



## APPLE VALLEY TOWN COUNCIL MEETING

1777 N Meadowlark Dr, Apple Valley

Wednesday, April 19, 2023 at 6:00 PM

### MINUTES

**Mayor** | Frank Lindhardt |

**Council Members** | Andy McGinnis | Barratt Nielson | Kevin Sair | Robin Whitmore |

**CALL TO ORDER**- Mayor Lindhardt called the meeting to order at 6:03 p.m.

#### PLEDGE OF ALLEGIANCE

**PRAYER**- Prayer offered by Council Member Sair.

#### ROLL CALL

#### PRESENT

Mayor Frank Lindhardt

Council Member Kevin Sair

Council Member Robin Whitmore

Council Member Barratt Nielson

#### ABSENT

Council Member Andy McGinnis

#### DECLARATION OF CONFLICTS OF INTEREST

None declared.

#### DISCUSSION AND ACTION

1. Consider Approval of Adoption of Ash Creek Special Service District Design and Construction Standards, Ordinance-O-2023-22.

Mike Chandler, Superintendent for Ash Creek Special Service District is present to explain. He continued Hurricane, La Verkin and Toquerville have same requirements of developers and its obligation of the City/Town to administer rules, regulations, and enforcement. This is a cooperative effort to make sure projects are properly notified and adjustments made. Council Member Whitmore asked about the difference from previous versions. Mike Chandler discussed modifications, a major being uniformity. The last major update was 2014. Council Member Sair asked what it means for the current landowners and can standard septic still be used. Mike Chandler explained there has been confusion about the Washington County adopted policy in 2000. Moving forward from October 2022 landowners will be required to conform to these rules and all new subdivisions approved will be required. Southwest Utah Health Department will require a letter from Ash Creek SSD for a septic system. He discussed as the density increases a need for a full-on collection system would be quite a while down the road. The proportional difference of septic systems was discussed. Sewer line connections discussed and Mike Chandler commented Ash Creek does not have an intent to extend sewer in Apple Valley. He continued, if you don't want to have sewer, then don't have planning and zoning to keep Town rural before you run into first world issues. Groundwater contamination and clean water were discussed.

**MOTION:** Council Member Nielson motioned that we adopt Ordinance-O-2023-22.

**SECOND:** The motion was seconded by Council Member Whitmore.

**VOTE:** Mayor Lindhardt called for a Roll Call vote:



## APPLE VALLEY TOWN COUNCIL MEETING

1777 N Meadowlark Dr, Apple Valley

Wednesday, April 19, 2023 at 6:00 PM

### MINUTES

Council Member Sair - Aye

Council Member Whitmore - Aye

Council Member Nielson - Aye

Mayor Lindhardt - Aye

The vote was unanimous and the motion carried.

2. Application To Appear Before Town Council: Colton Winder and Sophia Dailey, Purpose of Request: Request a waiver on Storm Drainage Impact fees.

Mayor Lindhardt reported this will be tabled until our next meeting at the request of the applicant.

### CONSENT AGENDA

3. Disbursement Listing for March 2023.

**MOTION:** Council Member Whitmore motioned that we approve the Disbursement Listing for March 2023.

**SECOND:** The motion was seconded by Council Member Nielson.

**VOTE:** Mayor Lindhardt called for a vote:

Council Member Sair - Aye

Council Member Whitmore - Aye

Council Member Nielson - Aye

Mayor Lindhardt - Aye

The vote was unanimous and the motion carried.

4. Budget Report for Fiscal Year 2023 through March 2023.

**MOTION:** Council Member Whitmore motioned that we approve the March 2023 Budget Report.

**SECOND:** The motion was seconded by Council Member Nielson.

**VOTE:** Mayor Lindhardt called for a vote:

Council Member Sair - Aye

Council Member Whitmore - Aye

Council Member Nielson - Aye

Mayor Lindhardt - Aye



## APPLE VALLEY TOWN COUNCIL MEETING

1777 N Meadowlark Dr, Apple Valley

Wednesday, April 19, 2023 at 6:00 PM

### MINUTES

The vote was unanimous and the motion carried.

