



Mayor

Nina Laycook

City Manager

Duane Huffman

Treasurer

RaeLene Johnson

City Council

James G. Sorenson

Cheryl Brown

Ed Meyer

Joe B. Wright

Kirt Carpenter

KANAB CITY COUNCIL
June 26, 2012
76 NORTH MAIN, KANAB, UTAH

- 6:30 P.M. Work Meeting
- Staff Report
 - Discussion of Recreation Issues
 - Agenda Review
- 7:00 P.M. Approval of minutes of previous meeting and accounts payable vouchers;
- 7:05 P.M. Public Comment Period – Members of the public are invited to address the Council. Participants are asked keep their comments to 3 minutes and follow rules of civility outlined in Kanab Ordinance 3-606;
- 7:20 P.M. Presentation by Western Legends Executive Director Steve Browning;
- 7:35 P.M. Consider appointment of Ms. Halle Anders and Mr. Jack Gisler to the Kanab City Library Board
- 7:40 P.M. Consider motion authorizing the Mayor to sign the Kanab Community Covenant
- 7:45 P.M. Consider adoption of SPECIAL ORDINANCE 6-4-12 O “A TEMPORARY ORDINANCE PLACING A RESTRICTION ON FIREWORKS WITHIN KANAB CITY LIMITS FOR THE 2012 FIREWORKS SEASON”
- 8:00 P.M. Public Hearing to consider amending the Fiscal Year 2011/2012 Budget to increase revenues and expenditures in Operating Budgets for the close of the fiscal year;
- 8:15 P.M. Consider adoption of Resolution 6-2-12 R “A Resolution Amending the Fiscal Year 2011/2012 Budget”;
- 8:20 P.M. Consider adoption of Ordinance 6-1-12 O “AMENDING THE KANAB CITY GENERAL ORDINANCE SECTION 13-200.01.060: “EXCESSIVE NOISE” AS RELATED TO ANIMALS AND REPEALING SECTION 13-200.02.080 “DOG NOISE ORDINANCE””;
- 8:35 P.M. Consider adoption of Ordinance 6-2-12 O “AN ORDINANCE AMENDING THE KANAB CITY LAND USE ORDINANCE, CHAPTER 4 “SUPPLEMENTARY REGULATION” REGARDING CURB, GUTTER, AND SIDEWALK IMPROVEMENT REQUIREMENTS”;
- 8:50 P.M. Consider adoption of Ordinance 6-3-12 O “AN ORDINANCE AMENDING THE KANAB CITY LAND USE ORDINANCE CHAPTER 2 “PLANNING COMMISSION” REGARDING EX-OFFICIO CITY COUNCIL LIAISON MEMBERSHIP”.

Times listed for each item on the agenda may be accelerated as time permits. If you are planning to attend this public meeting and due to a disability need assistance in understanding or participating in the meeting, please notify the City eight or more hours in advance of the meeting, and we will try to provide whatever assistance may be required. Please contact RaeLene Johnson at the Kanab City offices.

– A Western Classic –

KANAB CITY COUNCIL MEETING**JUNE 12, 2012****KANE COUNTY COMMISSION CHAMBERS**

PRESENT: Mayor Nina Laycook, Council Members Kirt Carpenter, Cheryl Brown, James Sorenson, and Ed Meyer, City Manager/Recorder Duane Huffman and City Treasurer RaeLene Johnson. Council Member Joe B. Wright excused.

Prayer was offered by Cheryl Brown.

WORK MEETING: A Roundtable Discussion was had with the Kanab Area Chamber of Commerce and Kanab City. Mr. Kelly Stowall, with CEBA, Collette Cox, with Work Force Services and Dennis Day representing the Chamber of Commerce were present. Mayor Laycook explained the City's policy on helping fund different organizations. The current business license were discussed, as was a process for creating a new ordinance. The Chamber Executive Committee, Kanab City Staff, and Councilmember Sorenson will work together on drafting a new ordinance. Colette Cox felt that economic development should be within the City/County/State to help create jobs for the area. There is a great need here. County Commissioners Clayson and Matson suggested having the city and county work together on economic development.

Mayor Laycook opened the regularly scheduled meeting at 7:00 p.m.

APPROVAL OF MINUTES & VOUCHERS: A motion to approve the minutes of June 7 and May 22 and the vouchers was made by Council Member Brown and 2nd by Council Member Carpenter. Motion passed unanimously. Council Member Wright absent.

CONSIDER GRANTING CONSENT FOR A VARIANCE REGARDING THE PROXIMITY OF THE MEDITERRANEAN TABLE RELATIVE TO A CHURCH OR PUBLIC SCHOOL FOR A LIMITED LIQUOR LICENSE: A motion was made by Council Member Carpenter and 2nd by Council Member Brown to grant consent for the Mediterranean Table to receive a variance regarding the proximity to a church or public school for a limited liquor license. Motion passed unanimously. Council Member Wright absent.

