

**MOAB CITY COUNCIL
REGULAR MEETING
September 12, 2016**

The Moab City Council held its Regular Meeting on the above date in the Council Chambers at the Moab City Center, located at 217 East Center Street, Moab, Utah.

REGULAR MEETING &
ATTENDANCE

Mayor David Sakrison called the Pre-Council Workshop to order at 6:30 PM. In attendance were Councilmembers Heila Ershadi, Rani Derasary, Kyle Bailey, Tawny Knuteson-Boyd and Kalen Jones. Also in attendance were City Manager Rebecca Davidson, City Recorder/Assistant City Manager Rachel Stenta, City Treasurer Jennie Ross, Planning Director Jeff Reinhart, Community Services Director Amy Weiser, City Parks, Recreation and Trails Director Tif Miller and City Engineer Phillip Bowman.

PRE COUNCIL WORKSHOP

Grand County Community Director Zacharia Levine presented updated information on Assured Housing.

PRESENTATION ON ASSURED
HOUSING

Mayor Sakrison called the Regular City Council Meeting to order at 7:00 PM and led the pledge of allegiance. Ten (10) members of the audience and media were present.

Edith Sage of BEACON After School Program thanked the City of Moab for their participation in a recent grant. Ms. Sage informed the Council that BEACON has been around for twelve years and serves a large population of our students. Ms. Sage stated that BEACON appreciates the support from the City and are looking for opportunities to work in collaboration with the Recreation Department. Ms. Sage also reminded the Council that October 26, 2016 is the Lights On Event.

PRESENTATION FROM BEACON
AFTER SCHOOL PROGRAM

There were no minutes to approve.

APPROVAL OF MINUTES

There were no Citizens to Be Heard.

CITIZENS TO BE HEARD

Councilmember Derasary moved to approve a Private Property Vendor License for Quesadilla Mobilla Located at 89 North Main Street. Councilmember Jones seconded the motion. The motion carried 5-0 aye, with Councilmembers Bailey, Ershadi, Knuteson-Boyd, Jones and

APPROVAL OF A PRIVATE
PROPERTY VENDOR LICENSE
FOR QUESADILLA MOBILLA

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Derasary voting aye.

Councilmember Bailey moved to approve Local Consent for a Single Event Permit for Moab Investments / Club Rio for Moab Pride Festival located at 156 N 100 W. Councilmember Ershadi seconded the motion. The motion carried 5-0 aye, with Councilmembers Bailey, Ershadi, Knuteson-Boyd, Jones and Derasary voting aye.

APPROVAL OF LOCAL CONSENT
FOR A SINGLE EVENT PERMIT

Councilmember Bailey moved to approve a Request by BEACON After School Program for Special Use of Sun Court and Moonstone Gallery to Conduct the 2016 Moab Science Festival on September 24, 2016. Councilmember Knuteson-Boyd seconded the motion. The motion carried 5-0 aye, with Councilmembers Bailey, Ershadi, Knuteson-Boyd, Jones and Derasary voting aye.

APPROVAL OF SPECIAL USE
FOR SUN COURT

Councilmember Jones moved to approve the contract with CRSA Planning for the Downtown Plan Project in the amount of \$28,988.00. Councilmember Derasary seconded the motion. The motion carried 5-0 aye, with Councilmembers Bailey, Ershadi, Knuteson-Boyd, Jones and Derasary voting aye.

AWARD OF DOWNTOWN PLAN

Councilmember Jones moved to approve Change Order #1 for the 2016 Sanitary Sewer Rehabilitation Project with Lance Excavating, Inc. Councilmember Bailey seconded the motion. The motion carried 5-0 aye, with Councilmembers Bailey, Ershadi, Knuteson-Boyd, Jones and Derasary voting aye.

APPROVAL OF CHANGE ORDER
#1 FOR SANITARY SEWER
REHABILITATION PROJECT

Councilmember Derasary moved to approve a Purchasing Exception to Parr, Brown, Gee and Loveless in an amount not to exceed \$33,928.38. Councilmember Bailey seconded the motion. The motion carried 5-0 aye, with Councilmembers Bailey, Ershadi, Knuteson-Boyd, Jones and Derasary voting aye.

APPROVAL OF PURCHASING
EXCEPTION

Councilmember Bailey moved to approve Proposed Ordinance #2016-05 to Amend the Home Occupation Regulations in Moab Municipal Code Section 17.09.540, Home Occupations, and the Business Licensing Section, MMC 5.80.010, Home occupation permits, by Repealing the Home Inspection and Clarifying Existing Text, as Referred to the City Council by the Planning Commission. Councilmember Knuteson-Boyd seconded the motion. The motion carried 5-0 aye, with Councilmembers Bailey, Ershadi, Knuteson-Boyd, Jones and Derasary voting aye.