#### PRESENTATION/DISCUSSION

##### 5. FY2024 Budget Presentation/Discussion.

Town Administrator Jauna McGinnis discussed this is the preliminary budget and most of the numbers are good solid numbers. She mentioned we don't have a certified tax rate yet and the numbers are close to the same amounts last year. The fire stipend for volunteers and fire cost was discussed. An increase in payroll around \$19,000 was mentioned.

Fire Chief Michael Gross gave a presentation of budget items that he requested. He discussed an engine Station out of the Cedar Point area. He continued, most of the gear we need to have three sets of. Outdated fire equipment was discussed. The budget was discussed and grants were discussed. The goal to sell the old engine at auction and take money to buy bunker gear which will come off next year's budget was discussed. Coming into compliance and ISO insurance rating was discussed. Firefighter stipends were discussed. The budget includes \$20.00 a day for a year with room for adjustment. To have a firefighter fully trained takes 110 hours. The mandatory training is well over 40 days a year. We do not desire to transport medical but we want to be the first one on scene to handle any EMS services.

Council Member Sair discussed roads and asphalt repairs. The missing road signs and safety barricade equipment were discussed. The need for a commercial weed sprayer was discussed of 500 gallons.

Town Administrator Jauna McGinnis reported that the Town only has one loan and that is the Gateway. There has been pay off early on many items. Also reported on the discussion in BPW meeting for a replacement employee. It was suggested to hire one full-time employee by one or the other entity that is shared because we are having a hard time finding part-time work. Hopefully we can get the cemetery going and start collecting funds. The tentative budget and budget hearing were discussed. No other questions by Council.

#### PUBLIC COMMENTS

Mayor Lindhardt opened the public comments.

Public Comments read by Town Clerk/Recorder Jenna Vizcardo

Mike Farrar, 900 Mountain Dr.

Hello members of AV Town Council,

My name is Mike Farrar. My address is 900 Mountain Drive here in Apple Valley. I am chairman of the Planning Commission. The purpose of my email is to encourage you guys to approve the PC's recommendations on the proposed accessory building ordinance changes. I take my recommendations very seriously as well as my position on PC. I do countless hours of work and research on every proposed change that we evaluate. That is the job. You guys have so much on your plate it is the PC's job to do the leg work and homework for you guys



## APPLE VALLEY TOWN COUNCIL MEETING

1777 N Meadowlark Dr, Apple Valley

Wednesday, April 19, 2023 at 6:00 PM

### MINUTES

and make recommendations. You can not possibly do that for every issue that comes to TC. So I do just that. I know everyone knows about my FB polls. Like them or not they are a small sampling of the community. That's it. Just a tool used as with many others to get a general idea of what some residents want. I also speak to many residents via phone calls and text. I have also been doing personal meetings with residents. I have been trying to do at least one personal meeting a day sometimes two a day. I plan on personally meeting and shaking hands with every resident in this town. I attend all town events and meetings and talk to the people as I am sure each and every one of you do. I also use the town survey and my own common sense when making my recommendations. People here in AV wants more freedom and less restrictions. But that has to be done within reason. Of course we must have some rules and laws. The current accessory building ordinance is far too restrictive and must be addressed. I put lots of thought and time into these numbers and proposals and I can honestly say that in my educated opinion this is what the majority of the town residents want. We have to dig and listen to everyone not the select few loud voices. This silent majority (And some not so silent... LOL) vote us in (well maybe me) to these positions and trust us to do what they want. I urge you to approve these recommendations as presented by me and the PC and trust my research, time and work I put into these recommendations. I do my job and I do not take it lightly. I have no agendas other than doing what is best for the town and its residents. I do this to make your job easier as you guys have far more stuff on your plate and far more important decisions to make. I ask that you trust me and know that I did my job well. Lets give the people of AV what they want. More freedoms and less restrictions. I ask that you please approve the proposed accessory building ordinance changes as proposed by the PC. Thank you again for all of your hard work and dedication.

Best Regards, Mike Farrar, Chairman, Apple Valley Planning Commission, 951-897-6706 – cell

Mark Browning, Cynthia Browning, Gavin Browning, Hannah Browning, 804 W Foothill Dr.

Dear Mayor and Town Council:

I am writing on behalf of the four registered voters in our household.