Commissioner Matson requested that the City form a task force. Council Member Carpenter explained that the County is offering their services for a recreation director. The County could do the marketing of events. There needs to be a Memorandum of Understanding to allow both entities to work together. Council informally agreed.

PUBLIC COMMENT: Mr. David Compton complained about his neighbor's dog.

PRESENTATION BY THE KAIBAB NATIONAL FOREST ON THE FOREST PLAN REVISION PROCESS CURRENTLY UNDERWAY AND FIRE PREVENTION: Ms Ariel Lennard, Forrest Planner, addressed the Council and presented the Kaibab National Forest Land and Resources Management Plan. She said the objectives under the proposed plan would increase mechanical thinning annually in ponderosa pine. There would also be prescribed fires. Since the Kaibab has little natural water, the plan will protect natural waters such as springs and wetlands. The plan would help restore grasslands by reducing tree encroachment in grasslands and meadows. The proposed plan would also provide 6,238 acres for wilderness designation on the North Kaibab. This was included in the plan but not discussed. Mayor Laycook said that

CONSIDER ADOPTION OF RESOLUTION 6-1-12 R/FISCAL YEAR 2012/2013

OPERATING BUDGETS: A motion was made by Council Member Meyer and 2nd by Council Member Carpenter to adopt Resolution #6-1-12 R Fiscal Year 2012/2013 operating budgets, removing the funding for a police car, and allowing the police and fire department to lease for new vehicles, as well as transferring \$20K less to the Recreation Fund for parks maintenance. Motion passed by roll call vote. All voting yea. Council Member Wright absent.

CONSIDER ADOPTION OF ORDINANCE 6-1-12 R AMENDING THE KANAB CITY GENERAL ORDINANCE/EXCESSIVE NOISE AS RELATED TO ANIMALS AND REPEALING THE DOG NOISE ORDINANCE: This was tabled until the next meeting.

A motion to go into executive session was made by Council Member Meyer and 2nd by Council Member Brown to discuss pending litigation and personnel. Motion passed unanimously. Council Member Wright absent.

A motion to go out of executive session was made by Council Member Carpenter and 2nd by Council Member Brown. Motion passed unanimously. Council Member Wright absent.

A motion to adjourn was made by Council Member Sorenson and 2nd by Council Member Brown. Motion passed unanimously. Council Member Wright absent.

MAYOR NINA LAYCOOK

RECORDER DUANE HUFFMAN

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Date:	Sun, 3 Jun 2012 16:28:11 -0600 [06/03/2012 04:28:11 PM MDT]
From:	Halle Anders <halle.anders@gmail.com>
To:	kancitlib@xpressweb.com
Subject:	letter of intent

 1 unnamed [text/plain] 1.00 KB

Dear Mrs. Robinson:

The vacant position of a board member to serve the Kanab Public Library has been brought to my attention by Kathy Walls and Raven Chiong. I am very interested in that position and would like this e-mail to serve as my letter of intent.

As you know, I worked in academic publishing for thirty years and served as a member of Friends of the Library at Ohio University and also here in Kanab for a short time. An avid reader, I am interested in all things related to books. As well, I volunteer with several community organizations in Kanab and would like to participate in the workings of the library with other community members at a more formal level.

Please advise me of anything further I am required to do to complete my application for this position. I regret that I will be in California on June 7-12th to attend a reunion with grandchildren and will miss the next meeting of the library Board.

Sincerely,

halle anders

Duane Huffman

From: JGisler [jgisler@kanab.net]
Sent: Wednesday, May 30, 2012 12:28 PM
To: Mayor; Duane Huffman
Cc: Dickie Robinson
Subject: Kanab Library Board
Attachments: GislerBio.doc

Good afternoon. Please accept my application for the Kanab Library Board opening. As a frequent Kanab Library patron, I want to do my best to support its operation as a board participant.

I have attached my bio for your review.

Jack Gisler

Biography

John "Jack" Gisler

After arriving in Kanab in 2002 I became involved in community service work and am currently serving on the board of directors for the Kane Schools Foundation for Students. I formerly served on Kanab City's Parks and Recreation Board and remain involved with developing and maintaining area trails.

My first volunteer role was with BLM's Grand Staircase-Escalante National Monument by helping Dr. Alan Titus in his paleontology lab. There I learned how to prepare fossils and to help retrieve fossils from the field. During that time I also volunteered at GSENM's Kanab visitor center. Later I helped establish Grand Staircase-Escalante Partners, a group of area residents who volunteer to assist the Monument in doing its work and was the first board president of the group during its formative years.

I am proud of the role I played with several other county residents in establishing the local Gardeners Market, which continues to be viable with the leadership of the current volunteers.

I enjoyed a full career as an executive in Texas-based Duke Energy, a Fortune 100 energy company, before retiring to Kanab. Prior to my years in the energy sector, I was a senior vice president at Wells Fargo Bank in Salt Lake City. The earlier years of my working life were focused in the public sector employed in Utah state government and, before that, administration and teaching in Utah, Michigan and Idaho schools and universities.

