

DANIEL TOWN COUNCIL SPECIAL MEETING
Wednesday, December 23, 2024 at 6:00 PM
Wasatch County Services Building, Conference Room B
55 South 500 East, Heber City, Utah

Quorum Present: Mayor Scott Kohler, Council members Jon Blotter and Gary Walton, and Planner Eric Bunker.

No members of the public were in attendance.

Mayor Kohler called the meeting to order at 6:12 PM

1) Public Comment: (please limit to 2 minutes per person) There were none.

2) Public Hearing DO 2024.12.23 Town of Daniel Adoption of State Mandated Subdivision Ordinance

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

Mayor Kohler stated each Council member had a copy of the ordinance in their packet, and that questions could be directed to Planner Bunker.

Mr. Bunker stated the State of Utah decided to get involved in subdivisions because they were taking too long. They have passed new rules to be adopted in all municipalities statewide. Therefore, Senate Bill 172 and House Bill 476 require adoption. The current system allowed for two reviews, one at the beginning of a subdivision and one at the end. The new rules state you elect one or the other, only one review. Planner Bunker instructed the Town attorney to draft the ordinance with a review at the end of the process so that additions can be made at the time of final review. The ALUA, Administrative Land Use Authority, for Daniel is the engineer. Because of the departure of Ardurra for engineering needs of Daniel, attorneys Smith & Hartvigsen became involved in preparing the ordinance. Mr. Bunker stated the adoption of the ordinance must be done by December 31, 2024. The League of Cities and Towns got involved knowing smaller municipalities don't have the resources available to fund this endeavor, and the State is providing a

maximum of \$125,000 to each municipality to use the necessary engineer to provide the review of subdivisions in the future. The attorneys at Smith & Hartvigsen have provided the language in the Ordinance for Daniel to remove involvement of the Town Council in the subdivision process. It was explained that the code changes do not affect specifications in the building of a project, but changes the review process of new subdivisions. Our current engineering firm, Jones & Demille, will provide the review.

Clerk/Recorder stated the redlined copy had been reviewed by the Planning Commission, after which they sent a recommendation to the Council for adoption of the ordinance. Planner Bunker stated the Geneva subdivision application was made to Daniel before this code change, and would therefore fall under the old rules.

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

3) Possible Adoption of DO 2024.12.23 Town of Daniel Adoption of State Mandated Subdivision Ordinance

Mayor Kohler read the Ordinance in its entirety into the record.

Council Member Blotter made a motion to adopt the Ordinance. Council Member Walton seconded the motion. The vote was Walton yes, Kohler yes, Blotter yes. The motion passed.

4) Public Hearing on DR 2024-12-23 Resolution to Move Previously Allocated ARPA Funds to the Daniel Municipal Fund and the Storm Haven Water Fund

Council Member Walton moved to open the public hearing to discuss possible adoption of the resolution. The motion was seconded by Council Member Blotter. The vote was Walton yes, Kohler yes, Blotter yes. The motion passed.

Mayor Kohler stated there was a total of \$127, 464 in ARPA money, the Council had voted to split the money in half between the Water Fund and the Road Fund.

The ARPA funds designated for roads have been spent, along with some State B&C Funds on the last Town road project. The \$63,732 in the Water Fund will be used for upgrades and repairs in the current water systems. Some of that money has been used, but the remainder must be under contract for future projects by December 31, 2024.

Council Member Walton clarified that a new chlorinator had already been purchased, and ARPA funds would be used after-the-fact toward that purchase. The clerk stated appropriate allocations of the monies would be made in the Town financial documents, as per instructions from CPA Ben Probst.

Council Member Blotter moved to close the public hearing. The motion was seconded by Council Member Walton. The vote was Walton yes, Kohler yes, Blotter yes. The motion passed.

5) Possible Adoption of DR 2024.12.23 Resolution to Move Previously Allocated ARPA Funds to the Daniel Municipal Water Fund and the Storm Haven Water Fund

Mayor Kohler read the Resolution into the record in its entirety.

Council Member Blotter made a motion to adopt the Resolution. The motion was seconded by Council Member Walton. The vote was Walton yes, Kohler yes, Blotter yes. The motion passed.

6) Possible Closed Session as Permitted b UCA 52-4-205. No closed session.

7) Adjourn

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

The meeting was adjourned at 7:43 PM.

Submitted by Lynne Shindurling
Deputy Clerk/Recorder