The Planning Commission has forwarded a proposal that would allow up to FOUR shipping containers on a one-acre RE lot. That would be a ridiculous eyesore!

Personally, I don't mind if we increase the square footage limit for accessory buildings, but it should look nice and organized, not just be a hodgepodge of outbuildings, making us look more like an industrial junkyard rather than a neighborhood.

Please deny this proposal as it is currently written, and limit storage containers to ONE per acre.

Thank you, Mark Browning, Cynthia Browning, Gavin Browning, Hannah Browning, 804 W Foothill Dr., Apple Valley, UT 84737

Becky Wood, 1331 E Red Sage Lane. Please read are emails sent to town council regarding accessory buildings.

Public Comments read by Council Member Whitmore of emails that were sent to Council.

Mr. Counselwoman, I would like to request you vote for the proposed changes in the Apple Valley ordinance involving accessory buildings as recommended by the planning counsel. This would be a step toward backing the majority of the town's will being more freedom and less restrictions as "rural" Utah should be. Thanks for your time.

Dawna Hamblin

1171 E. Red Sage Lane Apple Valley, Ut.



## APPLE VALLEY TOWN COUNCIL MEETING

1777 N Meadowlark Dr, Apple Valley

Wednesday, April 19, 2023 at 6:00 PM

### MINUTES

84737

Ms. Counselwoman, I would like to request you vote for the proposed changes in the Apple Valley ordinance involving accessory buildings as recommended by the planning counsel. This would be a step toward backing the majority of the town's will being more freedom and less restrictions as "rural" Utah should be. Thanks for your time.

Brian Hamblin

1171 E. Red Sage Lane Apple Valley, Ut.

Hello AV Town Council,

I am writing to let you know I fully support the new ordinance proposals for accessory buildings that was recommended by the PC on 4/5/23. Please approve the PC's recommendations as they are written by the PC. Thank you.

Best,

Anthony Monte AV Resident

Hello AV Town Council,

I am writing to let you know I fully support the new ordinance proposals for accessory buildings that was recommended by the PC on 4/5/23. Please approve the PC's recommendations as they are written by the PC. Thank you.

Amber Monte AV resident

Hello Town Council:

I am writing to let you know I fully support the new ordinance proposals for accessory buildings that were recommended by the PC on 4/5/23. Please approve the PC's recommendations as are written by the PC. Thank you.

Pat Melfi

Town Council

I am in favor of the new Accessory Building ordinance. Please pass it. Erwin Pledger

Apple Valley Town Council

I write to you to express my support of the new ordinance regarding accessory buildings that was recommended by the Planning Commission on 4/5/23. Please approve and pass the new ordinance as it is written.

Please keep in mind that representatives that go against those they represent is tyranny.

Tish Lisonbee

Hello AV Town Council,

I am writing to let you know I fully support the new ordinance proposals for accessory buildings that was recommended by the PC on 4/5/23. Please approve the PC's recommendations as they are written by the PC.

Thank you.

Sincerely

Becky & Lincoln Wood

1331 E Red Sage Lane Apple Valley Ut, 84737

### Public Comments

Leannah Lane, 1599 State St-on zoom online. We ask that you all approve the proposed ordinance for tonight on the accessory buildings.

Patty and Mark Parker, 2628 N Purple Sage Rd-on zoom online. We are against the four forty-foot containers.



## APPLE VALLEY TOWN COUNCIL MEETING

1777 N Meadowlark Dr, Apple Valley

Wednesday, April 19, 2023 at 6:00 PM

### MINUTES

Melanie Zitting, 1810 E 2000 S. The 2000 S sign has never been up since we moved there and the 1800 E S is not there as well. We are elderly people with health problems and would like the fire department to find a house. She would like that addressed. I am in the UZONA chamber of commerce. The business expo and Gala to unite communities and Apple Valley is the only place they won't allow to hang flyers. Bringing communities together via networking was discussed and invited everyone to be a part of it.