I am an Idaho native where I completed high school and college (science and education, University of Idaho) before later earning a doctoral degree (adult learning and development) in Michigan.

Jan and I have lived in Utah nearly 40 of the 50 years we have been together. We are the proud parents of two sons and have two grandsons.

Contact Information:

Jack Gisler
1651 S Kanab Creek Dr.
Kanab, Utah 84741

435-644-3905
jjgisler@kanab.net



★ ★ ★ ★ We Recognize: ★ ★ ★ ★

- The commitment and sacrifice that service members and their families make for us each and every day.
- That service members find strength through their families, and their families find strength through the community in which they are a part.
 - The strength of the community comes from each individual in it.
- That all individuals in the community have the ability to make a lasting difference.

★ ★ ★ ★ We Commit to: ★ ★ ★ ★

- Building partnerships that support the strength, resiliency and readiness of service members and their families.
 - Go above and beyond our call of duty to support and recognize the military families, past a present, in our community.
 - Ensure that the needs of military families are met, especially in times of deployment.
- Remember our service men and women and the sacrifices they have made and continue to make for our freedom.

Signed on this the Fourth of July Two Thousand and Twelve

<p style="text-align: center;">Nina Laycook Mayor, City of Kanab</p>	<p style="text-align: center;">Jason R. Bulkley Chief Warrant Officer 2 D 141 MI BN</p>	<p style="text-align: center;">Mrs. Nicole Bulkley Military Spouse</p>	<p style="text-align: center;">Captain David Jones Chaplain, Utah National Guard</p>
<p style="text-align: center;">Terry Parthemore Commander, American Legion Post 69</p>	<p style="text-align: center;">James L. Matson Commissioner, Kane County</p>	<p style="text-align: center;">Thomas Cram Kanab City Chief of Police</p>	<p style="text-align: center;">Robert Johnson Kane County School District Superintendent</p>
<p style="text-align: center;">Lamont Smith Kane County Sheriff</p>	<p style="text-align: center;">Lloyd Laycook Chaplain, American Legion Post 69 Representative, Coalition of Community Covenant Churches</p>	<p style="text-align: center;">Anthony C. Chatterley Retired Veteran Master of Ceremony</p>	<p style="text-align: center;">Michael Noel State Representative Utah District 73</p>
<p style="text-align: center;">Charles Robinson Commissioner BSA Paria District</p>	<p style="text-align: center;">Colette Cox Utah Workforce Services, Kanab</p>	<p style="text-align: center;">Mr. John Doe Utah Veterans Affairs Department</p>	<p style="text-align: center;">Sam Williams Utah Workforce Services, Veterans Employment</p>

POST: A CALL FOR CAUTION AND COMMON SENSE IN DRY FIRE SEASON

Friday, June 22nd, 2012

Media Release—Friday, June 22nd, 2012

SARATOGA SPRINGS, UTAH—Due to extremely dry conditions and a heightened fire risk statewide, Governor Gary R. Herbert called on local officials today to do everything possible to minimize potential harm by exercising great caution regarding use of fireworks and firearms in their jurisdictions. He also expressed sorrow and concern for those impacted by today's large fire in Eagle Mountain and Saratoga Springs.

"Our hearts are with those who have been impacted by fires across the state, and especially today in Utah County. Many thanks to all who have deployed to combat the flames and minimize the threat to human life and damage to structures. We will continue to do all we can to help on that front and I am confident our community and state will pull together to take care of the families who have suffered losses or been displaced," the Governor said.

"The entire state is tinder dry right now and resources can only stretch so far," added the Governor. "While we may not be able to prevent those fires caused by natural forces, we must do all possible to prevent human-caused fires, encouraging local jurisdictions to appropriately regulate use of fireworks and firearms if necessary. State agencies will continue to work proactively with local and federal partners in fighting current fires and preventing future flares, but in the meantime, let us also work together to protect life and property under these dry conditions."

The Governor was briefed by the Dept. of Public Safety and emergency response agencies about the state of the current Utah County fire and state fire conditions just prior to a statewide conference call with county commissioners and mayors. During that conference call, the Governor relayed details from the earlier briefing and emphasized the State's priority to protect human life, as well as property, the environment and the watershed. He concluded by calling on local officials to crack down on the inappropriate use of firearms, and to limit or ban fireworks as needed during this extremely dry season for the sake of public safety, health and welfare. The Governor has also issued a declaration formally calling on local elected officials take appropriate action to reduce fire risk across the state.

SPECIAL ORDINANCE. 6-4-12 O

**A TEMPORARY ORDINANCE PLACING A RESTRICTION ON FIREWORKS
WITHIN KANAB CITY LIMITS FOR THE 2012 FIREWORKS SEASON**

WHEREAS higher than usual fire danger exists this season due to a lack of typical precipitation and high temperatures, and

WHEREAS Governor Gary Herbert has asked for local support in proactive and preemptive fire prevention efforts, specifically requesting that cities prohibit the use of fireworks, and

WHEREAS the City desires to be proactive in limiting fire hazards and the potential loss of homes, structures, land and life,

NOW, THEREFORE, be it resolved by the Kanab City Council as follows:

1. Individuals are prohibited from igniting fireworks during the 2012 fireworks season within the Kanab City limits, with the exception of Kanab City Firefighter acting in official capacity.
2. Individuals violating this temporary injunction shall be guilty of a Class C misdemeanor.
3. Notice of this temporary injunction shall be posted at each location within Kanab City where fireworks are sold.
4. The Kanab City Police Department will be supportive of this temporary restriction and make efforts while on patrol to enforce this temporary injunction.

