



HURRICANE CITY UTAH

City Council

*Drew Ellerman
Joseph Prete
Dave Imlay
Lynn Excell
Amy Werrett*

Mayor

City Manager

Clark Fawcett

Kaden DeMille

Hurricane City Council Meeting Agenda

April 2, 2026
5:00 PM

City Council Chambers 147 N 870 W, Hurricane

Notice is hereby given that the City Council will hold a Regular Meeting in the City Council Chambers 147 N 870 W, Hurricane, UT. [Meeting Link on Webex](#) Meeting number: 2630 456 5376 Meeting password: HCcouncil Join from a video or application Dial 26304565376@cityofhurricane.webex.com. You can also dial 173.243.2.68 and enter your meeting number. Join by phone +1-415-655-0001 US Toll Access code:26304565376. A silent roll call will be taken, followed by the Pledge of Allegiance and prayer by invitation. **THOSE WISHING TO SPEAK DURING PUBLIC FORUM MUST SIGN IN WITH THE RECORDER BY 6:00 P.M.**

5:00 p.m. Pre-meeting

1. Agenda Summary

6:00 p.m. - Call to Order

Prayer

Pledge of Allegiance

Declaration of any conflicts of interest

Minutes of the Regular City Council Meeting for March 19, 2026

Swearing in of Officer Ian Atkinson

Recognition of Officer Marshall and K9 Gee by HSI

Public Forum – Comments from Public

Please Note: In order to be considerate of everyone attending the meeting and to more closely follow the published agenda, public comments will be limited to 3 minutes per person per item. A spokesperson representing a group to summarize their concerns will be allowed 5 minutes to speak. Repetitious commentary will not be allowed. If you need additional time, please request agenda time with Cindy Beteag in writing before 12:00 p.m. the Tuesday one week before the Council meeting.

NEW BUSINESS

1. Public Hearing to take comments on the following;
 - a. A request for disposal of remainder parcels along Sand Hollow Road and Gateway Boulevard due to realignment

2. Consideration and possible approval of **Ordinance 2026-06 Approving the abandonment of remainder parcels** along Sand Hollow Road and Gateway Blvd. public right of way due to realignment
3. Consideration and possible approval of **Zone Change Amendment Ordinance No. ZC26-05** to rezone a 0.522-acre portion of a 8.36-acre property located at 630 S 60 E from Residential Agriculture RA-1 to Single Family Residential R1-10; File No. ZC26-05; parcel no. H-362; Samantha Hinton, applicant.
4. Consideration and possible approval of **Ordinance 2026-07 Amending Title 4, Chapter 11** regarding the Discharge of Fireworks
5. Consideration and possible approval of an **Amended Proclamation** regarding the discharge of fireworks
6. Discussion regarding **creating zones within the city for Council members to oversee** and conduct meetings to hear citizens' concerns and comments - Mayor Fawcett
7. Consideration and possible approval of a **change in the material standards** for the Water Department - Kory Wright
8. Consideration and possible approval of **Resolution 2026-18 Amending City Pickup of Public Safety Employee Retirement Contributions** - Sel Lovell
9. Consideration and possible approval of **adjusting City contributions** for Tier II Hybrid Employees' retirement - Sel Lovell
10. Mayor, Council, and staff reports
11. Closed Meeting held pursuant to Utah Code section 52-4-205, upon request

Adjournment

The undersigned City Recorder does hereby certify that the agenda was posted to the city website, posted to the state public notice website, and at the following locations: the City office, the post office, and the library on April 1, 2026. Cindy Beteag, City Recorder

REASONABLE ACCOMMODATION: Hurricane City will make efforts to provide reasonable accommodations to disabled members of the public in accessing City programs, please contact the City Recorder, 435-635-2811 x 106, at least 24 hours in advance if you have special needs.

Agenda Summary for Hurricane City Council April 2, 2026

5:00 p.m. Pre-Meeting

6:00 p.m. Call to Order

Minutes for March 19, 2026.

Swearing in of Officer Ian Atkinson.

Recognition of Officer Marshall and K9 Gee by HSI.

New Business

1. Public Hearing to take comments on a request for disposal of remainder parcels along Sand Hollow Road and Gateway Boulevard due to realignment.
2. Sand Hollow Road was expanded and realigned by the Sand Hollow Gateway PID. Right of way was considerably widened and the adjacent property owners voluntarily dedicated the additional width. Where the road was realigned much of the existing right of way became no longer necessary along Sand Hollow Road and now Gateway Boulevard. This item was discussed at City Council meetings: December 7, 2023, and April 26, 2024, but an action on this item was continued until the road improvements were completed. Now that the road improvements are complete it's requested that the properties generally bound by the old and new road dedications are declared surplus and conveyed to the nearest adjacent property owners. – Jeremy Pickering
3. The applicant requests a zone change from Residential Agriculture RA-1 to Single Family Residential R1-10 for a 0.522-acre portion of a larger 8.36-acre parcel located at the south end of Main Street. The applicant has stated their intention after rezoning is to split off the smaller piece from the larger parcel for the purpose of building one single-family home on the new lot. A public hearing was held at the March 26, 2026, Planning Commission meeting. The public hearing was attended by a large audience of neighbors who oppose the zone change, and they were represented by about half a dozen speakers who voiced concerns about future subdivision of the property, increases in traffic on the narrow street, the inadequacy of the street to accommodate more units, and increased water usage. The Planning Commission discussed similar concerns as those voiced in the public comments and asked questions of staff about the road-improvement requirements that would be needed. Staff responded, stating that none are required for the zone change, but any lot split or subdivision of the property would include access and fire safety analyses to determine what level of road improvements would be required to assure that city standards are properly met. A motion to approve was made, but it failed with a vote of 4 to 3 against. After further discussion regarding how the four standards for approval for a zone change cited in the city code were adequately satisfied, a second motion to recommend approval passed 4 to 3 in favor. **Staff finds that the request adequately satisfies the four approval standards for zone changes:**

**** Is the proposed amendment consistent with the goals, objectives, and policies of the City's General Plan?*** The General Plan Map designates this area as "Single Family," and the proposed Single Family Residential R1-10 zoning is consistent with that designation. Although the property is currently used for agricultural purposes, something that the General Plan generally supports preserving, it is not designated for long-term agricultural use under the "Single Family" land use designation. The General Plan also supports development that is consistent with surrounding land uses, and this proposal meets that consistency requirement since the site is surrounded by existing R1-10 zoning that is predominately developed with single-family homes.

**** Is the proposed amendment harmonious with the overall character of existing development in the subject property's vicinity?*** Development in the area is zoned and developed similarly. The zone change amendment would be harmonious with development in the immediate area since the site is surrounded by existing R1-10 zoning that is predominately developed with single-family homes.

**** Will the proposed amendment adversely affect the adjacent property?*** The applicant's proposal to create one additional lot after the zone change with a future lot split is not anticipated to adversely affect neighboring properties. A lot split or subdivision would require verification of adequate access and fire safety, and as such, the potential to adversely affect neighboring properties is unlikely. Also, the proposed density is consistent with that prescribed by the General Plan.

**** Are public facilities and services adequate to serve the subject property?*** There are no concerns with the adequacy of public facilities to serve this property. The JUC reviewed the proposed zone change and recommends approval.

Staff recommends approval. – Gary Cupp

4. At the previous City Council meeting, a proclamation was approved establishing permitted fireworks areas under a Condition 3 designation. During that discussion, the Council expressed interest in expanding the number of approved locations to help reduce overcrowding in parks and provide residents with more options. Following that direction, Councilman Imlay consulted with Chief Decker, and the Fire Department indicated support for adding two additional parks. They also agreed to amend the approval timeline, shifting the deadline for adopting the proclamation from April to May. – Cindy Beteag
5. This item is to update the fireworks proclamation to include the additional parks anticipated to be approved immediately prior to this item. – Cindy Beteag

6. Mayor Fawcett would like to discuss creating zones within the city for Council members to oversee and conduct meetings to hear citizens' concerns and comments.
7. The Hurricane City Water Department is requesting approval to amend its standards and details. This item will be considered by the Water Board at its March 31st meeting, and a positive recommendation is anticipated. – Kory Wright
8. The cost of the pension for Tier II Public Safety Hybrid employee participants has increased from 4.73% to 5.98%. Hurricane City currently has a resolution (#2022-25) stating that the City will cover this "pick-up" amount up to a maximum of 5.00%. Because the required pick-up now exceeds this cap, Hurricane City must decide whether to cover the additional expense or require employees to pay the portion above 5.00%. This decision would also require updating or creating a new resolution to reflect the change. – Sel Lovell
9. Public employees have also experienced an increase in the pick-up amount; however, unlike Public Safety employees, employers are not permitted to cover this additional cost on their behalf. This expense must be paid directly by employees as an after-tax contribution.

For fiscal year 2026–2027, the URS Tier II Public Employee Hybrid plan requires participating employees to contribute 1.3% of their after-tax wages toward the Tier II pension. – Sel Lovell
10. Mayor, Council, and staff reports.
11. Closed meeting if necessary.

Mayor
Clark Fawcett

City Manager
Kaden C. DeMille



City Council
Drew Ellerman
Joseph Prete
Dave Imlay
Lynn Excell
Amy Werrett

Human Resources Employment Report

This is a brief report on staff who have been recently hired and current open positions which need to be filled in the city.

New Hires

Annie Casper – Court Clerk II
Mark Torres – Parks Maintenance P/T
Scott Carter – Parks Maintenance P/T
Maressa Moyes – Staff Assistant
Jordan Alvey – Staff Assistant
Stacci Webber – Staff Assistant

Current Open Positions

GIS Analyst II

Date 04/02/2026



1 Minutes of the Hurricane City Council meeting held on March 19, 2026, in the Council
2 Chambers at 147 North 870 West, Hurricane, Utah at 4 p.m.

3 **Members Present:** Mayor Clark Fawcett and **Council Members:** Drew Ellerman, Joseph Prete,
4 Dave Imlay, Lynn Excell, and Amy Werrett (online).

5
6 **Also Present:** City Manager Kaden DeMille, City Attorney Dayton Hall, Police Chief Kurt Yates,
7 Public Works Director Mike Vercimak, Assistant Public Works Director Weston Walker, Streets
8 Superintendent Hayden Roberts, City Planner Gary Cupp, Assistant Planner Fred Resch III,
9 Power Director Mike Johns, Recreation Director Tiffani Wright, Building Official Larry Palmer,
10 Finance Manager Paige Chapman, Water Superintendent Kory Wright, HR Director Sel Lovell,
11 and City Recorder Cindy Beteag.

12
13 **AGENDA**

14 **4:00 p.m. Work Meeting**

- 15 1. Discussion regarding the Cost of Service Study and the Power Pooling Agreement.

16 Mike Johns explained the cost of service study includes a new rate design with a Power Cost
17 Adjustment (PCA). The PCA is new to the City and introduces a different rate structure. He
18 noted the last rate study was completed in 2015, and several rate changes have occurred since
19 then. He stated the most significant change is the implementation of the PCA, which acts as a
20 pass-through for power costs. The new proposed rate design implements a slight increase in
21 the base rates and a slight decrease in power rates, with the power rates subject to change
22 when the City's cost to purchase power changes. He also reviewed the City's adopted cash
23 reserve policy, which requires that the depreciation fund be maintained at 38% of depreciable
24 assets, that the contingency fund be maintained at 1% of annual budgeted revenue, plus cash
25 reserves of 10 months of operating and power cost expenses. These cash reserve levels
26 identified in the previously adopted cash reserve policy will remain unchanged.

27 He stated the main question is why the City is implementing a PCA, noting that Jilian Jurczyk will
28 provide more detail later in the presentation. He explained the change is largely due to the City
29 falling under PacifiCorp's transmission umbrella, which has joined the Extended Day Ahead
30 Market (EDAM). This requires the City to buy and sell power within a centralized market.
31 Previously, the City could plan to come up short and purchase excess power as needed, but that
32 will no longer be an option. He said this shift creates more uncertainty in the market but
33 believes the PCA will help protect both residents and the City. He noted that in the past, the
34 City experienced a large rate increase, whereas the PCA is intended to create smaller, more
35 gradual adjustments. The PCA will be recalculated monthly in-house, and if it were in place
36 now, rates would actually be decreasing. He added that the rate study recommends shifting
37 some revenue from power rates to base rates. This adjustment lowers power rates while
38 keeping the overall change in revenue neutral.

39 Councilman Imlay stated the Power Board has discussed the PCA for some time. He has had
40 concerns about rate stability, noting it shifts some risk from staff to customers. However, he
41 acknowledged it has been presented as a better way to maintain reserve funds. He added that
42 using a 12-month lag should help limit fluctuations. Mr. Johns noted some local entities use a
43 six-month rolling period, which allows for more variation. Councilman Imlay shared that when
44 he first began working with the City, Hurricane's power rates were lower than St. George's, and
45 that power rates have not kept pace with inflation. He noted the City still has some of the
46 lowest rates until higher usage levels. Mr. Johns explained customers should not see overall bill
47 increases, but rather a shift of costs from power charges to the base rate, keeping the change
48 revenue neutral. Kaden DeMille stated he supports the PCA from an administrative standpoint
49 but has some concerns as a resident, since others' usage could impact rates. He noted AMI
50 meters will help customers monitor usage and identify lower-cost times. He believes the PCA
51 has value and that current stable pricing makes this a good time to implement it. Councilman
52 Imlay also raised concerns about the 12-month delay, noting that if power costs increase, the
53 City may not recover those costs for a year. This could make it appear in financial statements
54 that the Power Department is underperforming. He expressed concern about operating in the
55 negative. Mr. Johns responded that this is why a 10-month operational reserve is maintained.
56 Councilman Ellerman added that during the lag period, impacts are absorbed in reserve funds
57 rather than the operating budget. Councilman Imlay concluded that a key benefit is reducing
58 the need for future power rate increase requests.

59 Councilman Ellerman stated the change could impact residents on tight budgets the most.
60 Mayor Fawcett noted the rolling average should help smooth adjustments over time and asked
61 when the City would determine if a rate increase is needed. Mr. Johns responded that the City
62 cannot wait too long between studies, noting the last one was completed in 2015. He said rate
63 reviews should occur about every three years to serve as a guideline. Mayor Fawcett stated
64 there should be a general rule that if reserves drop, a rate increase should be considered. Mr.
65 DeMille responded that this is already addressed in policy. Mr. Johns read from the policy,
66 stating that if funds fall below targets for twelve months, or are projected to do so, action must
67 be taken to restore compliance, including raising electrical rates. He noted this ensures reserves
68 are replenished. Councilman Ellerman asked about options for equalizing payments throughout
69 the year. Michelle Prince explained that the utility office can help residents estimate balanced
70 payments, though it can create challenges. She added that if the PCA is approved, it would
71 appear as a separate line item on utility bills, though space limitations may need to be
72 addressed. She also noted there is some lag time in transmitting data to Caselle. Matt Patterson
73 clarified the PCA would appear as a single line item showing either a charge or a credit.

74 Councilwoman Werrett asked whether higher usage by some residents would impact rates for
75 others and how the PCA would affect solar users. Mr. Johns explained tiered usage would still
76 apply, but solar customers would be treated differently. Those generating power would not
77 contribute to certain operational costs through the PCA, so their base rate would be adjusted to
78 ensure they pay a consistent share of overall system costs. Mrs. Prince clarified that Sky Ranch
79 residents would remain on the same rate structure and noted a new service would be needed

80 to properly track related revenue. Mr. DeMille asked about providing a bill comparison, and Mr.
81 Johns confirmed it would be included in the presentation. Mrs. Prince expressed concern for
82 residents on fixed incomes. Mr. Johns responded that the City has secured a block power
83 purchase at a lower cost, which will help stabilize rates throughout the year. He added that
84 purchasing power at lower rates when available will help support the PCA. Councilman Imlay
85 noted that in the past, the City purchased power on the open market, even at peak prices, but
86 changes with EDAM now require selling into the market and buying back power regardless of
87 cost. He suggested the City could consider implementing the PCA as a trial. Councilman
88 Ellerman asked about the status of AMI metering. Mr. Johns stated the rollout is already
89 underway, with meters being stocked now, and estimated it will take about four years to
90 complete citywide.

