

The Town Council of Snowville Town held its regular monthly meeting at the Snowville Town Hall on **Wednesday 9th November 2022.**

Council Present

Mayor Gwen Wilson

Scott O'Hare, Council Member

Rod McGary, Council Member

James Beagley, Council Member

LuAnn Johnson, Council Member

Tammie Morgan, Clerk

Stacey Hill, Treasurer/Recorder

Others Present

Tim Heyder, Colleen Hansen

Barbara Beagley, Klane Hill

Heather O'Hare, Jed Pugsley

Lloyd Vit

Pro-Term Mayor Scott O'Hare welcomed everyone to the November 9, 2022 town council meeting for Snowville Town. Scott accused Mayor Wilson tonight she had a family emergency tonight. Scott asked everyone to keep her and her family in their prayers and thoughts.

Rod McGary led everyone in the pledge of allegiance, and Stacey Hill said the opening prayer.

Scott stated that everyone was sent an agenda for tonight's meeting and asked if anything needed to be added to the agenda. Jim Beagley stated that there was one of 14 vehicles older vehicles that has been stacked in a person's yard. Scott stated that we will add it to item number 14. Scott stated that we will add it under violations. Scott asked for a motion to be made for November's agenda 2022, Rod McGary made the motion to accept the agenda, and Jim Beagley 2nd. All council members present voted Yes. Scott asked for a motion to be made to accept October's Minutes for 2022. Rod McGary made a motion to accept the minutes and Jim Beagley 2nd. All council members present voted Yes.

Scott stated that now we will swear in a new council member for the town of Snowville. Scott stated that LuAnn Johnson will be our new council member. Stacey Hill swore in LuAnn Johnson and LuAnn took her set with the rest of the council members. The council members congratulated LuAnn.

Scott stated that we are very excited to have LuAnn, be a part of the council for Snowville Town. Scott stated that she will be a great addition to the council. Scott stated for those that don't know LuAnn this will be her second time serving as a council member of the town council.

Matt Jensen for the yearly audit

Scott stated that we were going to have a zoom meeting with Matt Jensen from Davis and Bott for the annual audit of the town. All council members were given a booklet that was prepared by the Davis and Bott team. Matt asked if we had a new council member. Scott said that we did LuAnn Johnson and Jim Beagley which are both new this year. Scott stated that Mayor Wilson is absent from this meeting tonight. Matt said that he talked to her a few days ago about this yearly audit. Matt explained to the council that the town is in charge to have financial statements and bookings. Matt stated that with the size of our town they have to do procedures it is not a full-blown audit. The town is not big enough. Matt explained to the council list of procedures that he has to check with the audit. Matt went through the book that was given to each council member. Matt asked if the council had any questions. Rod McGary asked Matt if we were doing better than last year or if it was about the same. Matt stated that the council is really over the budget. Matt stated that the training looks like it is good. Matt said that most towns have about this many when they have an audit. Scott asked about item 20 on the GRAMA he asked if they follow the FOIA fees that you can't charge the first two hours or the first 100 pages of the requested material. Scott asked if we had to follow that, are you able to tell us that or do we need to talk to our lawyer? Matt suggested talking to the lawyer, but he thought that it was the same thing. Matt suggested calling Elwood or another same town to see what their policy was. Matt suggested calling Gina in Elwood because they have one in place. Scott thanked Matt for taking the time to go over this audit with the council. Matt said that he appreciated working with the staff he thanked the council. Scott told Matt to have a good night. Scott stated that he would like to thank Stacey and Tammie for a job well done, in budgeting and booking. Scott stated that he knows that you guys go through a lot. Scott stated that they definitely appreciate it.

The book of the yearly audit is at the town hall if anyone would like to look at it.

Deputy Caleb Martinez with the Box Elder County Sheriff's department. Scott asked Stacey if a phone call was made. Stacey said that she didn't see one, and she didn't get a chance to see if there was an email. Scott excused Deputy Martinez.

