

The **Beaver City Council** met in a **regular session** at **4:00 p.m.** in the Beaver City Center located at 30 West 300 North on **Monday, October 28, 2024**. The following members of the Council were present: Mayor Matt Robinson, Council Members, Randy Hunter, Alison Webb, Tyler Schena, Lance Cox, and Owen Spencer. Also, present were City Manager Jason Brown, City Treasurer Stacey Phelps, Electrical Superintendent David Martin, Utility Clerk Paula Fails, City Attorney Justin Wayment, and City Recorder Patty Simard. Public present: Debbie Smith, Creighton Phelps, Ron Barney, Anona Yardley, Shonni Gale, Corey Gale, Andy Gale, Ronda Hutchings, Amy Groll, Tyler Fails, Krisanne Fails, William Fails, Kyle Blackner, Holly Blackner, Brady Fails, Kirsten Fails, Scott Langford, Tyler Moss, Reagan Fails, Mason Fails, James Fails, Xander Fails, Sophie Blackner, London Blackner, Ray Fails, Connie Fails, Jan Barney, and Mark Whittlesey and Jackie Whittlesey.

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 Spencer seconded to approve the minutes from **October 14, 2024**. All voted in favor. None opposed.

BILLS APPROVAL:

Bills were presented and reviewed by the City Council. Council Member Hunter motioned, and Council Member Spencer seconded to approve the proposed bills for **October 22, 2024**, as presented. All voted in favor. None opposed.

CONFLICT OF INTEREST STATEMENT:

No conflicts of interest were voiced at this time.

2025 BENEFIT UPDATE:

Beaver City Treasurer, Stacey Phelps together with Bill Phelps and Shelley Cox, appearing electronically, from HUB International, presented the new employee benefits for 2025, highlighting a 5.4% increase in PEHP's health plan rates and no changes to vision and short-term disability plans. Telehealth services were changed to Recuro Care this will decrease the cost. Council Member Webb motioned, and Council Member Hunter seconded to approve the PEHP benefits package as presented by Treasurer, Stacey Phelps. All voted in favor. None opposed.

SEPTEMBER FINANCIAL UPDATE DISCUSSION:

Treasurer Stacey Phelps presented the revenue and expense statement for September 2024. 25% of the fiscal year has lapsed. The electric fund, and airport fund, are operating in the black. The general fund, golf course, pressurized irrigation fund, water fund, sewer fund, are operating in the red. The report also showed the monthly cash balance comparisons over the past 3 years, indicating the varied

financial standings in each department due to ongoing projects.

EAGLE SCOUT PROJECT REVIEW:

Creighton Phelps presented his Eagle Scout Project proposal to install a backstage door at the Opera House. Various options like barn doors, French doors, and a roll-down door were discussed. It was concluded to explore a roll-down door emphasizing fire safety component and the usability for theatrical performances. City Manager Brown indicated that Scout Leader, Von Christiansen, reported that the Civic Art's Group is willing to participate in the cost of a door. Creighton indicated that he would like to start on the project on November 16th and finish the project by December 30th. The council indicated interest in supporting the project, contingent on further cost analysis and material selection. City Manager Brown indicated that he will work with Creighton to get information needed on this project.

DONATION REQUEST FESTIVAL OF THE TREES:

The council discussed the donation request received from Beaver County Festival of the Trees. Mayor Robinson indicated that he spoke with Mrs. Melissa Kanell, Beaver County Festival of the Trees representative. He discussed the process for reimbursement and clarified that appropriate receipts should be submitted. Council Member Cox motioned, and Council Member Webb seconded to approve the donation request up to \$400.00. All voted in favor. None opposed.

STORM WATER DISCUSSION AND APPROVAL:

City Manager Brown reminded council of the discussion at the last council meeting that detailed the necessary stormwater drainage and the Northwest Irrigations Company's project to enclose the ditch along 600 North. It was concluded that joining with the Northwest Irrigation Company in this piping projects would be financially sensible. Council Members sought assurance for inter-company agreements for maintenance responsibilities on the cleaning out of the ditch grates. Council Member Schena motioned and Council Member Spencer seconded to approve an expenditure of 90,455 in the next budget for stormwater piping, pending agreement with relevant ditch companies and Beaver City. All voted in favor. None opposed.

PUBLIC HEARING PROPOSED ELECTRICAL IMPACT FEE:

At 5:00 p.m. Mayor Robinson welcomed all in attendance to the public hearing to receive public comments on the proposed Electrical Impact Fee. Council Member Cox moved and Council Member Webb seconded to move into public hearing for the purpose of discussing the electrical impact fee. Council Members Spencer, Cox, Schena, Webb and Hunter voted yea by roll call vote. The motion passed with a majority vote. The council entered public hearing at 5:03 p.m. Present: Mayor Robinson, Council Members Webb, Hunter, Schena, Spencer, and Cox; City Manager Jason Brown, City Attorney Justin Wayment, Electrical Supervisor David Martin, Utility Clerk Paula Fails and City Recorder, Patty Simard, Debbie Smith, Anona Yardley, Mark Whittlesey and Jackie Whittlesey and UFS Chris Lund appeared

electronically. City Manager Brown and Chris Lund from Utility Financial Solutions, reported on the Electrical Impact Study.

Public Comment: Mrs. Debbie Smith asked what current impact fee is? She was informed that currently the electric impact fee is zero.

Mrs. Debbie Smith asked if city will charge this fee for six years. She was informed no, that the fee will change based on capital improvement needs?

Mrs. Anona Yardley asked how often the Electrical Impact Fee Spreadsheet gets updated? She was informed that this will be updated annually based on capital improvement and that this study will be done again in six years.

