

**MINUTES OF THE
WASATCH COUNTY COUNCIL
JANUARY 3, 2024**

The Wasatch County Council met in regular session live and by Zoom at 4:00 p.m. and the following business was transacted.

PRESENT: Chair Spencer Park
Kendall Crittenden
Luke Searle
Karl McMillan
Mark Nelson
Erik Rowland via Zoom
Steve Farrell

STAFF: Dustin Grabau, Wasatch County Manager
Wendy McKnight, from the Clerk's Office
Heber Lefgren, the Assistant Wasatch County Manager
Mike Davis, the MIDA Coordinator
Scott Sweat, the Wasatch County Attorney
Rick Tatton, Court Reporter via Zoom
Doug Smith, the Wasatch County Planner via Zoom

PRAYER: Chair Spencer Park

PLEDGE OF ALLEGIANCE: Led by Councilman Kendall Crittenden and repeated by everyone.

Chair Spencer Park called the meeting to order at 4:00 p.m. on Wednesday, January 3, 2024 and indicated that all the Wasatch County Council are present with Councilman Erik Rowland via Zoom. The record should show also that the Wasatch County Council is meeting in the Wasatch County Council Chambers located in the Wasatch County Administration Building located at 25 North Main, Heber City, Utah 84032. Chair Spencer Park then called the first agenda item.

THE OPEN AND PUBLIC MEETING AFFIDAVIT

The Open and Public Meeting Affidavit was made a part of the file

ADMINISTRATIVE ISSUES FOR FUTURE MEETINGS

Chair Spencer Park asked if there are any administrative issues for future meetings. Dustin Grabau

indicated that next week at the Interlocal meeting one of the things that I was going to suggest that we talk about is the transit tax that has us partnership with the cities. Last year the State changed one of portions so that both the county and cities share those revenues and want to start the discussion with the cities about that process.

LEGISLATIVE ISSUES FOR FUTURE MEETINGS

Chair Spencer Park asked if there were any legislative issues for future meetings. Councilman Steve Farrell indicated that the DWR, Jason Vernon would like to come and be on the agenda for January 17, 2024 and he will have the PILT payment for Wasatch County. Also have we reached out to our legislators and are they coming. Dustin Grabau indicated that he hasn't heard back from them. Councilman Kendall Crittenden indicated that he received an e-mail on a legislative preview tomorrow at 7:00 p.m. at the Heber City Community Room. Senators and Representative will be there and I am sure that Representative Mike Kohler and Senator Winterton will be there. Councilman Kendall Crittenden indicated that Mayor Franco, through e-mail, indicated that they wanted to talk about some potential Olympic goals and don't know what that is all about and we should check if she still wants to put that on. Also Bob Allen has talked about doing a 2027 land development discussion about the Rural Planning Organization and I will call Bob and see if he wants to be on to discuss that.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Chair Spencer Park asked if there is any public comment on matters not on the agenda and there was none.

COUNCIL

APPROVAL OF DECEMBER 20, 2023 MINUTES

Councilman Luke Searle indicated that there is an adjustment on Page 11, it says Luke McMillan made the motion and Councilman Luke Searle seconded it and it should be Karl for the first one.

Councilman Luke Searle made a motion to approve the minutes for December 20, 2023 with the one corrections. Councilman Karl McMillan seconded the motion and the motion carries with the following vote:

AYE: Chair Spencer Park

AYE: Karl McMillan

AYE: Mark Nelson

AYE: Steve Farrell

AYE: Kendall Crittenden

AYE: Luke Searle

ABSTAIN: Councilman Erik Rowland via Zoom

NAY: None.

MIDA UPDATE

Mike Davis, MIDA Coordinator, addressed the Wasatch County Council and indicated that he has nothing today and indicated that he is not sure if this will be the last meeting for him or not. The Wasatch County Council thanked Mike Davis for a job well done and wished him the best on his retirement.

