

Daniel Town Council Meeting

**Monday, September 9, 2024 at 6:00 PM
Wasatch County Services Building, Conference B,
55 South 500 East, Heber City, UT**

Meeting Minutes

Quorum Present: Mayor Scott Kohler, Council members Jon Blotter, Robyn Pearson, Gary Walton, and Eric Bennett. Also present were, Planner Eric Bunker, and Clerk/Recorder Kim Crittenden to take minutes.

Members of the Public: Heber Taylor, Jason Stewart, Sherri Price, Matt Laurendeau, Lynn Fautin, Jim and Laurie Gagan

Mayor Kohler called the meeting to order at 6:00pm

1) **Public Comment: (please limit to 2 minutes per person)**

Jason Stewart spoke to an ongoing issue with trailers being lived in and other potentially illegal activities behind a home on Little Sweden. He asked the Council and Town Planner about an ongoing investigation into the matter and expressed frustration about how many months he had been trying to get this addressed.

2) **Public Hearing for Town of Daniel Zone Map**

Council Member Blotter made a motion to open the public hearing. Council Member Bennett seconded the motion. The vote was Blotter yes, Walton yes, Pearson yes, Kohler yes, and, Bennett yes. The motion passed.

Copies were distributed and a larger map was displayed. It was noted that no zoning had changed aside from some that had previously been re-zoned in the Commercial Zone

Council Member Blotter made a motion to close the public hearing. Council Member Walton seconded the motion. The vote was Walton yes, Pearson yes, Kohler yes, and, Bennett yes. The motion passed.

3) **DO-2024.09.09 Possible Adoption of Town of Daniel Zone Map.**

Council Member Blotter made a motion to approve DO-2024.09.09. Council Member Walton seconded the motion. The vote was Blotter yes, Walton yes, Pearson yes, Kohler yes, and, Bennett yes. The ordinance passed.

4) **Discussion of Contracting of Professional Services of New Engineering Firm**

Mayor Kohler updated the Town Council on the necessity to find a new engineering firm for the Town since Ardurra was terminating their contract for services shortly and Ryan Taylor was leaving Ardurra. He stated that a new engineering firm would need to be engaged by September 19, 2024. It was noted that Ardurra would no longer be assisting municipalities.

A month-to-month service agreement for the services from Jones and DeMille was presented and Matt Laurendaeau made himself available to questions. He stated that they have 10 offices

across the State and had been awarded a preliminary contract for Wasatch County, but were currently under the same type of Service Agreement. The Service Contract was reviewed by the Town Council. Council Member Pearson expressed concern that this contract had not gone out for an RFP and it was reiterated that time constraints had not allowed this to happen yet, however it certainly could happen in the future since this was a month-to-month contract. Council Member Blotter also expressed concerns. Council Member Walton agreed on the sense of urgency.

Mr. Laurendeau stated that he would be the primary contact and that he was currently working out of their Springville office, but that they were up in Heber at least weekly. He further stated that this was a service contract that would be billed on a per-project basis and each of these would need to be approved prior to any work being done.

After going over the service agreement, the Town Council asked a few other questions and moved on to approving the Contract for Service Agreement.

5) DR-2024.09.09 Contract for Service Agreement for Engineering Services

Mayor Kohler read DR-2024.09.09 into the record.

Council Member Blotter made a motion to approve DR-2024.09.09. Council Member Walton seconded the motion. The vote was Blotter yes, Walton yes, Pearson yes, Kohler yes, and, Bennett yes. The resolution passed.

6) Road Repairs Update

Mayor Kohler updated the Council on a multicounty contract that the Town had joined in to have crack-seal and the other most critical repairs done in the Town. He stated these repairs would be taking place in the next few weeks and most of the funding had come from B&C road funds that the Town had been putting away the last few years. It was noted that Planner Bunker had spray-painted all of the roads to be repaired. It was also noted that some additional striping would happen as well.

7) Discussion and/or Action to Lift or Extend Moratorium of New Building Permits

It was asked why it would be a good time to lift the moratorium of new building permits and it was noted that the Smith Garage litigation had concluded and the adoption of the Zoning Map would prevent the need for this in the future.

Council Member Bennett made a motion to lift the Moratorium of New Building Permits. Council Member Blotter seconded the motion. The vote was Blotter yes, Walton no, Pearson yes, Kohler yes, and, Bennett yes. The motion passed.

8) Business License Renewals
a. Pretzel Company

Mayor Kohler read the application into the record and asked the Town Council to consider a renewal application for the home-based business, Timp View Consultants, which had been left off of the Planning Commission agenda last month. It was stated that there had been no complaints about either business.

Council Member Bennett made a motion to approve the Business License Renewals for Pretzel Company and Timp View Consulting. Council Member Blotter seconded the motion. The vote was Blotter yes, Walton yes, Pearson yes, Kohler yes, and, Bennett yes. The motion passed.

9) Council Report

Council Member Pearson discussed the continued lack of water storage for the Storm Haven water system and his talks with Staker-Parsons about their offer to donate \$200,000 in land to the Town to hold a water tank. He stated that they would need Town assurance that there would be a tax benefit provided. He further stated that he had been in talks with the State Division of Drinking Water and that this shows up as a "grant match" on the Town's books.

Council Member Walton thanked Council Member Pearson for his efforts and then expressed concern about increased truck traffic throughout the Town.

Mayor Kohler updated the Council on the efforts during the 9/11 Day of Service to haul out, chip, and stack wood for the use of residents in Storm Haven. He stated that it took about two hours and had been a great success.

10) Engineer Report/Updates

Mr. Laurendeau took a few more minutes to answer questions and explain about the work they are doing in other small municipalities.

11) Planner Report

Planner Bunker presented his monthly report. He then asked whether the Town Council was interested in supplying water to a property on the Charleston side of 3000 South and HWY 89 for a Holiday Oil Gas Station. There was no interest expressed.

12) Storm Haven and Daniel Water System Report/Update

The need for fencing for the water systems was again discussed, however, it was noted that the requirements were just for a chain link 6ft fence. Planner Bunker stated that he has taken over sampling from Amelia at Ardurra. He stated that he had to now test/report 3 times per week per new State requirements. He further stated that they had completed one of the two sanitary surveys. It was reported that there was no overflow in the ditch.

13) Recorder's Office: Warrants approval, Announcements, etc.

The warrants were reviewed. The bond payment for the Daniel System was on the noted.

Council Member Blotter made a motion to approve the warrants. Council Member Bennett seconded the motion. The vote was Blotter yes, Walton yes, Pearson yes, Kohler yes, and, Bennett yes. The motion passed.

14) Approval of Meeting Minutes for August 5, 2024

Council Member Pearson made a motion to approve the July 1, 2024 minutes and to continue the August 5, 2024 minutes. Council Member Bennett seconded the motion. The vote was Blotter abstain, Walton yes, Pearson yes, Kohler yes, and, Bennett yes. The motion passed.

15) Adjourn

Council Member Blotter made a motion to adjourn. Council Member Bennett seconded the motion. The vote was Blotter yes, Walton yes, Pearson yes, Kohler yes, and, Bennett yes. The motion passed.

The meeting ended at 7:36

Kim Crittenden
Clerk/Recorder

Approved October 7, 2024