



APPLE VALLEY TOWN COUNCIL

1777 N Meadowlark Dr, Apple Valley
Thursday, December 02, 2021 at 5:00 PM

MINUTES

Mayor | Dale Beddo |

Council Members | Kevin Sair | Paul Edwardsen | Mike McLaughlin | Marty Lisonbee |

CALL TO ORDER- Mayor Beddo announced that the meeting was going to be 10 minutes delayed. The meeting started approximately 10 minutes late due to confusion about the schedule.

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENT

Mayor Dale Beddo

Council Member Kevin Sair

Council Member Marty Lisonbee

ABSENT

Councilmember Michael McLaughlin

Councilmember Paul Edwardsen

PRESENT

Town Attorney Dayton Hall

DECLARATION OF CONFLICTS OF INTEREST

None declared.

MOTION: Council Member Sair motioned to end the meeting because Council Member Lisonbee had not arrived yet.

SECOND: The motion was not seconded, motion died, and does not carry.

Council Member Lisonbee arrived at the meeting and the meeting proceeded.

DISCUSSION

1. DISCUSSION FOR LOT SPLIT ON AV-1337: APPLICANT AARON STOUT
2. DISCUSSION FOR LOT SPLIT ON AV-1378-C: APPLICANT KENDRA WEBB (AGENT:BRANT TUTTLE)
3. DISCUSSION FOR LOT SPLIT ON AV-1354-NP-8: APPLICANT AMIE-JO ENGLEHART (AGENT:NORTHERN ENGINEERING)

Mayor Beddo discussed a lot split ordinance that requires noticing on the agenda items. He continued, an application for a lot split involving fewer than 10 lots was brought up. This discussion is notifying the Town Council.



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DISCUSSION AND ACTION

4. DISCUSSION AND POSSIBLE ACTION ON RESOLUTION R-2021-10: A RESOLUTION APPOINTING DANIEL MUSSER TO CHIEF OF POLICE AND FIRE

Mayor Beddo commented that this does not require resolution but would like Town Council support. Council Member Sair expressed concerns about not being involved in the hiring process. Council Member Lisonbee expressed support.

MOTION: Council Member Sair motioned we table this to the next meeting.

SECOND: The motion was not seconded, motion died, and does not carry.

Town Attorney Daton Hall commented if you want to do it by resolution, it would be by a vote to adopt this draft resolution. He continued; it's not required but it's fine for the Council to adopt by majority vote confirming you are retaining him as a police and fire chief.

MOTION: Mayor Beddo motioned that we accept Resolution R-2021-10, appointing Daniel Musser for the Fire Chief and Police Fire position.

SECOND: The motion was seconded by Council Member Lisonbee.

VOTE: Mayor Lindhardt called for a Roll Call vote:

Council Member Sair - Nay

Council Member Lisonbee - Aye

Mayor Beddo - Aye

The vote was one nay and two aye and the motion did not pass.

At the time of this appointment there were five active Town Council members.

A majority vote would require three aye votes.

The majority of the public body constitutes a quorum for the public body and all motions of a public body shall be approved by a majority of the public body (not just a majority of the quorum in attendance). If a position is vacant, a quorum is the majority of the remaining members of the public body. Abstention does not impact a quorum.

There must be a minimum of a majority of the entire public body of affirmative votes for adoption of a motion.



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5. DISCUSSION AND POSSIBLE ACTION ON RESOLUTION R-2021-11: A RESOLUTION EXEMPTING PUBLIC UTILITY STRUCTURES FROM BUILDING HEIGHT RESTRICTIONS

Town Attorney Dayton Hall recommended tabling the resolution due to wording, change “public infrastructure” instead of “water tanks”.

MOTION: Mayor Beddo motioned to table the resolution for updating wording.

SECOND: The motion was not seconded, motion died, and does not carry.

Council Member Sair leaves the meeting due to feeling sick.

The meeting was closed due to no quorum.

Date Approved: _____

Approved BY: _____

Mayor | _____

Attest BY: _____

Town Clerk/Recorder | Jenna Vizcardo