

**MINUTES OF THE
WASATCH COUNTY COUNCIL
MAY 15, 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
Mark Nelson
Erik Rowland
Steve Farrell
Kendall Crittenden
Luke Searle
Karl McMillan

STAFF: Dustin Grabau, the Wasatch County Manager
Heber Lefgren, the Assistant Wasatch County Manager
Wendy McKnight, From the Clerk's Office
Scott Sweat, the Wasatch County Attorney
Rick Tatton, Court Reporter via Zoom
Richard Breitenbeker, from the County Manager's Office
Tierra Cooper, from the Wasatch County Manager's Office

PRAYER: Councilman Kendall Crittenden

PLEDGE OF ALLEGIANCE: Led by Councilman Karl McMillan and repeated by everyone.

Chair Spencer Park called the meeting to order at 4:00 p.m. on Wednesday, May 15, 2024 and indicated that all the Wasatch County Council are present. The record should also show that the Wasatch County Council is meeting in the Wasatch County Council Chambers located in the Wasatch County Administrative Building at 25 North Main, Heber City, Utah 84032. Chair Spencer Park then called the first agenda item.

OPEN AND PUBLIC MEETING AFFIDAVIT

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

ADMINISTRATIVE ISSUES FOR FUTURE MEETINGS

Chair Spencer Park asked if there were any legislative issues for future meetings.

Dustin Grabau indicated that the third meeting in June this space is not available so possibly we could cancel that meeting and instead have a regular meeting on the second meeting or we could hold it at an alternative location and my suggestion is that if there was something that was critical that we needed to have we would hold a meeting at a secondary location and if not we can cancel that meeting and make that work meeting into a regular meeting. Councilman Luke Searle indicated that he did schedule an item on June 19, 2024, and we could move that out a little further. Chair Spencer Park indicated that tentatively we will cancel that meeting and if we need it we will move it to another location that would be on June 26, 2024 if needed in lieu of the June 19, 2024 meeting and if not we will move everything to the July 3, 2024 meeting. Dustin Grabau indicated that the planning department is planning on having agenda items that we would need to consider and possibly we can re-notice those or adjust the noticing if we end up doing it on that day. We will keep you posted after we visit, the planning department and will let you know.

LEGISLATIVE ISSUES FOR FUTURE MEETINGS

Chair Spencer Park asked if there are any legislative issues for future meetings and there were none.

PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA

Chair Spencer Park asked if there are any public comments on matters not on the agenda.

Gordon Grange wanted to do a status update on trying to abandon that road on 1050 North 1765 East. I tried to reach out to the County Attorney and see if he had done anything with it, the fire marshal also and they don't seem to have any idea what to do and are not responding. Councilman Steve Farrell replied that we should have the fire marshal and Terry to look at that. Heber Lefgren, the Assistant Wasatch County Manager indicated that we have had IT work with the state to try to close that. We need to get everybody together and see if we can just shut it down. Gordon Grange thanked the Council for what they are doing to help in that matter. Heber Lefgren replied to Gordon Grange to keep in touch with him so that you will know what we are doing.

APPROVAL OF THE MINUTES FOR May 1, 2024

Councilman Steve Farrell made a motion to approve the minutes for the May 1, 2024, meeting as written. Councilman Karl McMillan seconded the motion, and the motion carries with the following vote:

AYE: Chair Spencer Park

AYE: Mark Nelson

AYE: Steve Farrell

AYE: Erik Rowland

AYE: Kendall Crittenden

AYE: Luke Searle

AYE: Karl McMillan

NAY: None.

PUBLIC PRESENTATION OF THE GFOA DISTINGUISHED BUDGET AWARD

Dustin Grabau, the Wasatch County Manager, addressed the Wasatch County Council and indicated that this award is made by the Government Finance Officers Association of the United States and Canada (GFOA). The Distinguished Budget Presentation Award recognizes the County's 2024 Budget document for conformance with strict program criteria and represents a significant achievement by the County. It reflects the County's commitment to meet the highest principles of governmental budgeting. In order to receive the budget award, the entity had to satisfy nationally recognized guidelines for effective budget presentation.