91 **5:00 p.m. Pre-meeting** - Discussion of Agenda Items, Department Reports

92 Chief Yates reported that during an introduction shift last week, officers conducted several
93 traffic stops, including one that led to the seizure of 176 pounds of meth, valued at
94 approximately \$1.2 million. He also shared that officers responded to a domestic call where the
95 husband, a felon, possessed multiple firearms. A search warrant led to the discovery of several
96 weapons. The suspect was arrested and charged with nine third-degree felonies for firearm
97 possession and one misdemeanor for domestic violence. He added that Matt's Off-Road
98 Recovery Games will take place this weekend, it is expected to draw thousands of visitors, and
99 that traffic into the venue is already steady.

100 Larry Palmer reported that since the last meeting, the City has received permits for 22 single-
101 family homes, 14 townhomes, one duplex, and two commercial projects—a veterinary clinic
102 and the second-to-last building for the Dixie Man Cave development.

103 Paige Chapman stated the budget work meeting is scheduled for March 30th at 4 p.m. at the
104 Storm Court. She asked the Council to submit the dinner orders to Millie Anderson in advance.

105 Kory Wright reported that the Water Department handled 16 emergency calls and discovered
106 five new leaks today, including one on the Dixie Springs transmission line. They also had to start
107 up two water sources this week, which typically doesn't occur until May. He updated that the
108 Sky Ranch Tank has rebar installed for the walls, and the Sky Ranch Well requires drilling
109 through a 100-foot lava cap before progress speeds up. The Goulds Wash Well is 220 feet deep.
110 The concrete work on the Irrigation Pond is progressing, with two sections of the walls being
111 poured each week, with completion expected in early June. Councilman Imlay asked when
112 pressurized irrigation would be active in his area. Mr. Wright said residents should not remove
113 flood irrigation until the ponds are operational, giving them the off-season to switch over. He
114 hopes funding for phase 2 will be allocated in the next few weeks so work can begin.

115 Mike Vercimak stated they have four preconstruction meetings scheduled for next week. He
116 thanked staff for their work.

117 Weston Walker reminded the Council about the MS4 contractor training on June 30th in St.
118 George. He reported a recent increase in calls regarding illegal discharges and noted that many

119 development plans have been submitted electronically. He added that Oasis at Red Cliffs was
120 approved today, which will connect to Fire Rock Phase 5.

121 Mike Johns reported that work on the Sky Mountain Substation is progressing, with
122 underground installations underway. The power line on Old Hwy 91 is nearly complete, though
123 crews were temporarily reassigned to assist with storm recovery efforts in the eastern U.S.

124 Gary Cupp stated they are starting to get full Planning Commissions agendas again. They are
125 working on multiple code updates including the sign ordinance discussion that is on the agenda
126 tonight.

127 Fred Resch III reported that the Planning Commission approved the final site plan for Culver's
128 and a preliminary plat for a multifamily development in the Gateway PID area. He and Mr. Cupp
129 conducted sign enforcement this week, collecting as many signs as possible. Signs with owner
130 contact numbers were returned via calls, and larger signs will be removed with help from the
131 Streets Department. He also filed a small claims case against an unlicensed vacation rental in a
132 recreational resort area, with a court date set for May if not settled beforehand. Councilman
133 Excell asked about signs in UDOT right-of-way that UDOT approved. Mayor Fawcett noted the
134 City ordinance prohibits them. Mr. Cupp said he informed UDOT that off-premise signs are not
135 allowed. Dayton Hall suggested Mr. Cupp follow up with UDOT to request that UDOT notify the
136 City if a permit is issued. Councilman Ellerman recommended requiring written City approval
137 before UDOT issues any permits.

138 Hayden Roberts stated that crews are still working on patching and he is waiting for the chip-
139 and-seal schedule, which he will share once available. He noted red paint on roads in Peregrine
140 Point must be removed and that the HOA has been notified. He mentioned a recent employee
141 resignation, but a new hire will start Monday. Additionally, the street sweeper, Layne Laviane,
142 is retiring this month. Councilman Ellerman pointed out asphalt damage on 1760 West that
143 needs repair, and Councilman Prete noted that 2300 South has narrowed over the years and
144 should be reviewed.

145 Tiffani Wright announced a groundbreaking ceremony for the pool next Thursday at 10 a.m.
146 and invited the Council to attend. She noted Easter weekend will be busy, with the Car Show at
147 the Community Center, the Easter Egg Hunt at Three Falls, with a few additional hunts for other
148 groups. It will also be opening weekend for *Mamma Mia*. She mentioned the St. George Market
149 inquired about holding events at the Community Center on Sundays. Council agreed they are
150 not in favor of opening the Center for Sunday events.

151 Sel Lovell apologized for not submitting the employment report. He stated the Court Clerk
152 position is still open, though they believe they have a strong candidate. He also noted that staff
153 continues to work on the website to determine the best path forward.

154 Kaden DeMille announced that the Young Eagles aircraft program will be held at the airport this
155 Saturday at 9 a.m., and the Council is invited to attend. He also noted the Utah League mid-year
156 conference will take place next month in St. George. While classes have not yet been posted,
157 Council members interested in attending should let him know. Mayor Fawcett and Councilmen

158 Excell and Imlay confirmed they plan to attend. Councilwoman Werrett and Councilman Prete
159 will check their schedules and confirm next week, while Councilman Ellerman will not be able to
160 attend.

161 Dave Imlay reported that he attended the Fire District meeting yesterday. Calls have increased
162 by 12% so far this year. The District will receive six new ambulances over the next year,
163 designed with removable boxes that can be placed on another chassis. They also have two fire
164 trucks on order, though delivery is expected in two years, and currently only one truck is in
165 reserve. He noted the District was able to purchase an SU truck from the north at a good price
166 and has a crew assisting with a fire in Nebraska. The District continues to focus on community
167 outreach and mental health initiatives.

168 Mayor Fawcett shared that he met with Jeff Raisor, an aide for Senator Curtis, who reviewed his
169 committee assignments and ways the City can engage. He also mentioned appearing on the
170 radio this morning and noted he will have the opportunity to do so every third Thursday. He
171 attended the Chamber of Commerce luncheon, where local mayors gave brief speeches, and
172 expressed interest in visiting businesses monthly to hear their concerns. He invited the Council
173 to participate in these visits as well.

174 Drew Ellerman reported attending last week's Airport Board meeting, where questions were
175 raised about why hangars must follow commercial codes and pay commercial rates. Larry
176 Palmer noted that while there are several situations that could be reviewed, it falls under the
177 Power Department's authority. Councilman Ellerman asked the Power Department to review
178 the requirement. Councilman Imlay explained that people were initially installing 100-amp
179 services and then switching them out immediately afterward. To prevent this, the City stopped
180 allowing 100-amp services.

181 Lynn Excell mentioned he attended the Planning Commission. He thinks they are a good group
182 of people that study the issues that are brought to them.

183 Amy Werrett stated she went on a water tour throughout the City. She was impressed with the
184 tour and thanked Mr. Wright for his time.

185 **6:00 p.m. - Call to Order –**

186 Mayor Fawcett welcomed everyone and called the meeting to the order.

187 Prayer: Pastor Kevin Brownlee

188 Pledge: Gary Cupp

189 Declaration of any conflicts of interest

190 None declared.

191 Minutes of the Regular City Council Meeting for March 5, 2026

192 Dave Imlay motioned to approve the March 5, 2026, minutes as written. Seconded by Drew
193 Ellerman. Motion carried unanimously.

194 **Public Forum – Comments From Public**

195 Jonathan Zieber explained that he lives in Painted Sands and had concerns last year about a
196 neighbor who was mistakenly issued a residential hosting license. He stated the license was not
197 supposed to be renewed, yet violations have continued over the past year—he noted four
198 documented violations, which he said gives the Council grounds to review and potentially
199 revoke the license. He expressed frustration that guests have been parking on the road and that
200 his complaints have not been addressed. He believes the City should act to revoke the license
201 rather than making neighbors wait until it expires. He also raised concerns that City staff
202 checked their business information to see if they had a business license without their consent,
203 which he feels was inappropriate.

204 **NEW BUSINESS**

- 205 **1.** Public Hearing to take comments on the following;
206 a. A proposed ordinance confirming and adopting the environmental mitigation
207 impact fee for the Washington County Habitat Conservation Plan

208 Joseph Prete motioned to go into a Public Hearing at 6:12 p.m. Seconded by Drew Ellerman.
209 Motion carried unanimously.

210 Dayton Hall explained that the ordinance is not creating a new fee but confirming a fee that has
211 been collected since the 1990s. Washington County adopted a plan requiring a portion of land
212 to be set aside as a tortoise reserve to allow development to continue. All cities agreed to
213 collect the associated fee and remit it to the County. The ordinance simply confirms that the fee
214 was properly adopted and assessed. Councilman Ellerman noted the contract is renewed every
215 five years and questioned whether the fee is still justified or merely generating revenue. Mr.
216 Hall explained the City is obligated to supply the funds to the County under the contract, but
217 the terms can be reviewed when the contract comes up for renewal.

218 No comments from public.

219 Dave Imlay motioned to go out of Public Hearing at 6:15 p.m. Seconded by Lynn Excell. Motion
220 carried unanimously.

- 221 **2.** Consideration and possible approval of Ordinance 2026-04 Confirming and Adopting the
222 Environmental mitigation impact fee for the Washington County Habitat Conservation
223 Plan

224 Mayor Fawcett stated that while Councilman Ellerman’s concerns should be explored, they
225 shouldn’t prevent approval tonight. Councilman Excell suggested having a representative from
226 the entity explain how the funds are used. Councilman Imlay agreed that an accounting of the
227 money should be disclosed. Mayor Fawcett asked whether this was part of the renewal or
228 simply confirmation of the fees being collected. Dayton Hall explained that the City is already
229 under contract to collect the fee. He recommended approving it tonight to meet the
230 contractual obligation, but noted it warrants further discussion. He will review the contract
231 term dates and bring the matter back to the Council.

232 Joseph Prete motioned to approve Ordinance 2026-04 Confirming and Adopting the
233 Environmental mitigation impact fee for the Washington County Habitat Conservation Plan.
234 Seconded by Dave Imlay. Motion carried unanimously by a roll call vote.

235 **3.** Consideration and possible approval of Resolution 2026-17 Authorizing and Approving a
236 5-year Rate Design based on the results of the Cost of Service Study - Mike Johns

237 Jillian Jurczyk with Utility Financial Solutions presented the study, explaining that it includes
238 three components: a financial projection, a cost of service study, and a rate design study. She
239 stated that Hurricane is financially healthy but anticipates significant growth. The study
240 proposes a Power Cost Adjustment (PCA) as the primary policy for revenue stability. She
241 presented financial outlook assumptions and average capital spending, noting that cash
242 balances are currently below desired levels. She also showed projected cash balances if the PCA
243 were implemented without any rate increases. Mayor Fawcett confirmed that the study
244 suggests the City may need to bond for some infrastructure. Kaden DeMille asked whether
245 utility payments or impact fees would cover these costs. Ms. Jurczyk showed a chart separating
246 impact fee cash from operating cash, which will be monitored independently based on the
247 projects included in the study. Mr. DeMille asked if the projections included infrastructure
248 committed by developers. Ms. Jurczyk said she would need to review the line extension policy
249 to determine responsibility and noted that the forecast includes anticipated impact fee
250 payments for those costs.

251 Councilman Prete asked where the cash target came from and how it would impact the average
252 resident. Ms. Jurczyk explained the power fund cash reserve policy, which requires 38% of
253 depreciable assets, 1% of the budgeted annual revenue, and ten months of operational and
254 power costs to determine the reserve target. Councilman Prete confirmed the City hasn't been
255 fully in compliance and described this as a course correction. He asked about consequences for
256 falling below the policy. Ms. Jurczyk noted the reserve fund took a hit in 2020 and has been
257 rebuilding since. Mike Johns added that staff agreed the cash reserve policy should remain as is.
258 He explained the policy requires action if the fund is below target for more than twelve months,
259 but the City is not out of compliance because steps are being taken to correct it. He highlighted
260 this approach has minimal impact on residents, with gradual changes instead of large increases.
261 Councilman Excell commented that the reserve fund is being rebuilt but questioned if this is the
262 right approach. Mr. Johns said revenues have already been increased, so changes won't be
263 drastic. Councilman Excell asked if there is a timeframe to rebuild the reserve. Ms. Jurczyk
264 explained that the rolling twelve-month average mechanism balances power costs with
265 revenue to protect the City from sudden bill spikes like those in 2022. No rate increases to base
266 revenue are proposed; the goal is to stabilize revenue and gradually meet the target. Mr.
267 DeMille added that this gradual climb will minimize the impact on residents.

268 Ms. Jurczyk continued by presenting the cost of service study, which compares the cost of
269 providing power to projected revenues. She noted the numbers are closely aligned and showed
270 examples of how each customer class would adjust to meet revenue needs. She then presented
271 the rate design study, showing overall revenue adjustments. A sample residential bill

272 demonstrated that, with the PCA, the change would be revenue neutral, resulting in roughly a
273 0.02% increase per year for consumers. Councilman Imlay noted that starting power costs are
274 0.08, so if the PCA is lower, customers would see a savings. Councilman Ellerman added that
275 without the PCA, there would be no customer credit, while the City's reserves would grow; the
276 PCA benefits customers immediately and can work in both directions. Councilman Imlay agreed,
277 noting the City is currently over-collecting, but the revenue will be needed later. Councilman
278 Prete confirmed this approach hasn't been considered before. Councilman Imlay stated he
279 wasn't previously a proponent, but both past and current Power Directors have convinced him
280 of its value. He noted the PCA isn't permanent—if it doesn't work as intended, the City can
281 revert to the previous method. Ms. Jurczyk added that the model can accommodate
282 adjustments for large charges. Mr. Johns stated the Power Board unanimously recommended
283 approval, clarifying that although Councilman Imlay wasn't at that meeting, the Board has
284 reviewed the PCA over seven sessions. He noted that this approach provides financial stability
285 for the City and protects residents. Another cost of service study will be conducted before this
286 one expires. Mr. Hall confirmed that the Council can review rates at any time, and approval
287 does not lock them into the PCA permanently.

288 Drew Ellerman motioned to approve Resolution 2026-17 Authorizing and Approving a 5-year
289 Rate Design based on the results of the Cost of Service Study. Dave Imlay asked for an
290 amendment to the motion to add that if the budget gets overwhelmed the power department
291 doesn't get held into an austerity spending. Kaden DeMille stated the reserves are getting
292 better and with this change it will have to be looked at differently. Lynn Excell stated if that
293 happens then it should go back to the Council if the Power Director can't work it out with the
294 City Manager. Amendment not added. Seconded by Lynn Excell. Motion carried unanimously by
295 a roll call vote.

296 **4. Consideration and possible approval of a Proclamation regarding the discharge of**
297 **fireworks**

298 Mayor Fawcett explained every year by April 1st the Council must adopt a Proclamation that
299 designates where fireworks are allowed. In previous years they had been restricted to certain
300 parks to help with fires. It was recommended by the Fire Chief to approve condition 3 again this
301 year. Councilman Excell pointed out some of the parks are getting overrun and it's getting
302 dangerous. He questioned if those areas could be expanded. He stated Dixie Springs and Three
303 Falls are overcrowded. Chief Yates agreed Dixie Springs is dangerous. He explained the problem
304 is that the City fireworks are lit off at the lake, so everyone goes to the Dixie Springs Park so
305 they can watch both. Dayton Hall stated that the four designated parks are defined in the
306 ordinance, so any expansion would require updating the ordinance first. Mike Vercimak stated
307 there will be a large park in the Gateway PID area that would be a good location. Mr. Hall
308 added it would be wise to consult with the Fire District on suitable sites. Councilman Imlay
309 stated he hates to celebrate Independence Day by restricting rights. Councilman Prete added
310 that if we add other locations then we might drop other locations. Councilman Excell stated this
311 is just trying to keep fires away from the hillsides and dry areas. Mayor Fawcett reminded the
312 Council that adoption by April 1st is required. Mr. Hall recommended approving the current

313 Proclamation to meet the deadline, with staff bringing an updated ordinance and Proclamation
314 for review at the next meeting.

