

**ESCALANTE CITY COUNCIL MEETING
MAY 3, 2022
REGULAR MEETING – 6:00 P.M.
ESCALANTE CITY COUNCIL CHAMBERS - 56 NORTH 100 WEST**

Mayor Melani Torgersen called the meeting to order at 6:00 p.m. in the Escalante City Council Chambers.

Present at said meeting were Mayor Torgersen, Council members Lenza Wilson, Chad Lyman, City Attorney Barry Huntington and City Recorder Stephanie Steed. Council members Marlene Stowe and Dan'l Lindsay joined electronically. Council member Guy Graham was excused.

Also present were Troy Huntington, Don Porter, Fred Spencer, Marvin Porter, Jill Phillips, Todd Phillips, Glen Wilson, Fran Wilson, Sam Spencer, Julia Spencer, Terence Tontlewicz, Louise Eutropius, Alex Steckel, Sherri Meisenbach, Dan Meisenbach, Julie Brugger, Bob Hartman and Marjorie V. Crawford.

Denise Olson joined electronically.

Mayor Torgersen led the Pledge of Allegiance.

ADOPTION OF THE AGENDA

Council member Lyman moved to adopt the agenda as written. Council member Lindsay seconded the motion. Motion carried with Council members Stowe, Lyman, Wilson and Lindsay voting aye.

APPROVAL OF THE MINUTES OF APRIL 19, 2022 MEETING

Council member Wilson moved to approve the minutes of the April 19, 2022 meeting as written. Council member Lyman seconded the motion. Motion carried with Council members Wilson, Lindsay, Lyman and Stowe voting aye.

PUBLIC COMMENTS

There were no public comments at this time.

PLANNING AND ZONING ITEMS

PLANNING AND ZONING UPDATES

There were no Planning and Zoning updates at this time.

SCHEDULED ITEMS

GARFIELD COUNTY SHERIFF DANNY PERKINS – UPDATES

Sheriff Perkins was not present at said meeting.

SAM SPENCER -ANNEXATION MAP QUESTIONS

Mr. Spencer said his first question is what was the idea of building this annexation map. Mayor Torgersen said the State requires a twenty-year annexation plan with a map.

City Attorney Huntington said State Law 10.2.4 requires every City to have a twenty-year plan. City Attorney Huntington explained this is put in place so municipalities can coordinate with other entities. Mr. Spencer asked if he has the right to tell the City he does not want his property to be on the map. City Attorney Huntington said yes. Mr. Spencer said no one in the valley wants to be on the map. City Attorney Huntington explained people need to let the City know if they want to be on the map or if they do not want to be on the map. Mr. Spencer asked if the map is not created will the City lose grants. City Attorney Huntington said no. Mr. Spencer asked when the map will be brought back up. City Attorney Huntington said when it is you will get a notice. Mayor Torgersen said this map has been denied and no longer exists. Mr. Spencer said so does this mean that the map will not be drawn up while you are in the Council. Mayor Torgersen said at this time we will have to get direction from a Land Use Attorney. Mr. Spencer said Council member Wilson was the only one who apologized that the ranchers did not know what was going on. City Attorney Huntington said the City is not interested in taking anyone's land.

GLENN WILSON – AIRPORT AND ANNEXATION MAP QUESTIONS

Mr. Wilson asked if it is Escalante City's goal to have the Airport in the City Limits. Council member Wilson said from his standpoint no. Council member Wilson said there are very few Airports in Utah that are within City Limits. Mr. Wilson asked if the City would benefit from the Airport being in City limits. Council member Wilson said he is not aware of anything. Mr. Wilson asked if there is still the fly in homes and hangers in the City plans. Council member Wilson said the City receives money from the FAA so the Airport cannot have fly in homes located on City property. Council member Wilson said the Airport is for day use only. Mr. Wilson asked if the map for annexing was adopted. Mayor Torgersen said no. Mr. Wilson said his property was condemned around the Airport and he was told if he gave the deed for a slope easement it would not have to be taken from him. Council member Wilson asked when the easement took place. Mr. Wilson said about fifteen years ago. Council member Wilson said he will contact Armstrong to see if they have any information on it.

Mr. Wilson asked if there is water at the storage units by the Airport. Mayor Torgersen said there is no water meter there.

Mr. Wilson said his assumption was elected officials were to serve people and do what is best for them and their rights. Mr. Wilson said he has had property taken and it has been the City that has taken it. Mr. Wilson asked where the proposed Annexation Map was posted. Mayor Torgersen said the City Council asked Planning and Zoning to work on the map in April of 2021. Mayor Torgersen said the map was completed in July of 2021. Mayor Torgersen explained the proposed map has been discussed and put on multiple agendas. Mr. Wilson said the State said every entity that is affected by the annexation plan should be notified and it should be posted for fourteen days. Mr. Wilson said a Town Council is to serve the people. This item was discussed at length.

