would like to take. Jim Dieter asked if we had to sell it. Mayor Cooper stated no, we do not have to sell it if the council does not wish to. Mayor Cooper then recused herself from this discussion as she is related to Mr. Cowan. Jim Dieter asked Kalecia if she had had the property appraised. Kalecia stated she did not have time as this came in yesterday. Chipper Fenn stated he will recuse himself from this discussion as he is renting this property from the city. Chipper stated the property has become home for he and his wife and they love taking care of it. Jim Dieter stated we have a renter and it is steady income, he would not be in favor of selling it especially without a current appraisal. Dakota Bruns, Wilford Conetah and Larry Dye agreed.

MOTION: JIM DIETER MOTIONED TO DECLINE THE OFFER OF \$135,000 FOR 65 WEST 400 NORTH FROM REED COWAN. DAKOTA BRUNS SECONDED. LARRY DYE VOTED AYE. WILFORD CONETAH VOTED AYE. JIM DIETER VOTED AYE. DAKOTA BRUNS VOTED AYE. CHIPPER FENN

ABSTAINED BECAUSE OF HIS RECUSAL. THE MOTIONED CARRIED WITH FOUR AYES AND ONE ABSTENTION.

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

ADJOURNMENT

There was no further business to discuss. Council adjourned at 7:19 p.m.