



ROOSEVELT Utah

ROOSEVELT CITY COUNCIL MINUTES

March 7, 2023

1. Call to Order

Mayor JR Bird called the March 7, 2023, meeting of the Roosevelt City Council to order at 5:30 p.m.

2. Roll Call

Mayor, JR Bird and Councilmembers Don Busenbark, Dustin White (*arrived 6:26 PM*), Rowdy Cloward and Cody Aland were present. City Staff present included Joshua Bake, Ryan Clayburn, Rhonda Goodrich, Dean Johnson, Lee Rockwood, Mark J. Watkins, Edwin Butterfield, Kirby Wolfinger, Grant Charles, and Sunshine Bellon.

Members of the public in attendance included Hal Huff,

3. Opening Ceremony (*prayer and pledge of allegiance*)

Roosevelt City Police Chief, Mark J. Watkins offered the opening prayer and led the Pledge of Allegiance.

4. Minutes

a. February 7, 2023,

Councilman Busenbark motioned to approve the February 7, 2023, City Council Meeting Minutes and was seconded by Councilman Aland. Passed unanimously.

5. Public Comment Period

a. Julie Lachance Regarding the Tiger Muskies Swim Club

Julie Lachance addressed the Council regarding the Tiger Muskies Swim Club and her request to initiate a dialog between the Council, club, and parents to look into “minor changes” that Mrs. Lachance believed would allow the club to grow. Mrs. Lachance brought the following issues to the attention of the Council:

-Pool time for the fall season

-Funding/ donations

There was some discussion on potential next steps and Mayor Bird asked how communication had been between the Tiger Muskies Club and the school teams, suggesting that more collaboration between the coaches could help with scheduling issues. The coach for the Tiger Muskies, _____, added that she did not feel that much could be accomplished by talking to the school coaches about scheduling, since they already

have use agreements in place with the Aquatic Center. Mayor Bid thanked Mrs. Lachance for her comment and involvement in the club and said that the City would look into donation issues that were brought up during the discussion.

b. Committee Appointments

Mayor Bird addressed the Council with two recommendations for appointment to the Planning and Zoning Commission, Dale Tribe, and Kyle Smoot. Councilman Busenbark motion to approve appointments of both Mr. Tribe and Mr. Smoot and was seconded by Councilman Cloward. The motion passed unanimously, with Councilmen Busenbark, Cloward and Aland voting aye.

6. Recognitions

City Manager, Joshua Bake informed the Council that the Roosevelt City Water Source Department had just been awarded "Most Improved Water System of 2022" by the Rural Water Association at their most recent conference. Mr. Bake wanted to recognize the incredible job the department had done, especially in light of how huge of an issue water has been in recent years. Mayor Bird also acknowledged the work of the Water Source Department over this winter citing what he referred to as a "record year for water leaks" saying, "the Water Department has been out full time keeping the water working this winter."

7. Fire Statistics Presentation

Before presenting the 2022 Fire Statistics, Fire Chief, Lee Rockwood presented the four new firefighters to join the Roosevelt Volunteer Fire Department: Chris Taggart, Dan Butcher, Jeff Jarvis, and Taylor Ruff. Chief Lee thanked all of the new volunteers, voicing his appreciation not only for their sacrifice, but for their employers who make it possible for them to drop everything and respond to emergencies. Mayor Bird thanked the volunteer fire fighters in attendance telling them, "you are a part of the best organization for fighting fires in the Basin. I'm not being biased; it's just a fact. You're a part of a great team."

Chief Lee then presented the fire statistics, which can be found on the Fire page of the Roosevelt City website. During his presentation, Chief Lee noted that most of the calls that the Fire Department was sent out on were false alarms resulting from automated systems and expired smoke alarms. Other notable statistics included the Fire Department's 11 minute average response time, and the division of hours between City and County calls: the largest number of calls are within the City, but the most hours are spent responding to calls in the County.

Public Hearing

a. Buxton Rezone

Building Inspector, Dean Johnson presented this Item on Behalf of the Planning and Zoning Manager, who was not able to attend the meeting. Mr. Johnson introduced Mr. Buxton's rezone request to Council and explained that Mr. Buxton's property, although currently zoned R-1-10 (Residential), had grandfathered property rights in line with R-R-1 (Rural-Residential) designation and that he was requesting a zone change to ensure those rights were retained if the property changed ownership. Mayor Bird was in favor of finding a way to preserve Mr. Buxton's grandfathered rights, but was immediately concerned with granting a zone change, describing the request as "spot zoning" and saying approving it would be a precedent the City

should not set. Mr. Johnson explained that the reason it had passed Planning and Zoning was because allowing the zone change would not alter the existing rights on Mr. Buxton's property, and that other potential similar "spot zone" requests where such rights did not already exist, would be denied. Mayor Bird suggested some sort of Permitted Use Agreement attached to the property as an alternative, and asked City Attorney, Grant Charles to give a recommendation. Mr. Charles agreed that he did not think that allowing a zone change would be the best way to ensure Mr. Buxton's current property rights and agreed with Mayor Bird that a Permitted Use Agreement would achieve everything Mr. Buxton was after more effectively than a zone change, since there is no guarantee that if the zone change was granted, that it wouldn't be rezoned again in the future. After some additional discussion Mr. Buxton expressed some frustration about the money and effort he had already put into his rezone request, but ultimately agreed to begin the process of entering into a Permitted Use Agreement for his property with the understanding that no additional conditions (beyond what would have existed had the rezone been granted) be included in the agreement. Mayor Bird thanked Mr. Buxton for his time and informed him that the agreement could go before Planning and Zoning on April 5th, and then be reviewed for approval by Council on April 18th.