Eric Dustler

Scott stated that we will have Eric talk to us about the updates. Scott told Eric that Mayor Wilson was excused for a family emergency tonight. Eric stated that she told him that she might be here. The traffic light is down for about 2 weeks it has two more weeks to cure. Eric said

that it has to have 28 days to make sure that it is cured. Rod asked if it is ok if it freeze. Eric said yes because it is down 14 feet in the ground. Scott asked when will the light be in. Eric said he hoped to by Thanksgiving. The council liked that response. Eric said that they will have them come by in the spring to finish the curb and gutter. Scott said that the town has been talking to the new owner of Mollies, and he knows that the front of Mollies is the town and in the Spring we can get the curb and gutter there and also turn the into a 4-way stop. Eric said perfect. Scott said that he is willing to have his parking in the back or the side of the building. Scott asked Eric to put it down for next spring. Eric asked if we could have it done with the light and do them both together. Scott didn't see a problem with that. Scott asked the council about their thoughts. Rod said he didn't have a problem with it either. Eric said that they will wait until the spring of 2023. Scott said that he will talk to Mr. Stephens so he can get his ducks in a row. Eric said the company about changing the lenses in the light and Eric said that it can be done. Eric said about the water there has been some discussion on a new well. Eric suggests the northeast of town on the property of the town. Eric wants to stay away for the West Well. Eric was telling the council about a method that they have used to find water. Scott asked if it tells you the depth and where the water is at. Eric said that it wasn't very expensive it was about \$4,500 dollars for 12 acres. Eric asked if there were any questions on the water. Eric asked about the CBDG grant for the bridge. That we need to put in for that in January 2023. Tammie asked when was the meeting for the CBDG program. Tammie said that she would get hold of Brian. Eric asked if we had a meeting with UDOT about the bridge. Rod asked when we have to have the bridge done. Stacey said that she needs that Mayor Wilson had a meeting with Becky from the State about the bridge, she has some information about it. Eric stated that the bridge is getting more expensive. Eric asked the council if they had any more questions for him. Scott said that he was glad that the light would be in by November that has been a long project. Scott said we will have fiber optic and light in this town, and we can change our sign to Snowville City, not a town because we will have a stoplight now. Eric asked about the stop signs being bigger. Scott said that he thought that was all in the light project. Scott said that we passed that to go to a bigger sign. Eric said he would look into it. Jed said that last town council we had talked about a crosswalk by the Flying J and the Sinclair. When the drivers are walking across the street sometimes they are not being seen and we need a crosswalk there before someone is hurt. Scott said that we want to get a crosswalk with lights so the drivers can walk across safely. Scott said maybe the one with the lights so the drivers can push a button and the lights start flashing. Eric said that he will get a hold of UDOT and see what he can do. Eric asked if this was in the town limits. Scott said that it was the bottom of the bridge then it is the town. Eric asked if it was on the south side of Flying J and Scott said that it was on the south side of the car entrance. Eric said that he will take care of it. Rod said like the ones that are in Tremonton, with the flashing lights.

Box Elder Mosquito

Tim Heyder stated that he was here at the meeting tonight to inform us that there will be an increase in the Mosquito abatement program. Tim stated that there was an inserted letter in our property taxes this year. The increase will be \$260,000 for the County. These funds will maintain the mosquito abatement program. With the cost of spraying materials and labor

contracts, they will have to increase the property taxes. Tim stated that the average home in Box Elder County will pay an average increase of \$9.00 per household. Tim stated that there hasn't been a raise since 2016. Tim asked if anyone had any questions. Rod McGary asked do they have any record of how often they come out and spray for mosquitos. Tim stated that they come out and spray about 5 times a year unless the mosquitos come out and Tim will have them come out more to spray. Tim stated that there are four different stages that the egg will go through before it becomes a mosquito. They have come out every other week to spray. They go down by the creek and other places. Rod McGary asked if they release female-modified mosquitos. Tim stated that they haven't gotten into that yet they are looking into it. Rod stated that he has heard that it is very promising. Tim stated that there are places in the state that are doing that now. Tim stated that Box Elder County didn't have any West Nile cases this year. Tim stated that two years ago there were some cases of West Nile. Scott asked do you to what day they spray. Tim stated that they start early in the Spring and late in the Fall. Tim stated that he didn't know exactly the times that they came out. Tim stated that they have three employees plus a secretary that is full-time, and they hire seven people in the summer who come be high school or college kids. Scott asked Tim if they spray in our one-mile radius of the town 5 times a year. Tim stated that they do if they have a need to do it more they will come out on a request. Scott asked the council if there were any more questions for Tim. Scott thanked Tim for the update.