315 Joseph Prete motioned to approve a Proclamation regarding the discharge of fireworks.
316 Seconded by Dave Imlay. Motion carried unanimously by a roll call vote.

317 **5. Consideration and possible approval of Ordinance 2026-05 Amending Title 3, Chapter 2**
318 **regarding liquor control**

319 Dayton Hall explained the proposed changes affect two areas in the code. The first change is to
320 update the references to state code to match the new state code numbers. The other change is
321 adding a provision that states if the Utah Alcoholic Beverage Services Division doesn't enforce
322 the provisions, then the City Police Department may enforce those rules according to the
323 administrative rule. Chief Yates explained that it would be for on-premises and off-premises. He
324 explained his concern is if the State doesn't take action, then the City should have the option to
325 enforce it. Councilman Prete stated he would like language that states we can enforce the rules,
326 but we aren't required to. Mr. Hall stated they could change it to "the police are authorized to
327 but not obligated to". Councilwoman Werrett asked if there would be any jurisdictional
328 problems if this were to go to court. Mr. Hall explained this is an administrative procedure so it
329 wouldn't go to court, and the City, by adopting the State's rule, could enforce the rule through
330 an administrative process.

331 Joseph Prete motion to approve Ordinance 2026-05 Amending Title 3, Chapter 2 regarding
332 liquor control subject to the sentence under 3-2-15 being changed to say, "the Hurricane City
333 Police Department is authorized but not obligated to enforce the provisions of that rule in
334 accordance with applicable law". Seconded by Lynn Excell. Motion carried with Drew Ellerman,
335 Joseph Prete, Lynn Excell, and Amy Werrett voting aye. Dave Imlay abstained.

336 **6. Consideration and possible approval of a contract for the design of Purgatory Road -**
337 **Arthur LeBaron**

338 Arthur LeBaron stated this is an interesting project because it positions Hurricane City as the
339 lead with multiple jurisdictions involved. The first part of the project is redesigning the
340 intersection at the DMV. The second part is a 60% design from the city limits to SR-7 over the
341 Virgin River to determine the necessary right-of-way. Civil Science will manage the contract,
342 with a total design cost of \$955,100. All funding comes from the corridor preservation fund and
343 the Dixie MPO fund. Mayor Fawcett noted that he and Mr. LeBaron presented the project to
344 Washington City and received positive feedback. Mr. LeBaron added that Congresswoman
345 Malloy's office indicated community project funding would require secured right-of-way first.
346 Mayor Fawcett said he will continue exploring other congressional avenues. Councilman Excell
347 clarified that Hurricane's portion is not paid from the City's budget. Mr. LeBaron explained the
348 funds will come from state-administered UDOT funds. Councilman Ellerman noted that any
349 excess costs would come from Hurricane for intersection work. Mr. LeBaron noted the
350 importance of the road extension and being a good partner, and encouraged pursuing outside
351 funding as the project progresses.

352 Dave Imlay motioned to approve the contract for the design of Purgatory Road to Civil Science
353 in the amount of \$955,100. Seconded by Amy Werrett. Motion carried unanimously by a roll
354 call vote.

355 **7. Consideration and possible approval of awarding a contract for the Sand Hollow**
356 **Interchange Drainage Improvements project - Arthur LeBaron**

357 Arthur LeBaron explained this is a partnership project with UDOT. In 2020 the interchange at
358 Sand Hollow and SR-7 was constructed. Since then, we have had some major storms that have
359 caused erosion on Hurricane's side. It is not fair for the City to incur the cost to maintain an
360 improvement that the state built when the improvement is not durable. The City agreed that
361 we will maintain it in the future if UDOT would pay to install the updates to make it durable.
362 UDOT committed to pledge the funds if the City would bid and oversee the project. The project
363 was approved a couple months ago, and the low bid was ACAD who has been doing a lot of
364 work in the area. They recommend awarding the contract to them.

365 Amy Werrett motioned to award the contract for the Sand Hollow Interchange Drainage
366 Improvements project to ACAD in the amount of \$221,882. Seconded by Joseph Prete. Motion
367 carried unanimously by a roll call vote.

368 **8. Consideration and possible approval of appointing a Mayor Pro Tempore**

369 Mayor Fawcett explained he requested this item on the agenda. While it's easy to designate
370 someone if he is absent from a meeting, staff needs clarity on who can sign documents if he is
371 out of town. Dayton Hall stated the Council can vote for a Mayor Pro Tempore to serve in the
372 Mayor's absence for up to one year, specifying that it only applies when the Mayor is unable to
373 serve. Mayor Fawcett said he asked Councilman Prete to take that position.

374 Lynn Excell motioned to appoint Joseph Prete as the Mayor Pro Tempore for one year if Mayor
375 Fawcett is absent or unable to serve. Seconded by Drew Ellerman. Motion carried unanimously.

376 **9. Discussion on Storm Court scheduling - Dave Imlay**

377 Councilman Imlay said a citizen contacted him about local clubs having limited access to the
378 courts. He suggested discussing whether the courts should focus on revenue or be more
379 available to the community. Tiffani Wright explained that scheduling currently follows a priority
380 list: first recreation programs, then citizens (with at least one court always left open for drop-
381 ins), followed by the school district, and then clubs and competitive teams. She noted this isn't
382 a written policy but has been the department's ethical practice. She hasn't received complaints
383 about courts being unavailable. Councilman Excell asked what unmet requests citizens have.
384 Mrs. Wright said people drop in or reserve courts, but there is always at least one court
385 available. Councilman Prete asked about games at schools and priority scheduling. Mrs. Wright
386 confirmed no games are held at schools and explained reservations are handled first-come,
387 first-served, with no one being bumped. The policy limits reservations to one year, but so far
388 bookings haven't gone beyond eight months.

389 Mayor Fawcett asked how to balance priority booking when the schedules of other clubs and
390 teams aren't known. Mrs. Wright said she is trying to maintain a fair balance for all sports and
391 limit how much each group can schedule until the process is running smoothly. Mayor Fawcett
392 agreed and stated they need to give the system time to see how it works. Councilman Prete
393 emphasized that the gyms were intended for the community and asked if anything promotes
394 local clubs. Mrs. Wright noted that after the last tournament, many groups reserved courts
395 over the break and that there is currently space for citizens, though demand is increasing.
396 Councilman Prete asked about local clubs booking tournaments. Councilman Excell reminded
397 that reservations are first-come, first-served and questioned how to deny someone who
398 requests a court first. Mayor Fawcett said gyms should be available to locals, but teams must
399 take responsibility to book—they can't sit empty waiting for local teams. Councilman Imlay
400 suggested staggering booking timelines for different courts so they aren't all on the same
401 schedule.

402 Councilwoman Werrett asked how many courts are reserved for tournaments. Mrs. Wright said
403 this weekend four courts were reserved, though some groups only use one court a few times
404 per week. Mayor Fawcett asked about scheduling certain courts for practice while leaving
405 others open. Councilman Prete noted that tournaments generate significant revenue but
406 stressed the need to ensure enough room for local teams. He suggested opening the calendar
407 to locals first. Councilman Imlay added that the courts should generate enough revenue to
408 cover the employee managing them, while Councilman Excell pointed out that if they don't,
409 taxpayers are subsidizing it. Mayor Fawcett explained the system is subsidized like the pool,
410 with users covering costs. He said tournaments may bring in extra revenue, but that isn't the
411 main goal. He recommended letting Mrs. Wright continue managing scheduling, and once the
412 system is established, adjustments can be made. Councilman Ellerman agreed, noting this is
413 new and should be given a year to balance out. He noted the focus is on local access, but
414 residents need to proactively book courts.

415 Councilman Prete thinks this gym will be the busiest place in the area, so a policy needs to be
416 put in place before that happens. Councilman Excell stated if they don't come up with a balance
417 then it will be a nightmare. Councilman Prete suggested only approving a small number of
418 reservations and then reach out to the local clubs. Mrs. Wright said she feels pressure to fill the
419 gyms weekly to cover costs, which is why she's following current practices unless directed
420 otherwise. She mentioned she proposed an hourly rate, and she likes that best, but the Council
421 approved a block of time instead. Councilman Ellerman stated it should be hourly. Councilman
422 Prete thinks they should charge more for nonresidents. He stated that when a local runs it they
423 can reduce the costs for local players to develop our youth. Those youth contribute to the local
424 schools, and they are helpful to the community. Councilman Ellerman stated when he was
425 coaching teams, they would host tournaments to raise money for the players. He doesn't mind
426 working with the local teams. Councilman Prete noted that youth sports talent doesn't always
427 align with financial resources, making local clubs important for revenue. Mayor Fawcett
428 questioned how you define a local club. Mrs. Wright said it's tricky since some clubs have
429 players from outside the area. Mayor Fawcett thinks it needs to be the majority of the

430 participants to get the local rate. Councilman Excell recommended Mrs. Wright coming back
431 with a recommendation on how to solve this if she is comfortable doing that. He doesn't think
432 the Council needs to micromanage. Mayor Fawcett agreed. They have given her their direction,
433 let her try to make it work. If there are problems, she can bring it back to them. Councilman
434 Excell stated he would like to see these policies in writing. Councilman Prete suggested reaching
435 out to the local clubs. Councilman Imlay suggested bringing how much it costs to staff the gyms
436 to the budget discussion. Councilman Prete asked if she had enough coordinators to staff the
437 new gyms. Mrs. Wright stated she has a few new positions in her budget to help with all the
438 changes.

439 **10. Discussion and possible direction regarding proposed amendments to the sign**
440 **ordinance - Gary Cupp**

441 Gary Cupp explained staff has been working on updating the sign ordinance and they thought a
442 discussion should be done with Council and Planning Commission before moving it forward. The
443 main reason for the update is due to State code updates regarding political signs. He explained
444 we currently have no provisions in our ordinance for elections, but we want to mirror the
445 State's. He added that the electronic message center signs are getting popular, but we don't
446 have any standards. He wasn't sure how the Council wanted to handle them, but they have a
447 few recommendations. Staff also wanted to add provisions in the code to allow the Planning
448 Commission to approve signs of greater height and size. The Planning Commission wanted to
449 address flagpole heights. He stated they are proposing language that better defines what
450 campaign signs are, where they can be located, and that they must comply with state law.
451 Mayor Fawcett pointed out signs have been allowed in planter strips and if one does it then
452 they all do it. He asked if that needed to be addressed here. Mr. Cupp explained the State law
453 is addressing that if it is in front of home. Mayor Fawcett stated it needs to be addressed for
454 other locations and enforced. He thinks there should be a few more City owned places that
455 allow the bigger signs. He mentioned during the last election he also saw signs being posted in
456 landscape strips without the owner's approval, but they didn't dare move them. Mr. Cupp
457 stated that will be addressed in the ordinance.

458 Mayor Fawcett stated the City needs to be ready to enforce if they are placed in areas they are
459 not allowed. Councilman Prete asked if we could require who created the sign to be on the sign.
460 Councilman Imlay suggested only allowing one name per sign. Councilman Ellerman stated that
461 is hard because of freedom of speech. Dayton Hall stated there are disclosure requirements in
462 the election code. He questioned how involved the City should be in policing State-mandated
463 disclosure requirements, especially since political signage will also include non-municipal
464 elections. Councilman Prete stated now that it is being enforced it may help with some of the
465 problems. Mr. Hall stated the proposed code allows political signs in park strips that are
466 approved by the owner and then only areas that the city designates. Councilman Ellerman
467 stated he is not in favor of sign everywhere on public property. He thinks they need to change
468 that they are not allowed everywhere and only designate a few locations.

469 Mr. Cupp explained the colored text is the proposed changes and the strike throughs are the
470 recommended removals. Councilwoman Werrett suggested on K.4. to change it to five days
471 instead of three. Mr. Hall stated the State hasn't signed the bill yet, but the proposed Utah
472 Code is to allow fourteen days for political signs to removed after the election, so staff is
473 considering following what the State approves. Mr. Cupp clarified that is only signs in roadways.
474 Council agreed on five days for the other signs. Mr. Cupp continued by stating they are
475 proposing to not allow wind/banner signs. He stated since the current ones are temporary, he
476 doesn't think they would be grandfathered in. Councilman Ellerman pointed out that they
477 aren't allowed under the ordinance either. Councilman Excell stated if they pass this then will
478 they be able to enforce it. Mr. Cupp stated that by next year they will need a dedicated code
479 enforcer. Councilman Ellerman stated he likes the no flashing. Mr. Cupp explained they can
480 have a scene sign, but it can't be flashing or strobing and it can't be distracting.

481 Councilman Ellerman stated dimming requirements are needed. Mr. Cupp questioned how big
482 of sign the Council wants to allow. He stated right now the limit is 200 square feet. Mayor
483 Fawcett feels it should be smaller than that. Councilman Ellerman explained they could base
484 the size allowance on property size and street frontage up to a maximum size. He stated the
485 note under the Planning Commission standards about being harmonious is too ambiguous. He
486 thinks there needs to be standards. He agreed that every sign needs a permit. He stated
487 section F prohibits Billboards and those are the biggest ones that sue. He asked staff to review
488 that section to make sure it is allowed. He stated section L allows animated signs. Mr. Cupp
489 clarified it doesn't allow animated, only mechanical ones that are spinning or moving which is
490 defined in the definitions. Councilman Ellerman pointed out in section O, items 3 and 4 state
491 the same thing. He clarified there are requirements for location placement. He stated they
492 need to update the table to not allow overhang in the public right of way. Councilman Excell
493 suggested drafting all the changes discussed tonight and then schedule a joint meeting with the
494 Planning Commission. Councilman Ellerman asked if we allow flying signs on flagpoles can we
495 limit what is allowed to be put on there. Mr. Hall explained this ordinance only regulates the
496 height not what is being displayed because of freedom of speech.

497 **11.** Consideration and possible approval of Zone Change Amendment Ordinance No. ZC26-
498 02 to rezone a property located at 515 N 360 E from Mobile Home/RV Park (MH/RV) to
499 Highway Commercial (HC); File No. ZC26-02; Parcel No. H-SMME-18-B; Interstate Rock
500 Products, applicant; Chase Stratton, agent

501 Councilman Ellerman mentioned this was discussed when they did the property exchange.
502 Councilman Excell stated the Planning Commission recommended approval with a vote of 5 to
503 2. Gary Cupp stated Commissioner Ballard voted against it because he thought the four-way
504 would negatively impact State Street and Commissioner Iverson voted nay because he didn't
505 understand the agreement. Councilman Imlay stated the property currently has MH/RV zoning
506 but if this is approved, they will have commercial. He is concerned for the surrounding property
507 owners. Councilman Excell stated they are on State Street so they must realize it could change
508 along that road. Mr. Cupp stated the abutting neighbor did oppose the zone change due to that
509 reason. Councilman Imlay asked if something could be done to separate the zones. Mr. Cupp

510 stated the code requires that. Councilman Excell stated this will help with the traffic safety in
511 this area.

512 Drew Ellerman motioned to approve Zone Change Amendment Ordinance No. ZC26-02 to
513 rezone a property located at 515 N 360 E from Mobile Home/RV Park (MH/RV) to Highway
514 Commercial (HC). Seconded by Lynn Excell. Motion carried Drew Ellerman, Joseph Prete, Lynn
515 Excell, and Amy Werrett voting aye. Dave Imlay voted nay.