This ordinance shall take effect immediately upon passage on June 27th, 2012.

APPROVED this 26th day of June, 2012.

Nina Laycook, Mayor

Attest:

Duane Huffman, City Recorder

Mayor

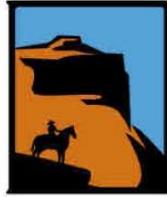
Nina Laycook

City Manager

Duane Huffman

Treasurer

RaeLene Johnson



KANAB
— UTAH —

City Council

James G. Sorenson

Cheryl Brown

Ed Meyer

Joe B. Wright

Kirt Carpenter

TO: Mayor & Council
FROM: Duane Huffman, City Manager
DATE: June 25, 2012

RE: June Budget Amendment

This memo explains the proposed budget amendments for consideration at the June 26, 2012 City Council Meeting.

General Fund Revenues

- Line 1.2 – Kanab City received significantly more revenue than expected from prior year property taxes. I am in process of working with the County Treasurer to better understand why this occurred.
- Line 3.24 – As a result of the pool closure, Kanab City received less revenue from fees than anticipated.
- Line 5.8 – Technical fix for a spreadsheet error during that last budget amendment.
- Line 7.13 – Adjusted expenditures are great than adjusted revenues, requiring additional use of beginning fund balance.

General Fund Expenditures

- Line 1.23 – Legal services require additional expenditures.
- Line 2.1 – An accounting error omitted fuel use by the Department, leading the Department to believe it had more expenditure capacity within its budget. This amount includes fuel and jail expenses.
- Line 5.1 – Expenditures for some public facility landscape maintenance now captured in the GF rather than the Rec Fund, resulting in a smaller transfer to the Rec Fund.
- Line 5.1 – Expenditures for cemetery landscape maintenance now captured in the GF rather than the Rec Fund, resulting in a smaller transfer to the Rec Fund. In addition, the City has continued to re-purchase cemetery lots.
- Line 5.8 – Fuel costs and sales have exceeded expectations. This expense will be offset by sales in the next fiscal year.
- Line 8.2 – Less revenue to the pool and some expenditures accounted for in the GF result in a smaller transfer to Rec Fund.

Recreation Fund

- Lines 2.2 & 3.3 explained in notes above for GF
- Line 3.2 - As a result of the pool closure, operational expenses are lower than anticipated.

Impact Fee Fund/Police Station Capital Improvement Fund

- State law requires that within six years of receipt, impact fees received be spent or *encumbered* on qualifying capital improvements or refunded. This amendment encumbers the remaining amount public safety impact fee funding by transferring the money into the Police Department Capital Improvement fund, and the resolution states that this money must be used for this purpose no later than June 30, 2037.

– A Western Classic –

Kanab City Resolution 6-2-12 R

A Resolution Amending the Fiscal Year 2011/2012 Budget

WHEREAS, the Fiscal Year 2011/2012 budget has previously been adopted, and

WHEREAS, adjustments are necessary in the budget for the General Fund, and Recreation Fund to account for additional revenue, revenue shortfalls, and expenditures, and

WHEREAS, the necessary Public Hearing has been properly noticed and held, and

WHEREAS, per Utah Code Annotated 11-36a-602, the Kanab City Council indentifies the current growth rate and tax base as an extraordinary and compelling reason to retain public safety impact fees for longer than 6 years:

NOW THEREFORE,

BE IT HEREBY RESOLVED that the adjustments reflected in the attached tables amend the Fiscal Year 2011/2012 budget. Per Utah Code Annotated 11-36a-602, the impact fees transferred to the Police Station Capital Improvement Fund will be used for this purpose no later than June 30, 2037.

This Resolution shall be effective immediately upon passage.

Passed by the Kanab City Council this 26th day for June, 2012.

