

The **Beaver City Council** met in a **regular session** at **7:00 p.m.** in the Beaver City Center located at 30 West 300 North on **Tuesday, July 26, 2022**. The following members of the Council were present: Mayor Pro Temp Tyler Schena, Council Members Alison Webb, Hal Murdock, Lance Cox, and Owen Spencer. Also, present were City Manager Jason Brown and City Recorder Anona Yardley. Mayor Robinson entered the meeting at 7:35 p.m. Mary Wignall from the Beaver County Journal, Jackie and Mark Whittlesey, Kenneth & Becky Lukins, Chad Limb – Sewer Superintendent, Jen Robison, Paul Davis, Henry Barlow, Wiley Hughes, Phil Jolley, and Lonnie Olsen were also present. City Attorney Justin Wayment entered the meeting at 7:25 p.m.

The opening prayer, pledge and thought were offered by Council Member Schena.

#### **CITY COUNCIL MINUTES APPROVED**

Minutes of the previous **regular council meeting** were presented. Council Member Murdock motioned and Council Member Spencer seconded to approve the minutes of **June 28, 2022** as presented. All voted in favor. None opposed.

#### **BILLS APPROVAL**

Bills were presented and reviewed by the City Council. Council Member Webb motioned and Council Member Cox seconded to approve the proposed bills for **June 30, July 7 & 21, 2022** as presented. All voted in favor. None opposed.

#### **CONFLICT OF INTEREST STATEMENT**

No conflicts were voiced at this time.

#### **SEWER LAGOON PRETREATMENT CAPACITY REPORT W/UTAH DIV. OF WATER QUALITY**

Jen Robinson, representing the Utah Division of Water Quality, met with the council to present information concerning Beaver City's sewer lagoon system. She has created the spreadsheet that is used by the State of Utah to determine the BOD capacity limits for sewer lagoons. The data collected from Beaver City's lagoons shows that the current lagoons are over loaded. That does not account for what that DFA empties into the sewer system. With consideration of DFA, the sewer lagoons are significantly over loaded. The odor that emanates from the current lagoons occurs in the spring and fall seasons. This odor signifies the over loading of the lagoons. She explained the spreadsheet which helped the council members understand the reason for the conclusion of over loading. She recommended not adding any more industrial load and getting with an engineer to get some mitigation procedures in place to aerate the current lagoons or other projects of measure. Mr. Limb explained that the two empty ponds are there for emergencies not as primary lagoons. Jen explained that most sewer lagoons are designed for 20 years. The Beaver System is 42 plus years old. Lagoons are recommended to be dredged every 20 years. The Beaver Lagoons have not been dredged as verified by Superintendent Limb. Council members thanked Jen Robinson for her explanation and for helping them understand better the situation with the city's sewer lagoons.

#### **PUBLIC COMMENT**

At this point, Mayor Robinson opened the meeting for public comment.

**Henry Barlow (Utah Beef Producers)** – Mr. Barlow addressed the council about how his company deals with wastewater. His operation has a pretreatment process. The measurement of BOD happens with a 5-day test. The reading takes place before and after the test. The amount of change over the

five days represents the ability to break down the solid waste. The beef producer stance is to pretreat the water and use it on the fields. There are farmers that want that water now. The beef producing plant has a way to store the water during the winter until it can be used in the summer. He doesn't feel like the north end of Beaver is the right location for this plant. He feels better about being on the south of Beaver. Water, power, sewer, odors, roads and zoning are the issues that need to be resolved. He asked for the city's help in removing the stumbling blocks for this project. They are planning on five days a week for 52 weeks. Mr. Barlow is asking that a vote be taken and allow him to move forward. The property is Danny Yardley's. No rendering will be done at this facility. Mayor Robinson stated that there would be no vote on this issue during this meeting. It is not on the agenda. There is a process to making any decision and that process needs to be followed.

**Colby Blackner** – Mr. Blackner reminded the council that the Minersville Town Council was stuck at this same place that Beaver City is now when they were considering this same project. He encouraged the city not to let the issue of sewage be a stumbling block for the progress of this business. He asked if there was a way to let a private business help with development of the lagoons. He stated this was Minersville Town's biggest mistake.

**Phil Jolley** – Mr. Jolley is the owner of the Crazy Cow Restaurant and Best Western Paradise Inn on the north end of Beaver and the Comfort Inn on the South Interchange. He and Mr. Barlow have had conversations about his operation. Mr. Jolley stated that any community with a killing plant will have an odor. There are many ways to look at the benefits of this kind of industry. The success of this type of business is sometimes very difficult. He stated that there could be many lawsuits if the plant is not doing what they are supposed to do. He believes that this plant could define our community with an odor problem. He is completely opposed to the business at the proposed north location at approximately 1800 North 400 West.

