



TOQUERVILLE CITY COUNCIL
Regular Business Meeting Agenda
September 7, 2022 at 6:00 pm
212 N. Toquer Blvd, Toquerville Utah

Present: Mayor Keen Ellsworth Councilmembers: Chuck Williams, Justin Sip, Gary Chaves, Rachel Peart, Ty Bringhurst; Staff: City Manager Afton Moore, Planning and Zoning Administrator Darrin LeFevre, City Attorney Heath Snow, City Recorder Daisy Fuentes Absent: Planning Chairman Joey Campbell

A. CALL TO ORDER:

1. Call to Order – Mayor Keen Ellsworth
2. Pledge of Allegiance – Councilman Williams
3. Statements of Belief/Opening Prayer – Councilman Bringhurst

B. APPROVAL OF AGENDA:

Mayor Ellsworth explained why the Public Forum was removed from the agenda. Attorney Snow went over the agenda application form and process.

1. Approval of Agenda Order
2. Disclosures and Declarations of Conflicts from Council Members and Mayor.
No disclosures/conflicts

Councilman Bringhurst motioned to approve the agenda. Councilman Sip seconded the motion. Motion carried, 5-0. Ty Bringhurst – aye, Justin Sip – aye, Gary Chaves – aye, Rachel Peart – aye, Chuck Williams – aye.

C. CONSENT AGENDA:

1. Review and possible approval of meeting minutes from August 17th Business Meeting.

Councilman Chaves motioned to approve the meeting minutes from August 17th. Councilman Williams seconded the motion. Motion carried, 5-0. Ty Bringhurst – aye, Justin Sip – aye, Gary Chaves – aye, Rachel Peart – aye, Chuck Williams – aye.

D. CITY DEPARTMENT REPORTS:

1. Ash Creek Special Services District Representative
Representative was absent but Councilman Sip mentioned that they were interviewing potential contractors.
2. Hurricane Valley Fire District Representative – Merlin Spendlove
There were 19 calls from Toquerville in the month of August. They have a few crews helping fight fires in Idaho and possibly go to California to help fight the fires there.
3. Planning Commission Chair – Joey Campbell
Absent
4. City Manager – Afton Moore
Afton went over the financial plan, a road report, economic growth, the general plan, the Westfield Park delay, business licenses, Civic Review and city events.
5. City Attorney – Heath Snow
No comments. Litigation update WCWCD in Closed Session.

E. PRESENTATION:

1. Emergency Preparedness Mock Drill – Georgia Carpenter
Georgia spoke about a mock drill within Toquerville that included participation from the citizens. North

Toquerville was dived into sections about a year ago with 18 “block captains”. Wednesday the 12th of October at 6PM a drill will be preformed to prepare for if a disaster ever happened. This event will start by all the block captains honking their horns. This will include everyone North of Westfield Road up till the freeway. Merlin Spendlove said Hurricane City does this mock drill city wide.

F. BUSINESS:

1. **Discussion and possible action** on Amending City Manager Ordinance 2021.06.

Afton explained that if there were a vacancy of a City Manager it would go to assistant city manager rather than the mayor.

Councilman Williams motioned to approve the amendment with the additional amendment that the subparagraph D in paragraph E is deleted. Councilman Sip seconded the motion. Motion carried, 5-0. Ty Bringhurst – aye, Justin Sip – aye, Gary Chaves – aye, Rachel Peart – aye, Chuck Williams – aye.

2. **Discussion and possible action** on installing a concrete pad for a bicycle rack per the request of the Cholla Creek HOA.

Mayor Ellsworth explained the HOA donated a bicycle rack but there is nowhere to place it so there was a request for the city to put down a cement pad for that rack to be placed. Darrin Lefever asked about the location of the bike rack. Placement of the pad would be on public property. Council and staff discussed receiving a cost estimate and tabled this item.

Councilman Bringhurst motioned to table item F2 until information is received. Councilman Sip seconded the motion. Motion carried, 5-0. Ty Bringhurst – aye, Justin Sip – aye, Gary Chaves – aye, Rachel Peart – aye, Chuck Williams – aye.

3. **Discussion and possible action** on Resolution 2022.XX Uniform Fee Schedule, Updating Building Department Fees.

City Manager Afton Moore explained the fee update.

Councilman Bringhurst motioned to approve item F3. Councilman Sip seconded the motion. Motion carried, 5-0. Ty Bringhurst – aye, Justin Sip – aye, Gary Chaves – aye, Rachel Peart – aye, Chuck Williams – aye.

4. **Discussion and possible action** to withdraw from the Toquerville Athletic Regional Sports Complex (The ARC) including withdrawal of the BLM Recreation & Public Purpose (R&PP) land lease application and the Memorandum of Understanding (MOU).

The MOU group paid a fee to Mayor Ellsworth to help put together the R&PP application to the BLM. The same group has sent a letter saying they are backing out of the MOU but have also requested that Toquerville city abandon our application with the BLM under the recreation of public purposes act for the lease of the 600 plus acres located at Anderson Junction on the southwest side. Councilman Bringhurst suggested that we hold an open house with the citizens on this item. The councilmembers and staff discussed their concerns for the cost of continuing.

Councilman Sip motioned to approve the resolution at this time. Councilwoman Peart seconded the motion. Motion carried, 5-0. Ty Bringhurst – aye, Justin Sip – aye, Gary Chaves – aye, Rachel Peart – aye, Chuck Williams – aye.

5. **Discussion and possible action** on Ordinance 2022.XX Rim View Drive Extension Indefinite Closure.

City Attorney Heath Snow explained the Ordinance.

Councilman Sip motioned to approve item F5. Councilman Bringhurst seconded the motion. Motion carried, 5-0. Ty Bringhurst – aye, Justin Sip – aye, Gary Chaves – aye, Rachel Peart – aye, Chuck Williams – aye.

G. CALENDAR OF EVENTS:

1. Farmers Market – Saturday, September 17, 2022, at City Hall 9 AM – Noon (Every 3rd Saturday through October 2022).
2. Trunk-or-Treat/Chili Cook-off & Toquer‘villain’ Halloween Party/Contest.
3. Toquerville Turkey Trott Trails Run – Thanksgiving Day Thursday, November 24, 2022, at Center Street Park 10 AM.

Calendar of Events were covered in City Department Reports.

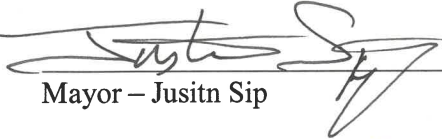
Councilman Bringhurst motioned to proceed to continue to the closed session. Attorney Snow will give a litigation update and Councilman Chaves would like to discuss the character, professional competence, or physical or mental health of an individual. He invited Afton Moore and Darrin LeFevre. Councilman Sip seconded the motion. Motion carried, 5-0. Ty Bringhurst – aye, Justin Sip – aye, Gary Chaves – aye, Rachel Peart – aye, Chuck Williams – aye.

H. CLOSED SESSION

1. Strategy sessions to discuss the purchase, exchange, or lease of real property, including any form of a water right or water shares.

I. ADJOURN:

Mayor Ellsworth adjourned the meeting at 9:09 p.m.



Mayor – Justin Sip

10-5-22

Date



Attest: City Recorder – Daisy Fuentes