# MINUTES OF REGULAR CITY COUNCIL MEETING

6:30 P.M. COUNCIL MEETING

February 11, 2025

**Council Present:** Larry Dye, Christina Gordon, Michael “Chipper” Fenn, Wilford Conetah, Herald Crapo

**Absent:**

**Mayor Present**: Kathleen Cooper

**Recorder Present:** Carrie Boren

**Visitors:** Alan Allred, Sam Davis, Greg Williams, Cameron Olsen

**PUBLIC HEARING-MYTON CITY FEE SCHEDULE FOR RECONNECT FEES ON WATER METER SHUT OFF FOR THREE YEARS OR LONGER, UTILTY DEPOSIT FEES, AND COMMERCIAL BILLING OF MULIPLE GARBAGE CANS.**

Public Hearing started at 6:30 p.m.

Mayor Cooper stated that we will start the public hearing for the fee schedule. Alan Allred stated that there is a discrepancy in our policy and our fee schedule for the reconnect fee for a meter that has not been used for three years or more. He said the policy states that after three years the reconnection fee should be the same as a new connection which is $1800.00, and the fee schedule says the fee is $200.00 so we need to update the fee schedule, or the policy needs changed. Larry Dye stated he thinks we need to change the policy. There was a discussion about the connections and where the water goes, how we just purchased more water but right now the oilfield is purchasing the water until we need it for future water users. They discussed how if the customer has paid for the connection once we shouldn’t charge them full price again when the meter and everything is there. Alan Allred explained that most of these connections are off for a very long time and they usually have to replace most if not all of the parts. It was decided that we need to update the policy to match the fee schedule but it they should have to pay for any parts needed as well. Carrie Boren stated there are billing issues with our commercial garbage can fees, some are being billed differently for the cans. It was asked that we find out more information on how many accounts are affected and we would discuss this at a later date. Carrie Boren also stated that our policy states that the utility deposit for new customers is two months of services which is different depending on the size of the water connection and the garbage service they choose. The fee schedule states the deposit is $159.00. She thinks the fee schedule should change from the dollar amount to two months of services. Mayor Cooper stated if there was no further discussion or public meeting, we would close the hearing.

Public Hearing ended at 6:51 p.m.

**PUBLIC HEARING-OPENING AND AMENDING THE 2024-2025 BUDGET**

Public Hearing started at 6:51 p.m.

Mayor Cooper stated that we will start the public hearing for opening and amending the 2024-2025 budget. Carrie Boren, the reason for opening and amending the budget is because council has approved some purchases and repairs that weren’t accounted for in the original budget, but changes can’t be made to the budget without holding a public hearing and council’s approval. Mayor Cooper stated we thought we would be ready to present that tonight but after reviewing the budget there are some other changes that need to be made. Mayor Cooper stated since we don’t have all the figures ready, we will close this hearing and hold another one next month.

Public Hearing ended at 7:01 p.m.

The meeting was called to order at 7:01 p.m.

**MOTION: CHRISTINA GORDON MOTIONED TO APPROVE JANUARY 14, 2025; MINUTES AS READ WITH THE SPELLING ERROR CHANGE. MICHAEL FENN SECONDED. LARRY DYE VOTED AYE. HERALD CRAPO VOTED AYE. WILFORD CONETAH VOTED AYE. MICHAEL FENN VOTED AYE. CHRISTINA GORDON VOTED AYE. THE MOTION CARRIED.**

# PUBLIC COMMENT

No public comment.

# DISCUSSION AND ACTION ON RESOLUTION 02112025-001 AMENDING THE MYTON CITY FEE SCHEDULE

There was a discussion about the changes to the reconnect fee after three years to $200.00 plus parts and labor and to change the new customer deposit from the dollar amount of $159.00 to two months of service.

**MOTION: LARRY DYE MOTIONED TO ACCEPT THE CHANGES TO THE MYTON CITY FEE SCHEDULE AS DISCUSSED. WILFORD CONETAH SECONDED. WILFORD CONETAH VOTED AYE. CHRISTINA GORDON VOTED AYE. HERALD CRAPO VOTED AYE. LARRY DYE VOTED AYE. MICHAEL FENN VOTED AYE. THE MOTION PASSES UNANIMOUSLY.**

**APPOINTMENT OF SHELLY FENN TO THE MCHA BOARD**

Mayor Cooper stated that Kim Harding the MCHA Board Chair has asked that they appoint Shelly Fenn to the MCHA Board because one of the members has resigned. Mayor Cooper asked if there was any discussion, since seeing none she would entertain a motion.

**MOTION: WILFORD CONETAH MOTIONED TO APPOINT SHELLY FENN TO THE MCHA BOARD. MICHAEL FENN SECONDED. LARRY DYE VOTED AYE. HERALD CRAPO VOTED AYE. WILFORD CONETAH VOTED AYE. MICHAEL FENN VOTED AYE. CHRISTINA GORDON VOTED AYE. THE MOTION PASSES UNANIMOULSY.**

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# AYCOCK & MILES-PRESENTATION OF FISCAL YEAR END 2024 AUDIT

Cameron Olsen stated they finished the fiscal year end audit for 2024. Things look really good. He reviewed the audit numbers, the revenues and expenditures for each fund. The amounts of delinquent accounts is continuing to decline. There were a couple of findings one was we need to remember the debt service fund when opening and amending the budgets and that the meeting minutes were not uploaded to the Public Notice Website. Carrie Boren explained those minutes were late because that is when she was sick.