516 **12.** Consideration and possible approval of Zone Change Amendment Ordinance No. ZC26-
517 04 to rezone a property located at 1188 S 920 W from Residential Agriculture RA-1 to
518 Residential Agriculture RA-0.5; File No. ZC26-04; Parcel No. H-3-2-3-335; Marja Riitta
519 Nugent, applicant; Karl Rasmussen, agent

520 Karl Rasmussen stated the General Plan has this area designated has agriculture half acre and
521 that is what they are proposing. The Planning Commission recommended approval. Mr.
522 Rasmussen explained the neighboring property will purchase this parcel and combine it with
523 their property. Councilman Imlay confirmed the house along 920 West will still be a half-acre
524 lot. Councilman Excell mentioned a concern at the Planning Commission meeting that someone
525 would try to subdivide it or build something else. He agreed that nothing else should be
526 developed on this parcel. Mr. Rasmussen stated that it wouldn't be allowed. Councilman Imlay
527 added that he talked to the neighbor and there were no concerns.

528 Lynn Excell motioned to approve Zone Change Amendment Ordinance No. ZC26-04 to rezone a
529 property located at 1188 S 920 W from Residential Agriculture RA-1 to Residential Agriculture
530 RA-0.5. Seconded by Dave Imlay. Motion carried unanimously.

531 **13.** Consideration and possible approval of Resolution 2026-16 Authorizing and Approving
532 the Amended and Restated Power Pooling Agreement with Utah Associated Municipal
533 Power Systems; and related matters

534 Mike Johns explained the reason for this amendment is because Pacific Corp joined the EDAM
535 market. As part of that market, we will operate in a bilateral market where we can buy and sell
536 resources to the pool. With the EDAM market it changes it to a centralized market and it
537 requires us to sell and buy our resources to the pool. He stated there are details that dictate
538 what happens with individually owned generation but that won't affect ours because we opted
539 to keep our generation out of the pool. He stated there is legal language that is being updated
540 and the City Attorney has reviewed it all. He stated if we don't do this then we won't have
541 power because it must come through the pool. Dayton Hall explained this was vetted by the
542 attorneys for each entity and UAMPS, and he was involved in that discussion, which went on for
543 multiple months. The proposed contract is the product of that discussion, and it is a fair
544 approach to accomplish the purposes of the City and UAMPS.

545 Dave Imlay motioned to approve Resolution 2026-16 Authorizing and Approving the Amended
546 and Restated Power Pooling Agreement with Utah Associated Municipal Power Systems; and
547 related matters. Seconded by Drew Ellerman. Motion carried unanimously by a roll call vote.

548 **14.** Mayor, Council, and staff reports

549 No additional reports were necessary.

550 **15.** Closed Meeting held pursuant to Utah Code section 52-4-205, upon request

551 A closed meeting was not held.

552

553 **Adjournment:** Lynn Excell motioned to adjourn at 9:20 p.m. Seconded by Joseph Prete.

554 Motion carried unanimously.

DRAFT



STAFF COMMENTS

Item: Consideration and possible approval of Ordinance 2026-06 Approving the abandonment of remainder parcels along Sand Hollow Road and Gateway Blvd. public right of way due to realignment.

Discussion: Sand Hollow Road was expanded and realigned by the Sand Hollow Gateway PID. Right of way was considerably widened and the adjacent property owners voluntarily dedicated the additional width. Where the road was realigned much of the existing right of way became no longer necessary along Sand Hollow Road and now Gateway Boulevard. This item was discussed at City Council meetings: December 7, 2023 and April 26, 2024, but an action on this item was continued until the road improvements were completed. Now that the road improvements are complete its requested that the properties generally bound by the old and new road dedications are declared surplus and conveyed to the nearest adjacent property owners. – Jeremy Pickering

Findings:

Recommendation:



STAFF COMMENTS

Item: Consideration and possible approval of **Zone Change Amendment Ordinance No. ZC26-05** to rezone a 0.522-acre portion of a 8.36-acre property located at 630 S 60 E from Residential Agriculture RA-1 to Single Family Residential R1-10; File No. ZC26-05; parcel no. H-362; Samantha Hinton, applicant.

Discussion: The applicant requests a zone change from Residential Agriculture RA-1 to Single Family Residential R1-10 for a 0.522-acre portion of a larger 8.36-acre parcel located at the south end of Main Street. The applicant has stated their intention after rezoning is to split off the smaller piece from the larger parcel for the purpose of building one single-family home on the new lot. A public hearing was held at the March 26, 2026, Planning Commission meeting. The public hearing was attended by a large audience of neighbors who oppose the zone change, and they were represented by about half a dozen speakers who voiced concerns about future subdivision of the property, increases in traffic on the narrow street, the inadequacy of the street to accommodate more units, and increased water usage. The Planning Commission discussed similar concerns as those voiced in the public comments and asked questions of staff about the road-improvement requirements that would be needed. Staff responded, stating that none are required for the zone change, but any lot split or subdivision of the property would include access and fire safety analyses to determine what level of road improvements would be required to assure that city standards are properly met. A motion to approve was made, but it failed with a vote of 4 to 3 against. After further discussion regarding how the four standards for approval for a zone change cited in the city code were adequately satisfied, a second motion to recommend approval passed 4 to 3 in favor.

Property Information

Property Size – 8.36 acres

Current Zoning – RA-1

General Plan – Single Family

Existing Development – One single-family residence and several outbuildings.

Parcel No. H-362

Findings: Staff finds that the request adequately satisfies the four approval standards for zone changes:

1. Is the proposed amendment consistent with the goals, objectives, and policies of the City's General

Plan? The General Plan Map designates this area as “Single Family,” and the proposed Single Family Residential R1-10 zoning is consistent with that designation. Although the property is currently used for agricultural purposes, something that the General Plan generally supports preserving, it is not designated for long-term agricultural use under the “Single Family” land use designation. The General Plan also supports development that is consistent with surrounding land uses, and this proposal meets that consistency requirement since the site is surrounded by existing R1-10 zoning that is predominately developed with single-family homes.

2. Is the proposed amendment harmonious with the overall character of existing development in the subject property’s vicinity? Development in the area is zoned and developed similarly. The zone change amendment would be harmonious with development in the immediate area since the site is surrounded by existing R1-10 zoning that is predominately developed with single-family homes.

3. Will the proposed amendment adversely affect the adjacent property? The applicant’s proposal to create one additional lot after the zone change with a future lot split is not anticipated to adversely affect neighboring properties. A lot split or subdivision would require verification of adequate access and fire safety, and as such, the potential to adversely affect neighboring properties is unlikely. Also, the proposed density is consistent with that prescribed by the General Plan.

4. Are public facilities and services adequate to serve the subject property? There are no concerns with the adequacy of public facilities to serve this property. The JUC reviewed the proposed zone change and recommends approval.

Recommendation: Staff recommends approval. – Gary Cupp



STAFF COMMENTS

Agenda Date:	03/26/2026 - Planning Commission
Application Number:	ZC26-05
Type of Application:	Zone Change
Action Type:	Legislative
Applicant:	Samantha Hinton
Agent:	N/A
Request:	Approval of a Zone Change from RA-1 to R1-10.
Location:	630 S 60 E
Zoning:	RA-1
General Plan Map:	Single Family
Recommendation:	Recommend approval to the City Council.
Report Prepared by:	Fred Resch III

Discussion:

The applicant requests a zone change from Residential Agricultural RA-1 to Single Family Residential R1-10 for a 0.522-acre portion of the larger 8.36 acre parcel located at the south end of Main Street. The applicant has stated their intention after rezoning is to split off the smaller piece from the larger parcel for the purpose of building one single-family home on the new lot.

	Zoning	Adjacent Land Use
North	R1-10	Single Family Homes
East	RA-1, OS	Agriculture, Hurricane Cliffs
South	RA-1, R1-10	Single Family Homes, some agriculture
West	R1-10	Single Family Homes



Vicinity Map

Zone changes on any parcel of land within the City of Hurricane requires consideration of the following factors pursuant to Title 10 – Hurricane City Land Use Ordinance, Section 10-7-7 (cited below):

10-7-7: ZONING MAP AND TEXT AMENDMENTS:

E. Approval Standards: A decision to amend the text of this title or the zoning map is a matter within the legislative discretion of the City Council as described in subsection 10-7-5A of this chapter. In making an amendment, the following factors should be considered:

- 1. Whether the proposed amendment is consistent with goals, objectives and policies of the City's general plan;*
- 2. Whether the proposed amendment is harmonious with the overall character of existing development in the vicinity of the subject property;*
- 3. The extent to which the proposed amendment may adversely affect adjacent property; and*
- 4. The adequacy of facilities and services intended to serve the subject property, including, but not limited to, roadways, parks and recreation facilities, police and fire protection, schools, stormwater drainage systems, water supplies, and wastewater and refuse collection.*

Analysis:

1. Is the proposed amendment consistent with the City's General Plan's goals, objectives, and policies?

Response: The General Plan Map shows this area as Single Family, which intends that,

“...uses should be located near supporting community uses such as, but not limited to churches, schools, and parks. Appropriate densities for this land use include R1-15, R1-10, R1-8, and R1-6.”

The proposed single-family R1-10 zoning is consistent with the “Single Family” general plan designation of the area. The site is located within an already developed area, with community uses such as churches and parks nearby. Although the property is currently used for agricultural purposes, something that the General Plan generally supports preserving, it is not designated for long term agricultural use. The General Plan also supports development that is consistent with surrounding land uses, and this proposal meets that consistency requirement.

2. Is the proposed amendment harmonious with the overall character of existing development in the subject property’s vicinity?

Response: Development in the area is zoned and developed similarly. The amendment is considered harmonious with development in the surrounding area.

3. Will the proposed amendment adversely affect the adjacent property?

Response: The applicant’s proposal would not result in the creation of more than one additional lot after a future lot split. As such, the potential to adversely affect neighboring properties is limited, and the proposed density is consistent with that prescribed by the General Plan.

4. Are public facilities and services adequate to serve the subject property?

Response: See JUC comments below. There are no concerns with the adequacy of public facilities to serve this property.

JUC Comments:

The following comments will need to be addressed

1. **Public Works:** [No comments received.]
2. **Power:** Zone changes may require extensive off site upgrades. Developer will bear the cost of all upgrades from multiple locations. Please set up a meeting with Hurricane City Power to discuss upgrades and receive a quote.
3. **Sewer:** Approved.
4. **Streets:** Approved.
5. **Water:** Approved.
6. **Engineering:** No comment.
7. **Fire:** Access will need to be addressed
8. **Cable:** Approved.
9. **Phone:** Approved.
10. **Fiber:** Approved.
11. **Gas:** Approved.
12. **WCWCD:** Washington County Water Conservancy District hereby acknowledges that based on the information provided, the plans adequately mitigate interference with district facilities and property interests. The District reserves the right to rescind this acknowledgement if additional

information becomes available. The district has not determined whether water will be available for this development and does not hereby make any guarantee of water availability. In addition, the development must conform with applicable district requirements, including but not limited to payment of fees.

Staff Comments:

1. Main Street is not a master planned road past the current end of the street. Accommodations will need to be made for turnarounds for fire.
2. The applicant is requesting a rezone for 0.522 acres. While a parcel of this size could typically accommodate two 10,000-square-foot lots, but there is insufficient width to create an additional conforming lot, because the proposed lot width of 85 feet would not allow for further subdivision, since the minimum lot width is 80 feet. The creation of a flag lot is also precluded, since it would require a 26-foot-wide access staff.

Findings:

Staff makes the following findings:

1. The application complies with the standards within the General Plan and General Plan Map.
2. Most of the surrounding development is similar to what is proposed.
3. The proposed amendment will not adversely impact the area.
4. Services are anticipated to be adequate to serve the area and proposed project.

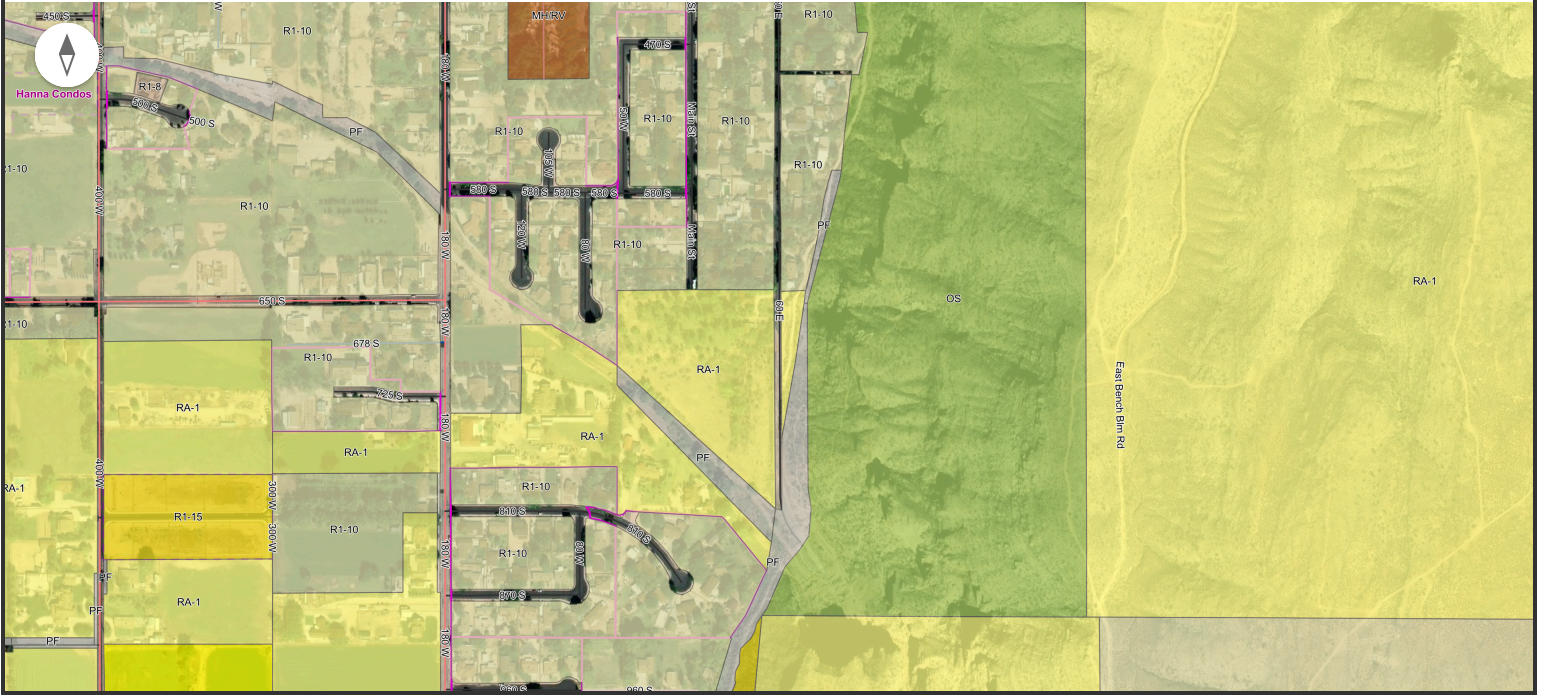
Recommendation: The Planning Commission should review this application based upon standards within the Hurricane City Code, and consider any comments received at the public hearing. Staff recommends that the Planning Commission send a recommendation of approval to the City Council subject to staff and JUC comments.

Narrative:

Currently we have a little over 8 acres of land in an RA-1 zone. We'd like to create 1 parcel without giving up too much agricultural land, so closer to a ½ acre parcel or less instead of the current zone of 1-acre parcels for single family homes. The surrounding subdivisions and parcels are in R1-10 zones, so that seemed like the proper zone to request, giving us more flexibility with the Lot width. The parcel is deep, so creating an easement at the front of it to allow for the fire trucks to turn around would hopefully satisfy any turnaround requirements regarding emergency vehicles. The total distance from 580 South to the extended length of Main Street would be less than 600 feet.



