

**MINUTES OF THE REGULAR MEETING OF THE MAYOR AND TOWN COUNCIL
CENTRAL VALLEY TOWN, SEVIER COUNTY, UTAH
December 19, 2024**

A regular meeting of the mayor and town council of Central Valley Town was held on Thursday, December 19, 2024, at the Central Valley Town Hall, 50 West Center Street, Central Valley, Utah at the hour of 7:00 pm after due and timely notice had been provided pursuant to Section 52-4-2, UCA, 1953 as amended.

Mayor & Councilmembers Present:

Mayor: Gary Barney

Council members: David Nielson, Susan Outzen, Charles Evans, Kody Winkel

Staff Members Present:

Town Clerk: Emma Jo Cadwalader

Public Present:

Joshua Christner

1. Meeting Called to Order:

Mayor Barney welcomed everyone to the December 19, 2024, town council meeting. He led the Pledge of Allegiance and Charles Evans gave the invocation.

2. Designation and Approval of Town Attorney: Mayor Barney said this procedure is done approximately every December. We have been unable to reach the prior legal counsel since November 12. They were going to write a couple of letters, and we don't know if this has been done or not. We don't know where we are with our underground water because he has failed to perform or communicate in a timely manner, it is necessary to look at other options. Marcus Taylor has agreed to take on the underground water for the town. Joshua Christner, Deputy County attorney for Sevier County and recently appointed Legal counsel for Elsinore Town presented to the council. He has mostly been working on land use issues with Elsinore. He recently spoke with Marcus about the underground water project.

Background questions were fielded by the council. After discussion, Susan Outzen made a motion to draft a contract to designate Josh Christner as Central Valley Town attorney. Kody Winkel seconded the motion. Voting: David Nielson voted yes; Susan Outzen voted yes; Charles Evans voted yes; Kody Winkel voted yes. Motion carried. Motion to approve Josh Christner as Central Valley Town was approved.

3. Review & Approve: Minutes of town council meeting of November 21, 2024

Susan Outzen made a motion to approve the minutes as written. Seconded by Charles Evans. Voting: David Nielson voted yes; Susan Outzen voted yes; Charles Evans voted yes; Kody Winkel voted yes. Motion carried. Minutes from November 21, 2024, town council meeting was approved.

4. Review & Approve: Monthly Expenditures November 2024

Monthly expenditures were reviewed by the council for November 21, 2024. Susan Outzen noted there were missing entries on the Monthly Operational Budget Analysis. Central

Valley Town Clerk, Emma Jo Cadwalader explained that these were most likely a result of not having the correct data collection information in the Pelorus system used to generate the report. She will set up a time to review the process with a Pelorus representative and get the correct information input into the system. Bank reconciliation and PTIF reconciliation were accurate. The Monthly Operating Budget will be brought to town council on a monthly, rather than quarterly basis. David noted that the current road loan should be paid off prior to the new grant being made. David Nielson made a motion to approve the monthly expenditures for November 2024 on an "as is" basis, with corrections to the Monthly Operational Budget Analysis to be included in the next town council meeting. Susan Outzen seconded the motion. Voting: David Nielson voted yes; Susan Outzen voted yes; Charles Evans voted yes; Kody Winkel voted yes. Motion carried. The monthly expenditures from the for November 2024 were approved on an "as is" basis, with corrections to the Monthly Operational Budget Analysis to be included in the next town council meeting.

5. Department and Council Member Reports:

Councilmember Kody Winkel said he had nothing new to report.

Councilmember Charles Evans reported that they have been doing work at the chlorination building. He noted that two chlorination pipes were plugged, possibly resulting in backflow from the North and South springs. That has been resolved. He performed a water sample today and north was 0.6, but everything else was 0.2. He plans to recheck next week, hopefully enabling him to decrease the North and South springs. Meters are scheduled to be read on 12/26/24. Emma Jo has talked with the Master Meter technician and the meters should be ok now. The tanks are now filling properly. When they drop 2 points, the pump kicks in.

Councilmember David Nielson said Joey called him prior to leaving and told him about a couple of issues that he has taken care of. Charlie has installed new blades on the plow. David has been working on the pressure washer and installed a new connector and replaced fittings. He reported we were successful at the CIB meeting but will still need to go up for funding.

Councilmember Susan Outzen reported that Planning & Zoning is now updating the Land Use Ordinance. Their next meeting is scheduled for 1/6/25. David asked for clarification regarding the Larsen property. He wondered if they chose to sell the lot in question, what would prevent them from seeking a variance. Susan explained that if you create your own problem, you cannot seek a variance to resolve it. She cited a couple of instances in the past where that was an issue. Mayor Barney said that right now we don't have to deal with it. Susan said he could combine both lots as one. Prior to building the wall, he would have been able to qualify as a "pre-approved lot" but with the new ordinance in effect, that is no longer the situation.