Mayor's Update

Scott stated that he had talked to Mayor Wilson today and she will do her update next month and the town council. Scott asked Stacey if that could be on next month's agenda. Stacey said yes.

Sunday Beer Sells

Scott said that last month they met as a town council to grant a three-month sale of beer on Sundays. Also to get more feedback from the residents of the town. Jim and Scott when and met with the lawyer last week. To have the businesses start to do this we need to have a resolution. To the ordinances. Scott asked Tammie if we need to write the resolution. Tammie said that it should be written up before it was passed. Scott said that the lawyer said that we need to write it up if we add it to the ordinances. Where it is a temporary trial period. Scott said we needed to make a resolution stating that we agreed to that. LuAnn asked a question about what will be the determining factor. Scott said that when they discussed this they discussed the pros and cons. Scott said that the council agreed that it was one more extra day. We don't have a lot of problems with the beer sold for six days. The council has asked for the town resident's input.

The council came up with that they will sell beer on Sunday for a 3-month trial. To see if there are any new problems that arise. The other thing is that it will be done in a 3-month period and if it passes to go permanent. The council discussed that beer can only be sold from 12 o'clock noon until midnight. Also, the council wants that residents to put their input on selling beer on Sundays. Scott said that we had a couple of people show up, but he would like to have more town residents come and talk about it. We have put out the water bills and asked for the input of the residents of the town we want more feedback. LuAnn asked if this was for Mollies also and Scott said no just Flying J and Sinclair. Mollies can't sell beer that is not from us it is from the State. Because their front door is too close to the town park. So they can't sell alcohol. Ranch House is different but they don't want to sell alcohol. Stacey said that she put it back in the water bills again. Scott said that we need to put it in the water bills until the last month that we vote on it.

Scott said we were going to do this resolution for the beer sales, that we are letting the Flying J and Sinclair sell beer on Sundays they can't sell beer before 12 o'clock noon. Beer sales will start at 12 o'clock noon and end at midnight. The beer sales will be for 3 months With the provision of the timing and the residents of the town. The beer sales will start on November 13, 2022, and end on February 12, 2023. February 12, 2023 will be the last day of beer sales until we have our town meeting on March 8, 2023, with the input. March 8, 2023, is when the council will discuss it again at the town council meeting. Scott asked Tammie will we be able to vote on it at that time or do we need to have a public hearing. Tammie said where you have already had a public hearing you shouldn't have to. Scott said we will have all the information by then so we should be able to make a decision by then. Scott said that he knows that we will have to have a new ordinance written up if it passed permanently. Scott said so we will do this in March's 2023 meeting. We will discuss all the information that we have and go from there.

Scott asked for a motion to pass Sunday's resolution as noted prior to this.

Rod McGary made the motion and LuAnn Johnson 2nd. All council members present voted Yes.

Scott said that we will notify Flying J and Sinclair that they can sell beer on Sundays from 12 o'clock noon to midnight.

Scott also said that when Jim and Scott talked to the lawyer about this last week when they went to see him and he told them that we don't have to contact the State about this once we make the ordinance it will be done. Stacey stated that Mayor Wilson called the Mayor in Brigham and told her the exact same thing. Scott said that he talked to the State and they said the same thing also.