8. Action Items

a. ~~Planning and Zoning—Dean/ Josh~~

- ~~Buxton Rezone Approval~~
- ~~Buxton Lot Line Adjustment~~

These items were stricken from the agenda as a result of the conclusion reached during the Public Hearing for the rezone request.

b. Bid Award for City-Wide Crack Seal Project

Public Works Director, Kirby Wolfinger presented Council with a recommendation for bid award for the 2023 Crack Seal Project. Mr. Wolfinger explained that the invitation to bid was published 3 weeks ago and the City had received 6 bids. Mr. Wolfinger passed along the staff and engineer's recommendation that the City accept the bid from Superior Asphalt stating that the recommendation was "not because they are the cheapest, but because we have worked with them in the past and think they do good work." Councilman Busenbark motioned to approve awarding the contract to Superior Asphalt and was seconded by Councilman Cloward. The motion passed unanimously, with Councilmen Busenbark, Cloward and Aland, and White voting aye.

c. Dry Gulch Water Lease Awards- *Ryan*

Water Source Director, Ryan Clayburn presented the staff recommendations for awarding the Dry Gulch Water Lease bids that had been received for the approximately 375 water shares the City had put out to bid. Mr. Clayburn explained that all of the offers, except one, had been deemed competitive by the City staff and indicated that the recommendation from staff was to accept all of the competitive bids. 59.5 shares of class E water had received a \$1.00 bid and it was suggested that instead of being leased out, that water could be used at the Nature Park, in lieu of culinary water that would be used for the fishing pond and other applications. Councilman Busenbark motioned to approve the acceptance of all competitive bids, and reject

the bid that was deemed non-competitive, and was seconded by Councilman Cloward. The motion passed unanimously, with Councilmen Busenbark, Cloward and Aland, and White voting aye.

d. AYSO Agreement

City Attorney, Grant Charles presented a proposed transfer agreement between Roosevelt City and AYSO Soccer. Mr. Charles explained that the agreement would allow AYSO to transfer ownership of two soccer goals to the City, so that other clubs could also make use of the goals. The agreement would put maintenance responsibility on Roosevelt City, and therefore included a \$3.00 fee be assessed per player for teams who book the field, to fund the ongoing maintenance of the goals. Mayor Bird suggested removing the language regarding the fee, unless it was something that AYSO was requiring, saying that maintenance fees could be worked into use agreements instead. Mr. Charles responded that he saw no advantage in removing the language and believe that it would protect the City if the AYSO club became active in Roosevelt again. Mayor Bird then asked if \$3.00 per player would be sufficient to cover the maintenance. Recreation Director, Brent Fenn then addressed the council and confirmed that based on previous participation, he believed the fee was adequate. Councilman Busenbark motioned to approve the agreement and was seconded by Councilman Aland. The motion passed unanimously, with Councilmen Busenbark, Cloward and Aland, and White voting aye.

e. Fireworks Contract

Mayor JR Bird discussed the contract for fireworks and entertainment for this year's July 4th celebration at Constitution Park. Mayor Bird stated that the specifics of the entertainment had not been negotiated, but that it would include fireworks, sound, and a headliner. Mayor Bird then asked the Council to approve spending for the July 4th event not to exceed \$21,000 so the negotiations and planning could proceed. Councilman Busenbark motioned to approve spending for the July 4th event not to exceed \$21,000 and was seconded by Councilman White. The motion passed unanimously, with Councilmen Busenbark, Cloward and Aland, and White voting aye.

f. Altamont Energy Temporary Lease Agreement -*Josh*

City Manager, Joshua Bake presented the Council with a request to approve and sign an agreement between Roosevelt City and Altamont Energy granting them a temporary easement (6 months) through the property that will be used for the gun range. Mr. Bake explained that there was language in the agreement ensuring that Roosevelt City would have road access during the contract period so that gun range construction would not be impeded. Councilman Busenbark motioned to approve the agreement and was seconded by Councilman Cloward. The motion passed unanimously, with Councilmen Busenbark, Cloward and Aland, and White voting aye.

g. Jones and DeMille Contract Approval-*J&D*

Jeff Baker of Jones and DeMille addressed the Council with the request that they approve engineering contracts for the Constitution Park Sports Complex and the Rough Rider Shooting Complex. Mr. Baker explained that the quote for services for the Sports Complex had gone from \$17,000 to \$19,200. Mayor Bird asked if J&D had received the MOU from Ballard City regarding the Shooting Complex and Mr. Baker indicated that he would follow up with Ballard City so that work could begin as soon as weather conditions allowed. Councilman Busenbark motioned to approve the Constitution Park Sports Complex Contract and

was seconded by Councilman Cloward. The motion passed unanimously, with Councilmen Busenbark, Cloward and Aland, and White voting aye. Councilman Aland motioned to approve the Rough Rider Shooting Complex contract and was seconded by Councilman Busenbark. The motion passed unanimously, with Councilmen Busenbark, Cloward and Aland, and White voting aye.

h. Page Bench Tank/Waterline Replacement

Water Source Director, Ryan Clayburn addressed the Council regarding the Page Bench Tank Project. Mr. Clayburn explained that City staff had worked with the engineers to come up with four (4) options for bypassing the old tank, which would remove points from the IPS score on the City's water system.

