

The **Beaver City Council** met in a **regular session** at **5:00 p.m.** in the Beaver City Center located at 30 West 300 North on **Tuesday, July 11, 2023**. The following members of the Council were present: Mayor Matt Robinson, Council Members Tyler Schena, Hal Murdock, Lance Cox, Owen Spencer, and Alison Webb joined electronically. Also, present were City Manager Jason Brown and City Attorney Justin Wayment and City Recorder Anona Yardley and Patty Simard. Public present were Jackie and Mark Whittlesey, Paula Spencer, Les Williams, Beaver City UAMPS Representative, Travis and Laraine Hollingshead, Randy Davis and Brennan Fails with Beaver City Parks and Recreation Department and David Martin, Beaver City Electric Superintendent.

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

CITY COUNCIL MINUTES APPROVED

Minutes of the previous **regular council meeting** were presented. Council Member Schena motioned, and Council Member Murdock seconded to approve the minutes from the **June 27, 2023**, 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 Spencer seconded to approve the proposed bills for **June 26, 2023, and July 3, 2023**, as presented. All voted in favor. None opposed.

CONFLICT OF INTEREST STATEMENT:

No conflicts of interest were voiced at this time.

BEAVER CANYON MARATHON PRESENTATION:

Mr. and Mrs. Hollingshead presented a power point presentation on the Fourth Annual Beaver Canyon Marathon to be held on August 5, 2023. They expressed appreciation to the council for their past sponsorship and wanted to express gratitude for the community helpers and support. Mr. Hollingshead reported that currently there are 350 participants signed up, representing twenty-seven different states and four different countries. The Hollingshead's requested the city sponsoring them again with \$5000 for shirts, setting up tents at Pioneer Park, sweeping of the course and the use of city yard for parking. Council Member Schena motioned, and Council Member Cox seconded to approve this sponsorship. All voted in favor. None opposed.

JUNE 2023 FINANCIAL STATEMENT REVIEW:

Treasurer Phelps presented a power point reviewing June's financial statement with the council. She noted that this is a rough draft report, since it is the end of the fiscal year and there are still some capital outlay transfers to assets and bills to be paid. The general fund has a positive revenue over expenses. The golf course and airport have some transfers still to be made to balance these accounts. The electrical fund balance is a concern due to the increase in the power purchase costs. Treasurer Phelps will present a final year end 2023, financial report in October when the audit has been

completed.

2024 BALL TOURNAMENT CHANGES:

Brennen Fails and Randy Davis representing Beaver City's Parks and Recreation Department, reported on this year's ball tournaments and offered some changes for next year. Mr. Davis reported that the tournaments this year have been successful overall. However, they are proposing not having the summer smash softball tournament next year. The participation was low, and they feel that they can bring more teams by hosting another baseball tournament and they would like to raise the field rental to \$150. They will reach out to the high school girls softball coach and see if they are interested in hosting a tournament here. Mr. Davis said their department is looking into hosting a soccer tournament here next year.

CDBG CITY CENTER PROJECT DISCUSSION:

Recorder Yardley indicated that CDBG representative is looking for some specific criteria, measurements, and an updated scope of work for this grant to move forward. Mrs. Yardley indicated that Kendrick from Jones and DeMille will be here tomorrow to do a walk-through of the City Center building. They will help get the needed criteria as well as draw up designs, so there will be specs for the bidding process. Kendrick thought it would cost the city less, if we designed the project out, instead of doing a contractor design-build type option.

MOU WITH BEAVER CITY, BEAVER COUNTY, & MAMMOTH CANAL

Manager Brown discussed the MOU with the council. He reported that the city currently cleans the canal and to get the necessary equipment to this location, it was suggested that the bridge be moved near the headhouse water tanks, across the canal and a new access point for the new bicycle trails. Manager Brown indicated that the bridge is ready to be constructed. The city hauled dirt to build up area to the bridge and will continue to clean the canal. BLM will build the bridge. City Attorney Wayment indicated he has reviewed this memorandum of understanding. A motion to adopt the MOU was made by Council Member Murdock and seconded by Council Member Spencer. Roll call vote Council Member Murdock, Spencer, Cox, Schena, and Webb voted yea by voice vote. The motion carried with a majority vote.

FIREWORKS RESTRICTIONS

Beaver City received a letter from Interagency Fire Agencies dated July 3, notifying that they issued a Stage 1 Fire Restriction Order. Upon review of restriction order, Council Members voiced concerns and agreed that fireworks should only be allowed in the following designated area locations if additional restrictions come out: Beaver City Center blacktop area, the swimming pool parking lot area and the two north fields and the north side parking lot of the Tushar Four-Plex. A motion to adopt resolution 7-11-2023 adopting Stage 1 fire restrictions and designation of the three areas for setting off fireworks was made by Council Member Cox and seconded by Council Member Spencer. Roll call vote Council Member Murdock, Spencer, Cox, and Webb voted yea by voice vote. Schena

excused. The motion carried with a majority vote.

