

**COUNCIL WORK MINUTES**  
**JULY 10, 2019**

The City Council held a meeting on Wednesday, July 10, 2019, at 5:30 p.m., in the Council Chambers, 10 North Main Street, Cedar City, Utah.

**MEMBERS PRESENT:** Mayor Maile Wilson-Edwards; Councilmembers: Ron Adams; Paul Cozzens; Terri Hartley; Craig Isom; 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; Economic Development Director Danny Stewart; Public Works Director Ryan Marshall; Golf Course Superintendent Steve Carter; City Planner Don Boudreau.

**OTHERS PRESENT:** Pastor Bob Sharp, Don Oswald, Tyler Melling, Chris Dahlin, Stephen Ashworth, Evelyn Ashworth, Carter Wilkey, Terri Kenney, Sara Penny, Alex Meisner, Mac Urie, Dan Roberts, Kelsey Keener, Dallas Buckner, Joanne Brattain, Bob Platt, Tom Jett, OB Keith, Jared Hatch, Nick Willis, Adrielle Herring, Claire Bruningham, Jeff Burningham, Anna Standage, Jordan Hess, Teri Kenney, Amy Gold, Danna Webster, Brittanie Parry, Mauri Bleazard.

**CALL TO ORDER:** Pastor Bob Sharp from Trinity Lutheran Church gave the invocation; the pledge was led by Jason Norris.

**AGENDA ORDER APPROVAL:** Councilmember Phillips moved to approve the agenda order; second by Councilmember Adams; vote unanimous.

**ADMINISTRATION AGENDA – MAYOR AND COUNCIL BUSINESS; STAFF**

**COMMENTS:** ■Isom – I want to thank the committee that put on the 4<sup>th</sup> of July Parade, Beth Stephenson, I have heard rave reviews on how it took us back to the roots of our freedom. We as a City were able to provide warehouse space to build those floats and it was a good effort. Also, on Royal Hunte, Bentley Blvd, there is a pothole, we have a constituent that tries to ride his wheel chair off that sidewalk, we need to look at that. ■Phillips – the Historic Preservation Commission has been busy and has a historic district on the national registry from 100 to 300 West and have signs and are fundraising for three more signs to designate the entire area. two weeks ago, we had our first Historic Downtown walking tour, we had 80 people and it was exciting. Ryan from Homestead lead the tour from Boomers to Town & Country. We will continue this in conjunction with the Final Friday Art walk, the last Friday of each month, they are free come listen about our community. In the process I noticed we have a few places, northern end of Main, around the trees the bricks are uneven, and we had people almost fall, and there are weeds in the sidewalk, particularly on the west side, I would like to have some roundup on them. I also want to thank the Fire Department for holding my hands through the firework demonstration, they do extraordinary work putting that together, months of prep and 3 solid days of setting it up, I was able to spend the day with Chief Phillips, and during that time there were several fires. ■Cozzens – kudos to the Stephenson's, Chris and Beth for the parade, it was incredible, I have been concerned the past several years, I think participation may double. Beth wants help from the City for help

with storage. There were 10 floats built and people sponsored them, I think it will grow. Teresa Cummings, Alisha Grant, Diane Gubler, Jen Bock, Randy Sevy, Julie Griffin were all on the committee. ■Phillips – I would like to hear from the Chief on the July 4<sup>th</sup> parade and safety concerns. ■ E.A.S.Y. Education discussion. Chief Adams – we talked about the fee for the classes in the budget, prior to 2006 Cedar and Provo PD were pioneers in doing the program, in 2006 the State took it over. We have continued to teach the class free of charge. Things have changed at the State, Corporal Zac Adams did quarterly compliance checks and it is much easier for them to go online to do training, he talked to the businesses and they are all opting to do the online training. We will cease to do that. We will evaluate if we have someone new that wants the class, we could do that. The retailers will be registered on line. I may come back to change the current ordinance if we don't teach it at all. Phillips – do they take that every year? Adams – every 3 years.

