

The **Beaver City Council** met in a **regular session at 6:00 p.m.** in the Beaver City Center located at 30 West 300 North on **Tuesday, June 23, 2020**. The following members of the Council were present: Mayor Matt Robinson, Council Members, Tyler Schena, Alison Webb, Robin Bradshaw, Lance Cox, and Hal Murdock. Also present were City Manager Jason Brown, City Attorney Justin Wayment, City Recorder Anona Yardley, Cory and Sarah Bishop, City Librarian Angela Edwards, Max Anderson, Mr. and Mrs. David Bell, Scout Roy Hoover and Scout Leader Von Christiansen.

The opening of a prayer, Pledge of Allegiance and thought was given by Mayor Robinson.

### **CITY COUNCIL MINUTES APPROVED**

Minutes of the previous **regular council meeting** were presented. Council Member Schena motioned and Council Member Webb seconded to approve the minutes of **June 9, 2020** as presented. All voted in favor. None opposed.

### **BILLS APPROVAL**

Bills were presented and reviewed by the City Council. Council Member Cox motioned and Council Member Murdock seconded to approve the proposed bills for **June 23, 2020** as presented. All voted in favor. None opposed.

### **CONFLICT OF INTEREST STATEMENT**

Council Member Bradshaw stated that his daughter would be attending with the rodeo committee. This conflict would not prohibit him from making a decision or participating in the discussion.

### **CITY RIGHT-OF-WAY DISCUSSION: REQUEST TO CONSTRUCT FLOWER BED**

Cory and Sarah Bishop met with the Council to discuss the flower bed that they constructed in the city right-of-way on the west side of their home along 500 West. They would like to keep the flower bed in its present location. Manager Brown showed pictures of other structures throughout the city that are currently existing on the city rights-of-way. City Attorney Wayment addressed the liability to the city allowing obstructions in the road right of ways. There was much discussion about the existing ordinance that addresses beautification of the city streets and utility right of ways. If the Council decides to do something different from what the ordinance states currently, there would need to be a change to the ordinance. Items that would need to be addressed are: 1. The distance from the asphalt for items in the right of way; 2. No permanent structures; 3. No higher than two feet; 4. Will need to be removed with an infrastructure emergency. Attorney Wayment will begin amending this ordinance so it can be reviewed by the Council. As for Mr. and Mrs. Bishop's flower bed, the Council will not be giving permission for it to stay but won't require them to remove it at this time.

### **FRAUD RISK ASSESSMENT APPROVAL**

After several discussions concerning this assessment in past council meetings, Council Member Webb motioned and Council Member Cox seconded to approve the Fraud Risk Assessment as presented and authorize Mayor Robinson to sign this document for submission to the State Auditor's Office. All voted in favor. None opposed.

### **MAY, 2020 FINANCIAL STATEMENT REVIEW**

Manager Brown went over the May financial statements with council members. General Fund Revenues were reviewed with the following items highlighted: 1. Sales Tax will exceed the existing budget. 2. The transportation tax was more than expected. 3. The county's help with the pool was much more than expected. 4. The library tax collected was less than last year. 5. Many

of the other revenues were larger than anticipated. 6. The golf course transfer will be about right in the existing budget. The utility accounts are all operating in the black with good cash flows. The airport will need to have more money appropriated from the general fund budget.

#### **FY2020 WRITE OFF LIST APPROVAL**

After review of the bad debt utility and accounts receivable list, Council Member Bradshaw motioned and Council Member Murdock seconded to approve the write off list as presented with the understanding that all amounts on this list are still collectible as the situation presents itself. All voted in favor. None opposed.

#### **WATER RATE CHANGES DISCUSSION AND APPROVAL**

Manager Brown used a spreadsheet to show the effect of each water rate and what difference each rate adjustment would make on resident and commercial water bills. He recommended making some adjustments to the commercial rates to make it more equitable for businesses to continue profitably. The imbalance between the residential users and all the other water users will be remedied as the commercial base rate increases incrementally over the next three years. The updated rate makes it more balanced for all users. Council Member Bradshaw motioned and Council Member Schena seconded to approve the water rates as Manager Brown has presented beginning July 1, 2020 with the commercial base rate increasing 50% this year, 25% the second year and 25% in the third year on the base rate. The residential rates will be raised as presented in Alternative 5 of the water study. Council Members Cox, Murdock, Schena, and Bradshaw voted in favor. Council Member Webb was excused. Motion carried by a majority vote.