South Main Street



Vantor

R1-10

OBJECTID	30777
Zoning Classification	R1-10
Planning Commission Date	
City Council Date	4/3/08, 6:00 PM
Former Zone Code	
Acres	9.003622
Notes	
Last Update Date	
Last Editor	
Parcle ID	
globalid	8cab1047-a71e-4395-b4fd-40d3411daa7d
st_area(shape)	57481.896050
st_length(shape)	1703.217077

City of Hurricane

objectid	1
name	City of Hurricane
munityp	City
muniarea	53.366450
localfips	37170
lastupdate	6/20/17, 1:00 AM
lasteditor	34154.0897707769
globalid	a02b4dae-1582-4659-8088-c515636c746e
globalid_1	23622637-0b6a-4891-a004-f44a01084fd4
created_user	HC_GISFIELD
created_date	1/8/26, 10:07 AM
last_edited_user	HC_GISFIELD
last_edited_date	1/8/26, 10:07 AM
SHAPE__Area	1487862574.135742
SHAPE__Length	281609.595668

Last edited by HC_GISFIELD on 1/8/2026, 10:07 AM.

OBJECTID	2297
Acessor ID	75955
House Num	680 S
Unit Num	
Full Address	680 S 180 W
Alt Address	
Community	HURRICANE
Zip Code	84737
Owner Type	Privately Owned
Sub Name	
Sub Phase	
Lot Text	
Zoning Class	R1-10
Stated Area	0.656388370097861
Description	
Parcel ID	H-3-2-3-1214
Dedicated	0.000000
Subdivision Code	
globalid	14a45fe7-08cb-4935-8fca-703e34bcc46b
General Plan	
created_user	HC_GISFIELD
created_date	1/8/26, 10:07 AM
last_edited_user	HC_GISFIELD
last_edited_date	2/10/26, 1:23 PM
SHAPE__Area	28591.578125
SHAPE__Length	678.927795
Lot Number	

Last edited by HC_GISFIELD on 2/10/2026, 1:23 PM.

 South Main Street



Microsoft, Vantor

ORDINANCE NO ZC26-05

AN ORDINANCE OF THE CITY COUNCIL OF HURRICANE APPROVING THE ZONE CHANGE FOR A PORTION OF PARCEL H-362 FROM RESIDENTIAL AGRICULTURAL 1 (RA-1) TO SINGLE FAMILY RESIDENTIAL 10 (R1-10)

WHEREAS, Utah Code 10-9a allows Cities to regulate land use within their boundaries; and

WHEREAS, the proposed amendment is generally compatible with the current General Plan; and

WHEREAS, the proposed amendment is generally in harmony with the overall character of the proposed surrounding development; and

WHEREAS, the proposal will not have an adverse impact on the surrounding area; and

WHEREAS, there are adequate facilities to support the proposed zone change; and

WHEREAS, the Planning Commission gave a positive recommendation on the proposed zone change.

BE IT FURTHER ORDAINED BY THE CITY COUNCIL OF HURRICANE CITY THAT:

That a 0.522 portion of parcel H-362 is rezoned from Residential Agricultural 1 (RA-1) to Single Family Residential 10 (R1-10).

PASSED AND APPROVED on this 2nd day of April 2026.

Hurricane City

Clark Fawcett, Mayor

Attest:

Cindy Beteag, City Recorder

The foregoing Ordinance was presented at a regular meeting of the Hurricane City Council held at the Hurricane City Office Building on the 2nd day of April 2026. Whereupon a motion to adopt and approve said Ordinance was made by _____ and seconded by _____ . A roll call vote was then taken with the following results:

	Yea	Nay	Abstain	Absent
Joseph Prete	___	___	___	___
Drew Ellerman	___	___	___	___
Dave Imlay	___	___	___	___
Lynn Excell	___	___	___	___
Amy Werrett	___	___	___	___

Cindy Beteag, City Recorder

EXHIBIT A
ZONING MAP

From: [beki huffman](#)
To: [Public Comment](#)
Subject: Delay of zone change request
Date: Thursday, March 26, 2026 2:57:47 PM

I am asking that you, the Planning Commission, DELAY a decision on the zone change amendment request located on a portion of the south Main Street access to 630 S 60 E.
Rezoning the property is contrary to the Trust the property is governed by. We would like more time to discuss this between all relevant parties named in the Trust.

Thank you for considering a delay,

Rebecca (Hinton) Huffman

Comments for Zone Change, 639 S. 60 E., Hurricane, UT Planning Commission

- *The Property is historical to Hurricane Pioneer settlement
- *Roads concern for lot structure population build-out (8.36 acres, 10,000 sf)
- *60 East preservation to residents, leave as-is (no tree removal, curb & gutter, etc)
- *Preserve Pecan trees planted by pioneers
- *Protect natural habitat (deers, turkeys, raccoons, etc)
- *Protect pioneer monument (Cistern) memorial on 60 East
- *Develop Three Falls Trailhead without using 60 East access.
- *Create Three Falls Trailhead with rezone development, access from Main Street, to Southern border of this Zone change then build City road in dry canal area to Three Falls Trailhead. There currently is no parking, public structures.
- *Make 60 East a dead end street for historic property owners up to the last property, the Hinton pioneer home in the Zone change.
- *Irrigation canal water rights historic to the properties remain protected and not used in new Zoning development. Flow rate is already low pressure.

Mar. 26, 2026

Hilma Larson
585 S 60 East
Hurricane

3 child of Carlton + Verna Hinton
Grand Child of William + (Mary Workman) Hinton

Don OR Larson
585 S 60 East

Hinton Property Zone Change (Petition Against)

Name (printed)	Address	Signature	Date
Steve Shosted	630 S. Main St.	<i>Steve Shosted</i>	3/24/26
Calvin May	629 S Main St.	<i>Calvin May</i>	3/24/26
Shane Stirling	619 S Main St	<i>Shane Stirling</i>	3/24/26
Alicia Stirling	619 S. Main St.	<i>Alicia Stirling</i>	3/24/26
GEMIST BALLARD	609 SOUTH MAIN ST	<i>Gemist Ballard</i>	3/24/26
Kelly Ashcroft	599 South Main	<i>Kelly Ashcroft</i>	3/24/26
Andrew Ashcroft	= =	<i>Andrew Ashcroft</i>	= =
Tanner Williams	593 S. Main St	<i>Tanner Williams</i>	3/24/26
Jessie Williams	593 S. Main St.	<i>Jessie Williams</i>	3/24/26
Katie Neil	545 S. main st	<i>Katie Neil</i>	3/24/26
William Neil	545 S. main st	<i>William Neil</i>	3/24/26
Candace Smith	565 S. Main St	<i>Candace Smith</i>	3/24/26
CHRIS SMITH	565 S. MAIN ST	<i>Chris Smith</i>	3/24/26
Down Bohren	565 S main st	<i>Down Bohren</i>	3/24/26
Bill Bohren	569 S. MAIN ST	<i>Bill Bohren</i>	3/24/26
Richard H. Aggard	515 S Main St	<i>Richard H. Aggard</i>	3/24/26
Mavis Sharp	485 S. Main St	<i>Mavis Sharp</i>	3/24/26
Franklin Mangum	461 S. Main St	<i>Franklin Mangum</i>	3-24-26
Chokea Snow	441 S Main St	<i>Chokea Snow</i>	3/24/26
Mikayla Ashcroft	599 S. Main St	<i>Mikayla Ashcroft</i>	3-24-2026
Lara Shosted	630 S main	<i>Lara Shosted</i>	3/24/26
De Loy Emitt	15 W 680 S	<i>De Loy Emitt</i>	3/25/26
Alia Stratton	516 S main	<i>Alia Stratton</i>	3/25/26
Jocelyn Farnsworth	560 S main St	<i>Jocelyn Farnsworth</i>	3/25/2026
Seana Farnsworth	560 S. Main St.	<i>Seana Farnsworth</i>	3/25/2026

Name (printed)	Address	Signature	Date
Kyle Ballard	609 S Main St	Kyle Ballard	3-19-26
John Ballard	477 S. 60 E.	John Ballard	3-19-26
Jack Herdner	535 S. 60 E	Jack Herdner	3/19/26
Janet Bills	535 S 60 E	Janet Bills	3/19/26
Erica Hawkins	535 S. 60 E	Erica Hawkins	3-19-26
Brian Hawkins	535 S. 60 E	Brian Hawkins	3-19-26
Ashtee Stout	556 S 60 E	Ashtee Stout	3-19-26
Coony Stout	556 S 60 E	Coony Stout	3/19/26
Ginette McDonald	515 S. 60 E	Ginette McDonald	3/19/26
Georgina Demille	578 S. 60 E	Georgina Demille	3/19/26
Christina Higgins	590 S. 60 E	Christina Higgins	3/19/26
Trevor Higgins	590 S. 60 E	Trevor Higgins	3/19/26
PHIL HIGGINS	590 S 60 E	Phil Higgins	3-19-26
Wilma Larson	585 S. 60 E	Wilma Larson	3-19-26
DONALD LARSON	585 S 60 E	Donald Larson	3-19-26
BRECK WEBB	610 S 60 E	Breck Webb	3-19-26
JESSE BROWN	595 S. 60 E.	Jesse Brown	3-19-26
Rhonda Sanders	540 S. 60 E.	Rhonda Sanders	3-19-26
Travis Sanders	540 S. 60 E.	Travis Sanders	3-19-26
Shantel Stout	540 S 60 E	Shantel Stout	3-19-26
Rex Pupsch	492 S 60	Rex Pupsch	3-19-26
Ashtyn Abbott	492 S 60 E	Ashtyn Abbott	3/19/26
Katie Lamkin	438 S 60 E	Katie Lamkin	3/19/26
Mickie Westfall	439 S. 60 E	Mickie Westfall	3/19/26
Ray Westfall	439 S. 60 E	Ray Westfall	3/19/26
Jessica Mandtke	48 E 400 S	Jessica Mandtke	3-19-26
Brian Mandtke	48 E 400 S	Brian Mandtke	3/19/26
Man Dutton	709 W 100 N	Man Dutton	3/19/26
Bishop Williams	48 E 400 S	Bishop Williams	3/19/26
JANIN WILLIAMS	48 E 400 S	Janin Williams	3/19/26
Trayson Abbott	492 S 60 E	Trayson Abbott	3/19/26
Anna Abbott	487 W 400 S	Anna Abbott	3/19/26
Charles Abbott	487 W 400 S	Charles Abbott	3/19/26
Paula Abbott	487 W 400 S	Paula Abbott	3/19/26
Melissa Scott	465 W 650 S.	Melissa Scott	3/19/26
BRUCE BALLARD	477 S. 60 E	Bruce Ballard	3-19-26
Adam Reeve	411 S. 60 East	Adam Reeve	3-19-26
Roger McDonald	515 S. 60 East	Roger McDonald	3-21-26
LISA LAWTON	565 S. 60 E.	Lisa Lawton	3-21-26
CLINT LAWTON	565 S. 60 E	Clint Lawton	3-21-26
PHYLLIS LAWTON	565 S. 60 E.	Phyllis Lawton	3-21-26

Name (printed)	Address	Signature	Date
Laron Hinton	88 N 700 W	Laron Hinton	3-23-26
Janis Burton	548 S. 105 W	Janis Burton	3-23-26
Caron Burton	548 S. 105 W	Caron Burton	3/23/26
Derrick Rowler	723 N. 325 E	Derrick Rowler	3/23/26
Kevin Sodequist	538 S 105 W	Kevin Sodequist	3-23-26
Emma Thomas	285 W. 585 S	Emma Thomas	3-23-26
Stephen Thomas	118 W. 580 S	Stephen Thomas	3/23/26
BIL THOMAS	549 S 105 W	W Thomas	3-23
Jackie Thomas	549 S 105 W	Thomas	3-23
DAN SAYLES	453 MEDSKER	Daniel B Sayle	3-23-26
Grace Peterson	1725 N Wetmore	Grace Peterson	3-23-26
Priscilla Sayles	40 Bx 11, Searsville	Priscilla Sayles	3-23-26
Kaelee Clifford	479 S. Main St.	Kaelee Clifford	3/23/26
Debra Gubler	575 S. 180 W	Debra Gubler	3/23/26
Troy Gubler	" "	Troy Gubler	3/23/26
Marguerite Bringham	551 S. 180 W	M Br	3/23/26
Rebecca Wheeler	521 S 180 W	Rebecca Wheeler	3/23/26
Jordan Langston	471 S. 180 W.	Jordan Langston	3/23/26
Kassidy Nielson	464 S. 180 W.	Kassidy Nielson	3/23/26
Rebecca Barker	592 S 120 W	Rebecca Barker	3-24-26
Allen Felton	592 S 120 W	Allen Felton	3-24-26
Richard Thonson	617 S 120 W	Richard Thonson	3-24-26
Harrison Miller	622 S 120 W	Harrison Miller	3/24/26
Kennan Holt	619 S 120 W	Kennan Holt	3/24/26
Charlotte Bringham	109 W 580 S.	Charlotte Bringham	3/24/26
Michele Maxfield	620 S 80 W	Michele Maxfield	3/24/26
Chris Snodgrass	611 S. 80 W	Chris Snodgrass	3-24-26
Lila Nichols	48 B.W. 580 S	Lila Nichols	3-24-26



STAFF COMMENTS

Item: Consideration and possible approval of Ordinance 2026-07 Amending Title 4, Chapter 11 regarding the Discharge of Fireworks.

Discussion: At the previous City Council meeting, a proclamation was approved establishing permitted fireworks areas under a Condition 3 designation. During that discussion, the Council expressed interest in expanding the number of approved locations to help reduce overcrowding in parks and provide residents with more options. Following that direction, Councilman Imlay consulted with Chief Decker, and the Fire Department indicated support for adding two additional parks. They also agreed to amend the approval timeline, shifting the deadline for adopting the proclamation from April to May. – Cindy Beteag

Findings:

Recommendation:

AN ORDINANCE OF THE CITY COUNCIL OF HURRICANE, UTAH AMENDING TITLE 4, CHAPTER 11 WITH REGARDS TO THE DISCHARGE OF FIREWORKS

WHEREAS, the City Council of Hurricane, Utah desires to amend Title 4, Chapter 11 of the Hurricane City Code; and

WHEREAS, the City Council finds these amendments necessary and desirable for the preservation of the general health, safety, and welfare of the residents of Hurricane City;

BE IT HEREBY ORDAINED by the Hurricane City Council that ~~Section 4-11-4~~Title 4, Chapter 11 of the Hurricane City Code is amended to read as follows:

Sec. 4-11-~~4~~1 to 4-11-3 Remains unchanged.

Sec. 4-11-4. Discharge of fireworks.

A. Discharge of fireworks shall be subject to the conditions of a proclamation issued by the Mayor on or before ~~May~~April-1 each year based on fire conditions and the recommendation of the Fire Department and/or district. A person may not discharge class C common state approved explosives in the state except as follows:

1A. *July.* Between the hours of 11:00 a.m. and 11:00 p.m., except that on July 4 and July 24, the hours are 11:00 a.m. to 12:00 midnight:

a1. Beginning on July 2 and ending on July 5; and

b2. Beginning on July 22 and ending on July 25.

2B. *New Year's Eve.*

a1. Beginning at 11:00 a.m. on December 31 and ending at 1:00 a.m. on the following day; or

b2. If New Year's Eve is on a Sunday and the county, municipality, or metro township determines to celebrate New Year's Eve on the prior Saturday, then a person may discharge class C common state approved explosives on that prior Saturday within the county, municipality or metro township; and

3C. *Chinese New Year's Eve.* Beginning at 11:00 a.m. on the Chinese New Year's Eve and ending at 1:00 a.m. on the following day.