Mike Barrett, 1749 E 2260 S. First, kudos to you folks to straighten out the ordinances. A couple of comments regarding container ordinance and accessory building ordinance that could conflict with building codes. Containers are considered special construction under 2021 IBC. This ordinance to not stack, he recommends letting building code do its job. Recording on zoom glitch. Re-started. Commented on Item A limitation on height/size and based on occupancy and type of construction and not conflict with code provisions. Mike Farrar has done a great job fixing this clunky ordinance. He is willing to help with code conflicts. Mike Barrett previously worked for Salt Lake County as Public Works.

Annie Spendlove, 1260 E 2000 S. In listening of everyone else speak believe everyone has hit on points, and feels current ordinance is very restive and penalizes people that have smaller property as well as people who choose to homestead which is counterproductive to keeping Apple Valley rural. The safety of animals and equipment was discussed. The farmer market and food infrastructure were discussed and how for instance if stores ran out of fresh produce. If we limit those people here in our own community we are biting the hands that feed us. The end goal when community has the need these are the people that are going to stand for our community.

Boyd Miner, 1484 N Rome Way. He would like to encourage Town Council to vote for this and existing codes don't work and it is time to update. The majority of the community is for this change.

Marcia Miner, 1484 N Rome Way. Asking you to vote for the changes. Phase 1 has all this already and for us this makes sense. Gooseberry has their own CCR's and let us have the ability to do what we need to do with the shipping containers. Storage options were mentioned for her property.

Britta Nielson, 1396 E Cedar Dr. She is for this as well and this gives us more freedom.

Mike Barrett, 1749 E 2260 S. On these ordinance changes for the accessory building and shipping containers, I am for it but I would like to if you guys approve it to approve it subject to modifications.

Kathy Stoker, 1536 N Zion Dr. Reading through the ordinance has questions on how they come up with that your home and accessory building can only be 50% of your lot. Conditional use permits were asked for in this proposal.

Mayor Lindhardt discussed conditional use permits. For example, you can ask for a bigger size and you go to the Planning Commission for a conditional use permit first.

Stewart Riding, 1456 N Mt Zion Dr. In favor of planning commission recommendation and feels beneficial to Apple Valley overall.

Basielle Barlow, hopefully future resident. Commented on public safety importance and in favor of street signs. A simple sign can make a huge difference.

Sid Johansen, 2848 N Foothill Dr. Agrees with building according to codes. He feels details need to be added due to property values.



## APPLE VALLEY TOWN COUNCIL MEETING

1777 N Meadowlark Dr, Apple Valley

Wednesday, April 19, 2023 at 6:00 PM

### MINUTES

Becky Wood, 1331 E Red Sage Ln. She is in favor. She discussed aesthetic of lots with example of her 1-acre lot.

Peter Smith and Gloria Charles, 1824 W Foothill Dr-on zoom online. Has lived here 20 years and moved out here due to the beauty and aesthetics. What you do on your lot affects the property value of your neighbors. Objects to this. The aesthetics of this area is beautiful. If we don't take care of this place, who is.

Mike Farrar, 900 Mountain Dr-on zoom online. I wanted to comment on property values. Property values are based upon comps of the area.

Rich Ososki, 1023 W Little Pinion Way. I believe in freedom and liberties and has served in service. The thing about shipping containers, he went to neighbors and asked where I should put my horses. You have to know your neighbors. Unless you talk to your neighbors and I talked to 30 of them. You have to find a balance for us. People think too much of themselves. Doesn't understand why you would want 4 shipping containers on a one acre lot. Better know your neighbors. Commented on property values and people investing life savings on their property.

Mark Parker, 2826 N Purple Sage Rd-on zoom online. Reminds we are in the city limits. This is inside the city limits. Doesn't understand how and does not like this. We don't have to go from one extreme to another. Not in favor.

Marcia Miner, 1484 N Rome Way, This is a township and city ordinances don't belong here.

Libby Wells, 1363 N Rome Way. This is concerning item # 8 and in favor as long as it meets the IBC code.

Riding Stewart, 1456 N Mt Zion Dr. Takes offense when somebody says I don't ask my neighbors, I went around to my neighbors and asked everyone one of them.

Mayor Lindhardt closed the public comments.