Nina Laycook, Mayor

Duane Huffman, Recorder

Kanab City

General Fund Revenues

	Original Budget 2011/12	Current Budget 2011/12	June Amend Budget 2011/12
Taxes			
1.1	General Property Taxes	206,000	206,000
1.2	Prior Years Taxes	2,000	44,800
1.3	General Sales Tax	597,731	653,000
1.4	Franchise Taxes	2,500	2,500
1.5	Transient Room Tax	92,000	92,000
1.9	In-Lieu Property Taxes	26,850	26,850
1.11	Sales Tax - Resort Qualified	542,130	570,800
1.12	Telecommunications Tax	100,000	100,000
1.13	Municipal Energy Tax	93,000	93,000
	Total	1,662,211	1,788,950
Licenses and Permits			
2.1	Business Licenses	30,000	30,000
2.3	Building Permits	30,000	30,000
2.7	Animal Licenses	11,000	11,000
	Total	71,000	71,000
Charges for Services			
3.1	General Government	8,050	8,050
3.4	Zoning and Subdivision Fees	7,500	7,500
3.9	Public Safety	33,500	33,500
3.24	Parks and Public Property	58,000	25,300
3.25	Cemeteries	10,500	10,500
3.27	Special Service District Payment	7,000	7,000
	Total	124,550	91,850
Fines and Forfeitures			
4.1	Fines	86,150	86,150
	Total	86,150	86,150

Kanab City

General Fund Revenues

	Original Budget 2011/12	Current Budget 2011/12	June Amend Budget 2011/12
Intergovernmental Revenue			
5.1 Federal Grants	0	0	0
5.8 State Grants	19,500	58,250	62,750
5.10 Class "C" Road Fund Allotment	205,000	205,000	205,000
5.11 Liquor Fund Allotment	13,000	13,000	13,000
5.13 State Aviation Fuel Tax	1,000	1,000	1,000
Total	238,500	277,250	281,750
Miscellaneous Revenue			
6.1 Interest Earned	7,000	7,000	7,000
6.2 Rents & Leases	15,000	15,000	15,000
6.4 Sale of Materials and Supplies	140,200	656,958	656,958
6.7 Sundry Revenue	30,000	30,000	30,000
Total	192,200	708,958	708,958
Contributions and Transfers			
7.1 Transfer From Impact Fee Fund	0	0	0
7.2 Transfer From Recreation Fund	0	0	0
7.3 Transfer From Cemetery Fund	13,500	2,000	2,000
7.6 Loan From Water and Sewer Fund	0	0	0
7.8 Contribution from Private Sources	2,500	2,500	2,500
7.13 Beg. Fund Balance to Appropriate	178,293	492,496	507,844
Total	194,293	496,996	512,344
TOTAL REVENUES	2,568,904	3,511,054	3,541,002

Kanab City

General Fund Expenditures

	Original Budget 2011/12	Current Budget 2011/12	June Amend 2011/12
General Government			
1.2 Council	20,000	20,000	20,000
1.6 City Court	156,821	156,821	156,821
1.18 Administrative	179,830	136,030	136,030
1.19 Auditor	25,000	25,000	25,000
1.23 Attorney	103,635	242,635	270,500
1.26 Non-Departmental (Risk Mang.)	7,500	7,500	7,500
1.27 General Governmental Buildings	7,500	7,500	7,500
1.28 Elections	3,500	3,500	3,500
1.29 Planning and Zoning	14,250	26,250	26,250
Total	518,036	625,236	653,101
Public Safety			
2.1 Police Department	689,873	689,873	710,373
2.2 Fire Department	150,007	170,207	170,207
2.4 Protective Inspections	91,038	97,538	97,538
2.7 Animal Control and Regulation	33,768	33,768	33,768
Total	964,686	991,386	1,011,886
Highway and Public Improvements			
4.1 Highways	180,620	953,620	953,620
4.2 Class "C" Road Program	205,000	205,000	205,000
Total	385,620	1,158,620	1,158,620
Parks, Rec., and Public Property			
5.1 Parks and Park Areas	0	0	9,500
5.3 Recreation and Culture (Arts)	9,000	40,250	40,250
5.4 Libraries	125,118	125,118	125,118
5.5 Cemeteries	0	0	15,000
5.6 Heritage House/Museum	51,899	51,899	51,899
5.7 Pool	0	0	0
5.8 Airport	194,498	198,498	210,798
Total	380,514	415,764	452,564

Kanab City

General Fund Expenditures

	Original Budget 2011/12	Current Budget 2011/12	June Amend 2011/12	
Community and Economic Development				
6.2	Community Development	21,000	21,000	21,000
6.4	Economic Development and Ass.	5,700	5,700	5,700
6.6	DOCUTAH	1,500	1,500	1,500
6.7	Business of Art	1,000	1,000	1,000
6.8	CEBA	20,000	20,000	20,000
6.9	Community Sign	1,500	1,500	1,500
6.10	Western Legends	15,000	15,000	15,000
	Total	65,700	65,700	65,700
Debt Service				
7.1	Principal and Interest	11,400	11,400	11,400
	Total	11,400	11,400	11,400
Transfers and Other Uses				
8.1	Transfer to Debt Service Fund	65,431	65,431	65,431
8.2	Transfer to Recreation Fund	177,517	177,517	122,300
	Total	242,948	242,948	187,731
Miscellaneous				
9.8	Budgeted Increase in Fund Balance	0	0	0
	Total	0	0	0
	TOTAL EXPENDITURES	2,568,904	3,511,054	3,541,002