APPROVAL OF PROPOSED
ORDINANCE #2016-05

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Councilmember Derasary moved to approve Proposed Ordinance #2016-10 – An Ordinance to Amend City Ordinance # 2014-07 That Adopts The Building Codes And Amendments Currently Adopted By The State Under Utah State Rule 156-56 of the Utah Uniform Building Standards Act. Councilmember Jones seconded the motion. The motion carried 5-0 aye, with Councilmembers Bailey, Ershadi, Knuteson-Boyd, Jones and Derasary voting aye.

APPROVAL OF PROPOSED
ORDINANCE #2016-10

Under First Reading of Proposed Ordinance #2016-12 – An Ordinance Amending the City Municipal Code, Sections 12.20.005 and 12.20.030 and Adding Section 12.20.060 by Amending and Defining Restricted Park Uses

FIRST READING OF PROPOSED
ORDINANCE #2016-12

Parks, Recreation and Trails Director Miller spoke about issues with motorized vehicles on and in the City Park System. Although there are signs stating no motorized vehicles there is not an ordinance to enforce it.

Councilmember Bailey asked if there is an issue with vehicles in the parks.

Parks, Recreation and Trails Director Miller stated that there is more of an issue on the pathway.

Councilmember Derasary mentioned that this includes E-bikes and also asked if the area will include the path from 500 West to Lions Park.

Parks, Recreation and Trails Director Miller replied that it does not include that area at this time.

Councilmember Jones asked if the Mill Creek Parkway and the 500 West to Lions Park Path are part of the City Park System.

Parks, Recreation and Trails Director Miller stated that the Mill Creek Parkway is a part of the Park System but is unsure of the 500 West to Lions Park Path.

Council requested more information for the Second Reading of Proposed Ordinance #2016-12 – An Ordinance Amending the City Municipal Code, Sections 12.20.005 and 12.20.030 and Adding Section 12.20.060 by Amending and Defining Restricted Park Uses

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Under First Reading of Proposed Ordinance #2016-13 – An Ordinance Amending City Procurement Procedures, Enacting Certain Ethics Provisions, and Providing for Disclosure of Transactions in which City Employees or Officials may have a Personal Interest, City Manager Davidson reported that City Attorney McAnany would be at the next meeting to go over the Proposed Ordinance #2016-13.

City Recorder/Assistant City Manager Rachel Stenta reviewed some of the changes made to the Proposed Ordinance #2016-13 by City Attorney McAnany.

Councilmember Derasary mentioned that the portions of the proposed ordinance that mentions business relationships may need to be expanded.

Councilmember Knuteson-Boyd stated that she feels that portions of the proposed ordinance are intrusive and that she feels it is getting into people personal business. Councilmember Knuteson-Boyd also mentioned needing definitions of some terms including a relative.

Councilmember Ershadi mentioned other disclosure statements that she has signed disclosures that state anyone to which you have a significant tie.

Councilmember Knuteson-Boyd mentioned that she would like some of the terminology changed, but does not have a problem with employees signing a disclosure Statement.

Councilmember Jones stated that he feels there should be a broader range of relationships and he agrees with some of local attorney Christina Sloan's suggestions.

Councilmember Derasary questioned the difference between competitive and written proposals.

City Recorder/Assistant City Manager Stenta explained that a competitive proposal would be putting out to a formal bid, advertising and soliciting through a public process versus written proposals may be for situations where the City would need to procure written proposals directly from vendors.

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Councilmember Jones discussed changing the section concerning providers to allow five providers including locals for proposals.

Councilmember Bailey asked for clarification of the Purchasing Agent.

Councilmember Derasary asked for a definition of Pre-Qualified Bidders.

Mayor Sakrison suggested Council review the comments made by City Attorney McAnany and come back with more suggestions at Second Reading of Proposed Ordinance #2016-13.

Community Services Director Amy Weiser presented Council with the 2015 Housing Goals and Housing Policies and Strategies as well as presenting Park City's policies.

DISCUSSION AND POSSIBLE
ACTION ON AFFORDABLE
HOUSING GOALS AND
POLICIES

Councilmember Ershadi mentioned that the goals and policies and strategies are in line with the Assured Housing Policy.

Community Services Director Amy Weiser informed the council of Planning Commission's wish for direction from the Council to move forward with the Housing Plan.

Councilmember Derasary requested to have Park City's examples sent to Councilmembers as well as discussing it at the September 22, 2016 Workshop.

Councilmember Jones suggested bringing in a Transportation Component.

City Manager Davidson presented an updated draft of the Sewer Agreement which included comments about Pre-Treatment.

DISCUSSION AND POSSIBLE
ACTION ON SEWER
AGREEMENT

City Manager Davidson reported that she went over some changes to the agreement with David Church and she hopes to have those changes back tomorrow.

City Manager Davidson discussed finalizing the impact fee study and final Equivalent Residential Unit (ERU) list from the district. City Manager Davidson hopes to have the agreement finished by Friday or Monday at the latest.

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Councilmember Derasary suggested some change in language for the layperson to easily understand.

Councilmember Bailey informed the Council that the District has already given out several hundred “will serve” permits for new construction.

City Manager Davidson mentioned that the more accurate we are with connections the better we may pay back the loan.