**MOTION: MICHAEL FENN MOTIONED TO ACCEPT THE 2024 YEAR END AUDIT AS PRESENTED. LARRY DYE SECONDED. LARRY DYE VOTED AYE. HERALD CRAPO VOTED AYE. WILFORD CONETAH VOTED AYE. MICHAEL FENN VOTED AYE. CHRISTINA GORDON VOTED AYE. THE MOTION PASSES UNANIMOULSY.**

**J-U-B ENGINEERING-MAIN STREET PROJECT UPDATE**

Greg Williams stated he wanted to give an update on the main street project. We only had one company place a bid for the water line project. Their bid was under budget, so does leave some money left over for any incidentals. Mayor Cooper asked who the company was. Greg replied it was Patriot Precision out of Lapoint. They had very good references, so J-U-B is recommending the council award them the contract and approve a contract agreement and a notice to proceed.

**MOTION: MICHAEL FENN MOTIONED TO ACCEPT THE NOTICE OF AWARD WITH THE CONTINGIENCY’S. LARRY DYE SECONDED. LARRY DYE VOTED AYE. HERALD CRAPO VOTED AYE. WILFORD CONETAH VOTED AYE. MICHAEL FENN VOTED AYE. CHRISTINA GORDON VOTED AYE. THE MOTION PASSES UNANIMOULSY.**

**MOTION: WILFORD CONETAH MOTIONED TO APPROVE THE CONTRACT AGREEMENT AND THE NOTICE TO PROCEED. MICHAEL FENN SECONDED. LARRY DYE VOTED AYE. HERALD CRAPO VOTED AYE. WILFORD CONETAH VOTED AYE. MICHAEL FENN VOTED AYE. CHRISTINA GORDON VOTED AYE. THE MOTION PASSES UNANIMOULSY.**

**CEMETARY ORDINANCE CHAPTER 96 96.07**

Alan Allred stated that we need clarification on the cemetery ordinance on what can be buried in each plot. Right now, there is no ordinance on this issue and what we would like to see done is that each plot could only hold one body or two cremation urns. There was discussion about what other cemetery’s do if ashes are buried first, they would have to be exhumed to bury a body in the plot and what should be included in the ordinance. It was decided the whole ordinance needs to be updated.

**DISCUSSION AND ACTION ON AMENDING THE 2024-2025 BUDGET**

No Action Taken.

**DISCUSSION AND ACTION ON FRAUD RISK ASSESSMENT**

Carrie Boren presented and reviewed the answers and score sheet on the Fraud Risk Assessment for the Utah Auditor’s Office.

**MOTION: HERALD CRAPO MOTIONED TO ACCEPT THE FRAUD RISK ASSESSMENT WITH THE CHANGES. WILFORD CONETAH SECONDED. LARRY DYE VOTED AYE. HERALD CRAPO VOTED AYE. WILFORD CONETAH VOTED AYE. MICHAEL FENN VOTED AYE. CHRISTINA GORDON VOTED AYE. THE MOTION PASSES UNANIMOULSY.**

# CITY DEPARTMENTAL REPORTS ON LAST MONTH’S ACTIVITIES

**Carrie Boren:** Carrie Boren stated that at the last meeting we discussed the need to update the banking information. The council asked that I do some research on the different bank’s fees and services. So, in the packets this information from each bank is in there. The council wants to review this information and bring it back to the next meeting.

**Alan Allred:** Alan Allred stated there is an old willow tree down in old town that needs to be cut down. It is split right down the middle but it is on private property. He suggests we contact Kim Harding and see if Moon Lake will pay for it since it is in the power lines. Council wants us to talk with the city attorney about the best way to handle the situation. Alan Allred also gave an update on the water leak on highway 40.

**Sam Davis:** Sam Davis stated that the repairs on the fire truck that is being repaired in the city are going to cost more than anticipated. The total repairs are going to cost $28,639.40.

**MOTION: WILFORD CONETAH MOTIONED TO PAY FOR THE REPAIRS ON THE FIRE TRUCK. HERALD CRAPO SECONDED. LARRY DYE VOTED AYE. HERALD CRAPO VOTED AYE. CHRITSINA GORDON VOTED AYE. WILFORD CONETAH VOTED AYE. MICHAEL FENN VOTED AYE. THE MOTION PASSES UNANIMOUSLY.**

# CLOSED EXECUTIVE SESSION – 52-4-205(C) AND (D)(II) STRATEGY SESSION TO DISCUSS PENDING, REASONABLY IMMINENT AND ONGOING LITIGATION, WATER RIGHTS OR SHARES

# CLOSED EXECUTIVE SESSION – 52-4-205 (1)(A) – DISCUSSION OF THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL(S)

**MOTION: CHRISTINA GORDON MOTIONED TO ENTER INTO EXECUTIVE SESSION. CHRISTINA GORDON SECONDED. LARRY DYE VOTED AYE. HERALD CRAPO VOTED AYE. CHRITSINA GORDON VOTED AYE. WILFORD CONETAH VOTED AYE. MICHAEL FENN VOTED AYE. THE MOTION CARRIED.**

**MOTION: HERALD CRAPO MOTIONED TO CLOSE EXECTUIVE SESSION. WILFORD CONETAH SECONDED. LARRY DYE VOTED AYE. HERALD CRAPO VOTED AYE. WILFORD CONETAH VOTED AYE. MICHAEL FENN VOTED AYE. CHRISTINA GORDON VOTED AYE. THE MOTION CARRIED.**

**MOTION: HERALD CRAPO MOTIONED TO HIRE SAM DAVIS AS A FULL TIME BENEFITTED EMPLOYEE. MICHAEL FENN SECONDED. LARRY DYE VOTED AYE. HERALD CRAPO VOTED AYE. WILFORD CONETAH VOTED AYE. MICHAEL FENN VOTED AYE. CHRISTINA GORDON VOTED AYE. THE MOTION PASSES UNANINMOUSLY.**

# ADJOURNMENT

There was no further business to discuss. Council adjourned at 8:20 P.M.