

COUNCIL MINUTES
JANUARY 11, 2012

The City Council held a meeting on Wednesday, January 11, 2012, at 5:30 p.m., in the Council Chambers, 10 North Main Street, Cedar City, Utah.

MEMBERS PRESENT: Mayor Joe Burgess; Council Members: Ron Adams; Nina Barnes; John Black; Paul Cozzens; Don Marchant.

STAFF PRESENT: City Attorney Paul Bittmenn; City Engineer Kit Wareham; Public Works Director Rick Holman; City Recorder Renon Savage; Finance Director Jace Bunting; Fire Chief Paul Irons; Leisure Services Director Dan Rodgeron; Economic Development Director Brennan Wood; Executive Secretary Barbara Barrick; Airport Manager Russ Volk.

OTHERS PRESENT: Todd Hess, Melodie Jett, Tom Jett, Paul White, Ryan Diekmann, Kenneth Boxberger, Tara Workman, Katrina Tony, Connor Hugh, Kelsey Bowman, Kimy Patrias, Cody Bettridge, Makayla Warby, Beverly Burgess, Kyle Kopp, Holly Coombs, Josh Huntsman, Kristen Daniel.

CALL TO ORDER: Council Member Barnes gave the opening prayer; the pledge of allegiance was led by Council Member Cozzens.

AGENDA ORDER APPROVAL: Council Member Adams moved to approve the agenda order, but after item 13 move to the RDA and MBA meeting and then come back to Executive Session; second by Council Member Black; vote unanimous.

ADMINISTRATION AGENDA – MAYOR AND COUNCIL BUSINESS; STAFF COMMENTS: ■ Paul – I attended CDAT today and Linda Lohrengel said she attended an event at the Heritage Center and there is a problem with ice between the parking structure and the entrance and would like that watched. ■ Employee of the Month Drew Jackson – Michal Adams, EAC: Drew is the one and only building inspector. He comes from California and has been with the City 6.5 years, he and his wife have 2 teenage daughters. He is always happy to be at work and always helpful. He is reliable to get all inspections done; he works hard and studies to get into other levels of his career. He is professional and easy going. Drew answers any questions asked by citizens. ■ Russ Volk – the request for waiver allowing us to operate Jets was denied. The EA has to be finished by the office in Washington prior to Skywest. The EA entails going 2.5 miles from the runway to see if there are wetlands, endangered species, etc. The jets are quieter than props. Skywest and the Airport are collecting data we already have to assist the FAA. The Airport consultant for \$25,000 would conduct the EA for the entire process. I will come to you next week with a budget revision to use Airport Fund balance to do this. That was the lowest price verbally given; they were as high as \$90,000. We have verbally approached the FAA Denver Office and the Utah Department of Aeronautics office to obtain a grant to help with this. They are both looking at it, but it might take a month or more. I would like to propose to fund the cost of this out of the Airport fund and then

continue to approach the two agencies to help with the cost and get most paid through a grant. Ron – is the time frame 6 months. Russ – that is a worse case scenario. We have had email traffic and phone calls since this started. The Denver FAA office has been feeding Renton, Washington Office as much data as they have to help with the process. The Renton office has communicated with my office and Skywest to help with the process. There is a FAA regulation to comply with the Environmental Act has to be complete before a scheduled jet service. The others are not scheduled so we can fly as many as wanted, but once on a schedule the process begins. Don – do you anticipate any problems? Russ – not at this time. Don – do you feel like we stand a good chance of getting a grant? Russ – the best opportunity will be through the State. Because it is not tied to an Airport Improvement project it will be hard to get through the FAA. Also today we had a charter flight Brazilian arrived at the Airport for a trial run on a tour, they had 30 passengers. It is a Zion/Bryce tour and if they like how it goes, it could be a weekly occurrence.

PUBLIC COMMENTS: ■ There were no public comments.

CONSENT AGENDA: (1) APPROVAL OF MINUTES DATED DECEMBER 7 & 14, 2011; (2) APPROVAL OF BILLS DATED JANUARY 5, 2012; (3) APPROVE A BEER LICENSE AND LOCAL CONSENT FOR HARLEY STUART, LLC, 50 WEST CENTER – MARK BARUFFI/CHIEF ALLINSON; (4) APPROVE APPROVAL OF AIP-27 GRANT APPLICATION AND NOTICE OF INTENT FOR CONSTRUCTION OF SNOW REMOVAL EQUIPMENT FACILITY – RUSS VOLK; (5) APPROVE A CONTRACT FOR ENGINEERING SERVICES FOR THE CONSTRUCTION OF A SNOW REMOVAL EQUIPMENT FACILITY AT THE AIRPORT – RUSS VOLK; (6) APPROVE A NET METERING AGREEMENT WITH ROCKY MOUNTAIN POWER FOR FIRE STATION #1 – CHIEF IRONS; (7) APPROVE BID FROM BRADSHAW CHEVROLET IN THE AMOUNT OF \$35,638.00 FOR A CAB CASSIS TO BUILD A NEW TYPE 6 BRUSH TRUCK – CHIEF IRONS; (8) APPROVE FILLING THE LAB TECHNICIAN POSITION AT WASTE WATER TREATMENT PLANT – DARRELL OLMSTED/RICK HOLMAN; (9) APPROVE FILLING WATER WORKER I POSITION IN THE WATER DEPARTMENT – ROBBIE MITCHELL/ RICK HOLMAN; (10) APPROVE CONTRACT WITH AMERICAN WEST FOR INTERNET SERVICES FOR PUBLIC WORKS COMPLEX – RICK HOLMAN: Council Member Marchant moved to approve the consent agenda items 1 through 10 as written above; second by Council Member Cozzens; vote unanimous.