#### **PIONEER DAY CELEBRATION DISCUSSION**

The Beaver Rodeo Committee consisting of Wiley Hughes, Lonnie Olsen, Clint and Amy Jo Beaumont announced that the rodeo will be held July 23 and 24<sup>th</sup> at the City rodeo grounds. Mayor Robinson will email a link to the committee so they will know about the precautions needed to comply with the state requirements. Parking will be on the ballfields like it was last year so it will be off the highway as much as possible. The Council was excited to hear that this event will happen. For the July 24<sup>th</sup> celebration Beaver City will offer half off green fees at the golf course, a free swim at the pool – two 1-hour sessions, and fireworks after the rodeo as long as the fire marshal does not prohibit fireworks. The horse races will also be held on July 24 and 25. It's a great day for the community and all are invited to celebrate.

#### **OUTSIDE THE CITY WATER APPLICATIONS DISCUSSION AND ACTION**

Attorney Wayment explained the state ordinance for water servicing outside the city limits. The water district boundary for Beaver City will include the Grove area because we are currently serving that area. You can't charge more for outside the city water connections without justification. A study is necessary to determine how much, if any, could be charged for a connection outside the city because this area is included in the water service area. There are three applications that are on the table for consideration; David Bell, Ryan Williams, and Paul Gold. Additional information and discussion will be needed regarding the water service locations and what the state statute will require. Council Member Cox motioned and Council Member Schena seconded to accept the outside the city water applications for Ryan Williams, David Bell, and Paul Gold as presented. All voted in favor. None opposed.

#### **RATIFY NEW CITY TREASURER**

Tabled.

#### **CARES ACT FUNDING**

Manager Brown explained that Beaver City would be getting CARES money from the State of Utah to help lessen the effects of the economic shutdown and COVID-19 expenses that would

not normally been needed. Some of these expenses could be toilets that flush with motion, soap dispenser that you don't have to touch, and toilet paper dispensers that don't have to be touched. If additional restroom facilities are needed, that would be allowed for CARES. Attorney Wayment urged the Council to be cautious and not spend money that normally would not have been spent unless it is necessary. Department heads will make sure that these invoices be given to Recorder Yardley to justify all CARES money. There is also a business grant that can be applied for that this money can be used for as well. The council will be receiving grant applications from businesses who may qualify for CARES funding through Beaver City. Beaver County CARES Act committee group will be obtaining the grant applications and forwarding them to the city for review and approval.

**REIMBURSEMENT POLICY DISCUSSION**

Recently there have been some reimbursements that have been requested for different reasons. Manager Brown asked that a policy be established for reimbursements on any payments received by the city. After discussion on this matter, it was the consensus of the Council that the City Manager should be able to issue refunds to individuals or entities at his discretion.

**INDEPENDENCE DAY CELEBRATION PLANS**

Last minute arrangements were discussed on where to put the stage trailer for the band. The concert starts at 8:00 p.m. and it was decided that the trailer would be parked on the grass section between the two east fields. A special thanks goes to Maria Heiman and her family for their \$1,000 donation for the July 4 fireworks show. Maria is the owner of Maria's Cocina.

**CLOSED SESSION**

The Council closed a portion of their meeting to discuss the character, professional competence, or physical or mental health of an individual. Council Member Schena motioned and Council Member Cox seconded to move into closed session for the above-mentioned reason. Council Members Bradshaw, Schena, Webb, Murdock and Cox voted yea by voice vote. Motion passed with a unanimous vote. The Council entered closed session at 8:12 p.m. They moved out at 9:06 p.m.

Council Member Bradshaw motioned and Council Member Webb seconded to enter closed session to discuss the purchase, exchange, or lease of real property when public discussion of the transaction would disclose the appraisal or estimated value of the property under consideration or prevent the public body from completing the transaction. Council Members Cox, Murdock, Webb, Schena and Bradshaw voted in favor. The vote was unanimous. The Council moved into closed session at 8:58 p.m. They moved out of closed session at 9:07 p.m.

Council Member Bradshaw motioned and Council Member Cox seconded to adjourn the meeting. All voted in favor. None opposed. The Council Meeting was adjourned at 9:35 p.m. The next scheduled Council meeting will be held Tuesday, July 14, 2020 at 6:00 p.m.



**APPROVED:** \_\_\_\_\_

**MATTHEW ROBINSON  
MAYOR**

**ATTEST:** \_\_\_\_\_

**ANONA S. YARDLEY  
CITY RECORDER**