#### **BEAVER CANYON MARATHON REQUEST FOR SPONSORSHIP**

Mr. Travis Hollingshead met with the council with a power point to show the council members about the changes to the Beaver Canyon Marathon. The 2022 event has added a 10K portion. There are about 100 more people who have registered for the event this year. This is year three of the marathon and there are approximately 450 participants that can participate. A timing company has been hired for this year. This will help the public and the participants know where their runners are in the race and their particular times. Last year the city sponsored approximately \$5,000 for shirts. The city yard was also used last year. The marathon date for the 2023 race is being considered. Mr. Hollingshead stated that he would like to expand the race to 1,000 participants in the future. Council Member Schena motioned and Council Member seconded to approve the sponsorship for the Beaver Canyon Marathon by paying for the T-Shirts and portable restrooms up to \$5,000 which is the same as last year. All voted in favor. None opposed.

#### **BEAVER JULY 22 AND 23, 2022 RODEO SPONSORSHIP**

Council Member Murdock gave the committee a check to pay for the portable restrooms for the 2022 rodeo. The committee was hoping they would not have to use this private donation. They are requesting sponsorship for the July 24<sup>th</sup> rodeo paying for the portable restrooms. The committee is working hard to provide a better program. Wiley Hughes commented that the rodeo grounds looked great and the drag is working well. During the penning competition there were issues with the restrooms. They ordered a portable trailer with flushable restrooms as well as port-a-potties. The flushable toilets for the weekend cost \$2,200 from Hero services from Cedar City. The rodeo was a weekend rodeo. They had 2,250 attendees to the rodeo. Beaver County brought in bleachers. Daryl Davis and David Cartwright set them up for the rodeo. Council Member Schena motioned and Council Member Webb seconded to pay for the flushing toilets and the port-a-potties and the

bleachers rental from the BCSD up to \$3,000. All voted in favor. None opposed. Mr. Hughes was asked about his priorities for the facility. He listed the restrooms, parking and seating as the three main items for the success of the rodeo. The bucking shoots have been there since 1973 and need some work to make them safe for the ground crew as well as the cowboys. Shoots are priced around \$45,000 to \$50,000. They have lasted well but they are getting very old. Council Member Webb stated that the Beaver County Fair just had their shoots replaced. Mayor Robinson asked that Wiley get a bid for replacing the shoots. This would be the fourth priority.

#### **FORT CAMERON COMMITTEE ORGANIZATION DISCUSSION**

Mr. Wiley Hughes would like to see a committee formed so all the facility information could be discussed and coordinated. There needs to be more communication between all the entities that are using the facilities. There should be a representative from all the groups that use the facilities. Mayor Robinson volunteered to be on the committee. Council Member Murdock was asked to make a proposal of members, meeting schedule and possible agenda items to present to the council for the organization of the committee.

#### **APPROVAL OF FIVE COUNTY HAZARD MITIGATION PLAN**

The Five County Association of Governments has updated the Hazard Mitigation Plan for the area. Beaver City needs to officially adopt this plan with a motion and resolution. Council Member Cox motioned and Council Member Murdock seconded to approve Resolution 7-26-2022 adopting the Five County Hazard Mitigation Plan. Council Members Murdock, Spencer, Webb, Cox and Schena voted yea by roll call vote. The motion passed with a unanimous vote.

#### **MAYOR & COUNCIL GOLF AND SWIM YEARLY PASS**

Mayor Robinson asked that this item be on the agenda this council meeting. An Individual Golf Pass or an Individual Swim Pass has been extended to all city employees for quite some time. This benefit was not included for the Mayor and Council Members in the original benefit to city employees. Council Member Schena motioned and Council Member Cox seconded to offer an individual golf pass or individual swim pass for a season to the mayor and city council members if they want. All voted in favor. None opposed.

#### **WATER SYSTEM IMPROVEMENTS – GROVE WATER SERVICE AREA**

Beaver City was offered a 50/50 match loan for water improvements in the grove area in Beaver County; \$1.3 M in loan and \$1.3 M in grant. This project would include the Head house well building improvement and some water line replacement in the community. Mayor Robinson said he would visit with the Beaver County Commissioners to see if they could help financially with this project, as previously committee by Commissioner Mark Whitney. If a special assessment area is needed, Beaver County will need to help with the special assessment area or Beaver City will do a Grove Water Fee Area. Funding will be available fall of 2022, but the pipeline work would start next spring. Utility easements and the funding assessment package would need to be considered. Mayor Robinson will get on the next county commission meeting agenda. Council Member Schena motioned and Council Member Webb seconded to continue forward with preparations for the water system improvement project. All voted in favor. None opposed.

