

COUNCIL MINUTES
MAY 14, 2014

The City Council held a meeting on Wednesday, May 14, 2014, at 5:30 p.m., in the Council Chambers, 10 North Main Street, Cedar City, Utah.

MEMBERS PRESENT: Mayor Maile Wilson; Councilmembers: Ron Adams; John Black; Paul Cozzens; Fred Rowley; Don Marchant.

STAFF PRESENT: City Manager Rick Holman; City Attorney Paul Bittmenn; City Engineer Kit Wareham; City Recorder Renon Savage; Finance Director Jason Norris; Police Chief Robert D. Allinson; Fire Chief Paul Irons; Leisure Services Director Dan Rodgeron; Public Works Director Ryan Marshall; Sgt. Sheldon Barney.

OTHERS PRESENT: Melodie Jett, Tom Jett, Steve Ahlgreen, Shelly Barney, Malissa Snow, Aimee Bryson, Dallen Corry, AJ Messina, Dude Benson, Richard Cannon, Cameron Woody, Ryan Dejong, Mike Mower, Sam Cribbs, Tom Greene, Josh Larsen, Phil Hertenstien, David King, Holly Coombs, Tracie Sullivan.

CALL TO ORDER: Lay Pastor Harry Brown of the Community Presbyterian Church gave the opening prayer; the pledge of allegiance was led by Scout Troop 1871.

AGENDA ORDER APPROVAL: Councilmember Black moved to approve the agenda order; second by Councilmember Marchant; vote unanimous.

ADMINISTRATION AGENDA – MAYOR AND COUNCIL BUSINESS; STAFF

COMMENTS: ■Marchant – I have a letter addressed to Cedar City front Kent & Bessie Dover in regard to the recent snow storm thanking the City for the efforts by the City Maintenance Workers and local citizens for caring for their property. Many others have expressed the same sentiments. Black – I echo that, thanks for the untold service and to the citizens of Cedar City. ■Cozzens – I got an email from the Water Conservancy Manager, Paul Monroe, and we are approved for our West Desert filings today, 15,000 acre in pine valley and 63,000 in Wha Wha Valley and it runs downhill and we don't have to pump it. With Lake Powel \$450 million expense, so this is a really good thing. Black – the water is not for tomorrow, if we continue to conserve we have water for 30-40 years. Cozzens – there is a possibility of an appeal. ■Mayor – I have had a citizen contact me about some graffiti in the community; I want us to be aware and look at ways to address. ■Rick – we have a rotation of our garbage trucks and are scheduled to purchase one in the next year. Jeff was contacted by a vendor for a buyer of our reserve garbage truck. It is a good price and will offset the price. We will bring a surplus item on the next agenda, but if it has to be done quickly we will let you know and take action. Rowley – I talked with Mr. Holman about having combination work/action meetings so we can take more rapid action, it is a possibility.

PUBLIC COMMENTS: ■ Recognition of Upper Limit for help in finding lost juvenile – Sargent Barney & Chief Allinson: Sgt. Barney had a case in trying to find a young man;

he got resourceful and got participation from Upper Limits Aviation. Sgt. Barney – April 9th we had a missing juvenile, it was assigned to me. The juvenile was depressed and had capability of hurting himself. We had exhausted our efforts, turned his phone off and took chip out. We knew he was in a 2004 Jeep Cherokee, I am friends with Ryan Dejon of Upper Limits and so I called to see if they could keep an eye out for this vehicle. I went and talked with Michael Mower Chief Director I asked if they could keep an eye out. He called his people in and put extra pilots in the helicopters and then donated 4 – 6 helicopters doing nothing but look with 3 people in each chopper including a police officer and the brothers of the individual. We went out by Three Peaks to Brian Head, Panguitch Lake, Highway 14, Shurtz Canyon, all the way out in 2 – 3 hours. We had the juvenile come back in he had been in New Castle. The other incident happened on April 12th, a lady was traveling up Shurtz Canyon and got stuck in deep snow, when Search & Rescue located her they could not get to her, Upper Limit was notified at 6:45 – 7:30 and Chief Mower had a bird in the air in 30 minutes. They flew and picked her up just before dark. If it had waited to the next day it would have been a rescue mission. This is a lot of time and expense donated I thought it needed to be recognized, it took me time to talk him into the recognition, he said we are here to serve. I would like to list the men Chief Michael Mower, Matt Kawamura, Sam Cribbs, Eric Wirz, Josh Larsen, Donovan Owens, Ryan Dejong, Rich Cannon, Jace Hunter, Cameron Woody, Nick Soto, Ryan Moeller, David King, Philip Hertenstien. I live in the flight path and the army tanker fly over my home to do touch and go. I can choose to be upset or realize the sound is the price of freedom. As upper Limit is up and around you may get calls. I would like you to explain that maybe it may be them or their loved ones and they could lose life. The sound becomes a lot better. Stg. Barnet presented a plaque to Upper Limits with the challenge Coin of them. The Code of Honor is on the coin and that is what the department is built on. It is what we stand for. “In my care you will be safe”, that exemplifies your community service. Mike Mower – we made a commitment to the community as a whole that any of the future events that come up, Cedar City and Iron County have 15 helicopters on call. These guys do everything. Thank you. ■Steve Ahlgreen, Utah Summer Games, they have become one of our major sponsors. The State pulled out \$50,000 this year and with help of all. We talked about community service and Mike and his people donated \$35,000. ■Harley Thompson, Cedar City Trap Club, we have an open house May 31st. We have been in the process to renovate and bring it up to updated standards. 31st 10-2 open house with Dutch oven lunch and a presentation at 11AM with commemorative plaques for those that have helped. We thank the City for their help and the County. We now have trap fields with sidewalks wide enough for wheel chairs. Tourism Bureau, RAP Tax and NRA have also contributed. ■Dave Thomas representing the Boulevard Home Furnishings. We are excited to open the new store on the 23rd. We want to be part of the community, 6 of us live here and will work in the store. We would like to invite the Mayor and Council members to a walk through this Friday night to give you a pre-grand opening walk through. What brought us here are the trains, we have a Union Pacific Train Station and a train. The second thing is the Shakespeare Festival, we have this theme also. We are part of the community and have lived here for years. We have a very pretty store, something the community needs. We hope you join us on the 23rd for the Grand Opening and bring as many friends as you can. We will have a fun party. You have been given an invitation for the grand opening. We will have ads out to