COUNCIL/BOARD REPORTS

Councilman Karl McMillan asked about the survey we did about the noise in Hideout. Did we ever send that to them or do anything with it? Councilman Luke Searle indicated that he passed it along to public works and received recommendations to consider re-striping and re-signing sections of Brown Canyon Road to narrow it and will move the engine brake restriction sign. They found that it was not a safe circumstance to restrict engine brakes but there could be some other traffic discussion but the re-striping was the first potential step. I am working with public works to get a cost estimate and will bring that back to you this summer. There is also the potential of lowering the speed limit on the road. Trucks going uphill are just as loud as the ones going downhill. It is not just the speed issue and found that twenty-five or thirty-five percent of the trucks weren't using engine brakes but the noise level on average is the same going up the hill versus downhill because how hard the engines are working in going up that hill.

Councilman Kendall Crittenden gave some senior citizen facts. They went on 123 activities and trips, served approximately 19, 600 meals, all the senior citizen staff is now CPR First Aide certified. The care giver and support groups are back to help those that might need that. New senior center board members have been installed. They made zero 911 calls from the center during the year so nobody had a problem. Approximately eleven thousand employee hours with 745 volunteer hours to keep the place going. The senior center is doing well and those who attend are enjoying it and is a great association going on there.

Chair Spencer Park indicated that at the first of the year we always list goals for things that we would like to accomplish this year. I can't think of anything but if the other Council Members have some please let us know.

Councilman Steve Farrell indicated that the Heber Valley Special Service District is having job interviews tomorrow. There are six applicants for the manager's position. Dave Rowley, is helping us and will be conducting the interviews and will have the employees committee sitting in and interviewing all six and will recommend two names to the entire board that will interview them and make the final selection. There is just one applicant who is working in the system. Also they

were going to make a formal request and their attorney was going to make a formal request to the County that we implement the industrial zone. Dustin Grabau indicated that we have talked about with the attorney's office but we haven't drafted anything yet and that is something that we can look into. Councilman Steve Farrell indicated that we would like to get that in place before we get more action taking place over there. That is just on the plant itself and not on the farm.

Councilman Erik Rowland via Zoom indicated that he has nothing.

Councilman Mark Nelson indicated that he just wanted to mention that he won't be here next Tuesday or Wednesday and will try to be on Zoom if possible.

MANAGER'S REPORT

CONSIDERATION OF REAPPOINTING A MEMBER OF THE PLANNING COMMISSION

Dustin Grabau indicated that this is a reappointment in that Commissioner Wendell Rigby has asked to be reappointed as an alternate member to the Planning Commission and would like to step down as active duty and we are recommending that he be reappointed to the Planning Commission but just as an alternate member of the Commission. To fill that regular position we already completed one interview and another interview for other applicants to fill the seat of a full member of the Planning Commission. Doug Smith, the Wasatch County Planner, indicated that applicants are still open and we leave them open all the time because we are always lacking members. If you do this with Commissioner Wendell Rigby and then we sit down and make Commissioner Doug Ironek a regular member and whoever will replace Commissioner Wendell Rigby will be a regular member and might still need one more person to have our seven regular members. Dustin Grabau replied that if you know someone who would be a good fit and is willing to serve on that Board. We try to have diverse representation from different areas of Wasatch County.

Councilman Steve Farrell that we approve the Wasatch County Manager's recommendation that we appoint Commissioner Wendell Rigby as an alternate in the Planning Commission Board. Councilman Karl McMillan seconded that motion and the motion carries with the following vote:

**AYE: Chair Spencer Park
AYE: Mark Nelson
AYE: Erik Rowland via Zoom
AYE: Steve Farrell
AYE: Kendall Crittenden
AYE: Luke Searle
AYE: Karl McMillan**

NAY: None.

CONSIDERATION OF REAPPOINTING A MEMBER OF THE TIMBER LAKES SPECIAL SERVICE DISTRICT.

Dustin Grabau indicated that Neil Anderton is being recommended to be reappointed as a regular member on that Board.

Councilman Karl McMillan indicated that he sees no problem with that and will make a motion to reappoint Neil Anderton to the Board. Councilman Steve Farrell seconded that motion and the motion carries with the following vote:

AYE: Chair Spencer Park

AYE: Mark Nelson

AYE: Erik Rowland via Zoom

AYE: Steve Farrell

AYE: Kendall Crittenden

AYE: Luke Searle

AYE: Karl McMillan

NAY: None.