On the parade I have communicated to each of you. The root cause is parents and children. I reached out to colleagues, Park City, Bountiful, Orem, they are not immune to the challenges, they have tried different thoughts, and some didn't let them throw anything, Orem said their biggest offender was the Council and Mayor. Kids look forward to that at a parade, but we want to find a safer way. I have suggestions on how to improve, we will start by working with the organizers, I have been on the phone with Ed Goodwin for the 24<sup>th</sup> parade and have them not throw from a moving vehicle. We would like to have people behind the white fog line, we may have to elongate the route. KSUB has agreed to record that. We will try to use Golf Carts along the route and a UTV and make back and forth movement, Orem has done that. Mayor – we have talked about is if we put it back on parade organizers to have people go along the route as well, so it is not all on the Police Department and Volunteers. Cozzens – years ago we changed it from 400 South to 200 South, we did that so people could get up the canyon. What if we extended the route to MACU, or go back to 400 South. Adams – we blocked at 400 to get a detour east and west and the block between 200 and 400 to stage. There was so much traffic going down 400 to the east that it didn't fit. Paul – have you looked at staging on the west side of Main Street instead of the east. I am worried if we send the officers to do crowd control, we have a shift on that is not at the parade, so you would have to bring in 8 volunteers, it is hard on a holiday when they want to be with their families. I don't want all the burden on the PD, it is not our parade, we don't produce the parade or own the street, we don't get any revenue. Phillips – but the perception is that it is Cedar City's parade. Paul – yes, it is an activity, but if there is a way to get organizers to do the policing without bringing our people in. Phillips – it is a huge job and I think it has to be a combination, possibly get a biking club to do it if we provide a t-shirt. We don't want anyone to get hurt, we want it a safe, fun experience. Looking at social media, they were not going after the Lion's Club or UDOT, they were going after Cedar City. Adams – Ed approached the City about going on Center Street instead of Main, stage at 300 W. Center and go west on Center to 900 West and it would free up Main Street. It is something worth considering.

**PUBLIC COMMENTS:** ■Jeff Burningham, visiting Iron County, it is great to be with you. We toured WL Plastics, Red Acre Farm, Cozzens Cabinets, I am considering running for Governor, I am an entrepreneur. Peak Capital partners, we own 4 billion of real estate around the state. As a young student I knew there was an oversupply of entrepreneurs. And started institutional adventure funds and have done startups on the Wasatch front and created 5,000 jobs, Clair my daughter is here, my wife teaches 2<sup>nd</sup> grade. I am passionate about Utah and

the republican platform, the power of individual freedom, a belief when free we create the best lives for ourselves. The secret sauce in Utah is the people of Utah and them being free. I have been to 27 of 29 counties, when going to rural counties it has been interesting to see the issues they deal with. We need to connect. I am grateful to be able to introduce myself to you. I would love to hear from others about your needs. Phillips – we are passionate about Cedar City and would love to have investment in Cedar City. ■Mac Urie – DMBT, Dixie Mountain Bike Trail Committee – the 13<sup>th</sup> trail cutting is Saturday at 9:00 a.m., it was built on Cedar City property, we with BLM, DMBT, Eagle Scouts have built the trail. It is an awesome beginner to intermediate trail an entire family can go on it, mountain bike trail. You can park at the trail head, Ribbon Cutting at 9:00 a.m. and then a group ride. Hartley – where specifically? Go past Cedar Motor and through the roundabout to the restroom. That is the newest completed trail to date. It is the furthest north trail in the system. Phillips – how long? Mac – about 3 miles, built by hand. We would appreciate having City Council representative since it is on City property; the trails are in our back yard. Moab, Park City and Draper you have to travel to the trail head, you can ride from your home to the trails. The system will be over 100 miles on the east side of Cedar when completed. Mac – this will dump into Thunderbird Gardens, it is beautiful views looking over the Golf Course. ■Mayor – the next slow roll is tomorrow at 6:00 p.m.

**CONSENT AGENDA: (1) APPROVAL OF MINUTES DATED JUNE 19 & 26, 2019; (2) RATIFY BILLS DATED JUNE 28, & JULY 1 & 2, 2019, ; (3) APPROVE DOING AN RFP FOR INFORMATION TECHNOLOGY SERVICES. PAUL COZZENS:**

Councilmember Phillips moved to approve the consent agenda items 1 through 3 as written above; second by Councilmember Hartley; vote unanimous.

