

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, January 23, 2024**. The following members of the Council were present: Mayor Matt Robinson, Council Members Tyler Schena, Randy Hunter, Lance Cox, Owen Spencer and Alison Webb. Also, present were City Manager Jason Brown, City Attorney, Justin Wayment and City Recorder Patty Simard. Public present were Jackie and Mark Whittlesey, Les Williams, Amy Jo Beaumont, Tiffany Hughes, Jennifer Marshall, Lonnie Olsen and Jen Wakeland.

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

CITY COUNCIL MINUTES APPROVED

Minutes of the previous **regular council meeting** were presented. Council Member Cox motioned, and Council Member Schena seconded to approve the minutes from the **January 9, 2024**. All voted in favor. None opposed.

BILLS APPROVAL

Bills were presented and reviewed by the City Council. Council Member Spencer motioned, and Council Member Hunter seconded to approve the proposed bills for **January 18, 2024**, as presented. All voted in favor. None opposed.

CONFLICT OF INTEREST STATEMENT:

No conflicts of interest were voiced at this time.

UAMPS UPDATE:

Mr. Les Williams, Beaver City's UAMPS representative, gave the board an update of current happenings with UAMPS. Mr. Williams reported that he was elected for the UAMPS Board Chairperson again this next year. This will be his last year of eligibility to hold this position. Mr. Williams reviewed some highlights from the UAMPS 2023 annual report. He reported that they are currently in the process of getting their budget finalized. Their budget will be approved in February. He reported that UAMPS is doing a natural gas study for a future project. Mr. Williams encouraged council members to attend the Governing Board Workshop in Fillmore on February 12, 2024, at 11:30 a.m.

CITY COUNCIL MEMBER ASSIGNMENTS:

The 2024 council assignments that were previously discussed at the council retreat were reviewed. Motion to approve council assignments as presented was made by Council Member Schena and seconded by Council Member Spencer. All voted in favor. None opposed.

BEAVER RODEO COMMITTEE DISCUSSION:

Mrs. Amy Jo Beaumont and Mrs. Jennifer Marshall, along with other Rodeo Committee members, Tiffany Hughes and Lonnie Olsen, met with the council to discuss Beaver City's consent for them to applying for an Outdoor Recreation Grant to use for improvements at the rodeo facility.

Improvements would be new restrooms, new concession stands and an extra set of bleachers. Mrs. Marshall has agreed to help the Rodeo Committee complete the grant application. The Outdoor Restoration Grant is for \$150,000 with a 20% match from the city and a deadline of 2 years to complete the project. There is also a UORG Grant, tier one option that is up to \$750,000 that is a 50/50 match. The Restoration Grant application period opened on January 15th and closes on March 15th. The grant will be awarded in June and no work can start until grant approval. Mayor Robinson and Council Members stated all agree upon the need of these improvements. The Rodeo Committee will complete the grant application and return to February 13th council meeting to review application before the application is submitted.

RIVERSIDE LANE RIGHT OF WAY QUIET TITLE DISCUSSION AND APPROVAL:

City Attorney Justin Wayment led a discussion. He would like the council's approval to start the legal process to correct the property right-of-way boundaries issues on Riverside Lane. A Motion to allow Mr. Wayment to start the process for quiet title action was made by Council Member Schena and seconded by Council Member Cox. All voted in favor. None opposed.

INDUSTRIAL PARK PLAT MAP PHASE 2 DISCUSSTION:

Manager Brown presented the approved Plat Map for Phase 2 of the South Peak Industrial Park Phase 2. He explained that recently it was brought to his attention that there is a 25 feet wide, livestock right-of-way on the southwest and south perimeter of the property. Tonight, the Planning and Zoning Board approved Phase 2 with the flexibility to adjust lot lines as necessary. The best way to connect that right-of-way to the property is along 2800 south to frontage road. City Attorney Wayment explained that the owner of property has the duty to fence out the livestock if they are in the county, but that within the city, they are required to be fenced in. He suggested other property boundary owners be contacted to for their portion of the fence cost. This livestock right away allows the livestock to be safely routed from one grazing location to another and be off of the main subdivision roads.

PUBLIC HEARING:

PROPOSED ORDINANCE 01-23-2024 VACATING PUBLIC UTILITY EASEMENT:

PUBLIC HEARING HELD AT THE BEAVER CITY CENTER COUNCIL CHAMBERS AT 6:00 P.M. ON TUESDAY JANUARY 23, 2024:

Present: Mayor Robinson, Council Members Webb, Hunter, Spencer, Cox, and Schena; City Manager Jason Brown, City Attorney Justin Wayment, City Recorder Patty Simard. Public present: Jen Wakeland, Les Williams and Jackie and Mark Whittlesey.

Council Member Schena motioned, and Council Member Spencer seconded to move into the Public Hearing for Vacating the Public Utility Easement. Council Members Webb, Hunter, Spencer, Cox, and Schena voted yea by roll call vote. Mayor Robinson opened the public hearing at 6:02 pm. The Vivian Oaks Subdivision, located on the corner of 1175 North 300 West is now combining 3 lots into one subdivision. There is an existing sewer line that goes through the property and this needs to be relocated. For this to occur Beaver City needs to relinquish the easement for the sewer main line to be relocated and to relinquish those three lots. The relocation of the new line will be at the owner's

expense. A private 25-foot road located in the subdivision, will become the new public utility easement corridor.

PUBLIC COMMENT:

Mayor Robinson asked for any comments, questions, and/or concerns from the audience. There were no comments, and the hearing was adjourned at 6:06 p.m.

ORDINANCE NO. 01-23-2024 AN ORDINANCE ADOPTING VACATION OF PUBLIC UTILITY EASEMENTS AND THREE LOTS DISCUSSION AND APPROVAL:

Beaver City Attorney Justin Wayment prepared the ordinance to vacate this utility easement and lots. Ordinance 01-23-2024 was presented. Motion to approve Ordinance 01-23-2024 was made by Council Member Schena, and Council Member Hunter seconded. Council Member Hunter, Webb, Cox, Schena and Spencer, voted yea by voice vote. The motion was carried with a unanimous vote.

ADMINISTRATIVE/COMMITTEE REPORTS:

Council Member Spencer:

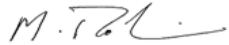
Owen reported that on Monday, he participated in an online conference meeting with ULCT regarding Legislative's proposed bills. He reported on some of these proposed bills and the ULCT committee stance on them. Owen thanked City Manager Brown for contacting Representative Albrecht on SB125 to add an amendment for city size requirements. This ULCT Legislative Committee will continue to meet each Monday throughout the legislative session.

CLOSED SESSION:

Council Member Cox motioned, and Council Member Webb 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 appraisal or estimated value of the property. Council Members Schena, Cox, Webb, Spencer and Hunter voted yea by roll call vote. The Council entered closed session for the above reason at 6:17 p.m. and moved out at 6:43 p.m.

Council Member Spencer motioned, and Council Member Webb seconded to move into closed session to discuss the character, professional competence, or physical or mental health of an individual. Council Members Webb, Spencer, Schena, and Hunter voted yea by roll call vote. The motion passed with a majority vote. Council Member Cox was excused. The Council entered closed session for the above reason at 6:43 p.m. and moved out at 7:06 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 7:06 p.m. The next scheduled regular Council meeting will be held February 13, 2024, at 5:00 p.m.



APPROVED: _____

MATTHEW ROBINSON
MAYOR

ATTEST: _____

PATTY J. SIMARD
CITY RECORDER