4D. *Conditions.*

a1. *Condition 1.*

a1. Fireworks may be discharged only in areas free of dry vegetation for 30 feet or covered with concrete, asphalt, or other nonflammable surface.

b2. *Condition 2.*

1a. Fireworks may not be discharged in any area within 200 feet of dry brush, vegetation, or buildings.

c3. *Condition 3.*

1a. Fireworks in July may be discharged only in the following locations:

- (~~a1~~) Spilsbury Park ball fields.
- (~~b2~~) American Legion ball field.
- (~~c3~~) Three Falls Park.
- (~~d4~~) Dixie Springs Park ~~beginning in July of 2016.~~
- (e) Grandpa's Pond Park.
- (f) Gateway Park beginning January 2027.

B. Notwithstanding the foregoing, Hurricane City is permitted to discharge commercial fireworks on July 4th at the Sand Hollow State Park and in conjunction with the City's Peach Days celebration. The Hurricane Valley Fire Special Service District is also permitted to discharge commercial fireworks for the Hurricane High School Homecoming Football game.

(Ord. 2018-06, 5-17-2018)

Sec. 4-11-5 Remains unchanged.

NOW THEREFORE, BE IT ORDAINED BY THE HURRICANE CITY COUNCIL OF HURRICANE CITY, UTAH THAT:

All ordinances, resolutions, and policies of the City, or parts thereof, inconsistent herewith, are hereby repealed, but only to the extent of such inconsistency. This repealer shall not be construed as reviving any law, order, resolution, or ordinance, or part thereof.

Should any provision, clause, or paragraph of this ordinance or the application thereof to any person or circumstance be declared by a court of competent jurisdiction to be invalid, in whole or in part, such invalidity shall not affect the other provisions or applications of this ordinance or the Hurricane City Municipal Code to which these amendments apply. The valid part of any provision, clause, or paragraph of this ordinance shall be given independence from the invalid provisions or applications, and to this end the parts, sections, and subsections of this ordinance, together with the regulations contained therein, are hereby declared to be severable.

BE IT FURTHER ORDAINED that this Ordinance shall, after adoption and approval, take effect immediately upon publication or posted as required by law.

PASSED AND APPROVED this 2nd day of April 2026.

Hurricane City

Clark Fawcett, Mayor

Attest:

Cindy Beteag, City Recorder

The foregoing Ordinance was presented at a regular meeting of the Hurricane City Council held at the Hurricane City Office Building on the 2nd day of April, 2026. Whereupon a motion to adopt and approve said Resolution was made by _____ and seconded by _____. A roll call vote was then taken with the following results:

	Yea	Nay	Abstain	Absent
Drew Ellerman	___	___	___	___
Joseph Prete	___	___	___	___
Dave Imlay	___	___	___	___
Lynn Excell	___	___	___	___
Amy Werrett	___	___	___	___

Cindy Beteag, Recorder



STAFF COMMENTS

Item: Consideration and possible approval of an Amended Proclamation regarding the discharge of fireworks.

Discussion: This item is to update the fireworks proclamation to include the additional parks anticipated to be approved immediately prior to this item. – Cindy Beteag

Findings:

Recommendation:

AMENDED PROCLAMATION

REGULATING AND RESTRICTING THE DISCHARGE OF FIREWORKS WITHIN HURRICANE CITY

Whereas the Hurricane City Mayor is authorized by Hurricane City Code section 4-11-4 to place conditions on the discharge of fireworks based on fire conditions and recommendations from the Hurricane Valley Fire Special Service District; and

Whereas the fire danger in Hurricane City is deemed to be High; and

Whereas fireworks are known to be one of the causes of wildfire; and

Whereas the conditions are not expected to improve over the next months; and

Whereas brush and structural fires constitute a threat to life and property in Hurricane City; and

Whereas the celebrations of July 4th and July 24th are traditionally associated with the use of fireworks; and

Whereas it is in the best interests of the City, its residents, businesses, and visitors that the dangers and potential damage and/or injury associated with fires be minimized by the exercise of caution and advanced planning calculated to help reduce the threat of such potential dangers and harm; and

Whereas under the City's generally applicable ordinances fireworks may only be discharged as follows:

- July: Beginning on July 1 and ending on July 5 and beginning on July 22 and ending on July 25 between the hours of eleven o'clock (11:00) A.M. and eleven o'clock (11:00) P.M. except that on July 4 and July 24 the hours are eleven o'clock (11:00) A.M. to twelve o'clock (12:00) midnight;
- New Year's Eve: Beginning at eleven o'clock (11:00) A.M. on December 31 and ending at one o'clock (1:00) A.M. on the following day.
- Chinese New Year's Eve: Beginning at eleven o'clock (11:00) A.M. on the Chinese New Year's Eve and ending at one o'clock (1:00) a.m. on the following day.

Now, Therefore, in addition to the generally applicable restrictions set forth in Hurricane City Code section 4-11-5, I, Clark Fawcett, Mayor of Hurricane City, do **PROCLAIM** that Condition 3 as set forth below is immediately in effect within the City limits of Hurricane City.

Condition 3:

1. Fireworks in July may be discharged only in the following locations:
 - a. Spilsbury Park ball fields.
 - b. American Legion ball field.
 - c. Three Falls Park.
 - d. Dixie Springs Park.
 - e. Grandpa's Pond Park.

Proclaimed this 2nd day of April 2026.

Clark Fawcett, Mayor

Attest: _____
Cindy Beteag, Recorder



STAFF COMMENTS

Item: Consideration and possible approval of a change in the material standards for the Water Department.

Discussion: The Hurricane City Water Department is requesting approval to amend its standards and details. This item will be considered by the Water Board at its March 31st meeting, and a positive recommendation is anticipated. – Kory Wright

Findings:

Recommendation:

Hurricane City Water Department is asking approval to its standards and details.

1. Standard Fire Hydrant Details
 - a. Finish Grade To Match Manufacturer's Recommended "Bury" Line.
2. Water Meter And Services
 - a. Services To Be Installed Straight With No Fittings Between Main And Setter Connection.
 - b. All Parts To Be Stainless Steel Where Possible.
 - c. To Add Municipex As Another Option Of Service Tubing.

Recommendation for Municipex:

Virgin Valley Water District

Henderson City Water Utility Company

Granger-Hunter Improvement District

25 Year Warranty

Over 30 Years No Claim's

3.6.7 FIRE FLOW REQUIREMENTS. Under maximum day demand conditions, fire flow shall be at least seven hundred fifty (750) gallons per minute at any one hydrant with a total fire flow of at least one thousand five hundred (1,500) gpm at any combination of two hydrants in the area, and/or must meet the requirements of the Federal Insurance Service Office. The total system design shall be such that fire flows and normal peak instantaneous flow demand (as called out within this sub-section) can be met while still maintaining a minimum pressure of twenty (20) psi at all points in the distribution system.

A maximum water velocity of ten (10) feet per second shall be utilized when designing for fire flows and/or other emergency conditions.

High density residential, commercial or industrial areas shall require special investigation to determine fire flow requirements and hydrant spacing per the Uniform Fire Code (UFC).

Existing and future static pressure and flow information used in the design shall be approved by the Water Department.

3.6.8 MISCELLANEOUS WATER SYSTEM DESIGN CRITERIA.

3.6.8.1 All public water mains shall be installed in public rights-of-way, dedicated roadway, or designated drainage way, with adequate access for maintenance vehicles. Pipelines will not be installed on back lot or side lot lines due to potential flood and other damage.

3.6.8.2 Dead-end mains shall be avoided wherever possible and if installed, shall not exceed six hundred feet. Hydrants shall be located at the end of dead-end mains and cul-de-sac mains for flushing purposes as well as for fire protection. Blow-off valves rather than fire hydrants are not desirable except where warranted by special circumstances as determined by the City. Blow-off valves shall be installed per the standard drawings.

3.6.8.3 Each building or lot shall be served by a separate line and meter except in PDO's or (PD's) as approved by the Owners Representative. All lots shall have a minimum of three quarter (3/4) inch service line from the main to the meter box. There also shall be a three (3) foot extension of service tubing or Type K Copper or MUNICIPEX.

3.6.8.4 All service line taps shall be machine tapped at the time of the water main installation. Service lines shall be installed prior to testing and acceptance of the water main.

3.6.8.5 Meter needs to be turned off & severed at the main by property owner when removing.

4.4.1.4 WATER PIPE AND FITTINGS. The materials used for pipe and fittings shall all be new and conform to the requirements for class, brand, size and material as specified.

A copy of the manufacturer's installation recommendation for each type of pipe shall be provided for each construction job and shall be available on the jobsite at all times. These recommendations shall be followed during construction unless instructed otherwise by the City's Representative. All pipe materials are as outlined below.

A. GENERAL PIPE REQUIREMENTS. Pipe materials shall conform to the following requirements.

SIZE	TYPE
3/4" to 2"	Copper Type K <u>or MUNICIPEX</u>
4" to 8"	PVC C-900, Class 150 (sand bedded) see note #1 below
Over 8"	Ductile Iron Class 50

Note: 10" and over will be Ductile Iron Class 50 where approved. Variances to this must be approved in writing by Hurricane City Water Department.

All pipe shall conform to the current AWWA standards for each class of pipe listed above.

B. CONNECTING WATER METERS. Only authorized employees of the Water Department shall be allowed to connect or disconnect water meters.

C. DUCTILE IRON PIPE. All ductile iron pipe shall be Class 50 or better, conforming to the latest edition of AWWA Specifications C-151 (ANSI A21.51). Water mains extending across private property shall be ductile iron pipe to the meter, regardless of size.

C.1 JOINTS. Ductile Iron Pipe shall be Mechanical Joints, Rubber Gasket Slip-on Joints, Flanged Joints, or a combination of the above as specified on the plans. Pipe shall also conform to all current AWWA standards.

C.2 POLYETHYLENE WRAPPING. A polyethylene wrap shall be required on all ductile iron pipe. The polyethylene wrap tubing shall be cut to provide for a minimum of one foot of lap over both the adjoining pipes. The ends of the tubing shall be wrapped using three circumferential turns of plastic adhesive tape. The loose wrap on the barrel shall be pulled

J. VALVES AND BOXES. All valves, eight (8) inches and smaller, shall be resilient-seat-gate-valves, and all valves ten (10) inches and above shall be butterfly valves.

J.1 GATE AND BUTTERFLY VALVES. Valves shall conform to the latest revision of AWWA valve standards.

All valves, twelve (12) inches and less, installed next to a fitting must be flange x mechanical joint (MJ) and installed with the flange end connecting to the tee, cross, or fitting and megaluged to the line unless otherwise approved by the Water Dept. Valves greater than twelve inches shall have flange x flange with an MJ adaptor in order to flange to tee, cross, or fitting and shall be megaluged to line. Or approved by owner's representative.

All valve boxes will have sufficient support so to not allow sitting.

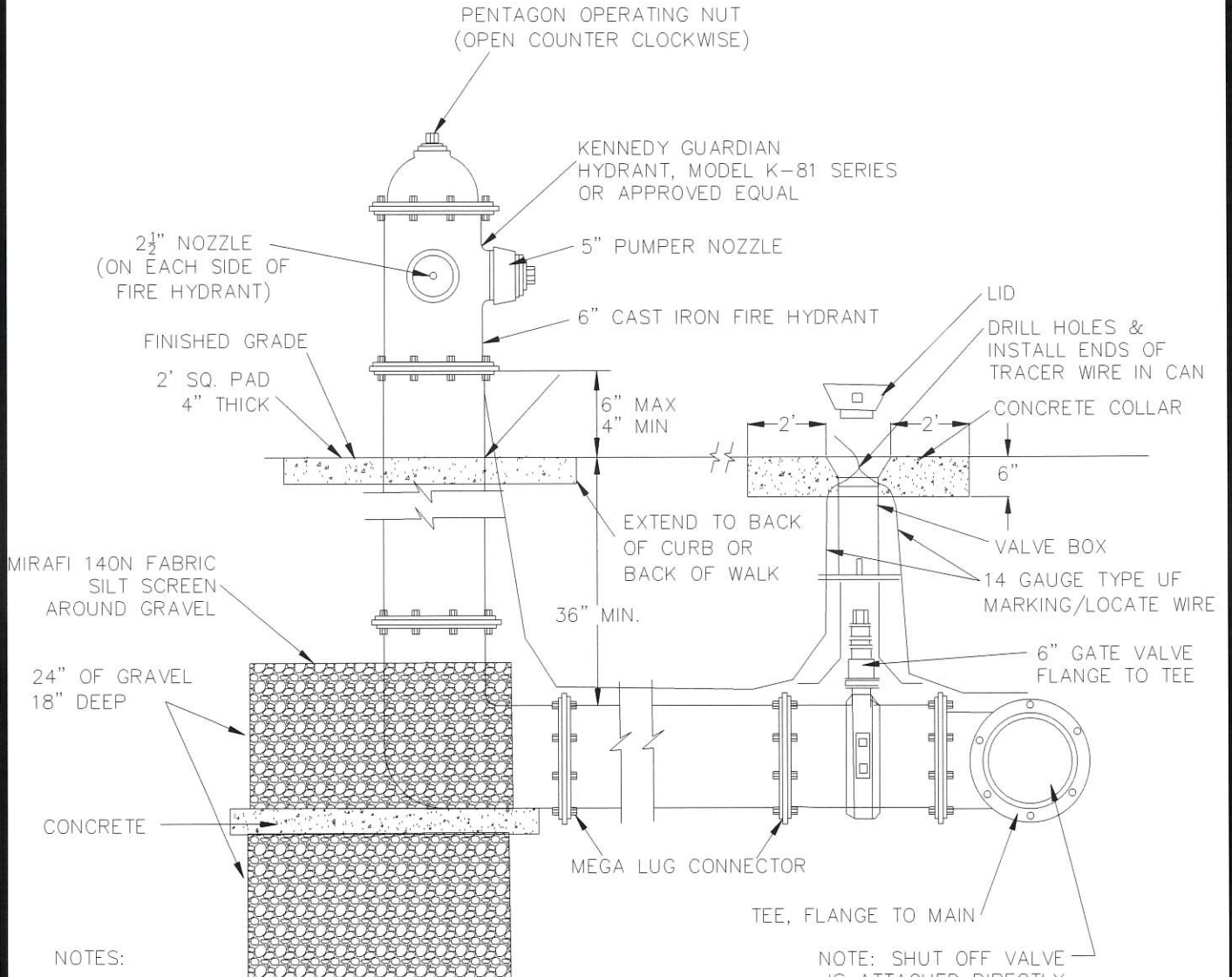
J.2 VALVE BOXES. All valves shall be provided with a cast iron valve box of the extension sleeve type or a screw type adjustable, and the height shall be adjusted to bring the top of the valve box flush with the finished surface. Extension sleeve shall be drilled or slotted and the marking wire shall be threaded through. The valve box shall not be less than five inches in diameter and shall have a minimum wall thickness of .375 inch. The box shall be provided with a suitable base and cover. The word "WATER" shall be cast on the cover.

To ensure that the box is not displaced during backfill operations, the backfill shall be hand mechanically tamped for a distance of five feet each way along the trench. All valve boxes shall include a concrete collar in accordance with the standard drawings with flow indication arrows.

K. WATER SERVICE LATERALS. The material used for water service connections shall comply with the following requirements.

K.1 SERVICE PIPE. Service pipe shall be Copper Type K or MUNICIPEX.

K.2 CORPORATION STOPS. Corporation stops shall be similar to those manufactured by the Mueller Company, or Ford or approval equal, and shall conform to the several designations shown below for the various sizes.