When a Distinguished Budget Presentation Award is granted to an entity, certificates of recognition for budget presentation are also presented to those who are primarily responsible for having achieved the award. In addition to presenting the Distinguished Budget Award we wish to formally recognize Joey Granger, County Clerk/Auditor; Randy Bates, Finance Director and Heber Lefgren, Assistant County Manager for the time and dedicated effort they gave in creating the 2024 adopted budget document. We will present them with certificates for the work they have done in making it possible for Wasatch County to receive this award.

Dustin Grabau also indicated that Wasatch County received the Budget Award for the first time in 2023 and is only one of two counties in the State of Utah to have received this recognition. We join with Utah County who has now achieved the award.

The Wasatch County Council thanked the individuals that made this budget award possible for Wasatch County to receive.

BOE RECONVENED AND ASSESSOR ADJUSTMENTS.

Joey Granger, Wasatch County Clerk/Auditor, addressed the Wasatch County Council and indicated that it looks like we are going to have a BOE agenda item probably in a month. We still have quite a few on the state portal going through the motions. There are seven re-convened and roll back appeals and had a couple of assessor adjustments. Joey Granger gave each Councilman

a copy of the entities that are involved in this. The first two on the sheet are roll back or Green Belt appeals. The Clay properties were reconvened by the State of Utah based off just factual errors. So, when appeals go to the state basically decide the extenuating circumstance qualified those applications to go through and these we were ordered to open. Everything from Clay properties, John Howells, Kevin and Joyce Wilson, Kristine Diekman, Anna Giglio. The ones in the table are all state or roll back and the ones below were the assessor adjustments that came up. These are the ones that for previous years that had been pre-approved. I am not sure I wanted to ask the assessor to be here but for whatever reason these applications that were pre-approved and they got lost in the system somehow. We are going back and making those adjustments for them. Councilman Kendall Crittenden replied that regarding the Kevin and Joyce Wilson they would like a refund rather than apply it to their taxes and in the process of selling the properties.

Councilman Steve Farrell made a motion we approve the Board of Equalization changes as has been presented and use this chart as a record in the public record. Councilman Kendall Crittenden seconded the motion, and the motion carries with the following vote:

AYE: Chair Spencer Park

AYE: Mark Nelson

AYE: Erik Rowland

AYE: Steve Farrell

AYE: Kendall Crittenden

AYE: Luke Searle

AYE: Karl McMillan

NAY: None.

Joey Granger then introduced Jerry Jones and his official title is property coordinator and will be doing from the very beginning of the process, getting values in, setting public tax rates and all the way through Board of Equalization.

DISCUSSION/FIRST READING OF ORDINANCE 24-06 UPDATING WCC TITLE 15 TO INCLUDE THE 2021 EDITION OF THE IFC, TO REQUIRE FIRE FIGHTER AIR REPLENISHMENT SYSTEMS (FARS) ON CERTAIN NEW STRUCTURES, TO MAKE RELATED UPDATES CONSISTENT WITH THE NATIONAL FIRE PROTECTION ASSOCIATION (NFPA) 13, AND TO MAKE ADDITIONAL UPDATES TO THE FIRE CODE.

Clint Neerings, from the Wasatch County Fire Department, addressed the Wasatch County Council via Zoom and indicated this has to do with the adoption of Appendix L101.1 the Fire Fighter Air Replenishment System and wanting to adopt that version of the International Fire Code the 2021 Edition into the County Code with a few amendments. It pertains to special structures and any structure that is five stories or higher or any time there are staffing issues for fire departments.