### DISCUSSION AND ACTION

6. Consider Approval of the Apple Valley Fire Department Standard Operating Guidebook, Resolution-R-2023-12.

Fire Chief Michael Gross discussed SOG's or guidelines which are basically a set of rules. We have a lot of new people starting. This provides tangible and professionalism in the department and guidelines in place to be trained at the fire department. The Council thanked the Fire Chief.

**MOTION:** Council Member Whitmore motioned that we approve R-2023-12 adoption of AV Fire Department SOG's.

**SECOND:** The motion was seconded by Council Member Sair.

**VOTE:** Mayor Lindhardt called for a Roll Call vote:

Council Member Sair - Aye

Council Member Whitmore - Aye

Council Member Nielson - Aye



## APPLE VALLEY TOWN COUNCIL MEETING

1777 N Meadowlark Dr, Apple Valley

Wednesday, April 19, 2023 at 6:00 PM

### MINUTES

Mayor Lindhardt - Aye

The vote was unanimous and the motion carried.

#### 7. Consider Approval of the Sale of 1990 Ford Fire Engine.

Fire Chief Michael Gross commented that this engine we have had for several years. We purchased the 1997 replacement engine 1.5 years and 2 months ago we got it in service. This engine is well beyond service life. The funds from the sale can go towards updating outdated gear. In the future we will have to have another station and truck. He is proposing for the engine to go out to auction or sealed bid and then surplus it. He thinks ballpark 5-20K range.

**MOTION:** Council Member Sair motioned that we approve to put it for sale the 1990 Ford Fire Engine.

**SECOND:** The motion was seconded by Council Member Whitmore.

**VOTE:** Mayor Lindhardt called for a vote:

Council Member Sair - Aye

Council Member Whitmore - Aye

Council Member Nielson - Aye

Mayor Lindhardt - Aye

The vote was unanimous and the motion carried.

#### 8. Consider Approval of updating Title 10.28.240 Limitations On Height, Size And Location Of Garages And Other Accessory Buildings In Residential Zones, Ordinance-O-2023-20.

Mayor Lindhardt reviewed the summary of proposed changes in the agenda packet. The council discussed amongst conditional use permit and variance board of adjustment is not by conditional use permit. State law requires variance board of adjustment.

**MOTION:** Council Member Sair motioned we approve updating Title 10.28.240 Limitations On Height, Size And Location Of Garages And Other Accessory Buildings In Residential Zones, Ordinance-O-2023-20 that we include the Planning Commission recommendations on April 5th.

**SECOND:** The motion was seconded by Council Member Whitmore.

**VOTE:** Mayor Lindhardt called for a Roll Call vote:

Council Member Sair - Aye

Council Member Whitmore - Aye

Council Member Nielson - Aye



## APPLE VALLEY TOWN COUNCIL MEETING

1777 N Meadowlark Dr, Apple Valley

Wednesday, April 19, 2023 at 6:00 PM

### MINUTES

Mayor Lindhardt - Aye

The vote was unanimous and the motion carried.

9. Consider Approval of updating Title 10.28.230 Accessory Buildings And Accessory Uses General Requirements, Ordinance-O-2023-21.

Mayor Lindhardt reviewed the summary of proposed changes in the agenda packet. Mayor Lindhardt discussed this will allow a property owner to obtain a conditional use permit. Recording on zoom glitch. Re-started. Mayor Lindhardt reviewed the summary of proposed changes in the agenda packet. Mike Barratt, resident, commented, "keep in mind nothing less than 200 sq feet needs a permit." He recommended removing stacking and defaulting to the building code for the engineering and structural requirement. Bradly Farrar, Planning Commission Member commented on the reasoning of why they put them not to stack. Mayor Lindhardt is hesitant to go higher than 1 shipping container. Regulating accessory buildings was discussed. Mayor Lindhardt thanked the Planning Commission for all their hard work and dedication.

**MOTION:** Council Member Nielson motioned that we adopt Ordinance-O-2023-21, recommended from the Planning Commission with the change to H "Accessory Building and shipping containers shall comply with the requirements of the adopted building code, as applicable."

**SECOND:** The motion was seconded by Council Member Whitmore.

**VOTE:** Mayor Lindhardt called for a Roll Call vote:

Council Member Sair - Aye

Council Member Whitmore - Aye

Council Member Nielson - Aye

Mayor Lindhardt - Aye

The vote was unanimous and the motion carried.