#### **ELECTRIC RATE INCREASE PROPOSAL**

There are two issues for discussion here. The rate study for the long term and the short-term increase to cover the cost of bonding and covering the cost of supplies. Prepare some models for rate increases would look like in the average user. Public hearing for the first council meeting in August. It will be on the electric bill to notify all users. Looking for a company to do a rate schedule plan.

#### **FEE SCHEDULE REVIEW**

Discussion on items to update the fee schedule continued with the suggestion of a cost/plus fee for

water connection. It would include the cost of supplies plus a certain amount. When updating the fee schedule, it was recommended that a cost/plus fee be looked at for all connections with full labor expense.

### **ADMINISTRATIVE/COMMITTEE REPORTS**

#### **Council Member Murdock:**

Library – The annual art show is now on display in the basement of the library.

#### **Council Member Spencer:**

**UAMPS Conference** – Manager Brown, Electric Superintendent Martin and Mayor Robinson will be attending.

**9-11 Day of Service** – The community is looking for a project. Beaver City can supply a list of projects and help advertise, but another organization will have to spearhead the project.

#### **Council Member Webb:**

**Foam Machine** – Library using on Aug. 3 for their end of year party.

**Economic Development** – A newly hired person will begin in this job on Aug. 1. She is said to be a good grant writer.

**BIG Chamber** – Tony Robinson was the only attendee at the first meeting. Reza Kia also spoke with Council Member Webb about the meeting. There are many resources available to business owners through the Chamber of Commerce.

**Beaver Civic Arts** – Their summer season was finished last week.

**Drug Coalition** – Eight youth recently returned from Florida.

**Community Advertisement** – The Dowdle Project is on hold because of a conflict with time and other obligations.

#### **Council Member Cox:**

**July 4<sup>th</sup> Celebration** – The party went well. Council Member Cox thanked all those who helped with the preparations and at the event.

**CJC Golf Tournament** – The tournament is full with the maximum number of teams. It will be held on Friday, Aug. 5.

#### **Council Member Schena:**

**Swimming Pool** – He would like to see the dive blocks in place all the time, not just for swim team.

**Golf Course** – It would be fund to have a hole-in-one challenge on different holes with prizes for winner. Manager Brown suggested that Course Manager Gardner should spearhead this item.

**New Youth City Council** – A new youth council will be selected at the beginning of the school year.

**City Summer Party** – Monday, August 8<sup>th</sup> is schedule for the summer city party. The employees can have the afternoon off at 2:00 p.m. to play golf if they want. Dinner will be served at 5:00 p.m. with Jennifer Rubio catering. Employees can golf after dinner as well.

#### **Manager Brown:**

**600 North** – At the construction meeting which was held today, pulverizing the asphalt will take place this week to the North Creek Road. Cement paving will begin on approximately Aug. 15. It should take five days to lay asphalt and three to four days for tie ins.

**Bear Spring** – Crews hit some ledge rock this week. The distribution line is getting close to the bottom of the canyon. Some work is being done on the White Spring. Water finally surfaced this week after 10 years since the spring was redeveloped.

**City Road Maintenance** – City and county crews will be Chip Sealing next week.

#### **Mayor Robinson:**

**July 4 and 24<sup>th</sup> Thank You** – Mayor Robinson publicly thanked members of the Beaver Fire District #1 and George Humphreys for all their help and commitment with the fireworks discharge and help

with fire protection. The community celebrations are very needed at this time in the world.

**CLOSED SESSION:** Council Member Cox motioned and Council Member Webb seconded to move into closed session to discuss pending or reasonably imminent litigation. Council Members Schena, Cox, Webb, Spencer and Murdock voted yea by roll call vote. Motion passed with a unanimous vote. The Council moved into closed session at 9:20 p.m. and moved out at 9:52 p.m.

Council Member Schena motioned and Council Member Cox seconded to move into closed session to discuss the purchase, exchange, or lease of real property when public discussion of the transaction would disclose the estimated value of the property under consideration or prevent the public body from completing the transaction. Council Members Schena, Cox, Webb, Spencer and Murdock voted yea by roll call vote. Motion passed with a unanimous vote. The Council moved into closed session at 9:53 p.m. and moved out at 10:25 p.m.

Council Member Schena motioned and Council Member Cox seconded to adjourn the meeting. All voted in favor. None opposed. The Council Meeting was adjourned at 11:00 p.m. The next scheduled regular Council meeting will be held Tuesday, August 9, 2022 at 7:00 p.m.



**APPROVED:** \_\_\_\_\_  
**MATTHEW ROBINSON**  
**MAYOR**

**ATTEST:** \_\_\_\_\_  
**ANONA S. YARDLEY**  
**CITY RECORDER**