NOTES:

1. IN GENERAL, HYDRANTS SHALL BE PLACED A MINIMUM OF 6" AND A MAXIMUM OF 12" BEHIND SIDEWALK. WHERE A PLANTER STRIP IS USED, HYDRANT MAY BE PLACED IN CENTER PROVIDED WIDTH OF PLANTER IS 4' OR GREATER
2. **FINISH GRADE TO MATCH MANUFACTURER'S RECOMMENDED "BURY" LINE.**

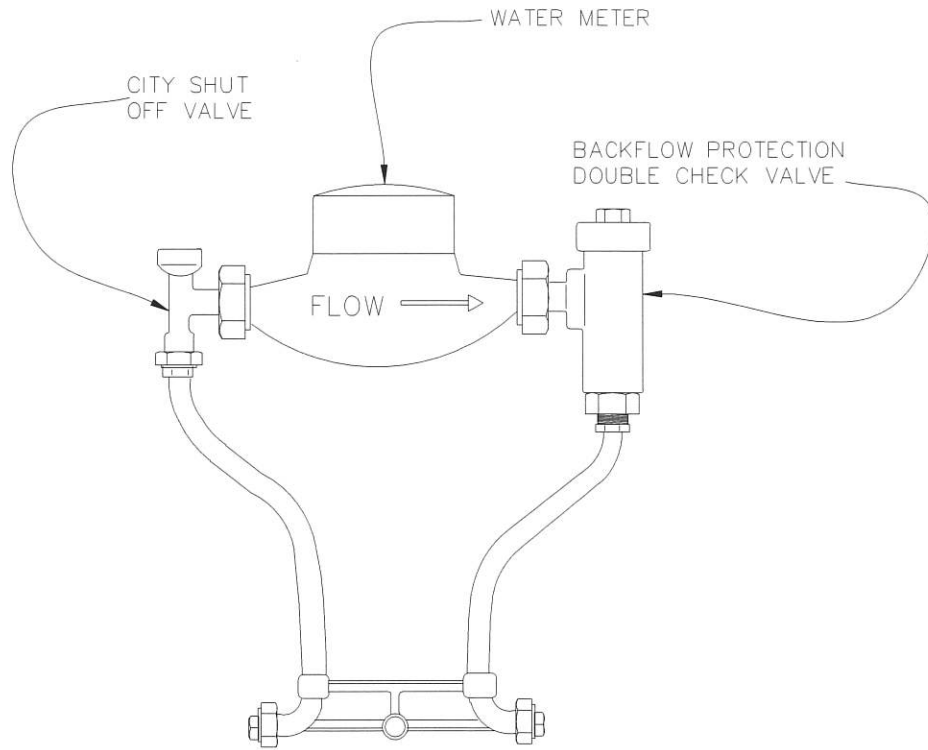
NOTE: SHUT OFF VALVE IS ATTACHED DIRECTLY TO TEE OFF OF MAIN.

STANDARD FIRE HYDRANT

N.T.S.



CITY OF HURRICANE			STANDARD DWG. NO.	
STANDARD FIRE HYDRANT DETAILS			302	1 OF 1
			APPROVED:	
			DATE: 8/5/2020 BY:	



APPROVED METER SETTERS	
SIZE	FORD MODEL NUMBER
3/4"	VBHC72-15W-11-33-NL
1"	VBHC74-15W-11-44-NL
1 1/2"	VBHH76-15B-44-66-NL
2"	VBHH77-15B-44-77-NL

updated part #

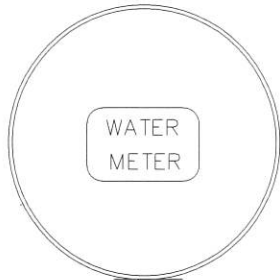
WATER METER SETTER

N.T.S.



CITY OF HURRICANE			STANDARD DWG. NO.	
WATER METER SETTER DETAILS			303 1 OF 4	
			APPROVED:	
DATE			DATE: 8/5/2020 BY: N.E.I.	
REVISIONS				
DATE	DESCRIPTION	BY		

P:\016-01-Hurricane Water-General\Drawings\Construction Drawings\303-2 WATER METER BOX.dwg, WMIHX, 3/25/2026 5:06:35 PM, dhinton

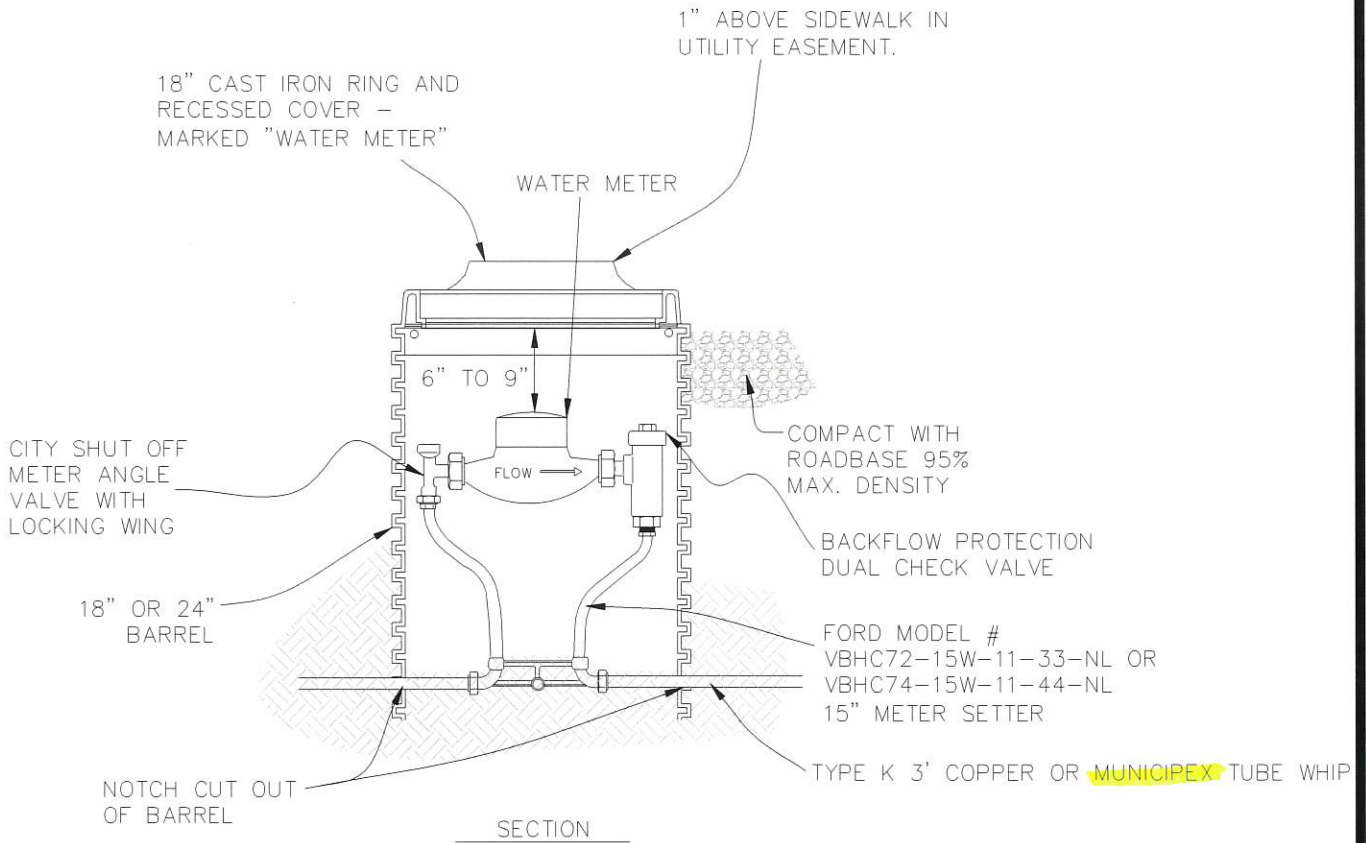


6" MAX FROM OF SIDEWALK

LANDSCAPING

SIDEWALK

PLAN VIEW



WATER METER BOX

N.T.S.

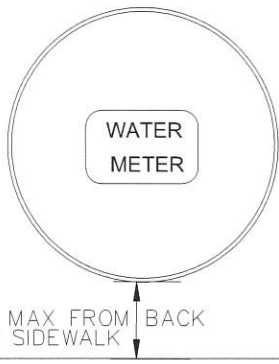


CITY OF HURRICANE

REVISIONS		
DATE	DESCRIPTION	BY

**WATER METER BOX
DETAILS**

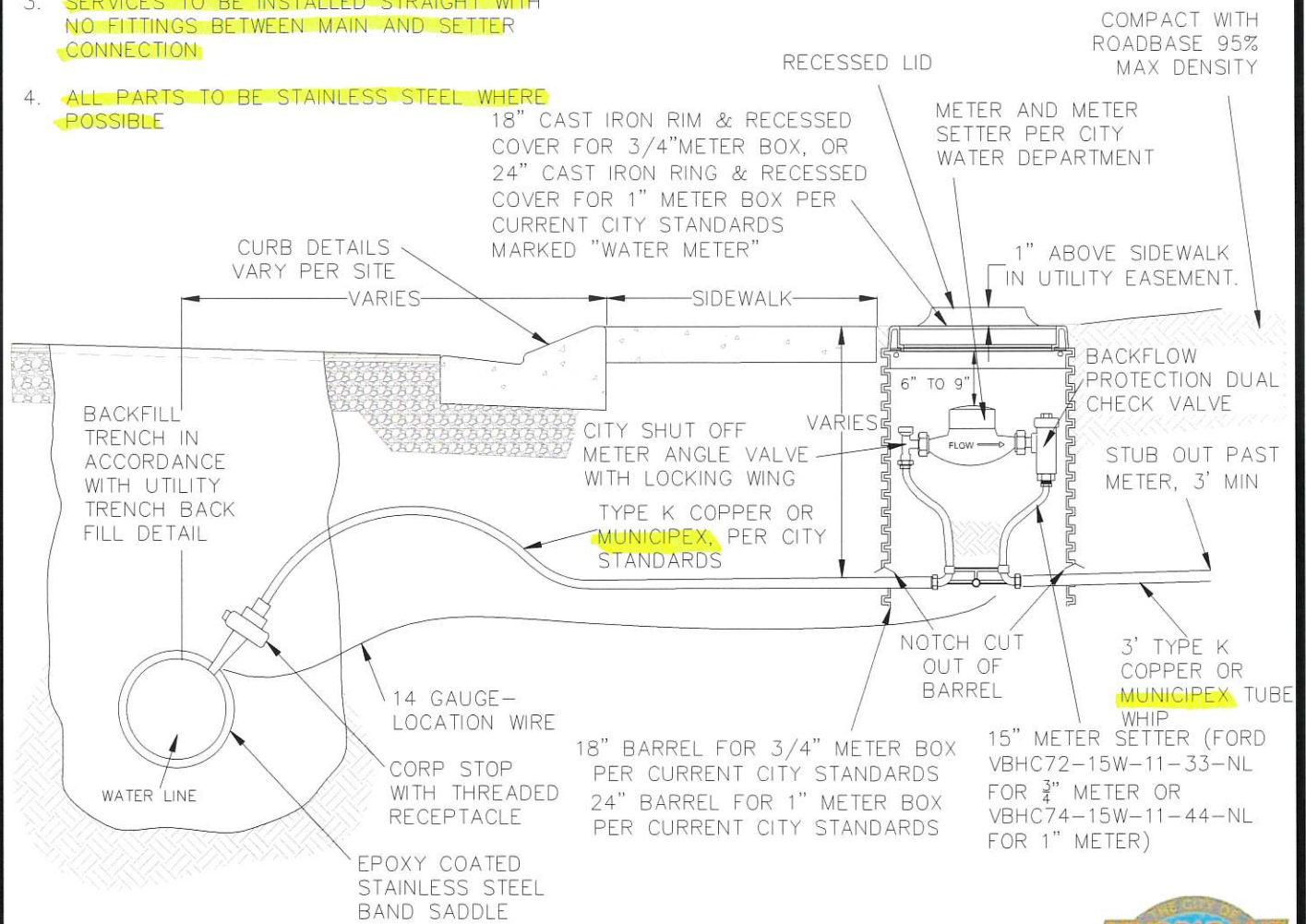
STANDARD DWG. NO.	
303	2 OF 4
APPROVED:	
DATE: 8/05/20	BY: N.E.I.



NOTES:

1. ALL TRENCH EXCAVATION AND COMPACTION SHALL BE IN ACCORDANCE WITH STANDARD SPECIFICATIONS
2. LID FOR POTABLE WATER TO BE LABELED "WATER"
3. SERVICES TO BE INSTALLED STRAIGHT WITH NO FITTINGS BETWEEN MAIN AND SETTER CONNECTION
4. ALL PARTS TO BE STAINLESS STEEL WHERE POSSIBLE

WATER METER PLAN VIEW



3/4" AND 1" WATER SERVICE AND METER

N.T.S.



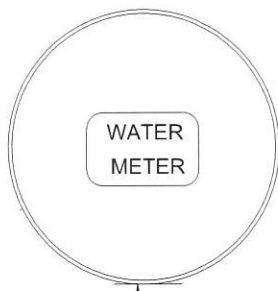
CITY OF HURRICANE

REVISIONS		
DATE	DESCRIPTION	BY

3/4" AND 1" WATER SERVICE AND METER

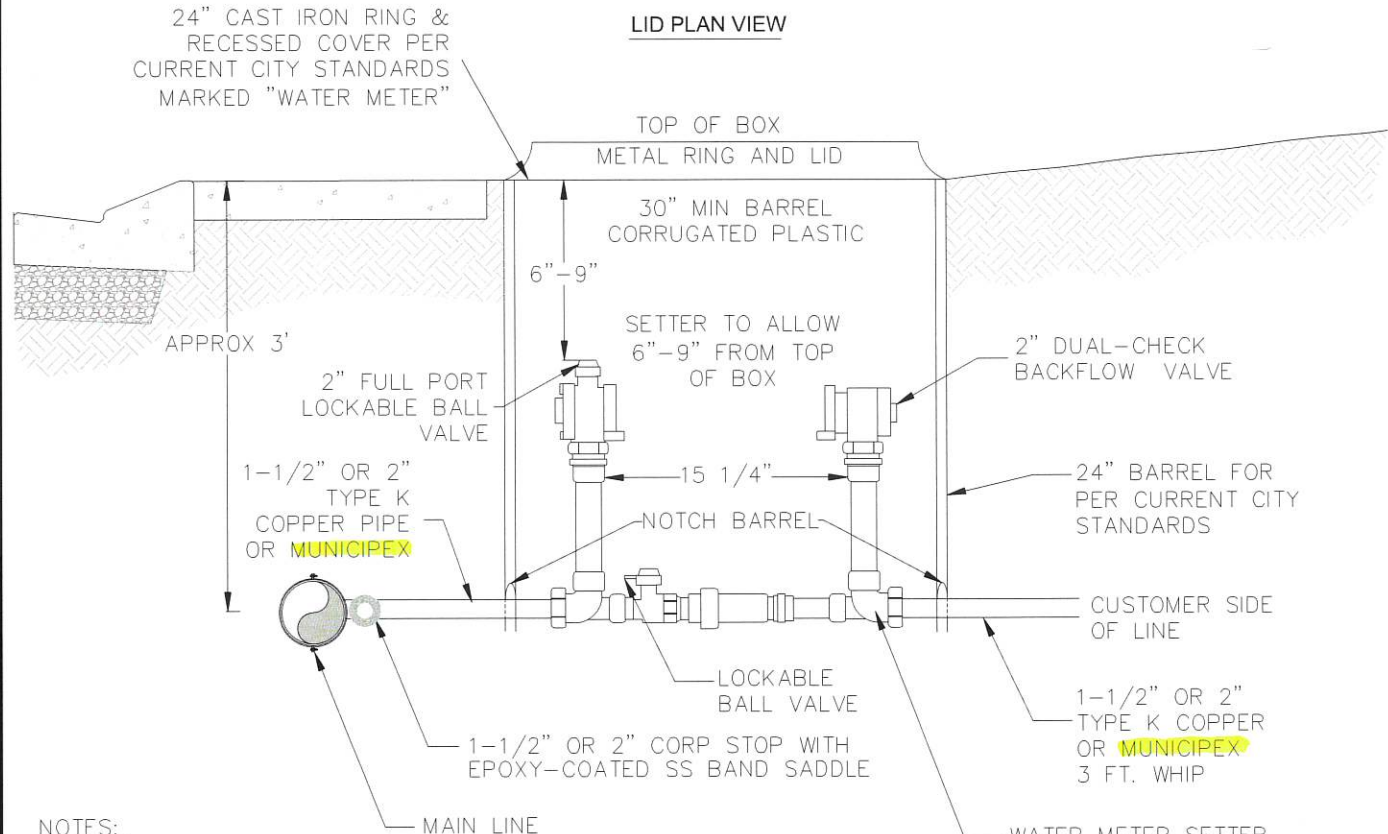
STANDARD DWG. NO.	
303	3 OF 4
APPROVED:	
DATE: 8/5/2020	BY: N.E.I.