**CONSIDER AN ORDINANCE AMENDING THE CITY'S TRANSPORTATION MASTER PLAN FOR THE REALIGNMENT OF A MASTER PLANNED ROAD OFF WESTVIEW DRIVE. KIT WAREHAM:**

Dallas Buckner – if you have questions I can answer them. Phillips – since we are amending the Master Plan, what is the exact coordinates we are approving, 1575 or what? Tyler – you want the exact roads, it is 1800 South, moving from 1525 South.

Councilmember Hartley moved to approve the ordinance amending the City's Transportation Master Plan for the realignment of a master planned road off Westview Drive (1800 South); second by Councilmember Cozzens; roll call vote as follows:

Ron Adams	-	AYE
Paul Cozzens	-	AYE
Terri Hartley	-	AYE
Craig Isom	-	AYE
Scott Phillips	-	AYE

**CONSIDER APPROVAL OF VICINITY PLAN FOR 4B RANCH SUBDIVISION, PHASE 1 (4450 WEST 1600 SOUTH). GO CIVIL ENGINEERING/DON**

**BOUDREAU:** Dallas Buckner – we did a zone change a few weeks ago. It is 38 acres, 31 lots. Phillips – single family units? Dallas - yes, one acre lots.

Councilmember Hartley moved to approve the vicinity plan for 4B Ranch Subdivision, Phase 1; second by Councilmember Isom; vote unanimous.

**CONSIDER A RESOLUTION APPROVING RAP TAX ALLOCATION FOR ARTS.**

**JOANNE BRATTAIN/TYLER ROMERIL:** Phillips – I want to support the committee, but there are funds in the Arts portion. Tyler – I put it in one with Councilman Phillips recommendations. Phillips – three organizations because I felt reserve funds could be used. Music Arts, I am recommending the requested amount. Livestock Festival, full amount of \$17,000 and OSU, the full \$18,000, a difference of \$3,725.00. the \$6,000 was included for the Library

Councilmember Phillips moved to approve the RAP Tax allocations for Arts as follows: Arts Council \$10,000; Children’s Musical \$13,000; Junior Ballet \$11,000; Music Arts \$18,000; Livestock Festival \$17,000; Community Theater \$13,000; In Jubilo \$3,000; Jazz Alliance \$1,600; Master Singers \$3,000; Orchestra \$18,000; Simon Festival \$18,000; SUMA \$20,000; Suzuki \$3,000; USF \$75,125; and from the preservation fund the Cedar City Library \$6,000; second by Councilmember Cozzens;

Adams – I want to hear from Joanne. Joanne – we are ok as long as the additional money comes out of the “pot” we are good with that.

vote as follows:

AYE:	<u>5</u>
NAYS:	<u>0</u>
ABSTAINED:	<u>0</u>

**CONSIDER A RESOLUTION APPROVING RAP TAX ALLOCATION FOR PARKS & REC. MAURI BLEAZARD /TYLER ROMERIL:**

Councilmember Cozzens moved to approve the RAP Tax allocations for Parks Rec as follows: Cedar City Leisure Services \$376,000; Cedar Rotary Foundation \$50,000; and Frontier Homestead Museum \$8,000; second by Councilmember Adams;

Tyler - Cedar Rotary is asking \$50,000 to be carried for 3 year.

vote as follows:

AYE:	<u>5</u>
NAYS:	<u>0</u>
ABSTAINED:	<u>0</u>

**CONSIDER AN ORDINANCE CHANGING THE GENERAL PLAN FROM LOW DENSITY RESIDENTIAL TO HIGH DENSITY RESIDENTIAL FOR PROPERTY LOCATED AT 100 EAST 1600 NORTH. GO CIVIL/TYLER ROMERIL:**

Dallas Buckner – this is 1.84 acres, we got a favorable recommendation from Planning Commission.