What is coming around especially in the Jordanelle Basin area we are going to have significant structures that hit the five stories or greater and the amendments that we put in will apply to our area on building on slopes and requires certain things to be done. Also, the adoption of the ordinary hazard group in two sections of the 2022 National Fire Protection Association Code increases certain things such as the water density in parking structures. This is basically to be adopted by Ordinance 24-06 regarding the Fire Fighter Air Replenishment and the NFPA section it adopts. This is the first reading and if there are no questions now there will be a second reading and at the next meeting, we will have the vote and adoption.

Councilman Kendall Crittenden made a motion that we would move this on to the second reading for June 5, 2024. Councilman Karl McMillan seconded the motion, and the motion carries with the following vote:

AYE: Chair Spencer Park

AYE; Mark Nelson

AYE: Erik Rowland

AYE: Steve Farrell

AYE: Kendall Crittenden

AYE: Luke Searle

AYE; Karl McMillan

NAY: None.

DISCUSSION AND CONSIDERATION OF A STATEMENT SUPPORTING NORTH FIELDS CONSERVATION AND THE HEBER VALLEY EIS PROCESS.

Dustin Grabau, the Wasatch County Manager, addressed the Wasatch County Council and indicated that last week Councilman Steve Farrell mentioned that you were interested in publishing either a Resolution or a press release stating the Council's support for both conservation in the North Fields and for the bypass process. We have drafted some language here that would be helpful to review with the Council. We would like to know what the Council's intent for the purpose of this document is. We are wanting to protect the North Fields and issue support in favor of the bypass and some things to consider are whether we want to include our preferences of some of the current proposed routes or things like that. What is included in this draft right now is the Council's support for the bypass from SR 32 to 189 favoring options that preserve the rural character of the North Fields, and they announced delay of those options. Also recognizing the crucial need and the Council's support for design construction of road improvements to reduce traffic congestion on US 40 in Heber City while aligning with the community's desire to protect the pristine nature of the North Fields as demonstrated by voter approval of open space bonds of 2018 and the adoption of agricultural protections areas in 2022. The Council is unified and actively pursuing needs to responsibly preserve the rural character of the North Fields in line with community values and encourages UDOT to proceed with those options that reflect the community values. Dustin

Grabau indicated that the County passed one that we were opposed to WBI, WB3 and WB4 and have not issued an official resolution in favor of any routes but issued one opposing those three. Are you interested in passing a resolution today that has language that is similar to this. What we have drafted here is a potential press release and could bring back provisions to this and could work with some of you or just email you copies of this and get your individual comments. I have a draft resolution that is much closer to the original resolution we passed.

Councilman Mark Nelson then restated what you just said the purpose of this would be. This is my personal opinion. My opinion is that the simpler we make this and what is the message not two or three messages but what is the message that we are trying to accommodate. I think it is that the Council has as a high priority both of these things and we are trying to support the very high priority of protecting the North Fields and solving our traffic problems in dealing with our growth in a responsible way and are trying to do both. That these two things seem to conflict with each other, in fact there is a process for working that out and we are in favor of both and want to see it work out. In my opinion that is what we are trying to communicate in this message. For this statement we are getting down in the weeds when we start talking about all the options, which is my opinion. Also, Councilman Steve Farrell what I heard you say is that a big part of the intent of this is to tell the public that we want to work with UDOT and want to be at the table to figure how to resolve this. What we are not saying is the only option we will accept is this one and we did this conservation easement, and we will show you and that is the opposite of what we want to say. I don't think we should make a resolution and should do a press release and I think we should approve it and send it out.

Councilman Steve Farrell replied that the intent is to get some cooperation and collaboration from both UDOT and Wasatch County on what we can sit down and work out in the best interests of all parties. With regard to the timeliness, the sooner we get something out to the public the sooner we are going to calm down some of the misconceptions and animosity between each group.

Chair Spencer Park replied that he thinks what Dustin Grabau read to us is fine.