Councilmember Jones asked how negotiations were going with the Spanish Valley District.

City Manager Davidson reported that the Spanish Valley group is very willing to work and get to the bottom of things, they have been working on language which is the last thing besides determining Equivalent Residential Units (ERU).

Mayor Sakrison mentioned it looks very promising and hopes the board is satisfied and votes in favor. Mayor Sakrison also mentioned how the City has never dictated to the District.

Councilmember Derasary mentioned consistency across the Districts for treatment of wastewater.

City Manager Davidson stated there will be consistency between the users, all will have the same standards.

Councilmember Derasary moved to approve sending a Permanent Community Impact Fund Board Application for the Utah State University Infrastructure Project to Public Hearing on September 27, 2016. Councilmember Jones seconded the motion. The motion carried 5-0 aye, with Councilmembers Bailey, Ershadi, Knuteson-Boyd, Jones and Derasary voting aye.

REQUEST TO SEND CIB
APPLICATION FOR USU
PROJECT TO PUBLIC HEARING

Councilmember Bailey moved to approve sending a Permanent Community Impact Fund Board Application for the Water Tank Project to Public Hearing on September 27, 2016. Councilmember Knuteson-Boyd seconded the motion. The motion carried 5-0 aye, with Councilmembers Bailey, Ershadi, Knuteson-Boyd, Jones and Derasary voting aye.

REQUEST TO SEND CIB
APPLICATION FOR WATER
TANK TO PUBLIC HEARING

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Councilmember Bailey spoke of the Council's concerns about the direction the Public Works Director positions. Councilmember Bailey mentioned the cost of two positions as well as the extension of one of the application deadlines.

City Manager Davidson reported that both positions are now closed and that she had reviewed the applications over the weekend. City Manager Davidson reported that she has chosen people for interviews and there will be four people interviewed in each category.

Councilmember Bailey questioned how after six months without a director how is the department functioning without anyone in that position.

City Manager Davidson stated that the department is getting along with help from City Engineer Bowman and City Parks, Recreation and Trails Director Miller, as well as she is meeting with each group once a week.

Councilmember Bailey asked if the Public Works Department employees are getting daily direction and guidance and evaluations.

City Manager Davidson repeated that she meets with each group once a week for a staff meeting and reviews the ongoing issues.

Councilmember Ershadi appreciates everyone's hard work and glad there are now enough applicants to move forward.

Councilmember Knuteson-Boyd empathized how difficult it can be to get good applicants and the need for filling the position with good people.

Councilmember Jones asked about results of the Salary Survey to see if the salary offered is competitive.

City Recorder/Assistant City Manager Rachel Stenta reported that there should be some results from the Salary Survey by the end of the week.

In Mayor and Council Reports, Councilmember Jones reported that the Throttle Down Committee has distributed information to hotels as well as yard signs. Councilmember Jones also attended the recent Housing Task Force Committee meeting.

Mayor Sakrison reported the he attended the Recreation Summit in Ogden, Utah and will attend another Recreation Summit here in Moab on October 4, 2016.

Mayor Sakrison also mentioned meeting briefly with the Chief Executive Officer of Tread Lightly.

Councilmember Ershadi mentioned looking forward to Monday, September 19, 2016 when she will attend the Critical Public Presentation enhancing a Livable Moab: Lessons We Can Learn from Ogden, Utah. Councilmember Ershadi also suggested the Council purchase their tickets to Dancing With the Stars.

Councilmember Derasary reported attending a meeting in Green River, Utah regarding working with officials in neighboring states like California and Nevada to restore Federal Funding to remove the tailings pile.

There was no Correspondence to be read.

READING OF
CORRESPONDENCE

A written Administrative Report was distributed.

ADMINISTRATIVE REPORT

There was no Public Outreach Report given.

PUBLIC OUTREACH REPORT

Councilmember Derasary moved to approve payment of bills against the City in the amount of \$691,659.58. Councilmember Jones seconded the motion. The motion carried 5-0 aye, with Councilmembers Bailey, Knuteson-Boyd, Ershadi, Jones and Derasary voting aye.

APPROVAL OF BILLS

Councilmember Bailey moved to enter an Executive Session to Discuss the Character, Professional Competence, or Physical or Mental Health of an Individual at 8:45 pm. Councilmember Jones seconded the motion. The motion carried 5-0 aye, with Councilmembers Bailey, Knuteson-Boyd, Ershadi, Jones and Derasary voting aye.

EXECUTIVE SESSION ENTERED

Councilmember Bailey moved to close Executive Session at 10:55 pm. Councilmember Derasary seconded the motion. The motion carried 5-0 aye, with Councilmembers Knuteson-Boyd, Bailey, Ershadi, Jones and Derasary voting aye.

EXECUTIVE SESSION CLOSED

The meeting was adjourned at 10:55 PM.

ADJOURNMENT

September 12, 2016

APPROVED: _____ ATTEST: _____
David L. Sakrison Rachel E. Stenta
Mayor City Recorder

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