FRAN WILSON – AIRPORT AND ANNEXATION MAP QUESTIONS

Mrs. Wilson asked if the City has no plan to annex then why do you need an Annexation Plan. City Attorney Huntington explained the State requires Cities to have a twenty-year plan. City Attorney Huntington said the City is mandated to do a plan. Mrs. Wilson asked what the City gains by annexation. City Attorney Huntington said property taxes. Mayor Torgersen said the City is not looking to annex because we do not have the capabilities to take care of more area. Mrs. Wilson said but all the infrastructure is in place so it would not cost the City anything.

City Attorney Huntington said why would the City want to annex you if you do not want to be part of the City. Mrs. Wilson said we are concerned because of the map. Mrs. Wilson said if we have someone on one side of our property that wants to be annexed but we do not want to then where will it go. City Attorney Huntington said you can protest it and the City will have a hearing on the protest of the petition. Mrs. Wilson said if it is two property owners against one then what. City Attorney Huntington said we would not accept it if someone protests being annexed. City Attorney Huntington said his job is to keep the City out of a lawsuit and if someone protested an annexation, he would have the City deny the petition. Council member Wilson said he does not see any reason the City would want to annex at this time. Council member Wilson said if the City were to annex, we would be responsible for the roads and snow removal and that would be too much maintenance cost. Council member Wilson said if someone has a business or a subdivision right next to the City Limits and wants to be annexed then maybe but if it is way out in the County, we would not be interested in annexing them. Mrs. Wilson said Mr. Cook has a business so what if he wants to be annexed. Council member Wilson said Mr. Cook is too far out in the County. Mayor Torgersen said the City would have nothing to gain by annexing Mr. Cook. Mrs. Wilson said but you do not know twenty years from now what people will do. Council member Lyman said the Heritage Center asked to be annexed because it allowed them to do more things for their business. Council member Lyman said they had to contact all the landowners affected by the annexation. Council member Lyman said he understands the concerns. Council member Lyman said the facts are if you want to be annexed you should be heard and if you do not want to be annexed you should be heard. Mayor Torgersen said at this time she feels the City needs to seek council from a Land Use Attorney for direction. Mayor Torgersen explained the City was not trying to slide anything in. Mayor Torgersen said we have integrity. Mayor Torgersen said she appreciates everyone for coming and talking. Council member Stowe said she appreciates everyone for coming and giving their opinions. Council member Stowe said she is for the farmers and ranchers and will protect them.

ADOPT TENTATIVE BUDGET

City Recorder Steed explained the tentative budget. **Council member Wilson moved to approve the tentative budget. Council member Stowe seconded the motion. Motion carried with Council members Lyman, Stowe, Lindsay and Wilson voting aye.**

DEPARTMENT REPORTS

ADMINISTRATIVE

City Recorder Steed said the Budget and Financial Reports are available for review.

PUBLIC WORKS DEPARTMENT

The Public Works Department was not present at said meeting.

FIRE DEPARTMENT

Chief Don Porter said they have ordered the fireworks.

Chief Porter explained he attended the Fire Chief meeting last night and they discussed posting fire restriction in the next couple of days. Council member Wilson asked what the restrictions would be. Chief Porter said no fires. Mayor Torgersen asked if that would include fire pits. Chief Porter said he would like to post no fires at all. Council member Wilson asked if the restrictions would include propane fire pits at the RV Parks. Chief Porter said propane fires are fine. Chief

Porter said he would like to post signs if the Council agrees. The Council directed Chief Porter to post fire restrictions as soon as possible. Chief Porter said if anyone wants to burn in the County, they need to call Josh Soper.

Chief Porter explained during their last fire meeting they went through all the trucks and they are all running.

COUNCIL REPORTS

MAYOR MELANI TORGENSEN

Mayor Torgersen said the Cemetery is dry but we are doing our best.

COUNCIL MEMBER CHAD LYMAN

Council member Lyman had nothing to report at this time.

COUNCIL MEMBER LENZA WILSON

Council member Wilson explained he has received all the materials to change and repair the lights on the City Buildings.

COUNCIL MEMBER GUY GRAHAM

Council member Graham was not present at said meeting.

COUNCIL MEMBER MARLENE STOWE

Council member Stowe had nothing to report at this time.

COUNCIL MEMBER DAN'L LINDSAY

Council member Lindsay had nothing to report at this time.

UNPAID BILLS

Council member Wilson moved to pay the unpaid bills. Council member Lyman seconded the motion. Motion carried with Council members Stowe, Lindsay, Lyman and Wilson voting aye.

EXECUTIVE SESSION

There was no executive session needed at this time.