Councilman Luke Searle replied that we want to mention when that a bypass is built it is one that necessarily encourage development but a place where there are conservation easements on both sides of it and it is a preserved corridor and that should be one of our intentions.

Councilman Kendall Crittenden replied that I would like to see a resolution written.

Councilman Erik Rowland replied that he would like to see the language written like that so that those who see this they are not tripped over terms that could be seen as ambiguous or ill-defined. Can we do a press release today and then draft a resolution.

Dustin Grabau replied that this statement is parallel to the original draft that the County adopted and has some minor changes to that previous version with this being the statement. Are we stating in favor of specific routes or not so what I would suggest if you were to consider how you would

change this portion of the document that would probably be the statement that you would be passing. We could do a press release based on whatever resolution that we would adopt. It can be both. If the Council decides to adopt a resolution, we will draft a press release based on that resolution. It could say the rural character of our community and any place we want to preserve our rural character. Sounds like you are in favor of a statement that is more general than what I have drafted here. Also, it could be stated that both priorities can be simultaneously achieved. Also think that we can work on a press release but not sure what language the County would want in a resolution. Councilman Steve Farrell replied that what you have written now covers the point and don't know how else you could say it. Dustin Grabau replied that because it is noticed as a discussion and a consideration that you can make a statement and whether or not that statement is written in a resolution format, or you made a motion that said something that is a resolution. I believe that it is adequately noticed that you could act on this as presented. Dustin Grabau replied that I added this last portion of that sentence that says that we are willing to work with all parties to achieve these outcomes. Dustin Grabau put together a statement for a press release and the Council agreed with what Dustin Grabau has said which is made a part of the record.

Councilman Karl McMillan made a motion that we adopt 24-03 as presented. Councilman Steve Farrell seconded the motion and the motion carries with the following vote:

AYE: Chair Spencer Park

AYE: Mark Nelson

AYE: Erik Rowland

AYE: Steve Farrell

AYE: Kendall Crittenden

AYE: Luke Searle.

AYE: Karl McMillan.

NAY: None.

Councilman Steve Farrell then indicated that we don't need a motion on the press release. Dustin Grabau replied no but we will produce one and circulate it to the Council Members to make sure that you are comfortable with it before we do it. It will go out this week.

The record should show that Councilman Luke Searle left the Council meeting.

DISCUSSION AND CONSIDERATION OF TRANSIT FUNDING OPTIONS.

Dustin Grabau, the Wasatch County Manager, presented a power point presentation and addressed the Wasatch County Council and indicated that following the May 2024 work meeting discussion on transit, the County Council has directed staff to provide options for funding the current transit system. Staff will present options for short-term and long term solutions for funding current and

potential future transit services. In March there were 12,231 trips and 57.2 percent aggregation which means that about 7,000 of those trips were consolidated or shared at some point along the length of that ride. 38 percent of the riders used the service to get to work. Using March as an example, there were over two hundred people in March using Micro Transit to get to their jobs. The average rider makes 4.4 trips and if you do 4.4 trips on a weekly basis that is how you get to that number. 38 percent number came from the onboard surveys that they conducted so if you used the app, you got a push notice to fill out a survey and of the people who filled out the survey 40 percent use it to get to work. Of those surveys 88 percent of our riders are more likely to shop at nearby businesses when using the service. 21 percent of the riders have a disability, and the data indicates that on average six to seven students use micro transit in lieu of other transportation between home and high school.