Mrs. Anona Yardley asked if you have a 1KVA service now and want to go to a 2KVA service do you pay the 2KVA impact now? She was answered, you pay the difference of what adding not what currently have.

PUBLIC HEARING ON PROPOSED ORDINANCE TO CITY COUNCIL MEETING DATES AND TIME:

At 5:30 p.m. Mayor Robinson welcomed all in attendance to the public hearing to receive public comments on the proposed City Council Meeting dates and time. Council Member Cox moved and Council Member Hunter seconded to move into public hearing for the purpose of discussing the electrical impact fee. Council Members Spencer, Cox, Schena, Webb and Hunter voted yea by roll call vote. The motion passed with a majority vote. The council entered public hearing at 5:30 p.m. Present: Mayor Robinson, Council Members Webb, Hunter, Schena, Spencer, and Cox; City Manager Jason Brown, City Attorney Justin Wayment, and City Recorder, Patty Simard, Debbie Smith, Anona Yardley, Ron Barney, Corey Gale and Mark Whittlesey and Jackie Whittlesey. Mayor Robinson indicated that traditionally they met on the second and fourth Tuesdays starting at 5:00 p.m. and proposed to changed to the second and fourth Mondays starting at 4:00 p.m. No council meetings held on a holiday.

Public Comment: Mrs. Anona Yardley expressed her concern of the logistics of getting council pack information together to be posted timely and difficulties she has experienced in having meetings on Mondays.

CITY CENTER IMPROVEMENTS PROJECT UPDATE:

City Manager Brown gave an update on the City Center improvements and identified the need for the urgent work needed on the corroded sewer lines. Extensive renovations were discussed to bring the infrastructure to required standards. He presented a proposal from Tushar Construction for the additional work needed including new pipe and the additional work needed in the amount of \$40,876. Council Member Schena motioned and Council Member Spencer seconded to approve the additional cost of \$40,876 for the City Center improvement project. All council members approved the motion.

OUTDOOR PLAZA PROJECT UPDATE:

City Manager Brown gave a brief update on the outdoor plaza project. He reported that the Beaver sign letters have been received and he is awaiting a delivery date for the pavilion. His hope is to get the grading done, the concrete floor poured and the pavilion in place this winter and then wait until

spring of 2025 to finish up project.

BEAVER CITY PUBLIC MEETING POLICY, PROCEDURES AND CONFLICTS

DISCLOSURE DISCUSSION:

City Attorney Justin Wayment led the discussion that focused on the introduction of a new public meeting policy, incorporating statutory requirements and conflict disclosure processes for council members. Basically, at beginning of every year, Utah law requires that council members are required to sign a non-conflict disclosure statement and he will work with the city recorder on the other requirements needed. He also noted that in this policy, it states that agenda items need to be brought to the city recorder within 5 days of the council meeting, allowing time to get the council packet together. Council Member Webb motioned and Council Member Hunter seconded to adopt the Public Meeting Policy and Conflict Disclosure as presented by City Attorney, Justin Wayment. All in favor, none opposed. The motion carried.

HONORED CITIZENS:

Mayor Robinson welcomed the Barney and Fails Families to this evening's meeting. Mayor Robinson read Resolution 10-28-2024 recognizing Mrs. Jan Barney and Mrs. Connie Fails for their lifetime of love and service to Beaver City and its citizens and resolved that today October 28, 2024, will be permanently referred to as "Keep Beaver City Beautiful Day". In addition, a name plate engraving of each of their names and honored citizen will be placed on a special plaque located in the Beaver City Center as further recognition of their contribution to the community. Tonight, surrounded by family and friends, Mrs. Jan Barney and Mrs. Connie Fails, were presented with a plaque to formally recognize their years of dedication of community service and support, with an Honored Citizen Award. Their daughters, Mrs. Shonni Gale, Mrs. Ronda Hutchings, Mrs. Amy Groll and Mrs. Holly Blackner, took the floor to share some heartfelt reflections on behalf of their mothers. They all shared thoughts and reflected on the wonderful examples these women are and the unwavering dedication and the countless hours they have devoted to service the community.

ADMINISTRATIVE/COMMITTEE REPORTS:

Council Member Cox:

Lance reviewed the Veterans Day Flyer with council members. He reported that this year's Veterans Day Dinner will be held on November 11, 2024, in the small gym at Beaver High School following the Veterans Day Program.

Council Member Spencer:

Owen reviewed the Santa Visit and Lighted Christmas Parade Flyer with council members. He asked if the fire engine can be put in the 600 North Shed on Friday, November 29th in order to decorate it for the parade. He reported the candy has been ordered from Mike's. City Manager Brown reported that the access in and out of this building and most of the construction items should be cleaned up and available for use in all areas but the kitchen.

City Recorder Patty Simard:

Patty asked about filing liens on properties to collect on past due utilities. Justin said new state laws have changed. He requested we send letters and we refer to him and he will send letters. He stated that he will write an ordinance for this. He also stated he will help change language in the application for the new utility agreement forms and then we can file a lien.

CLOSED SESSION:

Council Member Hunter 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 Spencer, Cox, Webb, and Hunter voted yea by roll call vote. Council Member Schena excused. Motion passed with a unanimous vote. The council moved into closed session at 6:43 p.m. and moved out at 7:02 p.m.

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 7:09 p.m. The next scheduled regular Council meeting will be held November 12, 2024, at 4:00 p.m.



APPROVED: _____

**MATTHEW ROBINSON
MAYOR**

ATTEST: _____

**PATTY J. SIMARD
CITY RECORDER**