New Agenda Format

Scott handed out a new copy of the agenda format that the council would like to use. Scott is proposing that we use. Scott said that he would like to use this form for December 2022 town meeting. The reason for the new agenda is for several months we have been here for two hours sometimes two and a half hours and the meeting in Scott's opinion are getting out of hand and out of control. People are controlling the meeting when they shouldn't it should be controlled by the council. Scott said that he proposed this new agenda it would be the same it would start out with the Mayor welcoming everyone here, just like we do now. We will have the pledge and then the prayer. This is where it will change we will not have 17 different items. We will give 5 minutes for the Mayor to give their remarks and updates, after that we will give 3 minutes to the deputy, and we will give Eric 5 minutes to give us an update, after that the Snowville Fire Department will have 3 minutes to give his update, then the Snowville EMS will have 3 minutes to give an update, then Snowville Clerk will give an update if she has any, then we will expect the minutes from the previous month, Scott said that he sees one problem we will have the Mayor pass the agenda when the Mayor is giving their update, then the treasure will give her 3 minutes update, and pass the expenses for that month, then after that council member McGary will have 5 minutes, then council member Beagley will have 5 minutes, then council member Johnson will have 5 minutes, then council member O'Hare will have 5 minutes. Each person will have 5 minutes. Scott asked all the council to talk to each other throughout the month and if they don't have a lot to tell then the minutes can go to another member with more updates. Tammie said that we will have to be very specific about what we put on the agenda it has to list everything that the council will talk about because we don't want to get in trouble. It has to be very specific. Scott said that each council member will tell Stacey what needs to be voted on so it will be on the agenda. Tammie said that we have been doing really well on our agenda. Scott said then at the end we will open it up for citizens' concerns for 15 minutes. Each person will get 3 minutes to give public comment. The council will not be engaging in questions and answers it will be just public comment. If they want to ask questions they can call Stacey and be put on the agenda. Scott said that he would like to see if we can keep the meeting under one hour. Scott also said that we have the timer and we will be using it more. Rod asked if this going to be a trial-type thing. Scott said yes but we need to make sure that everything is on the agenda that the council will be talking about at the meeting. Scott said that he has watched other town meetings and they went very smoothly. Scott said if you want to have a trial run we can do that to see if it will work. Rod said that we will probably have to adjust it as we go. LuAnn said that we are council members of the city so we will have to let them talk also, she agrees that we shouldn't stay here for two hours, but we need to let people speak. Scott said that we will at the end they can give their comments, we don't want to set here and argue back and forth like in other meetings. Scott said that he is just as guilty, he stands up when he is at fault, but to argue back and forth we don't need that. Scott said it will be each council member's duty to get their portion to Stacey so she can get it on the agenda. Scott said if you don't have anything to talk about please let Stacey know. Scott asked if we need to make a motion. Tammie said that she didn't think so, because it is something that the council is going to try.

Frank Vit

Scott greeted Lloyd Vit, Lloyd asked if the town would give Frank a permit for the building that was on his property. Scott said that last meeting that we had, Mr. Vit wants to put up a pole barn 48x36 14 feet tall, to house all of the equipment that is out on the property. Scott said we also talked about a fenced-in area that would be above the lot to hide everything with a privacy fence. Scott asked Lloyd so this is all to have a business? Lloyd said yes. Scott asked what the business would be. Lloyd said buying and selling equipment. Lloyd said that they have been doing this since they have been up here. Rod asked if there was a business license involved here. Scott said that they would definitely have to have a business license. Jim said that have to have a permit for the building also. Scott said that the building would have to go through an Engineer because you will have to have power. Lloyd said that they have power and they have a well on the property. Scott said if you put power to the building it has to have a license, then a licensed inspector has to come out and inspect the building. Stacey said in the minutes from the last meeting that Mayor Wilson was not going to give it to them. Stacey also said that if she was here she would tell you. Stacey said that Mayor Wilson wouldn't give them a business license because it was a salvage yard. Lloyd said that Frank has been doing this the whole time that he has been up here. Scott said yes but now the town is having complaints. Scott said that the junk is out there, we call it junk, but you call it a business. Scott said no disrespect to you, Mr. Vit, the other part is being on the main road in town, the house around their property values will go down and they don't want that so that is another concern that the town has. LuAnn said to hide the mess would be a fantastic thing. Scott said to have a high enough fence. Stacey asked if it going to court. Scott said yes. Scott said to Lloyd so you got a violation on the property right, Lloyd said that they had received a violation and Frank was on his way back but had not made it here yet. Lloyd said that Frank has been cleaning some stuff up around the property. Scott said that we will have to table this until next month. Scott said that he feels comfortable saying that until the court case is finished. Scott asked the council about their thoughts. Rod said that he agreed with that. Jim said that he agreed also. Lloyd said that Mayor Wilson give Frank a permit for his house. Scott said a business license? Stacey said that she had for the house but not for the other property. Scott asked the council if they know anything about that. Scott asked so Mayor Wilson gave Frank a business license without asking the town council. Tammie said if we had a planning and zoning committee it would have to go throw them, but where we don't have one the town council becomes the committee. Scott told Lloyd that you have to apply for the business license and approved through the council. Scott said that you were lucky on that one. Scott said that we are definitely not going to approve anything tonight, we will wait until next month. Scott asked Lloyd can you give us a better idea of what your building will look like. Will it have electricity, restrooms, parking stuff like that? Tammie said that everything is in the ordinances.

