

**COUNCIL WORK MINUTES**  
**JANUARY 22, 2020**

The City Council held a meeting on Wednesday, January 22, 2020, at 5:30 p.m. in the City Council Chambers, 10 North Main Street, Cedar City, Utah.

**MEMBERS PRESENT:** Mayor Maile Wilson-Edwards; Councilmembers: Ron Adams; Terri Hartley; Craig Isom; W. Tyler Melling; Scott Phillips.

**STAFF PRESENT:** City Manager Paul Bittmenn; City Engineer Kit Wareham; City Attorney Tyler Romeril; City Recorder Renon Savage; Finance Director Jason Norris; Police Chief Darin Adams; Fire Chief Mike Phillips; Leisure Services Director Ken Nielson; Economic Development Director Danny Stewart; Water Superintendent Robbie Mitchell; Public Works Director Ryan Marshall.

**OTHERS PRESENT:** Tom Watson, Carter Wilkey, Jeremy Laws, Mandy Laws, L. Henderson, Mary Gillespie, Alexandra Ball, Aliene Overly, Darrick Kirk, Dallas Buckner, Shane Baker, Dan Roberts, Marcus Hansen, Michael Radebaugh, Mike Green, Dixon Tiffany, Kelsey Cooke, Jessica Farling, Tom Jett, Melodie Jett, Hunter Shaheen, Teri Kenney.

**CALL TO ORDER:** Pastor Michael Radebaugh of Mountain View Baptist Church gave the invocation; the pledge was led by Councilmember Isom.

**AGENDA ORDER APPROVAL:** Councilmember Isom moved to approve the agenda order for the City Council Redevelopment Agency and Municipal Building Authority; second by Councilmember Hartley; vote unanimous.

**ADMINISTRATION AGENDA – MAYOR AND COUNCIL BUSINESS; STAFF COMMENTS:** ■Isom – I want to share my enthusiasm for the fiber being laid in the town. It is exciting for South Central Communications to be moving forward. ■Hartley – I have a commitment at 7pm if not finished will have to leave. ■Melling – I will start doing monthly council walks, the first one is Friday at 8 a.m. at the SW corner of 200 S. 300 W. by Founders Hall and zig zag between 200 and 400 South for 2 hours. Anyone in the area is welcome to attend as well as council or staff to see peoples concern in the area. Hopefully we will see 48 of those over 4 years. ■Phillips – I attended a meeting and had a few citizens bring this up, it is not our responsibility, but there are a lot of dead animals on Main Street (deer) on the north end of town and they are staying there for quite a while. Chief Adams – that is DWR, our Animal Control Officers will move them temporarily. I will reach out to Officer Carver and let him know it is a problem. ■Chief Adams – Sgt. Pollock received a First Responder award, Officers Evans, Lovell and Womack have received it in the past, this is in cooperation with the NAACP and Martin Luther King day. There are not a lot that nominate across the State, it was well deserved. Phillips – what criteria? Chief – you nominate and if they have space they accommodate. I think they would do more if more applied. A lot has to do with community involvement

will be the 26<sup>th</sup> Art Auction, it was at Rusty's Ranch House, but we have outgrown and are doing it on site. We are doing a mountain of paperwork for the DABC. Chief Adams – we did a background and have no concerns, would give a positive recommendation. Melling – I had one citizen reach out to me, it was about the process, shocked that it is something the Council must approve. Why is it required by the Council? Tyler – it is based on State Law. I can't give specific, but we need to get local consent from the local body. Consent.

**REQUEST TO HOOK ONTO CITY WATER OUTSIDE THE CITY LIMITS IN THE VICINITY OF 3437 EAST HWY 14. JEREMY LAWS:**

Jeremy Laws – I have been a resident for 28 years. I printed out a scope of what we had for property. We have a 9.5 acre parcel up Cedar Canyon, I am looking to build a home and hoping to get a water meter in place. I have talked with Robbie Mitchell and he said that it cannot be done, I am here to find out why. I will do whatever it takes to get the meter there. Property is very expensive throughout town, and this property is paid for, so we want to build a better home on that property. Phillips – what is the City regulations? Jeremy – there are other homes up the canyon that are on City water. Paul – City Ordinance prohibits water connection outside the city limits. We provide water to our residents; we are not the Water Conservancy District (WCD). There is an exception for stock watering you can truck water from your home to the animals. There are some residents we supply under a contract from a long time ago, pre Robbie, pre me and pre Kit. There was a plan submitted to Iron County for an RV Park, is this the same? Jeremy – no, that is further up the canyon. Paul – is there a reason you cannot drill a well? Jeremy - the wells up there were sold to the City. Paul – we don't have culinary wells up there. Robbie Mitchell – years ago before our time, the residents and Milt used to have their own well and they supplied their own houses, they were having problems with their system, the residents gave the City their water rights and the well so they could hook on to the City water. About 8-10 years ago the City had to go in and put a 2-inch line from our chlorinator to Milts and the homes, there are 6 homes and a restaurant on a 2-inch water line. If you are outside the city limits, we cannot provide water. Melling – what is the long-term strategy for the area? Will we eventually annex up there? Paul – our annexation policy plan does not go up the Canyon. Jeremy – it is considered Iron County. The WCD doesn't have anything to do with it. My 9.5 acres is worth nothing, I cannot do anything without water. Hartley – have you looked into buying a water right? Jeremy – I have talked with some of the farmers and they are not willing to sell water rights, I haven't dug any further than that. Hartley – have you checked with the WCD? Jeremy - yes, they don't have anything in that area. with the taxes that go up there, the WCD still charges on the taxes for the area even though you can't get water from them. Melling – we have either connecting to City Water or digging a well and acquiring your own rights which is about \$40 to \$50k. Jeremy – if spending that kind of money, I would purchase a different lot. Melling – I am not sure on catching participation, there is a number of videos I have looked into catching their household water through different methods, I know there are some regulations on that. Jeremy – I have thought about that, but County Code does not allow that, it has to be culinary water. Hartley – if I am understanding the 2" line won't service even if we were to approve it? Robbie – you would have to do a study, we calculated what was there, we didn't anticipate growth.