Kanab City

Special Revenue Fund - Recreation

	Original Budget 2011/12	June Amend 2011/12
Revenues		
1.1	Property Tax - Recreation UCA 11-2-7	151,300 151,300
1.2	Interest	500 500
1.3	Donations	0 0
	Total	151,800 151,800
Other Sources		
2.1	Usage of Beginning Balance	3,685 0
2.2	Transfer From General Fund	177,517 122,300
	Total	181,202 122,300
TOTAL REVENUE AND OTHER SOURCES		
	333,002	274,100
Expenditures		
3.1	Capital Outlay	0 0
3.2	Pool Operations	130,000 78,000
3.3	Parks/Cemetery Maint	121,517 97,017
	Total	251,517 175,017
Other Uses		
4.1	Budgeted Increase in Fund Balance	0 17,598
4.2	Transfer to Debt Service Fund	81,485 81,485
4.3	Transfer to General Fund	0 0
	Total	81,485 99,083
TOTAL EXPEND. AND OTHER USES		
	333,002	274,100
	Ending Fund Balance	139,977 161,260

Kanab City

Capital Projects - Impact Fees

	Original Budget 2011/12	Current Budget 2011/12	June Amend 2011/12
Revenues			
1.1 Investment Earnings	500	500	500
Total Revenue	500	500	500
2.1 Beginning Fund Balance	69,550	70,050	70,050
Total Available for Appropriation	70,050	70,550	70,550
Expenditures			
3.1 Transfers	0	0	37,750
3.2 Public Safety Capital Outlay		32,800	32,800
Total Expenditures	0	32,800	70,550
4.1 Ending Fund Balance	70,050	37,750	0

Kanab City

Capital Projects - Police Department

	Original Budget 2011/12	June Amend 2011/12
Revenues		
1.1	0	0
1.2	0	37,750
	0	37,750
2.1	0	0
Total Available for Appropriation		
	0	37,750
Expenditures		
3.1	0	0
3.2	0	0
	0	0
4.1	0	37,750

ORDINANCE 6-1-12 O

AN ORDINANCE AMENDING THE KANAB CITY GENERAL ORDINANCE, SECTION 13-200.01.060: "EXCESSIVE NOISE" AS RELATED TO ANIMALS AND REPEALING SECTION 13-200.02.080 "DOG NOISE ORDINANCE

WHEREAS, the City Council of the Kanab City (hereinafter the "City") desires to amend and clarify ordinances related to owners of animals making excessive noise; and

WHEREAS, Utah Code Annotated 10-8-50 states that municipalities may provide for the punishment of any person or persons for disturbing the peace of any person or persons;

NOW THEREFORE, be it ordained by the City Council of Kanab City that Section 13 of the City's General Ordinances is hereby amended as follows:

Section 13-200.01.060 Excessive Noise

~~It is unlawful to harbor or keep any animal which disturbs the peace by loud noises at any time of the day or night. It shall not be a violation of this section if the excessive noise is caused due to a person trespassing or threatening to trespass upon private property in or upon which the animal is situated.~~

- A) It is a class C misdemeanor for any person to possess or own an animal or fowl and to allow the animal or fowl to make a sound or combination of sounds that are frequent, repetitive, or continuous, and loud or raucous to the extent that the sound or sounds unreasonably disturbs or interferes with the peace, comfort or repose of another, including but not limited to barking, howling, braying, quacking and crowing.
- B) It shall be prima facie evidence that the noise referred to in subsection A is frequent, repetitive or continuous if it occurs:
 - a. Between the hours of 10:01 p.m. and 7:00 a.m. and continuously for a period of five minutes or more, or intermittently for a period of fifteen minutes or more.
 - b. Between the hours of 7:01 a.m. and 10:00 p.m. and continuously for a period of fifteen minutes or more, or intermittently for a period of thirty minutes or more.
- C) It shall be prima facie evidence that the noise referred to in subsection A is loud or raucous to the extent that it unreasonably disturbs or interferes with the peace comfort or repose of another if the sound can be heard anywhere on the property of another.
- D) It shall be an affirmative defense under this section that the animal was intentionally provoked to make such noise; provided that enactment of this provision shall in no way abrogate any other provision under this code concerning animal noise.
- E) In addition to any other penalty authorized by law, a person found guilty of this section shall pay a fine of not less than one hundred fifty dollars for the first occurrence, and a fine of not less than three hundred dollars for additional occurrences within a 12 month period.

SECTION 13-200.02.080

~~Excessive Noise. It is unlawful for any person to harbor, keep, or own within the limits of the city any dog which barks, whines, howls, or makes other disturbing noises in an excessive, continuous, or untimely fashion day or night. Any police officer or animal control officer may apprehend such dog and may cause it to be impounded in the animal shelter. A second conviction of this section by the same dog within a twelve month period shall be grounds for removal of the dog from the city, which dog will not be allowed to return.~~

PART TWO Repealer: All former ordinances or parts thereof conflicting or inconsistent with provisions of this Ordinance hereby adopted are hereby repealed.

PART THREE Severability: The provisions of the ordinance shall be severable, and if any provision thereof, of the application of such provision under any circumstance is held invalid, it shall not affect any other provisions of this code or the application in a different circumstance.