Assign Council member's duties

Scott said that Rod McGary was over the water, and Scott asked him if he was still ok to do that. Rod said that he was fine unless someone else wanted the water department. Scott said this is what the departments are Water, Streets and Roads, Landfill and Dog Catcher, Park and Cemetery, and Recreation. Tammie said that there are five departments. LuAnn asked what the dog catcher helps with, Scott said the licensing of dogs and taking care of the landfill also. Recreation is just overseeing the events like the 4th of July, Easter, and Christmas. We have all decided that all of the members of the town council will help with the 4th of July. But when we have Christmas we will have committees, to help with the events, if we can get them to do it. Scott said Rod will have water, James will be over Landfill and Dog Catcher, LuAnn Streets and Roads, Scott Recreation and Mayor Wilson will be over violations, and Park and Cemetery.

Scott and James we to talk to the lawyer the other day, as far as the violations go, Scott said that he was incorrect to show the town council the violations that she has written, and the town council discusses what is given out. Scott said that he was incorrect and he apologizes that he gave out incorrect information. The Mayor can write the violations for the town and doesn't have to have the approval of the town council. So Mayor Wilson can continue to write the violations for the town. Scott said if she writes a violation for one person she will have to write one for the other person in violation. She can't pick and choose. Scott said that we will have to keep the violations going if we are going to do them. Scott said that Mayor Wilson should have violations. Scott said that we should know what violations are going out at every town meeting. Scott suggested that we should not name any names in the town council of the person that is receiving the violations, we should have numbers like the ones that are on tickets because it is no business who is receiving the violations. Scott said for instead Frank Vit has received a violation but we can talk about it because he had come to the town council and talked about it. Scott said when Mayor gives out the violation she should give us a copy of that violation to the council so the council knows what is going on. Scott suggested that they all have a number so when that council talks about them they can refer to that number instead of someone's name. Scott would like them to number ST-001-22 for the year. Then the council members can look at the violation without mentioning any names. LuAnn asked how many violations has Mayor issued. Scott said that we all have been aware of the violations we just haven't physically seen them. Luann asked if there was a list of violations that she can issue. Scott said anything that is in our ordinance book she can issue. If someone is violating an ordinance she can write them one. Scott said that if there is no money given when a violation is given out the person will have 30 days to fix the problem and then report back to the town council or go to court. Then the courts decide what will happen then.

Town Hall Fees

Scott said that we had an open hearing about charging fees for the town hall and taking away the fees. the council decided to still charge \$25.00 for the town fees the council had added a \$100.00 deposit for damages that they will have to give at that time. So when someone wants to rent the town hall they will come in and give a \$100.00 deposit and when the town hall is released back to the town hall we will make sure it is clean and nothing was broken if everything is good we will give them back \$75.00 the will be for everyone, citizens and non-citizens.