10. Consider Approval of updating Title 10.10.050 RE Rural Estates Zone, Ordinance-O-2023-15.

Mayor Lindhardt reviewed the summary of proposed changes and Planning Commission recommendation in the agenda packet. Mayor commented on the recommendation from the Planning Commission conflicts with 10.28.240 that was just passed. Mayor Lindhardt suggested that on RE Zone leave 50% and put restriction on one acre lot.

Chairman Farrar, Planning Commission Member commented this ordinance separates the main house from the accessory building. Should we put maximum size on an accessory building or leave it so they can do whatever they want was reviewed and discussed.



## APPLE VALLEY TOWN COUNCIL MEETING

1777 N Meadowlark Dr, Apple Valley

Wednesday, April 19, 2023 at 6:00 PM

### MINUTES

Walter Josey, 1224 N Rome Way. We keep hearing most of the people want this, that is a lie. Can anyone on the Town Council tell me that 400-500 people want this.

Margaret Ososki, 1024 W Little Pinion Way. What is the difference if you have 10,000-20,000 square foot house vs accessory building, there is a difference.

A housekeeping item to delete the word twenty was mentioned by Council Member Whitmore.

**MOTION:** Council Member motioned that we table.

**SECOND:** No second, motion died.

**MOTION:** Council Member Nielson motioned that we adopt Ordinance-O-2023-15, amendment to 10.10.050 RE Rural Estates Zone.

**SECOND:** The motion was seconded by Council Member Whitmore.

**VOTE:** Mayor Lindhardt called for a Roll Call vote:

Council Member Sair - Nay

Council Member Whitmore - Aye

Council Member Nielson - Aye

Mayor Lindhardt - Aye

The vote was three aye and one nay and the motion carried 3-1.

11. Consider Approval of updating Title10.10.060 SF Single Family Residential Zone, Ordinance-O-2023-19.

Mayor Lindhardt reviewed the summary of proposed changes in the agenda packet.

**MOTION:** Council Member Nielson motioned that we adopt Ordinance-O-2023-19, amendment to 10.10.060 Single Family Residential Zone as proposed in the packet and we delete maximum size of accessory building column.

**SECOND:** The motion was seconded by Council Member Whitmore.

**VOTE:** Mayor Lindhardt called for a Roll Call vote:

Council Member Sair - Nay

Council Member Whitmore - Aye

Council Member Nielson - Aye

Mayor Lindhardt - Aye

The vote was three aye and one nay and the motion carried 3-1.



## APPLE VALLEY TOWN COUNCIL MEETING

1777 N Meadowlark Dr, Apple Valley

Wednesday, April 19, 2023 at 6:00 PM

### MINUTES

12. Consider Approval of the Format of the Personnel Policies and Procedures for the Website, Resolution-R-2023-07.

**MOTION:** Council Member Whitmore motioned we approve R-2023-07 the Format of the Personnel Policies and Procedures.

**SECOND:** The motion was seconded by Council Member Sair.

**VOTE:** Mayor Lindhardt called for a Roll Call vote:

Council Member Sair - Aye

Council Member Whitmore - Aye

Council Member Nielson - Aye

Mayor Lindhardt - Aye

The vote was unanimous and the motion carried.

13. Consider Approval of the Format of the Purchasing Policy for the Website, Resolution-R-2023-08.

**MOTION:** Council Member Whitmore motioned that we approve Resolution-R-2023-08 the attachment approving the Format of the Purchasing Policy.

**SECOND:** The motion was seconded by Council Member Sair.

**VOTE:** Mayor Lindhardt called for a Roll Call vote:

Council Member Sair - Aye

Council Member Whitmore - Aye

Council Member Nielson - Aye

Mayor Lindhardt - Aye

The vote was unanimous and the motion carried.

14. Consider Approval of Layton Ventures, LLC Contract Award Declination as the Planning & Zoning Assistant, & Terminate his Building Inspector Contract.