Dustin Grabau then presented the four general options of what we can do with our transit service, and they were ranked with least budget impact to most budget impact of what we can do with our transit service. Another option is to identify some short-term funding, and this would be to determine sources and we do have things like our fund balance and potential other revenue sources that are being looked into. The advantage of this is that we get to maintain the service level and we don't have to have any tax increases, but it is fiscally unsustainable and only do it for a short amount of time and it just kicks the can down the road. We will be in this same position next year of what do we do when it comes to 2026 and that is the disadvantage of that. One option is to implement the sales tax and use it to offset property taxes and the advantage of this approach would fund our current and potential future transit needs. The other option is to implement the sales tax without any offset and in that we get the most rapid service expansion and some of those funds could be used for additional public safety services into transit services and the largest disadvantage it has the largest impact to taxpayers. My recommendation to you Council I think that we have the opportunity for having transit to be a meaningful impact in our community. By reducing the transit in our County, we will do more harm than good to those people who do use transit and would use. I would recommend pursuing that first option. The second and third options are the ones that I would recommend to you. I would recommend the third option because we will again be in the same position next year.

Dustin indicated that there are five quarters of transit taxes and we have adopted the third of five. If you are looking at implementing a transit sales tax so the first of the fifth.

Councilman Erik Rowland replied that if this transit system is really a public service and the public is utilizing to me it is more responsible that we stick to our budget and send a message sorry we didn't have the funds to pay for this and have to reduce it. If you want it this is what is going to take to keep it. If they want it we would present it as a ballot option and if they want it vote for it. Also, if we can go to the public with the full outlay of doing this a fully funded program that anticipates the future growth that is needed. Then present that as a referendum for vote coupled with the most effective means to get any word out is through social media is really the only effective way and if those who are using this service can get the word out that this is needed I think that would be the most likely chance we could see the impact this could have and to get it really

funded is through the public talking about it. We also had given the public a chance to vote on it and we could get the second one passed but it doesn't tie our hands if we must do the other ones we still can. At least we know that we presented this to the public and had a chance to vote on it. Councilman Kendall Crittenden replied that he is not a proponent of reducing this. If we could use the first quarter and however, we worked that into public safety which helps in other places. Dustin Grabau replied that the urgency around this discussion is just deciding if you wanted to adopt a transit sales tax to address the 2024 budget deficit we would need to act on at our next meeting, the first meeting in June would need to be consented to. If you are looking to putting it on the ballot for this year and that also would take a resolution by the Council so we would need to act on it relatively soon if you wanted to take advantage of that. Again, ballot initiative would not affect this year's revenue because it wouldn't be until the second quarter of next year that we would begin to collect the additional portion of those transit sales taxes and we would still need to identify short term funding for this year's deficit. We need to additional portions of transit taxes to formerly join with High Valley Transit and with those two additional transit taxes we would be able to fund the Utah County line and some of the other services that we are talking about. That is up to you when that takes place.

Councilman Mark Nelson replied that he is very concerned of putting something on the ballot this fall would be a terrible idea because the majority of voters don't know anything about transit and never ridden it and don't appreciate it. That would be a hard sales effort to inform the voting public of these advantages by that time. People are saying to kill this transit because it is only ridden by high school students. If this was put on the ballot something like that might take place.

Councilman Erik Rowland replied that the diminishment in service will do more PR than we could do and that would be only to benefit those who want this program and will fight for this program they will get out and be talking to the public about the transit system's value. Councilman Mark Nelson replied that the public elected us to make these hard decisions and we should make them.

Dustin Grabau replied that the most productive use of our time would be kind of an indication on how you would like to proceed and if you wanted to vote on that decision and it could be that you wanted to buy more time and we want to address a short term solution for the remainder of this year to give us more time to discuss alternatives in how we address long term funding for transit. If you wanted to pursue an additional transit sales tax now but we need to start now to get it on the ballot initiative. If you want to adopt the transit sales tax and have it affected this year, I just need the Council's direction to come back with a first reading of an ordinance at your first meeting in June. If you would like to delay that decision, we would be defectors saying you need to define one time dollars to use for this ongoing cost in this year's budget. By completing it in the second quarter, implementing it over the third and start to collect that then.

Chair Spencer Park replied with the understanding we could use that money for bond money and use it for something that would hopefully reduce property taxes in the upcoming ballot. Dustin Grabau replied that we can do that through the 2025 budgeting process since we will have a full year's worth of these things.