APPROVE 2012 MEETING SCHEDULE – RENON SAVAGE: Nina, the only thing was the Pioneer Day holiday so close, but it probably is not a problem.

Council Member Barnes moved to approve the 2012 meeting schedule; second by Council Member Adams; vote unanimous.

APPROVE COUNCIL & BOARD APPOINTMENTS – MAYOR BURGESS: The Council appointment recommendations are:

John Black - Library Board
Downtown Parking Authority
Inter-local Waste Water Board
Don Marchant - Airport Board
Frontier Homestead Foundation Board
Paul Cozzens - Disability Action Team
Water Conservancy Board

Board appointment recommendations are:

Airport Board - Jeff Middleton
Karl Hugh
Boyd Hall
Board of Adjustments - Zurl Thornock
Downtown Parking Authority - Dan Dotson
Planning Commission - Kristie McMullin
Rich Gillette
Marlo Jensen
RAP Tax Arts - Alice Waite
RAP Tax Parks - David Louthan
Parks & Rec Advisory Board - Jerry Oldroyd
Dave Holmes
Steve Bryant
Marian Morgan (2 year term)
Transportation Board - Danny Cowan
Brody Johnson

Council Member Marchant moved to approve the council and board appointments;
second by Council Member Barnes; vote unanimous.

AUDIT PRESENTATION: Todd Hess, CPA for Hinton Burdick. We have an office in Cedar City and most staff on the Audit was from the Cedar office. This is the FY end June 30, 2011. I want to express appreciation to Jace Bunting and the Staff for their help. Letter attached as Exhibit "A" are requirements charged by the State. If you have any questions on the letter, call or email me at any time. Our responsibility is to express an opinion about the financial statements prepared by management with your oversight are fairly presented, in all material respects. We prepare a draft financial statement and it is reviewed by Jace thoroughly. A copy of the audit presentation is attached as Exhibit "B".

Nina – on the general fund balance when we spend what we take in, historically we have not had a large balance. When was that balance acquired? Jace – the balance began to increase to the 18% level in 2006 when we were able to maintain that balance. We previously used money for the Heritage Center and were below 10%. Nina – is the increase from Lin's? Jace – that money goes to the RDA. We are maintaining where it is and that has been our goal, we transfer the overage into the capital improvement fund.

Nina – do most other communities hover at that amount? Todd – it varies from community to community, some have dipped below the 5% in the past few years.

Nina – on the Golf Course, the numbers are a concern. Jace – we have been watching that for a few years. There was discussion in the budget process as whether or not an enterprise fund is where the Golf Course should be. They have not had much net income to work from. Don – how would you change that to make it look better? Jace – an enterprise fund should be able to fund itself, if you move them into the general fund that goes away. The negative cash balances have to be funded out of the general fund. Mayor – we have improvements that need to be made that we have not been able to do because we don't have resources to do that. In the General Fund you can take money out of the capital improvement fund. I will be proposing that it go back into the general fund at the beginning of next year. Paul – you can't transfer into the enterprise fund. Jace – my concern is where it ends. If it doesn't belong in an enterprise fund, move it where it belongs.

Mayor – we are lucky we have Jace. Nina – in our discussion there are other communities that put out a simplified audit report and budget. Other communities put out an edited 5 page brief budget. Jace – there is a good summary at the beginning. If I get a call, which is rare, that is where I would direct them. We as staff are stretched as far as we can be stretched. Nina – maybe we should contract it out. I think the public would like easy access. Jace – I hear that, but I don't have any inquiries. Don – the information is included in pages 3 to 15. Jace – we used to put some charts in the Mayor's Newsletter, but Mayor Sherratt stopped that.

EXECUTIVE SESSION TO DISCUSS THE CHARACTER, PROFESSIONAL COMPETENCE OR PHYSICAL OR MENTAL HEALTH OF INDIVIDUALS:

ADJOURN: Council Member Cozzens moved to adjourn and move into the RDA meeting at 6:08 p.m.; second by Council Member Barnes; vote unanimous.

Renon Savage, CMC
City Recorder