-Option A: connect into an existing line

-Option B: Create a new line (this would cost more and require easements)

-Option C: Tie on to Cedar View line and pay a wheeling fee

-Option D: replace the line that has points against it (pressure would still be an issue)

The Council discussed the options presented and Mayor Bird expressed that he was concerned about the wheeling fee estimate that Cedar View had provided, as it was more than double what Roosevelt City charges for this sort of thing. Mayor Bird indicated that he would prefer the City build a whole new line (option D) instead of paying a wheeling fee. Mr. Clayburn told the Council that the staff and engineer recommendation would be to pursue option A, with the only downside being that a little less money would be available for the trans-site line replacement project. Councilman Busenbark motioned to approve moving forward with option A and was seconded by Councilman Cloward. The motion passed unanimously, with Councilmen Busenbark, Cloward and Aland, and White voting aye.

i. CIB Priority List -*Josh*

City Manager, Joshua Bake presented the CIB one (1) and two-to-five (2-5) year City project priority list to the Council for their approval, so the one-year list could be submitted to CIB. Mr. Bake presented the following one-year list:

1. Street Reconstruction
2. Secondary Water
3. Cemetery Expansion with Building
4. Water Line Construction
5. Sewer Line Construction
6. Airport Facility Upgrades

Mr. Bake then explained that only the one-year list was required by CIB, but that the two-to-five-year list would be subject to change but was still recommended as a planning tool. Items on the two-to-five-year list included storm drain improvements, automatic utility reading equipment, and irrigation system upgrades. Councilman Busenbark motioned to approve the one-year list as presented and was seconded by Councilman Cloward. The motion passed unanimously, with Councilmen Busenbark, Cloward and Aland, and White voting aye.

9. Discussion Items

a. Surplus Resolution

City Manager, Joshua Bake informed the Council that he would be coming before them in the future to recommend changes to the Procurement Policy resolution. Specifically relating to the prohibition on staff “benefitting from surplus” which has the effect of barring staff from participating in bidding on surplus items. The rule in place also prevents Roosevelt City Police officers who work with K9s from adopting their dog once it’s retired. Mr. Bake expressed that he did not agree with this policy and was working on drafting changes to bring before the Council.

b. Fee Schedule

City Manager, Joshua Bake provided the Council with an update on proposed fee schedule changes that had gone before them during previous meetings. Mr. Bake told the Council that the proposed Golf Course fee amendments had gone before the Golf Course Advisory Committee for review and that they had voted on the recommendation to approve the fee changes. Following Mr. Bake’s update, Aquatic Center Manager, Edwin Butterfield discussed his proposed fee changes with the Council and was given the direction to limit the facility rental rates to two flat rates that would cover staffing requirements without having to count every patron in a party. Councilman Busenbark inquired about in-city vs out-of-city rates and Mr. Butterfield responded that his proposed fee changes still only had one rate for all patrons. The potential of setting a rate then offering city residents a discount was discussed.

10. Purchase Orders & Financial Review

Seeing no questions or concerns with the purchase orders as presented Councilman Busenbark motioned to approve the purchase orders and was seconded by Councilman Cloward. The motion passed unanimously, with Councilmen Busenbark, Cloward and Aland, and White voting aye.

11. City Manager Report

City Manager, Joshua Bake provided the following updates:

- Roosevelt City is no longer considering a budget for the Interfaith Advisory Committee, so it would not be on future agendas.
- Roosevelt City met with K&K Sanitation and is working on negotiating terms. The City submitted changes to the agreement it would like to see, and K&K has until March 21, 2023, to respond.

12. Committee Reports

Councilman Busenbark updated the Council on the status of the Interfaith Advisory Committee and explained that they had elected a secretary, president and vice-president and have a good plan of how to move forward.

Councilman Cloward updated the Council on an upcoming Arts, Parks and Recreation event, the Spring Fling, which will be happening at the Crossroads Sr. Center on April 15, 2023.

Councilman White provided reminded the Council that the Utah League of Cities and Towns conference in St. George was coming up and that the Council should plan on attending, if possible.

13. Items for Future Discussion

No items for future discussion were noted.

14. Closed Session as for the purposes listed in Utah Code 52-4-205(1)(d)

No closed session was held during this meeting.

15. Adjourn Councilman Busenbark motioned to adjourn the March 7, 2023 meeting of the Roosevelt City Council at 7:39 p.m. The motion passed unanimously, and the meeting was adjourned.