Councilman Mark Nelson replied that we need to join High Valley Transit which is our future and I think that is the obvious way for us to go. In as much as everybody hates raising taxes I think that we should make a motion to instruct the County Manager to bring to us at the next meeting the first quarter to put the first quarter on in June that is what I think. Councilman Steve Farrell seconded that motion because to take quarter number one we enhance and enlarge our tax base because we are going with the sales tax.

We are a tourism community, and we get more money coming in that will help us to offset the property tax that the residents don't need.

Councilman Crittenden replied that he supports that. I think we have got to campaign and that is what we have a person now to do that for us. I am not in favor of taxes here and taxes there but understand that the first option is three cents on a ten-dollar purchase and it adds up.

Councilman Erik Rowland replied could we amend in the motion no interest on a bond initiative that we support second quarter and would require ballot initiative anyway along what was presented to add to that motion could we do that as well. Councilman Mark Nelson said that he would not include that.

The motion carries with the following vote:

AYE: Chair Spencer Park

AYE: Steve Farrell

AYE: Mark Nelson

AYE: Kendall Crittenden

AYE: Karl McMillan

NAY: Councilman Erik Rowland.

DISCUSSION AND POTENTIAL MOTION REGARDING ADDENDUM NUMBER 4 OF THE CORRIDOR MANAGEMENT AGREEMENT FOR HIGHWAY 40 SOUTH OF THE INTERSECTION OF RIVER ROAD. THE AGREEMENT IS BETWEEN UDOT, WASATCH COUNTY AND HEBER CITY AND PROPOSES TO MOVE THE ROAD REFERRED TO AS UNIVERSITY AVENUE NORTH.

Councilman Kendall Crittenden indicated that what this does is that University Avenue is one of the three now with the 800 North one which is one of the three designated future lighted intersections. I am not so sure that at some time as this develops if it were to stay in the County that sometimes we might not propose the same type of change to it to make that more accessible. They are moving and gradually coming along the foot of the hill a little bit and then it comes out onto Highway 40 just south of that concrete wall that goes along there. That basically gives access to this property on the northeast there that is now annexed into Heber City also and the one in the

front there. This is what this addendum does. It just changes that road. That would still be the designated future lighted intersection where it comes out.

Dean Simmons, a resident in that area, expressed a concern and wasn't so much concerned with the moving of the driveway or the University Avenue as a possibility of a raised median and that would mean he would have to go all the way to thirty. He wants the frontage road on the west side. Moulton Lane is to be connected to University Avenue through the development of Heber and the road that comes up above here would go over and join up to Moulton Lane somewhere to the North. That is what this addendum does, it allows us to update the access agreement with UDOT and Heber City to make this little shift in that University Avenue.

Dustin Grabau replied that the real benefit is that this road has a less steep grade. Councilman Steve Farrell replied that you are coming right into that retaining wall. Dustin Grabau replied that would affect this house's access here and that was part of the development.

Councilman Kendall Crittenden replied that UDOT had expressed, and I suspect that they worked it out that this road coming across the top of that wall would have to be terminated and wouldn't come into this new access. It would be terminated somewhere up there. Dustin Grabau replied that this is secondary access. It would make it so that this road doesn't continue through.

Councilman Steve Farrell replied why we are making this until we know where the bypass road is going and how that will affect it. Councilman Kendall Crittenden replied that in the development agreement that is one of the designated lighted intersections. Dustin Grabau replied that the real challenge is just the grade between the currently proposed lighting intersection and where the canal goes.

Councilman Kendall Crittenden made a motion that we approve Addendum No. 4 as part of the access agreement on North Highway 40 as presented. Councilman Mark Nelson seconded the motion, and the motion carries with the following vote:

AYE: Chair Spencer Park

AYE: Mark Nelson

AYE; Erik Rowland

AYE: Kendall Crittenden

NAY: Steve Farrell

Because I think we ought to wait and get a master plan once they decided where the bypass and how it is going to affect Highway 40. We did all of these access point years before they started working on the EIS and with the bypass this could all change. Like to wait and see how it all comes together as one issue.