Mayor Lindhardt discussed as sub-contractor; he was required to have liability insurance coverage. The contract doesn't make sense due to the high liability insurance coverage cost. The next step is to find someone else to take the place of the Planning and Zoning Assistant and Building Inspector. The company that we are looking into does building inspections and possibly public works as well. It's not



## APPLE VALLEY TOWN COUNCIL MEETING

1777 N Meadowlark Dr, Apple Valley

Wednesday, April 19, 2023 at 6:00 PM

### MINUTES

that we are unhappy with Kyle, we just can't make it work. Planning and Zoning is a high-risk position due to possible litigation. The obligations of finishing the contract were discussed.

**MOTION:** Council Member Nielson motioned that we approve Layton Ventures contract declination and terminate building inspector and contract ending May 18th.

**SECOND:** The motion was seconded by Council Member Whitmore.

**VOTE:** Mayor Lindhardt called for a vote:

Council Member Sair - Aye

Council Member Whitmore - Aye

Council Member Nielson - Aye

Mayor Lindhardt - Aye

The vote was unanimous and the motion carried.

15. Consider Approval of Michael Vercimak's Declination of Contract Award for Public Works Consultant.

**MOTION:** Council Member Whitmore motioned that we approve the declination of Michael Vercimak for Public Works Consultant.

**SECOND:** The motion was seconded by Council Member Sair.

**VOTE:** Mayor Lindhardt called for a vote:

Council Member Sair - Aye

Council Member Whitmore - Aye

Council Member Nielson - Aye

Mayor Lindhardt - Aye

The vote was unanimous and the motion carried.

16. Consider Approval to Post an RFP to combine Building Inspector, Planning & Zoning Assistant, and Public Works Consultant.

**MOTION:** Council Member Sair motioned that we approve to post an RFP combine Building Inspector, Planning & Zoning Assistant, and Public Works Consultant.

**SECOND:** The motion was seconded by Council Member Whitmore.



## APPLE VALLEY TOWN COUNCIL MEETING

1777 N Meadowlark Dr, Apple Valley

Wednesday, April 19, 2023 at 6:00 PM

### MINUTES

**VOTE:** Mayor Lindhardt called for a vote:

Council Member Sair - Aye  
Council Member Whitmore - Aye  
Council Member Nielson - Aye  
Mayor Lindhardt - Aye

The vote was unanimous and the motion carried.

17. Consider Approval to Hire an Interim Individual/Company to Provide the Planning & Zoning Assistant, Building Inspector, and Public Works Consultant Services prior to a New Contract Award.

Town Administrator Jauna McGinnis commented to remove building inspector.

**MOTION:** Council Member Whitmore motioned that we approve to Hire an Interim Individual/Company to Provide the Planning & Zoning Assistant and Public Works Consultant Services prior to a New Contract Award.

**SECOND:** The motion was seconded by Council Member Sair.

**VOTE:** Mayor Lindhardt called for a Roll Call vote:

Council Member Sair - Aye  
Council Member Whitmore - Aye  
Council Member Nielson - Aye  
Mayor Lindhardt - Aye

The vote was unanimous and the motion carried.

### REPORTS, RECOMMENDATIONS, AND ANNOUNCEMENTS

Council Member Sair discussed asphalt roads and tidying up some things. AV 1 is opened back up after maintenance. Cedar Point street signs discussed and this is a developer issue.

### REQUEST FOR A CLOSED SESSION

No request.

### ADJOURNMENT



## APPLE VALLEY TOWN COUNCIL MEETING

1777 N Meadowlark Dr, Apple Valley

Wednesday, April 19, 2023 at 6:00 PM

### MINUTES

**MOTION:** Council Member Sair motioned to adjourn the meeting.

**SECOND:** The motion was seconded by Council Member Whitmore.

**VOTE:** Mayor Lindhardt called for a vote:

Council Member Sair - Aye

Council Member Whitmore - Aye

Council Member Nielson - Aye

Mayor Lindhardt - Aye

The vote was unanimous and the motion carried.

The meeting was adjourned at 9:24 p.m.

Date Approved:

6/21/23

Approved BY:

A handwritten signature in blue ink that reads "Frank G. Lindhardt".

Mayor | Frank G. Lindhardt

Attest BY:

A handwritten signature in blue ink that reads "Jenna Vizcarro".

Town Clerk-Recorder | Jenna Vizcarro