PART FOUR Effective Date: These amendments shall become effective immediately upon posting.

Passed and ordered posted this ____ day of _____, 2012.

KANAB CITY

MAYOR

ATTEST:

RECORDER

KANAB CITY ORDINANCE NO. 6-2-12 O

AN ORDINANCE AMENDING THE KANAB CITY LAND USE ORDINANCE, CHAPTER 4
“SUPPLEMENTARY REGULATION” REGARDING CURB, GUTTER, AND SIDEWALK
IMPROVEMENT REQUIREMENTS

WHEREAS, U.C.A. 10-9a-102 provides that Kanab City may enact and modify ordinances it considers necessary or appropriate for the use and development of land within the municipality; and,

WHEREAS, the Kanab City Planning Commission conducted the necessary Public Hearing on June 19, 2012:

NOW THEREFORE, BE IT ORDAINED that the Kanab City Land Use Ordinance is amended to state as reflected in the attachments affixed to this ordinance.

All former codes or parts thereof conflicting or inconsistent with provisions of this Ordinance or of the Code hereby adopted are hereby repealed.

The provisions of the code shall be severable, and if any provision thereof, of the application of such provision under any circumstance is held invalid, it shall not affect any other provisions of this code or the application in a different circumstance.

This ordinance shall be effective upon the required posting.

Passed and ordered posted this 26th day of June, 2012.

KANAB CITY

MAYOR

ATTEST:

RECORDER

Section 4-18 Curbs, Gutters and Sidewalks

4-18-1. Improvement Requirements for Building Permits for Commercial and Manufacturing lots or parcels

4-18-1.1. The installation of curb, gutter and sidewalks of a type approved by the Kanab City Council shall be required on any existing or proposed street adjoining a lot on which a commercial or industrial building is to be constructed or ~~remodeled~~expanded, or on which a new use is to be established. Such curbs, gutters, and sidewalks shall be required as a condition of building or use permit approval. Said curb, gutter and sidewalk shall be constructed to match existing improvements on contiguous properties. For lots or parcels that contain street frontage on Highway 89 or Highway 89A, UDOT shall be consulted to determine if the proposed project adheres to the long range transportation plan as it relates to curb, gutter and sidewalk improvements.

If curb, gutter and sidewalk are not contiguous to the proposed project, the Planning Commission shall waive the requirements enumerated in this Section.

4-18-2. Improvement Requirements for Building Permits for Individual Residential lots or parcels

This section does not apply to lots or parcels being created through the Subdivision process. Refer to the Kanab City Subdivision Ordinance for specific requirements.

4-18-2.1. Occupancy permits shall not be issued until utilities are available for connection and adequate fire protection is in place to the lot or parcel proposed for construction, in accordance with City requirements. A utility plan may be required by the utility provider as part of this process.

4-18-2.2. Street improvements such as curb, gutter and sidewalk, are required prior to the issuance of an occupancy permit. Curb, gutter and sidewalk shall be constructed to match existing improvements on contiguous properties. For lots or parcels that contain street frontage on Highway 89 or Highway 89A, UDOT shall be consulted to determine if the proposed project adheres to the long range transportation plan as it relates to curb, gutter and sidewalk improvements.

If curb, gutter and sidewalk are not contiguous to the proposed project, the Planning Commission shall waive the requirements enumerated in this Section, through one or both of the following means:

~~4-18-2.2.1. Construct street improvements to match existing conditions on adjacent or contiguous properties;~~

~~4-18-2.2.2. Sign a "non-opposition" waiver for a future special improvement district if not contiguous.~~

~~4-18-2.3. Sidewalks must be installed prior to an occupancy permit being issued, unless the requirement is deferred by the Kanab City Council with a non-opposition agreement.~~

~~4-18-2.4. Certain improvement requirements set forth in this ordinance may be waived by the City Council in a public meeting, upon recommendation from the Development Committee and Planning Commission.~~

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KANAB CITY ORDINANCE NO. 6-3-12 O

AN ORDINANCE AMENDING THE KANAB CITY LAND USE ORDINANCE CHAPTER 2
“PLANNING COMMISSION” REGARDING EX-OFFICIO CITY COUNCIL LIAISON
MEMBERSHIP

WHEREAS, U.C.A. 10-9a-102 provides that Kanab City may enact and modify ordinances it considers necessary or appropriate for the use and development of land within the municipality; and,

WHEREAS, U.C.A. 10-9a-301 requires each municipality to set the number and terms of the members of the Planning Commission and any other details relating to its organization; and,

WHEREAS, the Kanab City Planning Commission conducted the necessary Public Hearing on June 19, 2012:

NOW THEREFORE, BE IT ORDAINED that the Kanab City Land Use Ordinance is amended to state as reflected in the attachments affixed to this ordinance.

All former codes or parts thereof conflicting or inconsistent with provisions of this Ordinance or of the Code hereby adopted are hereby repealed.