DOWDLE PUZZLE UNVEILING DISCUSSION:

Alison reminded Council Members that the Dowdle puzzle unveiling is Saturday, July 22 at 2:00 p.m. Invitations to place puzzle pieces have been sent out along with invitations to the event. Dowdle employees will be here Friday to set up the big puzzle board and the puzzles should be delivered to the City Center the week of the unveiling.

ELECTRIC RATE STUDY PUBLIC HEARING

Council Member Schena motioned, and Council Member Cox seconded to move into public hearing to discuss recent electric rate study findings and subsequent action by council. Council Member Council Member Murdock, Spencer, Schena, Webb, and Cox voted yea by voice vote. The motion passed with a majority vote. The council moved into public hearing at 6:38 p.m. The public in attendance were Paula Spencer, Jackie and Mark Whittlesey, Les Williams, Beaver City UAMPS Representative, and David Martin, Beaver City Electric Superintendent.

Time was turned over to Chris Lund with Utility Financial Solutions, LLC, to review the summary and financial results of the electrical rate study and rate recommendations. He explained the power cost adjustment rate, demand rate, the increase in the base rates, the commercial electric vehicle charging rate, and how these rates are calculated based on the cost of service.

There being no further comments on the electric rate study, the council moved out of the public hearing at 7:35 p.m.

Motion to adopt the electric rate structure as presented by Chris Lund of Utility Financial Solutions, LLC, pending the Cassell Software capabilities and adjustments was made by council member Murdock, seconded by council member Schena. Council Member Murdock, Spencer, Schena, and Cox voted yea by voice vote. Council Member Webb excused. The motion passed with a majority vote.

Council Member Cox motioned, and Council Member Spencer seconded to adjourn the meeting. All voted in favor. None opposed. The Council Meeting was adjourned at 7:00 p.m. The next scheduled regular Council meeting will be held July 11, 2023, at 5:00 p.m.

EVENT SIGNAGE DISCUSSION:

Chairs and space marker items being put out early along the parade route are a concern. A post on the City's website and Facebook page, reminding parade attendees that items left along the parade route and sidewalks are considered abandoned property and left at their own risk.

APPROVAL OF PLANT #2 POWER HOUSE QUOTE

Manager Brown asked the council to review the quote from CO Building Systems Inc. (Ephraim, UT) for the metal building. This building will be placed directly east of Plant #2. Motion to accept purchase of the building for approximately \$31,551.00 from CO Building Systems Inc. was made by

Council Member Schena and seconded by Council Member Cox. All voted in favor. None opposed.

PLANNING AND ZONING RECOMMENDATION REGARDING COMMERCIAL

DISTRICT HEIGHT LIMITS: Manager Brown reported that Planning and Zoning met and were in favor of raising the commercial building heights to fifty feet. But they had some reservations that they wanted the City Council to consider. Beaver's historic downtown district from 300 South to approximately 600 North Main. A draft will be made to adjust the ordinance to fifty feet with considerations for the historic downtown area. A public meeting will be held on this item.

ADMINISTRATIVE/COMMITTEE REPORTS:

Council Member Lance Cox

Lance thanked all those that helped with the July 4th celebration.

Council Member Owen Spencer:

Owen wanted to thank the city in advance for helping with the July 24th celebration.

Council Member Hal Murdock:

Hal said the rodeo committee is in the process of getting the county bleachers moved up this week.

Council Member Tyler Schena:

Tyler updated the Council on the selection of the Youth City Council. Caleb Moffit will be the new youth mayor. Tyler will get with Caleb and Mr. Fails to send an invite out to eligible youth to apply for the Youth Council from Beaver, Manderfield, North Creek, Greenville, and Adamsville areas.

CLOSED SESSION: Council Member Schena motioned, and Council Member Cox seconded to move into closed session to discuss pending or reasonably imminent litigation. Council Members Murdock, Spencer, Cox, and Schena voted yea by roll call vote. Council Member Webb excused. Motion passed with a unanimous vote. The Council moved into closed session at 7:40 p.m. and moved out at 7:50 p.m.

Council Member Schena motioned, and Council Member Spencer seconded to move into closed session to discuss 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 Murdock, Spencer, Cox, and Schena voted yea by roll call vote. Council Member Webb excused. Motion passed with a unanimous vote. The council moved into closed session at 7:50p.m. and moved out at 8:00 p.m.

Council Member Murdock motioned, and Council Member Schena seconded to move into closed session to discuss 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 Murdock, Spencer, Cox,

and Schena voted yea by roll call vote. Council Member Webb excused. Motion passed with a unanimous vote. The council moved into closed session at 8:10 p.m. and moved out at 8:20 p.m.

Council Member Cox motioned, and Council Member Schena seconded to adjourn the meeting. All voted in favor. None opposed. The Council Meeting was adjourned at 8:30 p.m. The next scheduled regular Council meeting will be held August 8, 2023, at 5:00 p.m.



APPROVED: _____
MATTHEW ROBINSON
MAYOR

ATTEST: _____
PATTY J. SIMARD
CITY RECORDER