Councilmember Hartley moved to approve the ordinance amending the General Plan from low density residential to high density residential for property located at 100 East 1600 North; second by Councilmember Isom; roll call vote as follows:

Ron Adams - AYE  
Paul Cozzens - AYE  
Terri Hartley - AYE  
Craig Isom - AYE  
Scott Phillips - AYE

**CONSIDER ORDINANCE CHANGING THE ZONE FROM GENERAL COMMERCIAL TO DWELLING MULTIPLE UNIT (R-3-M) FOR PROPERTY LOCATED AT 100 EAST 1600 NORTH. GO CIVIL/TYLER ROMERIL:**

Councilmember Cozzens moved to approve the ordinance amending the zone from general commercial to dwelling multiple unit (R-3-M) for property located at 100 East 1600 North; second by Councilmember Isom; roll call vote as follows:

Ron Adams - AYE  
Paul Cozzens - AYE  
Terri Hartley - AYE  
Craig Isom - AYE  
Scott Phillips - AYE

**CONSIDER AN ORDINANCE CHANGING THE GENERAL PLAN FROM MEDIUM DENSITY RESIDENTIAL TO BUSINESS AND LIGHT MANUFACTURING FOR PROPERTY LOCATED AT 100 NORTH 4800 WEST.**

**PLATT & PLATT/TYLER ROMERIL:** Bob Platt – this received a negative recommendation from Planning Commission with a 3/2 vote. There are not any plans at this time, they want it the same as SUU to the north.

Phillips – I am not in favor, there is residential on both sides. Hartley – I contacted the owners of Windmill Plaza and they are opposed, they invested in residential where it is master planned residential and were not in favor, that confirmed my feelings. We established the heavy manufacturing on the north side of Hwy-56. Adams – the power line will not allow for access on the east side, I am not in favor. Cozzens - I oppose also.

Councilmember Hartley moved to oppose the ordinance amending the General Plan from medium density residential to business & light manufacturing for property located at 100 North 4800 West; second by Councilmember Cozzens; roll call vote as follows:

Ron Adams - AYE  
Paul Cozzens - AYE  
Terri Hartley - AYE  
Craig Isom - AYE  
Scott Phillips - AYE

**CONSIDER AN ORDINANCE CHANGING THE ZONE FROM MASTER PLANNED DEVELOPMENT (MPD) TO INDUSTRIAL AND MANUFACTURING - 1 (I&M-1) FOR PROPERTY LOCATED AT 100 NORTH 4800 WEST. PLATT & PLATT/TYLER ROMERIL:**

Councilmember Hartley moved to deny the ordinance amending the zone from master planned development (MPD) to industrial & manufacturing (I&M-1) for property located at 100 North 4800 West; second by Councilmember Phillips; roll call vote as follows:

Ron Adams	-	AYE
Paul Cozzens	-	AYE
Terri Hartley	-	AYE
Craig Isom	-	AYE
Scott Phillips	-	AYE

**CONSIDER AN ORDINANCE VACATING A PUBLIC UTILITY EASEMENT IN THE TEMPLE COVE SUBDIVISION. PLATT & PLATT/TYLER ROMERIL:** Bob Platt – this is vacating the utility easement on lot 2 and lot 1, it is a parking lot with access from the temple. There are not any utilities in the easement, they are all on the front.

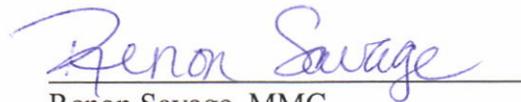
Councilmember Hartley moved to approve the ordinance vacating a public utility easement in the Temple Cove Subdivision; second by Councilmember Adams; roll call vote as follows:

Ron Adams	-	AYE
Paul Cozzens	-	AYE
Terri Hartley	-	AYE
Craig Isom	-	AYE
Scott Phillips	-	AYE

**CONSIDER BIDS FOR A ROUGH MOWER AT THE GOLF COURSE. STEVE CARTER:** Steve Carter – Do you have question on the information you received? we are requesting the John Deere. We test drove both, we own Toro, the John Deere works well and it \$8,000 cheaper. We have fairway and rough cut, it is not in the sage brush. The mower we are replacing we bought in 2006, we stretch the use of the equipment.

Councilmember Phillips moved to approve purchasing a John Deere 9009A Terrain Cut Rough Mower for \$61,264; second by Councilmember Isom; vote unanimous.

**ADJOURN:** Councilmember Isom moved to adjourn at 6:15 p.m.; second by Councilmember Cozzens; vote unanimous.

  
Renon Savage, MMC  
City Recorder