Mayor Barney reported that he had met with Trent Brown from Sunrise today on Landslide Road. They would like to close it and pay off Silver Spur. There are still several issues that need to be taken care of. The culvert to the tanks needs to be replaced. When Charlie was putting locks on, he noticed that they were 1" lines (rather than ¾" as usual). This results in

an extra 1K that Anderson needs to pay the town. January town council will be cancelled and a holiday party will be held on either 1/13/25 or 1/16/25. Details will be forthcoming. He noted that we are still waiting for the state required Code of Ethics to be signed by each council member and offered to meet with those individuals who have failed to comply personally. A work meeting was held with the county commissioners about the bike path. The bike path will run along the south side of Sevier River Road toward Annabella. The county has absolute responsibility for maintenance and upkeep of the path and a written agreement will be recorded. If repairs are necessary when we run lines, we will be responsible for materials only. Construction of the bike path will run simultaneously with Sevier River Road reconstruction.

6. Review, Discuss & Approve: Engineering costs for subdivision approvals

If Planning & Zoning approves a subdivision, then it goes to Jones & DeMille. We then must approve what Jones & DeMille charges us. Dave wondered about the possibility of the developer having their own engineer. This would not be acceptable, due to a conflict of interest. Susan Outzen made a motion to approve the variable cost of the subdivider's engineering to be paid to Central Valley Town and Central Valley Town will then pay Jones & DeMille the amount specific to that subdivision. Motion to approve payment of engineering costs for subdivision approvals seconded by David Nielson. Voting: David Nielson voted yes; Susan Outzen voted yes; Charles Evans voted no; Kody Winkel voted yes. Motion carried.

7. Review, Discuss & Approve: Participation commitment in the Cooperative Wildfire System with the State of Utah's Division of Forestry.

Mayor Barney stated that this is something that we have had for years. Different parts of town require mowing weeds, cleaning and clearing of the area (like in the springs area). Right now everything is cleaned along Landslide Road. We need to practice fire prevention and keep doing that. Otherwise, if there was a forest fire that came into town, we would have to fund the cost of ariel drop or whatever happened. We need to prove this and continue to clean up. Charlie clarified that this is a yearly process. Charles Evans made a motion to approve the Utah Division of Forestry Wildfire System Cooperative Agreement. Susan seconded the motion. Voting: David Nielson voted yes; Susan Outzen voted yes; Charles Evans voted yes; Kody Winkel voted yes. Motion carried.

8. Review, Discuss & Approve: Results of the Kimball & Roberts audit – Certified Financial Statement and Agreed Upon Procedures

Town Clerk, Emma Jo Cadwalader explained that the results were favorable, with only the overage in the General Fund of 11,136 needing to be transferred to the Capital Projects Fund. David Nielson motioned that the Results of the Kimball & Roberts audit – Certified Financial Statement and Agreed Upon Procedures be approved and the money transferred as recommended. Seconded by Susan Outzen. Voting: David Nielson voted yes; Susan Outzen voted yes; Charles Evans voted yes; Kody Winkel voted yes. Motion carried. The overage in the General Fund of 11,136 will be transferred to the Capital Projects Fund.

9. Review, & Discuss: Fraud Risk Assessment

The assessment was completed earlier in the year, but in compliance with state requirements needed to be presented to the council. This has been completed and uploaded to the state auditor website. No Questions.

10. Review, & Discuss: Maintenance position vacancy

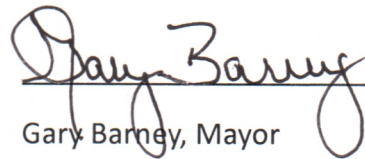
Mayor Barney, Charlie and Kody will cover the interim. There have been several volunteers from the community offer to assist. Mayor Barney said it would be advisable to fill the position by February (before the water conference in St. George) so that if certifications need to be met this could be accomplished in conjunction with the conference. Charlie noted that both Backflow and Water certification are available in conjunction with the conference. Mayor Barney favored a salaried position. Susan wondered if we were comparable in pay scale with other towns in the area. David stated he felt frustration with the vacancy. The reason for Joey leaving was unclear. Possible reasons were his fear of not getting enough hours or possibly family circumstances. David expressed a need to have the position re-identified with clarity of what is involved with the position. Scott Thomsen said his certifications were current so we would be in compliance with state requirements. David recommended we start the recruiting process immediately. Mayor Barney said we would proceed right after the first of the year. The selected individual will need to have a CDL, backhoe experience as well as splash pad knowledge/certifications. Other alternatives, such as having a part-time helper during the summer months, were discussed. The frustrations and challenges of the splash pad were expressed. It was suggested that we consider taking out the splash pad altogether. Procedures will be taken to accomplish a replacement soon.

11. Adjournment

Susan Outzen made a motion to adjourn at 8:11 pm. Seconded by Charlie. Voting: David Nielson voted yes; Susan Outzen voted yes; Charles Evans voted yes; Kody Winkel voted yes. Motion carried. The Central Valley town council will adjourn until the next scheduled meeting on February 19, 2025.

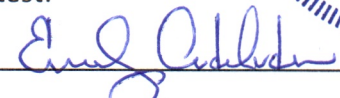
Minutes by Central Valley Town Clerk, Emma Jo Cadwalader





Gary Barney, Mayor

Attest:



Emma Jo Cadwalader, Town Clerk

VOTING: (circle one)

DAVID NIELSON		SUSAN OUTZEN		CHARLES EVANS		KODY WINKEL	
<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> YES	<input type="radio"/> NO	<input checked="" type="radio"/> YES	<input type="radio"/> NO