the community. We are encouraged to be part of the community. We will pick charities, one is the EMS Station, we will update their furniture. We want to be part of the community.

CONSENT AGENDA: (1) APPROVAL OF MINUTES DATED APRIL 14, 16 & 23, 2014; (2) APPROVAL OF BILLS DATED MAY 8, 2014 ; (3) APPROVE A SINGLE EVENT PERMIT TO HOLD A BEER GARDEN ON JUNE 7TH FOR THE CEDAR CITY ELKS – CANDACE HOWES/CHIEF ALLINSON; (4) APPROVE A RAW LAND LEASE AT THE AIRPORT FOR SOUTHERN SKIES AVIATION INC. – CLAYTON CHENEY/RUSS VOLK; (5) APPROVE A COOPERATIVE AGREEMENT WITH UDOT TO PASS THROUGH FUNDS FROM UDOT TO BOULEVARD HOME FURNISHINGS FOR STORM DRAIN AND SIDEWALK IMPROVEMENTS ALONG MAIN STREET (SR-130) AS REQUIRED BY UDOT – KIT WAREHAM; (6) APPROVE BID FROM ACM ELECTRIC IN THE AMOUNT OF \$29,115.00 FOR THE AQUATIC CENTER LED LIGHT PROJECT – DAN RODGERSON: Councilmember Cozzens moved to approve the consent agenda items 1 through 6 as written; second by Councilmember Adams; vote unanimous.

CONSIDER A ROAD DEDICATION FOR SOUTH MOUNTAIN DRIVE – RICK LUNT/JOEL HANSEN: Black – I don't see any viable options. Rowley – I couldn't see what it would connect to. Kit – it follows an existing sewer line, the road is partially dedicated already.

Councilmember Cozzens moved to approve the road dedication for South Mountain Drive; second by Councilmember Black; vote unanimous.

APPROVE AN ORDINANCE AMENDING THE CEDAR CITY WATERWORKS ORDINANCE, SECTION 37-21 AND 37-22 – KIT WAREHAM: Councilmember Marchant moved to approve the ordinance amending the Cedar City Waterworks Ordinance, Sections 37-21 and 37-22; second by Councilmember Black; roll call vote as follows:

Ron Adams	-	AYE
John Black	-	AYE
Paul Cozzens	-	AYE
Don Marchant	-	AYE
Fred Rowley	-	AYE

APPROVE AN ORDINANCE AMENDING THE WATER ACQUISITION ORDINANCE – PAUL BITTMENN: Councilmember Black moved to approve the ordinance amending the Water Acquisition Ordinance; second by Councilmember Adams; roll call vote as follows:

Ron Adams	-	AYE
John Black	-	AYE

Paul Cozzens	-	AYE
Don Marchant	-	AYE
Fred Rowley	-	AYE

CONSIDER A RESOLUTION AUTHORIZING CITY COUNCIL MEETING PARTICIPATION THROUGH ELECTRONIC MEANS – PAUL BITTMENN:

Tom Jett – this is technology, but it is hard enough to hear council members sometimes, some are quiet, some too far from mic. I hope the equipment that the City acquires for the system will allow the public to hear the councilmember that may not be on site. It is important. It is also important that the public be able to ask questions of the member. I hope you have equipment that will allow that to take place. Rowley – there is a very important issue and someone has to be out of town, it allows participation. Tom – I support the resolution. Cozzens – I don't think it will happen often.

Councilmember Rowley moved to approve the resolution authorizing City Council meeting participation through electronic means; second by Councilmember Cozzens; vote as follows:

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

ADJOURN: Councilmember Marchant moved to adjourn at 6:00 p.m.; second by Councilmember Cozzens; vote unanimous.



Renon Savage, CMC
City Recorder