Scott and James also decided with the lawyer where the preschool was, and the lawyer said no. It is a huge liability for the town. The lawyer said absolutely not. Scott said that the lawyer said that it should have never been allowed. Scott said unless the school has a business license and is insured. They will have to sign a liability from the town. The lawyer is writing up the liability letters now he will get them to us right away. LuAnn said so we aren't responsible if any was hurt. Scott said the other thing they discussed was charging the school, they are here two days a week. The school is set up 24 hours a day at the town hall, all of their stuff is in here. They should be paying more than \$25.00 for two days, if someone else came in here to rent the town hall they will have to put up with all of their things, so they should be paying seven days a week. LuAnn said it takes a lot of room up, if you set tables up for a family dinner there is no room. Scott said that we need to contact the school, it is not a school it is a private business. This is two ladies running their own personal business. They have no business license from the town, they don't have proof of insurance or liability. We have trucks coming into the parking lot all the time and the kids are walking back and forth. Scott said this time we need to tell them per the attorney that we can't allow them to have the school here anymore. LuAnn said we have to work around their tables and chairs every single time that we have the town council here. Scott said if they want to continue they will have to get a business license with the town they will have to pay a \$ 25-a-day fee and proof of liability insurance and sign a waiver from the town. Scott knows it will be bad for the kids but the town can't take on that responsibility. Scott said that after the meeting he will contact the Mayor and let her know what has happened and then have the Mayor call the ladies that are over the school and tell them what has happened. The lawyer was very surprised that the school was taking place at the town hall. Scott said that he has no problem calling if the Mayor can't because she is at the hospital with her son.

Scott asked for a motion to keep the town hall fees the same at \$25.00 a day, we are changing that they have to put in a \$100.00 deposit for any damages accrued and sign a waiver. Upon renting the building. If there are any damages accrued we will take it out of the \$100 deposit to fix it and if it goes over the \$100 amount they will be liable for it.

LuAnn made a motion for the above statement. Jim Beagley 2nd. All council members present voted. Yes

Scott said that Mayor Wilson will give us updates on the violation. Scott asked Jim if he wanted to talk about a violation. Jim said that down the road by OSI's property there are two trailers they have stocked piled with about 12 old cars and trucks. It is again a violation now. They are living in mobile homes Scott said that he talk to Mayor Wilson about this, and now they are putting old trucks and cars that are not licensed on the property too. Jim asked if there was anything in the by-laws about seasonal workers staying in trailers. Scott said yes that there was. But not there as a town the seasonal workers for OSI on the old Morgan's Farm, it is just for seasonal work only. They had generators running all the time and Tim Heyder put a stop to that and they had to hard everything hard-wired in. But it is on the business property only.

Website

Scott said that the website is up, and Mayor Wilson said that she has the website information. So if you want to look at it. Scott said that you can't pay your bill online yet. But that is fine you can read the ordinances you can read the minutes, you can read the agenda so that is a good thing. Take a look at it and see what your thoughts our. I have my thoughts it personally needs to be updated. Scott said it just needs a little bit more updating.

Park Fence

Stacey said that OSI donated money for the fence. She wasn't sure when the fence would be up but soon. LuAnn asked where is the fence going to be. Scott said along the front of the park and down the side by Mollies. Gwen told Stacey that she is telling the company to pull out the old fence and put it by the bell if anyone whats some of it.

Scott asked if we had so much old and new business, Rod said that he was visiting with some folks from Jupiter they have been feeding some of the people that work for the gold mine. They told them that they are having great success. The gold mine is moving forward. They have done drilling and have had good samples. the big issue is housing for people. They have tools that they will probably have about 400 people working there. LuAnn asked how long before it opens. Rod said that they weren't sure. But things looked promising. LuAnn asked where were they getting water because they were having problems with some of the wells out there. Colleen Hansen said that Campbell was selling them water, and Scott said that Amanda Anderson was selling them some too.

Scott asked for a motion to pay the bills. Scott asked if there were any additions. Stacey said yes, Tammie wanted me to tell you that the EMS needs to be paid. Jed said and the fire too for two years.

Rod McGary made a motion to pay the bills for this month with the addition of paying the EMTS and the Firefighter for the last two years. Jim Beagley 2nd All council members present voted. Yes

Jed Pugsley told us about a public hearing that was going to be on the 17 th of November in Brigham City, for planning and zoning in the county. He explained what was going to take place at the meeting.

Rod McGary made a motion to Adjourn. LuAnn Johnson 2nd. All that were present voted Yes.

1 Hour 54 minutes 57 seconds

Stacey S. Hill, Clerk/Recorder