P:\046-01-2026-01 Hurricane Water General\Drawings\Construction Drawings\303-4 1-1-2 & 2 WATER SERVICE & METER.dwg, AMECH, 3/25/2026 5:07:32 PM, dhinton



6" MAX FROM BACK OF SIDEWALK
LANDSCAPING
SIDEWALK

LID PLAN VIEW



NOTES:

1. 2" DESIGN IS SHOWN. 1 1/2" METER USES 1 1/2" COMPONENTS.
2. SERVICES TO BE INSTALLED STRAIGHT WITH NO FITTINGS BETWEEN MAIN AND SETTER CONNECTION.
3. ALL PARTS TO BE STAINLESS STEEL WHERE POSSIBLE

WATER METER SETTER.
(FORD MODEL#
VBHH76-15B-44-66-NL
FOR 1-1/2" METER OR
VBHH77-15B-44-77-NL
FOR 2" METER)

1 1/2" OR 2" WATER SERVICE & METER

N.T.S.

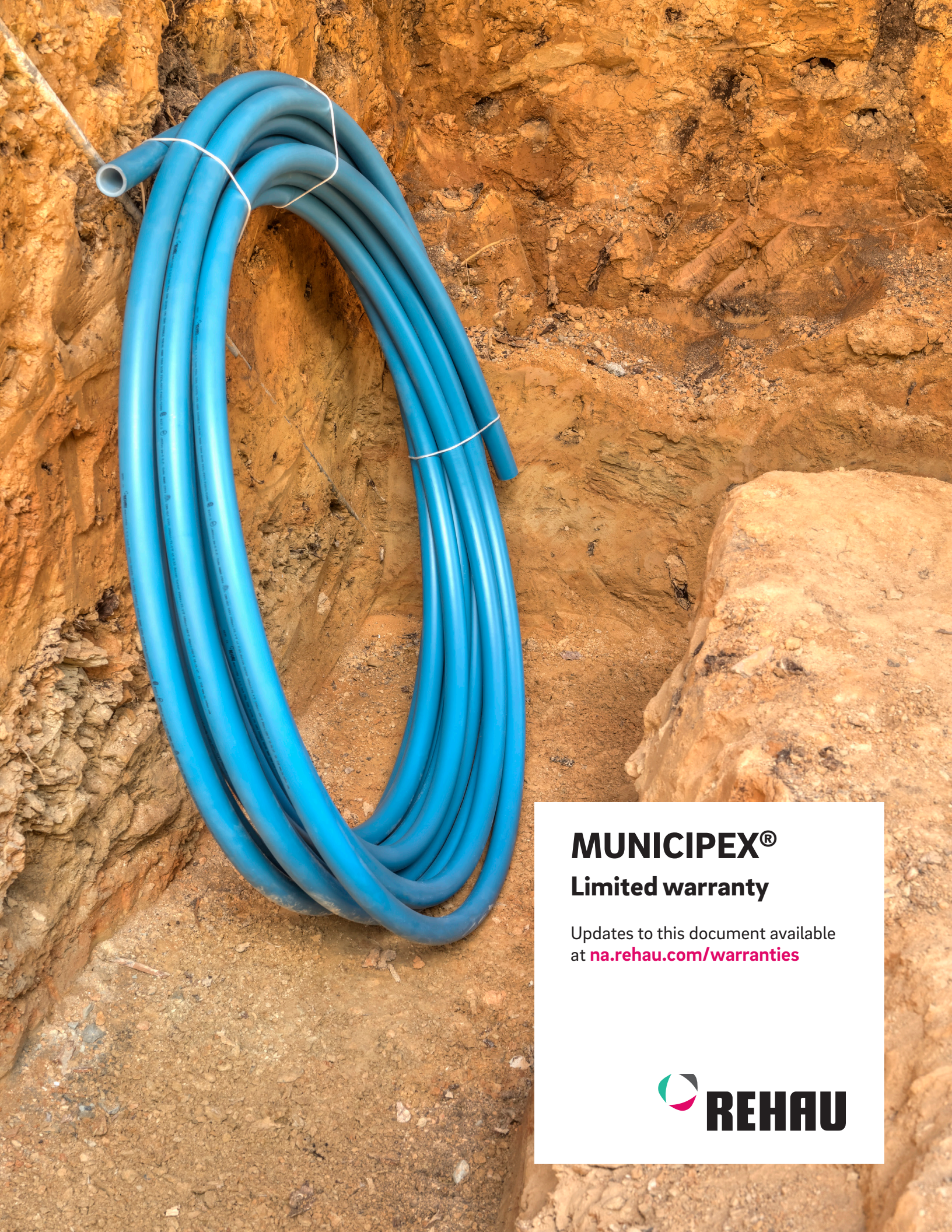


CITY OF HURRICANE

REVISIONS		
DATE	DESCRIPTION	BY

1 1/2" OR 2" WATER SERVICE & METER

STANDARD DWG. NO.	
313	4 OF 4
APPROVED:	
DATE: 8/5/2020	BY: N.F.L.



MUNICIPEX®

Limited warranty

Updates to this document available
at na.rehau.com/warranties



REHAU MUNICIPEX® Limited Warranty

Warranty application:

Subject specifically to the terms of this Limited Warranty, including the General Warranty Terms set forth below, REHAU Construction LLC or REHAU Industries Inc., as applicable, ("REHAU") warrants solely and specifically to the owner of the applicable real property at the time of the installation that the REHAU Products listed below shall be free from defects in materials and workmanship under normal conditions. Terms in *italics* shall have the meanings set forth below in the Definitions section.

This Limited Warranty for the applicable REHAU Products shall commence on the date the *Product* was sold by REHAU ("Commencement Date") and will expire after the following number of years:

Application-specific limited warranties

Water service

(i) *Pipe* sold as MUNICIPEX® water service for a period of twenty-five (25) years; and (ii) *Insulation Cover* for MUNICIPEX pre-insulated for a period of one (1) year.

Reclaim

(i) *Pipe* sold as MUNICIPEX® reclaim for a period of twenty-five (25) years.

Force main

(i) *Pipe* sold as MUNICIPEX® force main for a period of five (5) years.

General warranty terms

The above Application Specific Limited Warranties are subject to the following General Warranty Terms:

This Limited Warranty only applies to *Products* sold by REHAU. In order for this Limited Warranty to apply: (i) the handling, use, installation and maintenance of *Products* must continually comply with REHAU technical requirements as set forth in *REHAU Technical Guidelines*; (ii) design, installation, inspection and testing of the system, including testing under pressure of *Products* after installation, must have been carried out in accordance with applicable building, mechanical and electrical codes and industry accepted guidelines; (iii) installation of *Products* must have been carried out by a registered and licensed installer; (iv) *Products* must not be damaged during or after installation from freezing, improper backfill or grouting, or any other circumstances beyond the control of REHAU; (v) *Products* must not be damaged by tear, break or other stress due to concrete stress cracks or any other external forces; (vi) *Products* must not be subjected to damage or wear caused by abnormal operating conditions, accident, abuse, misuse, unauthorized alteration or repair; (vii) *Products* must not be

exposed to ultraviolet light beyond the published UV exposure limits; (viii) *Products* must not be exposed to temperature and/or pressure conditions beyond those expressly permitted in *REHAU Technical Guidelines*; (ix) *Products* must not be exposed to harmful chemicals, aggressive or corrosive water conditions or any external influences that cause damage to the *Products*; (x) *Products* must be stored in a clean, dry environment; and (xi) *Products* must be installed for their intended use and in the applications defined by the applicable *REHAU Technical Guidelines*, (xii) *Pipes* in permitted *Elevated Temperature Applications* must have the operating temperature conditions verified according to the *REHAU Technical Guidelines*.

This Limited Warranty may be assigned only by the original owner of the applicable real property and may not be assigned or transferred after the period ending ten (10) years following the Commencement Date.

THE LIMITED WARRANTY HEREIN PROVIDED IS EXPRESSLY IN LIEU OF ALL OTHER WARRANTIES EXPRESSED OR IMPLIED ON THE PART OF REHAU. REHAU DISCLAIMS ANY WARRANTY, EXPRESSED OR IMPLIED, OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE.

In order to make a claim under this Limited Warranty, REHAU must be informed immediately and no later than thirty (30) days after the occurrence of an event giving rise to a breach of the Limited Warranty and while the damaged portion of the project is still open for inspection to enable REHAU to determine whether REHAU has any liability for the defective *Product*. If this notice is not given, and inspection is not possible, then this Limited Warranty is void. Additionally, in order for this Limited Warranty to be valid, at the request of REHAU, a claimant will provide a sample of the allegedly defective product to REHAU for examination.

If a *Product* is defective, REHAU's liability shall be limited, at REHAU's option, to replacing or repairing the defective *Product* in question or providing a refund of the defective *Product's* purchase price. REHAU will not be liable for any costs of labor, removal, reinstallation, transportation, or any other charges which may arise in connection with a warranty claim. THE SOLE AND EXCLUSIVE REMEDY PURSUANT TO ANY CLAIM OF ANY KIND, INCLUDING BUT NOT LIMITED TO A CLAIM IN CONTRACT, NEGLIGENCE OR STRICT LIABILITY, AGAINST REHAU OR ANY OF REHAU'S AFFILIATES, SHALL BE LIMITED TO THE LIMITED LIABILITY OF REHAU DESCRIBED IN THIS PARAGRAPH. REHAU SHALL NOT BE HELD RESPONSIBLE FOR DAMAGE TO PERSON OR PROPERTY, INCIDENTAL OR CONSEQUENTIAL LOSS, LOSS OF PROFIT, LOSSES ON GOODS IN STORE OR THE LIKE, IRRESPECTIVE OF THE CAUSE.

SOME STATES AND PROVINCES DO NOT ALLOW THE EXCLUSION OR LIMITATION OF INCIDENTAL OR CONSEQUENTIAL DAMAGES AND SOME STATES AND PROVINCES DO NOT ALLOW LIMITATIONS ON HOW LONG IMPLIED WARRANTIES MAY LAST. THEREFORE, THE LIMITATIONS OR EXCLUSIONS ABOVE MAY NOT APPLY TO YOU. THIS LIMITED WARRANTY GIVES YOU SPECIFIC LEGAL RIGHTS AND YOU MAY ALSO HAVE OTHER LEGAL RIGHTS WHICH VARY BY STATE OR PROVINCE.

Any action for breach of warranty must be commenced within one (1) year of the date of the breach of warranty, unless such limitation is barred by law. This limited warranty applies to the United States and Canada, other than the Province of Québec.

Definitions

For purposes of this Limited Warranty, the following definitions shall apply:

- *Insulation Cover*: Thermal insulation and/or outer casing surrounding Pipe
- *Pipe*: REHAU crosslinked polyethylene (PEXa) pipe
- *Product(s)*: *Insulation Cover*, *Pipe* referenced individually or collectively
- *REHAU Technical Guidelines*: The most current and applicable versions of all the technical literature available on the REHAU North America website at na.rehau.com/resourcecenter, including but not limited to technical manuals, installation guides, technical bulletins, submittals and REHAU Academy training presentations

For updates to this publication, visit na.rehau.com/resourcecenter

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STAFF COMMENTS

Item: Consideration and possible approval of Resolution 2026-18 Amending City Pickup of Public Safety Employee Retirement Contributions.

Discussion: The cost of the pension for Tier II Public Safety Hybrid employee participants has increased from 4.73% to 5.98%. Hurricane City currently has a resolution (#2022-25) stating that the City will cover this “pick-up” amount up to a maximum of 5.00%. Because the required pick-up now exceeds this cap, Hurricane City must decide whether to cover the additional expense or require employees to pay the portion above 5.00%. This decision would also require updating or creating a new resolution to reflect the change. – Sel Lovell

Findings:

Recommendation:

RESOLUTION NO. 2026-18

A RESOLUTION AMENDING HURRICANE CITY PICK UP OF PUBLIC SAFETY EMPLOYEE RETIREMENT CONTRIBUTIONS.

WHEREAS Hurricane City (“City”) employs employees who are eligible for and participate as members in the New Public Safety Tier II Contributory Retirement System administered by the Utah Retirement Systems; and

WHEREAS in accordance with federal and state law, including Section 414(h)(2) of the Internal Revenue Code, employers may take formal action to pick up required employee contributions, which will be paid by the employer in lieu of employee contributions; and

WHEREAS the City desires to formally pick up a portion of the employee contributions required to be paid under Utah Code Ann. § 49-23-301(2)(c), as may be amended, for all City employees participating in the New Public Safety Tier II Contributory Retirement System; and

WHEREAS the City Council is duly authorized to take this formal action on behalf of the City as a participating employer with the Utah Retirement Systems.

WHEREAS the City Council previously approved a maximum pick-up contribution rate cap of 5.00%. Due to increased pension costs, the required contribution rate has likewise increased. The Council now desires to increase the previously approved maximum pick-up contributions rate cap to 8.00%..

NOW, THEREFORE, BE IT RESOLVED that the Hurricane City Council declares as follows:

1. Beginning July 1, 2026, the City shall prospectively pick up and pay required employee contributions for all City employees who are members of the New Public Safety Tier II Contributory Retirement System, subject to a maximum of 8.00% of compensation for each employee.
2. The picked up contributions paid by the City, even though designated as employee contributions for state law purposes, are being paid by the City in lieu of the required employee contributions.
3. The picked up contributions will not be included in the gross income of the employees for tax reporting purposes, that is, for federal or state income tax withholding taxes, until distributed from the Utah Retirements Systems, so that the contributions are treated as employer contributions pursuant to Section 414(h)(2) of the Internal Revenue Code.
4. The picked up contributions are a supplement and not a salary reduction to the City employees who are eligible for and participating members in the New Public Safety Tier II Contributory Retirement System.

5. From and after the date of this pick up, a City employee may not have a cash or deferred election right with respect to the designated employee contributions, including that the employees may not be permitted to opt out of the pick up and may not be entitled to any option of choosing to receive the contributed amounts directly instead of having them paid by the City on behalf of its employees to the Utah Retirement Systems.

6. This resolution shall take effect on July 1, 2026.

PASSED, APPROVED AND ADOPTED by the Hurricane City Council of Hurricane City, Utah, this 2nd day of April, 2026.

HURRICANE CITY MAYOR

Clark Fawcett, Mayor

ATTEST:

Cindy Beteag, City Recorder

The foregoing Resolution was presented at a regular meeting of the Hurricane City Council held at the Hurricane City Office Building on the 2nd day of April 2026. Whereupon a motion to adopt and approve said Resolution was made by _____ and seconded by _____. A roll call vote was then taken with the following results:

	Yea	Nay	Abstain	Absent
Drew Ellerman	___	___	___	___
Joseph Prete	___	___	___	___
Dave Imlay	___	___	___	___
Lynn Excell	___	___	___	___
Amy Werrett	___	___	___	___

Cindy Beteag, Recorder



STAFF COMMENTS

Item: Consideration and possible approval of adjusting City contributions for Tier II Hybrid Employees' retirement .

Discussion: Public employees have also experienced an increase in the pick-up amount; however, unlike Public Safety employees, employers are not permitted to cover this additional cost on their behalf. This expense must be paid directly by employees as an after-tax contribution.

For fiscal year 2026–2027, the URS Tier II Public Employee Hybrid plan requires participating employees to contribute 1.3% of their after-tax wages toward the Tier II pension. – Sel Lovell

Findings:

Recommendation: