

1. 7:00 P.M. Regular City Council Meeting 8-3-2022

Documents:

[COUNCIL PACKET 8-3-2022.PDF](#)  
[8-3-2022 REGULAR CITY COUNCIL AGENDA.PDF](#)

# NOTICE OF PUBLIC MEETING

**TO THE PUBLIC AND RESIDENTS OF VERNAL CITY:** Notice is hereby given that the **VERNAL CITY COUNCIL** will hold a regular meeting on *Wednesday, August 3, 2022 at 7:00 p.m.* in the Vernal City Council Chambers at 374 East Main St, Vernal, Utah.

## A G E N D A

**7:00 P.M.**

### OPENING CEREMONY

1. Invocation or Uplifting Thought
2. Pledge of Allegiance

### STANDING BUSINESS

1. Approval of the Minutes of the Regular Meeting held July 20, 2022

### POLICY AND LEGISLATION

1. Consider Approval of Ordinance No. 2022-12 to Vacate Ashley Meadows Subdivision - Allen Parker
2. Consider Approval of Amendment to add Exterior Sculptures to the Eligibility List to the Façade Grant Program – Quinn Bennion

### CLOSED SESSION

1. Strategy Sessions to Discuss The Purchase, Exchange, or Lease of Real Property, Including Any Form of a Water Right or Water Shares

### ADJOURN

NOTE: In compliance with the Americans with Disabilities Act, individuals needing special accommodations during this meeting should notify Quinn Bennion, 374 East Main, Vernal, Utah 84078 or phone (435)789-2255 at least three days before the meeting.

**MEMORANDUM**

**TO:** Mayor & City Council

**FROM:** Quinn Bennion, City Manager

**RE:** *Agenda Items for August 3, 2022 Council Meeting*

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**POLICY AND LEGISLATION**

1. **Consider Approval of Ordinance No. 2022-12 to vacate Ashley Meadows Subdivision** – Allen Parker
2. **Consider Approval of Amendment to the Façade Grant Program to include exterior public sculptures to the eligibility list** – Quinn Bennion. City staff proposes to add exterior public sculptures to be eligible for 40% reimbursement within the façade grant program.

**CLOSED SESSION**

1 **M**INUTES OF THE VERNAL CITY COUNCIL REGULAR MEETING HELD  
2 JULY 20, 2022 at 7:00 p.m. in the Vernal City Council room, 374 East Main, Vernal,  
3 Utah 84078.  
4

5 **PRESENT:** Councilmembers Nicholas Porter, Dave Everett, Robin O’Driscoll, Ted Munford and  
6 Corey Foley and Mayor Doug Hammond.

7  
8 **WELCOME:** Mayor Doug Hammond welcomed everyone to the meeting.

9  
10 **INVOCATION OR UPLIFTING THOUGHT:** The invocation was given by Councilmember  
11 Corey Foley.

12  
13 **PLEDGE OF ALLEGIANCE:** The Pledge of Allegiance was led by Councilmember Robin  
14 O’Driscoll.

15  
16 **APPROVAL OF CITY COUNCIL REGULAR MEETING MINUTES OF JULY 6, 2022:**  
17 *Councilmember Corey Foley moved to approve the minutes of July 6, 2022. Councilmember Nick*  
18 *Porter seconded the motion. The motion passed with Councilmembers Everett, O’Driscoll,*  
19 *Munford, Foley and Porter voting in favor.*  
20

21 **PRESENT PUBLIC TREASURERS ACHIEVEMENT PLAQUE TO CARL MORTON:**  
22 Quinn explained that the City encourages employees to learn and advance in their careers to help  
23 the City. Carl Morton recently wanted to continue his education so he took a course and passed the  
24 test for a certified public funds investment manager. The City needs to recognize his  
25 achievement. The Council congratulated Carl Morton.

26  
27 **INTRODUCTION OF NEW EMPLOYEE BRENDA ALLEN:** Carl Morton introduced new  
28 employee Brenda Allen who has been hired as the administrative clerk for the finance department.  
29 She comes to the City after working for Strata and Spectrum and expects to be for a long time.  
30 The Council and Mayor welcomed Brenda Allen to the City.

31  
32 **CONSIDER FUNDING OF VICTIM ADVOCATE CONFERENCE (TABLED FROM**  
33 **LAST MEETING) – CASSIE OBRIEN:** Cassie Obrien thanked the Council for listening to her  
34 presentation at the last meeting. She clarified a few points and listed the national statistics  
35 regarding domestic violence. On the State level it is important to have a non-profit handling victim  
36 services and the Basin has a lot of cases. The City does donate to the Friends Against Family  
37 Violence and they are grateful for it. The initial request from the Uintah Basin Domestic  
38 Violence Coalition was to have the City help fund the upcoming domestic violence conference.  
39 Since that meeting, the Coalition has raised \$11,000 for the conference and does not need any  
40 funding from the City anymore. Any extra funds will be used as seed money for next year’s  
41 conference. Cassie requested that the Council consider attending the conference and help create a  
42 shift in the community where domestic violence is not tolerated, and incentivize City law  
43 enforcement to attend. Councilmember Ted Munford thanked Cassie and the victim advocates  
44 for what they do for the community as it is very difficult and is a personal sacrifice. Mayor Doug  
45 Hammond thanked her for the report.

**MINUTES OF THE VERNAL CITY COUNCIL REGULAR MEETING HELD JULY 20, 2022**

**PUBLIC HEARING: REQUEST APPROVAL OF MINOR SUBDIVISION, FOR PROPERTY LOCATED AT 1350 EAST MAIN STREET - JIMMY & JULIE JUSTICE:**

Allen Parker explained that this request is to divide an existing 7.5 acre parcel of land into two parcels. He displayed the plat for the parcel split and indicated there are structures on one of the parcels. The request meets all setbacks and complies with City code. Councilmember Ted Munford verified that they are not requesting a zone change. Allen Parker answered no, they simply want to sell a portion of the property which is zoned industrial. The Planning Commission held a public hearing for this request and there were no public comments. Therefore, the Planning Commission is forwarding a positive recommendation. Mayor Doug Hammond opened the public hearing. There being no public comments, Mayor Hammond closed the public hearing. *Councilmember Ted Munford moved to approve this minor subdivision off property located at 1350 East Main Street as presented. Councilmember Corey Foley seconded the motion. The motion passed with the following roll call vote:*

- 59 *Councilmember Munford.....aye;*
- 60 *Councilmember O’Driscoll.....aye;*
- 61 *Councilmember Everett .....aye;*
- 62 *Councilmember Porter .....aye;*
- 63 *Councilmember Foley.....aye.*

**CONSIDER APPROVAL OF TASK ORDER “A” FOR ARMSTRONG ENGINEERING TO DESIGN AND FOR BIDDING AND CONSTRUCTION MANAGEMENT FOR THE PAINTING MAINTENANCE PROJECT:**

Ken Campbell, airport manager, explained that an application for funding was presented to the FAA to help recover and close all tracks and repaint the airfield. Armstrong Engineering will complete the specifications for this project. The cost to resurface the entire runway and repaint all the lines on the airfield is \$768,000. The engineering portion is \$97,250 for design, bidding and construction management. Councilmember Ted Munford asked if the local match is still 5%. Ken Campbell answered yes except for the portion that is in front of the hangers as the federal funds will not cover those sections. That cost is \$27,000. Dave Everett asked what the life span is for the runway. Ken Campbell answered it is based on care, although it usually is about 4 years. The City purchased a paint stripe machine at a cost of \$13,000 which will cover the gap. Usually the cost to paint the airfield is \$170,000 a year. Councilmember Nick Porter stated the airport funding is complicated and asked what fund will pay for the City’s match of this project. Ken Campbell stated it will come out of the local funding. *Councilmember Nick Porter moved to approve Task Order A with Armstrong Engineering. Councilmember Robin O’Driscoll seconded the motion. The motion passed with the following roll call vote:*

- 82 *Councilmember Munford.....aye;*
- 83 *Councilmember O’Driscoll.....aye;*
- 84 *Councilmember Everett .....aye;*
- 85 *Councilmember Porter .....aye;*
- 86 *Councilmember Foley.....aye.*

**MINUTES OF THE VERNAL CITY COUNCIL REGULAR MEETING HELD JULY 20, 2022**

88 **CONSIDER APPROVAL OF GOOGLE WORKPLACE LICENSE:** Carl Morton reminded  
89 the Council that funding was placed in the budget to change the email system. After research, it  
90 was decided to go with Google who proposed a much better rate than expected. The total annual  
91 price is. \$9,785.60. The current email is Zimbra that has hidden costs and has to have additional  
92 security. Councilmember Ted Munford stated this would be a very good move and save money by  
93 not needing more equipment for storage. Quinn Bennion agreed that part of the cost is  
94 maintaining the server which will not be needed with Google. *Councilmember Robin O’Driscoll*  
95 *moved to approve the Google Workplace License. Councilmember Dave Everett seconded the*  
96 *motion. The motion passed with the following roll call vote:*

- 97 *Councilmember Munford.....aye;*
- 98 *Councilmember O’Driscoll.....aye;*
- 99 *Councilmember Everett .....aye;*
- 100 *Councilmember Porter .....aye;*
- 101 *Councilmember Foley.....aye.*

103 **REQUEST FOR APPROVAL OF REDEVELOPING MATCHING GRANT**  
104 **AGREEMENT WITH THE STATE OF UTAH OFFICE OF ECONOMIC**  
105 **OPPORTUNITY:** Quinn Bennion requested the Council’s approval of a grant agreement with the  
106 State in the amount of \$1.13 million dollars. Part of the criteria for the grant is providing housing  
107 development in an 8 acre parcel or greater and the one going in on 100 West 100 South meets that  
108 criteria. One difficult part is the funds must be spent or obligate by the end of December. Also  
109 the funds are restricted to water, sewer, broadband or storm water projects. Councilmember  
110 Robin O’Driscoll asked what will happen if the funds are not spent by then. Quinn Bennion  
111 stated they will be obligated. *Councilmember Nick Porter moved to approve the Redeveloping*  
112 *Matching Grant Agreement with the State of Utah. Councilmember Corey Foley seconded the*  
113 *motion. The motion passed with the following roll call vote:*

- 114 *Councilmember Munford.....aye;*
- 115 *Councilmember O’Driscoll.....aye;*
- 116 *Councilmember Everett .....aye;*
- 117 *Councilmember Porter .....aye;*
- 118 *Councilmember Foley.....aye.*

120 **SET NEW DATES FOR BOARD OF EQUALIZATION HEARINGS:** Quinn Bennion  
121 reported that State law is really cumbersome and required a 35 day notification for the Board of  
122 Equalization hearings so the dates have to be pushed back. The suggested new dates are  
123 September 6<sup>th</sup>, 7<sup>th</sup> and 8<sup>th</sup>. *Councilmember Robin O’Driscoll moved to set the new dates for the*  
124 *Board of Equalization hearings. Councilmember Nick Porter seconded the motion. The motion*  
125 *passed with the following roll call vote:*

- 126 *Councilmember Munford.....aye;*
- 127 *Councilmember O’Driscoll.....aye;*
- 128 *Councilmember Everett .....aye;*
- 129 *Councilmember Porter .....aye;*
- 130 *Councilmember Foley.....aye.*

**MINUTES OF THE VERNAL CITY COUNCIL REGULAR MEETING HELD JULY 20, 2022**

131 **ADMINISTRATIVE REPORTS**

132

133 Joint City / County meeting:

134 Quinn Bennion reported that a joint City / County meeting has been scheduled for August 8<sup>th</sup> at  
135 4:30 pm to discuss the Central Canal project. That project has a 30 day comment period that  
136 has already started. Councilmember Corey Foley stated that he has a Sewer Board meeting that  
137 day at 5 pm and asked if this meeting could start earlier. Quinn Bennion stated he would see if  
138 4 pm will work. The consensus of the Council was to set the time at 4 pm.

139

140 Pickleball courts:

141 Quinn Bennion stated the bids to build pickleball courts far exceeded the budget so the bids were  
142 rejected and the project will be restructured and rebid in the spring.

143

144 Clydesdale Horses:

145 Quinn Bennion reported that C & H Distributing has been a top performer and has been awarded  
146 a visit by the Clydesdales horses. It will be coordinated with the balloon fest and displayed on  
147 Main Street.

148

149 **ADJOURN:** There being no further business; *Councilmember Nick Porter moved to adjourn.*  
150 *Councilmember Dave Everett seconded the motion. The motion passed with a unanimous vote*  
151 *and the meeting was declared adjourned.*

152

153

\_\_\_\_\_  
Mayor Doug Hammond

154 ATTEST:

155

156

157 \_\_\_\_\_  
Roxanne Behunin, City Recorder

( S E A L )

AWAITING FORMAL APPROVAL

**VERNAL CITY  
ORDINANCE NO: 2022-12**

**AN ORDINANCE OF THE VERNAL CITY COUNCIL AMENDING OR VACATING (A RECORDED SUBDIVISION, PLANNED UNIT DEVELOPMENT CONDOMINIUM) PLAT.**

**WHEREAS**, a portion of the land within the boundaries of Vernal City has been divided into lots and a plat thereof has been filed in the office of the Uintah County Recorder in the manner provided by law and that subdivision is known as Ashley Meadows Condominiums located at 575 North 175 East, Vernal, Utah (all parcels in Ashley Meadows Condominiums and is further identified by Exhibit “A”); and

**WHEREAS**, the Planning Commission and City Council received a request to vacate Ashley Meadows Condominiums; and

**WHEREAS**, the City Council conducted a public hearing following publication and notice as required by law to allow all interested parties an opportunity to be heard, and no protest or objection to the subdivision vacation was received; and

**WHEREAS**; the City Council received a recommendation from the Planning and Zoning Commission to allow the vacation of the subdivision.

**NOW, THEREFORE, BE IT IS ORDAINED** by the City Council of Vernal City, Utah as follows:

Section 1. The Vernal City Council finds that vacation of the plat for Ashley Meadows Condominiums subdivision, as more fully described on Exhibit “A”, in the judgment of Vernal City, is in the public interest and no private party or interest will be banned by such vacation.

Section 2. The Ashley Meadows Condominiums Subdivision, according to the official plat thereof on file in the office of the Uintah County Recorder, is hereby vacated. Property will revert to its original state as one undivided lot of record.

Section 3. The City Recorder shall cause a certified copy of this ordinance to be recorded in the office of the Uintah County Recorder.

Section 4. All public or private easements or rights of way not specifically vacated are not affected by this ordinance.

Section 5. This ordinance shall become effective following subsequent publication as provided by law.

Approved and adopted by the Vernal City Council this 3<sup>rd</sup> day of August, 2022.

\_\_\_\_\_  
Doug Hammond, Vernal City Mayor

ATTEST:

\_\_\_\_\_  
Roxanne Behunin, City Recorder



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