

**EUREKA CITY
COUNCIL MEETING
MAY 10, 2021 7:00 P.M.**

PLEDGE OF ALLEGIANCE

Mayor Castleton opened the meeting and led everyone in the Pledge of Allegiance.

ROLL CALL

Mayor Nick Castleton – Present
Council Member Darrin Carlson – Absent
Council Member Larry Ezell – Present
Council Member Travis Haynes – Present Came in late at 7:14 p.m.
Council Member Leslie Rice – Present
Council Member Robert Trepanier – Present
City Recorder Patricia Bigler – Present
City Attorney Melissa Mellor - Present

OTHERS IN ATTENDANCE

Jim & Janet Larson, Jonathan Langford

APPROVAL OF THE MINUTES

Council Member Trepanier made a motion to approve the minutes from April 12th meeting. Council Member Ezell seconded. All in favor motion carried. Council Members Ezell, Rice, Trepanier – Aye.

TREASURER’S REPORT

**EUREKA CITY
TREASURER’S REPORT
FOR APRIL 2021**

Checking Beginning Balance:	\$136,418.50
Deposit Amount:	\$ 75,273.41
Withdrawal Amount:	\$ 51,623.45
Checking Ending Balance:	160,068.46

Recorder Bigler read the Treasurer’s Report. Council Member Ezell made a motion to approve the Treasurer’s Report. Council Member Trepanier seconded. All in favor motion carried. Council Members Ezell, Rice, Trepanier – Aye.

CLAIMS AGAINST THE CITY

Council Member Ezell made a motion to pay the claims. Council Member Rice seconded. All in favor motion carried. Council Members Ezell, Haynes, Rice, Trepanier – Aye.

REPORT OF OFFICERS AND COMMITTEES

A. Nick Castleton – Met with Brent Boswell and asked Council Member Rice if she had talked to him about the economic Development grant. He asked Brent if the grant could be used for the sewer plant and was told no it was only for business that employ and create jobs. Council Member Rice asked if it could be used to hire a police officer. Unfortunately, the closing date for the grant was today.

B. Robert Trepanier – He is still waiting to hear on the grant for the cemetery. He said he turned over all the grant information to the Old City Hall to Darrin.

C. Travis Haynes – He is holding off on doing anything with streets until after the natural gas lines have been put in. He asked Lynn to get a quote on red dirt for the ball fields. Only have 3 teams this year for baseball. Council Member Ezell asked if we have a start date for Dominion Energy. Travis said he heard they awarded the in-town contract to Fugal. A discussion took place on natural gas. Council Member Ezell asked if something could be put in next month's newsletter reminding people to sign up. Recorder Bigler will put the reminder in and she did put some information in this month's newsletter.

D. Darrin Carlson – Absent

E. Leslie Rice – Planning Commission has put together some items for the Council to vote on. Council Member Haynes said Chris Dever, Planning Commission Chair, had spoken to him concerning creating an Historic District where the smaller lots in town can be utilized. A discussion took place on the Planning Commission items. Attorney Mellor said an option would be to set up an ordinance for existing non-conforming lots. She will send them something to look at.

F. Larry Ezell – He came in today and with the help of Recorder Bigler they went through his budget. He thinks he has enough to pay for the screens. The contractor and or engineer needs make sure the numbers are correct and we need a guarantee that the item will work.

Planning Commission

Discussed under Council Member Rice's report.

ACTION ITEMS

1. Review, Discussion and Adoption of Animal Control Ordinance.

a. Review/Approval of Kennel License Applications.

A discussion of what the Council would like to see in the ordinance took place. They discussed how many dogs a person could have before a kennel license was needed. They agreed to add cats to our licensing program. Council Member Haynes proposed only allowing residents 2 dogs and 2 cats before a kennel license is needed. Council Member Ezell said if we adopted Nephi's ordinance, we would need to change it to include cats and language for fines/fees. Attorney

Mellor will add to Nephi's ordinance and a resolution will be needed to change the fee schedule. Mayor Castleton asked if we could hire another part-time code enforcement officer to go house to house. Attorney Mellor said we do not want to go door to door. Attorney Mellor asked Mayor Castleton if there had been any further discussion on the County doing an animal shelter, he said no.

2. Review, Discussion and Adoption of Ordinance concerning Special Event Permits.

We currently have a Special Event Permit Application, but we do not have any ordinance. We need to decide what classifies as a special event. Attorney Mellor says they are typically issued when utilizing City property. A discussion took place on what a special event is. Council Member Ezell said we should take the rest of this month and each Council Member research what they see as a special event and discuss it at the next meeting. Any organized event that charges money for profit would need to get a permit.