NAY: Karl McMillan. I am like Steve Farrell and would like to wait and see what happens

Councilman Kendall Crittenden indicated that with regard to this other issue and that is what Dan Simmons was referring to is UDOT has a plan to put a median down Highway 40 north of town clear to Highway 32 Intersection. The question was raised, and Dan Simmons has raised that if they put the median there and the median would be open to those designated intersections and come in as they require a light, and this would be one of them. The other one would be to go up to the Commons and then the third one is Coyote Lane. Those are the three designated lighted intersections. We have now added 800 north there by Smiths. What it would do is when that new development up on the hill brought that big access down through 40 down through was the Fitzgerald property and we raised it with UDOT and talked to them about it. UDOT at the time said no that will be a right in and right out. That development has already understood that is what it would be. Concern has been raised and we need to discuss it with UDOT and look at what has been given. Without that median wall in the middle, they are in effect full-service access and whether they were given a right in and right out by the time they brought it some of them grandfathered way back even before it was widened prior to the Olympics. We need to research this more and find out what type of access they were allowed when they punched out onto Highway 40. We got some work to do with UDOT.

Dustin Grabau has indicated that will start engaging on this next year with regard to this discussion and we will talk to UDOT right away regarding this concern in one of the scheduled orderly meetings with UDOT. Councilman Steve Farrell replied that we need a plan, and we don't even know whether Highway 40 is going to be four lanes, six lanes or two lanes until they get the EIS done and the bypass. I thought there would be front roads in that area.

Heidi Franco via Zoom, Mayor of Heber City, indicated that given the Fitzgerald Road and that is something that needs to be resolved by UDOT. I don't think the frontage roads that are in the Heber City plans right now to the degree that has been noted. It is in a state of flux with whatever the developers are bringing the latest. There is no frontage road right in the Commons and no frontage road that would be between the Commons and UVU not seeing it specifically in the College Downs and are just seeing very high density there or the retaining ponds but not so much frontage roads that would create quite a connection across there or dealing with extra accesses that have been grandfathered in for so long. The property owners have indicated that they don't want Highway 40 to be turned into a one-way road basically on their side where they can't have access to go in both directions when the traffic allows it. As much as we want safety, I think there is a real concern about that barrier blocking being to turn in both directions for all of these existing accesses. Councilman Kendall Crittenden replied that we have time to interact with UDOT on this and evaluate it.

Kristy Judd, resident in that area, indicated that the Mayor just covered what I was going to say about the timing that UDOT has said that it will be planned in 2024 and built in 2025. Kristy Judd

then read a statement by Dan Simmons that was made a part of the record. He said that this will have a serious affect, the barrier, for the North Fields residents and farms that have access on Highway 40. These residences will lose ready access to entrances on their property. For example, I am a member of a subdivision whose outlet is on Highway 40 and not at a proposed stop light. The only way I would be able to access my driveway coming from Heber would be to drive all the way to River Road U turn and drive all the way back to my access road. The same is for all other landowners on that stretch of Highway 40. This action will devalue the land in the North Fields as well as cause issues for the North Field's landowners, so I appreciate your consideration on this matter. Also, she wants to thank the County Council for all the work they have done to preserve the North Fields.

Chair Spencer Park replied that safety wise this is a big issue, and it is in Heber City.

COUNCIL/BOARD REPORTS

Councilman Erik Rowland indicated that he just gave a presentation and represented the Council at the Wasatch Back Economics.

Councilman Kendall Crittenden indicated that Memorial Day is coming up and the Parks and Rec will have their memorial tribute down around 600 West. The veterans have been asked to be there I believe at 9:00 a.m. and will be honored with a little gift for them. The radio station will be playing music and a message day long. Flags will all up and down the street.