Council member Lyman moved to adjourn the meeting at 7:38 p.m.

Council member Stowe seconded the motion. Motion carried with all in favor.

Stephanie Steed, MMC
City Recorder

Date minutes approved:

**ESCALANTE CITY COUNCIL MEETING
MAY 17, 2022
WORK MEETING – 6:00 P.M.
ESCALANTE CITY COUNCIL CHAMBERS - 56 NORTH 100 WEST**

Mayor Melani Torgersen called the work meeting to order at 6:05 p.m. in the Escalante City Council Chambers.

Present at said work meeting were Mayor Torgersen, Council members Guy Graham, Marlene Stowe, Lenza Wilson and City Recorder Stephanie Steed. Council member Chad Lyman arrived at 6:10 p.m. Council member Dan'l Lindsay and City Attorney Barry Huntington were excused.

Also present were Bill Weppner and Julie Brugger.

The work meeting was to work on the budget.

The work meeting adjourned at 7:15 p.m.

Stephanie Steed, MMC
City Recorder

Date minutes approved:



CITY COUNCIL MEETING AGENDA ITEM REQUEST

1. The undersigned, request(s) the opportunity to present the following matter in city council meeting (please be as clear and specific as possible)

Lions Club donation to Fire Department

2. The undersigned requests 3 minutes for presentation.

Dated this 18 day of May, 20 22.

Printed Name Sherri Meisenbach Daytime Phone (714) 345-3917

Signature Sherri Meisenbach Evening Phone _____

Please note: Items on the agenda for city council meeting are set at the discretion of the mayor. If the mayor approves the above request, you will be on the next agenda. If the request is not approved, you will NOT receive any further notification.

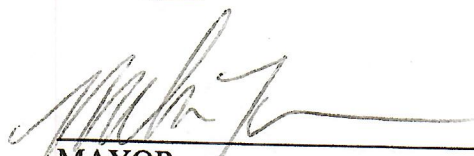
The remaining portion of this form is for office use only

DECISION ON REQUEST FOR APPEARANCE

☒ The above item is APPROVED for hearing before the city council. The city recorder is instructed to place the item on the next available council agenda for _____ minutes.

☐ The above item is NOT APPROVED for hearing before the city council.

Dated this 31st day of May, 20 22.


MAYOR

P.O. BOX 18 ESCALANTE, UT 84726



Phone: (435) 826-4644 F:435-826-4642

CITY COUNCIL MEETING AGENDA ITEM REQUEST

1. The undersigned, request(s) the opportunity to present the following matter in city council meeting (please be as clear and specific as possible)

Water for winter on line to
stop freeze

2. The undersigned requests _____ minutes for presentation.

Dated this 18 day of May, 20 22

Printed Name Sam Spencer Daytime Phone 435-616-4907

Signature Sam Spencer Evening Phone _____

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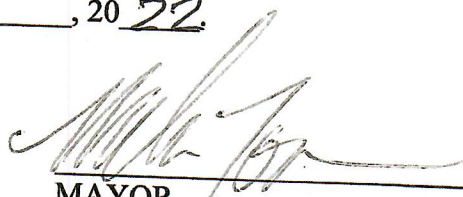
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DECISION ON REQUEST FOR APPEARANCE

☐ The above item is APPROVED for hearing before the city council. The city recorder is instructed to place the item on the next available council agenda for _____ minutes.

☐ The above item is NOT APPROVED for hearing before the city council.

Dated this 1 day of June, 20 22


MAYOR



CITY COUNCIL MEETING AGENDA ITEM REQUEST

1. The undersigned, request(s) the opportunity to present the following matter in city council meeting (please be as clear and specific as possible)

Request for donation for Community July 4th Celebration
to be held Saturday July 2nd 6-8 p.m.
\$500 for meat, ketchup, condiments, water, paper dishes,
potluck after flag ceremony 5:30 p.m.
Patriotic program after dinner.

2. The undersigned requests _____ minutes for presentation.

Dated this 7 day of June, 20 22.

Printed Name Victory Crawford Daytime Phone 435 826 4075

Signature Victory Crawford Evening Phone Same

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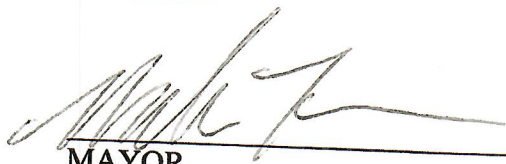
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DECISION ON REQUEST FOR APPEARANCE

☒ The above item is APPROVED for hearing before the city council. The city recorder is instructed to place the item on the next available council agenda for _____ minutes.

☐ The above item is NOT APPROVED for hearing before the city council.

Dated this 31st day of May, 20 22.


MAYOR