3. Spent Hansen - Request to purchase a portion of Railroad Property adjacent to and between his Main Street Property and Railroad Street.

Spent sent a letter to the City requesting to purchase a piece of railroad property. Council Member Ezell stated he thought you need to make the request in person. Council Member Haynes read the letter to the Council. Council Member Ezell said to let Spent know he needs to get the property surveyed.

4. Applications for Culinary Water outside of City Limits.

a. Jim & Janet Larson b. Jonathan Langford c. Timothy B. Hannifin

Janet said since the last time they talked to the Council the County has gone ahead and repaired their line. She said they thought about doing their own line, but the cost was too high. If they cannot find someone else to join in, they would like to back out. The Mayor asked if they have talked to Jonathan and Tim to see if they would like to hook on with them. Jonathan was also at the meeting and he wants to hook onto the City's water to use at his building at the junction. He said he had talked to Lynn about where he might be able to hook on. Jim suggested using the water that runs from the pump when it kicks on. He would need to sign a waiver saying he understands the water has not been treated.

Janet asked if there was anything on the CUP. Mayor Castleton said the easiest solution is if we join East Juab Water Conservancy District. Janet said we could do our own and wanted to know why he wanted to be tied to Nephi. This is where the 10,000-acre feet of water is. He wants to use this water for development. Janet said make the developer bring the City water. Council Member Haynes asked the Mayor why he was dealing with water for Chief Consolidated. We are two separate individuals. We have nothing to do with Chief. The deal is they need to come to us with water and our Mayor should not be doing this for them. He feels this is a conflict of interest. A heated discussion took place concerning the CUP and Council. Council Member Ezell confronted the Mayor about having meetings without the rest of the Council present. Janet said we need to form our own district to protect our water, and we should invite Callao and Frank Vincent's to join. She said we can bring our taxes down. The Mayor needs to inform the Council when he invites these groups. Janet said why not take care of what we have here in town.

5. Approval of Tentative Budget for FY Ending June 30, 2022.

Recorder Bigler read over the water & sewer budget. Council Member Haynes asked about the streetlights. Mayor Castleton said the guy had called today about the streetlight project. He said we are high on the list and will get us the numbers. The project would change all the streetlights in town to LED lights. They have options of paying back the money. The Council went over the budget line by line and figured it out at the meeting. A small discussion took place on how raises are given out. There is nothing in writing about raises being given if you get certified, but it is happening and some of the employees are getting excluded. Council discussed how to get police of our own. Council Member Haynes asked about the sewer line for City Hall. They do not want Val Kotter to do the work the guys can. Council Member Ezell asked about the budget for IT. It looks like we should be good. Recorder Bigler did inform the Council the auditor had said we needed to start billing ourselves for the water/sewer in our buildings. The auditor can no longer do the journal entries like he used to and has recommended we ask Pelorus if they will do it. We will need to add that into our budget. We may need to raise the admin/legal budget to cover the changes to the way the budget is done. Discussed getting insulation for City Shop. Need to up the budget for City Shop building maintenance to \$5,000. Decided to put \$30,000 in the Memorial Building and hope we can get a grant. We need to do regular maintenance on our buildings, so they do not end up in such bad shape. Recorder Bigler let the Council know that the Historical Society has not paid any rent on the Old City Hall. Council Member Ezell made a motion to approve the tentative budget. Council Member Haynes seconded. All in favor motion carried. Council Members Ezell, Haynes, Rice – Aye.

DISCUSSION ITEMS

1. Discussion concerning Gov. Spencer J. Cox's Executive Order declaring a state of emergency due to drought conditions. How will it affect Eureka and recommendations to consider? The Governor sent a letter to all cities wanting them to discuss at their meeting. The Council will have Recorder Bigler put restricting water, the fill station, bonfire, fireworks, and target shooting on the agenda for the next meeting.

CITIZEN COMMENTS

(Citizens who had submitted their question or concerns in writing prior to the meeting may do so at this time but will be limited to two minutes each.)

No comments were taken

Council Member Ezell made a motion to leave the regular meeting and enter the executive meeting. Council Member Haynes seconded. All in favor moved into executive meeting.

EXECUTIVE SESSION

1. Possible and/or threatened litigation re: utility matters.

ADJOURNMENT

Council Member Ezell made a motion to adjourn. Council Member Rice seconded. All in favor meeting adjourned.