Councilman Kendall Crittenden indicated that the sheep dog championship is also that weekend and has been moved to May 24 through the 27 so that is coming.

Councilman Kendall Crittenden also reminded that Dwight Hill retirement party is on May 23 from 12:00 to 1:30.

Councilman Kendall Crittenden indicated that there was a big ordeal made in the Wasatch County Wave regarding that meeting between NCRS and the Wasatch County Manager's discussion communication with UDOT and what not. The last part of the article said that they have reached out and asked for comments from the Wasatch County Council and from Dustin Grabau, the Wasatch County Manager and had received no input.

MANAGER'S REPORT

Dustin Grabau, the Wasatch County Manager, addressed the Wasatch County Council and indicated the issue with the Memorial Hill subcommittee and do you have any concerns about that proposed event. Councilman Steve Farrell asked how long that going to last is. Dustin Grabau replied that basically all day that this proposal would hand out the patches at the top of the hill.

Councilman Steve Farrell replied that is the only day that hill really gets used to any great extent. People come to the town and go up there to look at the monument and look at the ancestor's name on the plaque. Dustin Grabau indicated that we will give notice to Midway that we are not willing to give up any parking. Councilman Steve Farrell replied they have people walking up and down that road and it would create a safety hazard. Councilman Mark Nelson indicated that he responded to that request and said that if it impacts traffic or parking or anyone having access to the top, I would say no. Councilman Steve Farrell replied that from the atmosphere and the mood of the hill on that day that shouldn't be done. It is to honor the veterans.

CLOSED SESSION

Chair Spencer Park indicated that there will be no need for a closed session to be held this evening.

Chair Spencer Park also indicated that Councilman Luke Searle has joined with the County Council and all other Council Members are present and Councilman Kendall Crittenden has just stepped out for a moment.

PUBLIC HEARING MAY 15, 2024

CONSIDERATION OF A PROPOSED AMENDMENT TO WASATCH COUNTY CODE 16.19, AIRPORT OVERLAY ZONE, IN ORDER TO MODIFY COUNTY CODE TO COMPLY WITH THE UTAH STATE LEGISLATURE HOUSE BILL 206(2073) REQUIREMENTS

Staff:

Austin Corry, the Assistant Wasatch County Planner, addressed the Wasatch County Council and indicated that our Airport Overlay Zone is defined by surfaces that are defined in a Code of Federal Regulations. House Bill 206 requires anybody who has an Airport Overlay Zone to directly reference that code of Federal Regulations. Our code in the past just repeated verbatim what it was and instead our proposal is to strike the language and reference it. The city will have to do their own and not sure what their Airport Overlay zone looks like.

Public Comment:

Chair Spencer Park then opened the hearing for public comment and there was none, so the public

comment period was closed.

Motion:

Councilman Steve Farrell made a motion that we go ahead and amend Wasatch County Code 16.19 the Airport Overlay Zone to meet County code to comply with the State Legislature House Bill 206 requirements. Councilman Karl McMillan seconded that motion, and the motion carries with the following vote:

**AYE: Chair Spencer Park
AYE: Mark Nelson
AYE; Erik Rowland
AYE: Steve Farrell
AYE: Luke Searle
AYE: Karl McMillan**

NAY: None.

ADJOURNMENT

Councilman Karl McMillan made a motion to adjourn. Councilman Mark Nelson seconded the motion, and the motion carries with the following vote:

**AYE; Chair Spencer Park
AYE: Mark Nelson
AYE: Erik Rowland
AYE: Steve Farrell
AYE: Luke Searle
AYE: Karl McMillan**

NAY: None.

Meeting adjourned at 6:30 p.m.


SPENCER PARK/CHAIRMAN


JOEY D. GRANGER CLERK/AUDITOR