PUBLIC APPLICATION UNDER OUR PUBLIC INFRASTRUCTURE DISTRICT POLICY.

Dustin Grabau, the Wasatch County Manager, indicated that we received a complete application under our Public Infrastructure District Policy and it is for an area up in the Jordanelle Basin area and if you as a Council or some of you would like to be involved as we work through that application process. The policy outlines that I would work with our bond attorney and happy to do that on an initial basis but quick review it looks like we are going to get into policy consideration of whether this is something that you are interested in supporting. Chair Spencer Park replied that it is something that we can look at on a Council Work Meeting. Dustin Grabau indicated that we possibly could do that next week. Councilman Steve Farrell indicated it would be best if you came with information.

GOALS FOR THIS YEAR

Dustin Grabau, the Wasatch County Manager, indicated that he talked with Chair Spencer Park and talked with some other Council Members about goals for this year and the Council would like to have a retreat to discuss County wide issues. Also Heber City is hosting a retreat on Saturday January 20th so that would be two weeks from this Saturday. They want to discuss with us some policy priorities that affect Wasatch County and they will provide lunch if any of you are available

for that Saturday and will be over at the community room. We need to be careful if there is a quorum of the Council then we would have to notice it as a public meeting. Chair Spencer Park indicated that lets make sure that there is only three Council Members in attendance and will decide next week on our work session the three that could be in attendance. They also indicated that they want to discuss the Heber Urban Boundary and would like to identify the area to the south and east of the proposed bypass alignment south of the eastern bypass where the new Smith's east/west connection and whether the bypass goes north and they are proposal that their annexation area would only include those inside the bypass boundary on the south side of that east/west connection. It is kind of a nebulous line right now and Heber City wants to make it explicit that it would be the proposed alignment of the bypass. Councilman Steve Farrell indicated that before we make any commitment we ought to know exactly where the bypass is going to be.

Dustin Grabau indicated that Heber City also wanted to discuss the Art and Recreation District adjacent to the railroad and the possibility of redevelopment to that area. Councilman Luke Searle indicated that at the Interlocal meeting that we could talk about the Utah State University Campus proposal. Dustin Grabau replied that he did ask the Heber City Manager about that and they have not received any applications or any official communication and that was largely initiated by the school district and USU and not Heber City. Dustin Grabau indicated that he talked to Utah State and told them that it was unlikely that the Wasatch County Council should support amending our code to move the Agricultural Protection Area line further out which was where it would need to be to support their alignment. Also require UDOT to redo portions of the EIS analysis. Heber City suggested that they aren't interested in that and don't think that the Council is either.

DOING PERFORMANCE EVALUATIONS

Dustin Grabau indicated that we are working on doing performance evaluations for employees and it hasn't been finalized yet and we could provide you the current draft of that employee evaluation process and you do it and possibly schedule a closed session at a future meeting for you to do that and possibly just distribute it to the Council. Councilman Luke Searle indicated that he thinks this should be a priority of the Council to have some kind of performance review for all of our directors and the SSD's and follow the same standard as well as the Wasatch County Manager.

Councilman Steve Farrell replied that he would like to see the performance evaluation that you come up with for your managers and then let us add or take out what is not appropriate. Dustin Grabau indicated that he can do that. Also I would send you the evaluation documents and you all fill it out and then you talk among yourselves of how you want to communicate that to the others. The Council indicated that they will decide how to do it regarding the JSSD'S performance evaluations.

CLOSED SESSION

Chair Spencer Park indicated that the Council has indicated that there is no need to hold a closed session this evening.

ADJOURNMENT

Councilman Karl McMillan made a motion to adjourn. Councilman Luke Searle seconded the motion and the motion carries with the following vote:

**AYE: Chair Spencer Park
AYE: Mark Nelson
AYE: Erik Rowland via Zoom
AYE: Steve Farrell
AYE: Kendall Crittenden
AYE: Luke Searle
AYE: Karl McMillan**

NAY: None.

Meeting adjourned at 5:00 p.m.


SPENCER PARK/CHAIRMAN


JOEY D. GRANGER/CLERK/AUDITOR