The provisions of the code shall be severable, and if any provision thereof, of the application of such provision under any circumstance is held invalid, it shall not affect any other provisions of this code or the application in a different circumstance.

This ordinance shall be effective upon the required posting.

Passed and ordered posted this 26th day of June, 2012.

KANAB CITY

MAYOR

ATTEST:

RECORDER

KANAB

Land Use Ordinance

Chapter 2

PLANNING COMMISSION

This ordinance provides for the powers and duties of the Kanab City Planning Commission.

Adopted January 22, 2008

Sections

- 2-1 Creation, Members and Appointment
- 2-2 Terms of Office
- 2-3 Alternate Members
- 2-4 Vacancies and Removals for Cause
- 2-5 Compensation
- 2-6 Officers
- 2-7 Rules and Procedures
- 2-8 Quorum and Vote
- 2-9 Employees- Expenditures

Section 2-1 Creation, Members and Appointment

The Kanab City Planning Commission shall consist of ~~eight (8)~~ seven (7) regular members and a City Council member as an ex-officio liaison, each to be appointed by the Kanab Mayor with the advice and consent of the Kanab City Council. The ex-officio City Council member of the Planning Commission shall be a non-voting member of the Planning Commission. ~~The Kanab City Council may designate, by resolution the composition of the Kanab City Planning Commission.~~ It is the intent of this Ordinance that the Kanab City Planning Commission members come from diverse fields of expertise. ~~not consist of members, all of whom are from the same field of expertise.~~ The ~~eight (8)~~ seven (7) regular members of the Kanab City Planning Commission shall be residents of Kanab City and owners of property within said city. ~~One of the members of the Planning Commission shall be a member of the Kanab City Council, who shall act as a liaison between the Kanab City Planning Commission.~~

Section 2-2 Terms of Office

The terms of office for the ~~eight (8)~~ seven (7) regular Kanab City Planning Commission members ~~who are not members of the Kanab City Council~~ shall be for four (4) years. The Kanab City Planning Commission members' terms shall be staggered so that no more than two (2) members' terms shall expire at the same time. The term of the office for the Kanab City Council member

KANAB

Land Use Ordinance

Chapter 2

PLANNING COMMISSION

This ordinance provides for the powers and duties of the Kanab City Planning Commission.

Adopted January 22, 2008

designated as an ex-officio liaison for the Kanab City Planning Commission shall correspond to his/her tenure of office as Kanab City Council member, and to his/her appointment as liaison with the Kanab City Planning Commission.

Section 2-3 Alternate Members

The Kanab Mayor ~~shall~~ may, with the advice and consent of the Kanab City Council, appoint one or two (2) alternate members of the Planning Commission, who shall serve in the absence of a regular member or regular members of the ~~P~~lanning ~~C~~ommission under rules established by the Planning Commission. Except as just provided, alternate members shall be appointed and serve as described in Sections 2-2 and 2-3.

Section 2-4 Vacancies and Removals for Cause

Vacancies of regular and alternate appointed members occurring otherwise than through the expiration of terms; shall be filled for the remainder of the unexpired term by appointment of the Mayor, with the advice and consent of the Kanab City Council. The Kanab City Council shall have the right to remove any member of the Kanab City Planning Commission for misconduct and may remove any member for non-performance of duty. Non-performance of duty shall include a repeated failure to attend Kanab City Planning Commission meetings.

Section 2-5 Compensation

The Kanab City Planning Commission shall serve without compensation, except that the Kanab City Council shall provide for reimbursement of the Kanab City Planning Commission for actual expenses incurred, upon presentation of proper receipts and vouchers.

Section 2-6 Officers

The Kanab City Planning Commission shall elect a ~~Chairman~~-Chairperson and a ~~Chairman~~-Chairperson Elect from among its regular members, whose terms in such offices shall be for one (1) year. The Kanab City

KANAB

Land Use Ordinance

Chapter 2

PLANNING COMMISSION

This ordinance provides for the powers and duties of the Kanab City Planning Commission.

Adopted January 22, 2008

Planning Commission ~~Chairman~~Chairperson shall vote only in the case of a tie. The ~~Chairman~~Chairperson Elect shall be a member of the Planning Commission, and at the end of his or her term as ~~Chairman~~Chairperson Elect shall become ~~Chairman~~Chairperson unless the Kanab City Planning Commission shall vote otherwise. In the absence of the ~~Chairman~~Chairperson, the ~~Chairman~~Chairperson Elect shall serve as ~~Chairman~~Chairperson Pro-Tem.

Section 2-7 Rules and Procedures

With the consent of the Kanab City Council, ~~t~~The Kanab City Planning Commission may adopt such rules and procedures as it may deem necessary for the proper conduct of its business. The Kanab City Planning Commission shall keep a record of its proceedings. Such record shall be open to inspection by the public at all reasonable times.

Section 2-8 Quorum and Vote

A quorum shall consist of ~~four (4)~~ three (3) regular or alternate members and a ~~Chairman~~Chairperson or ~~Chairman~~Chairperson Pro-Tem. ~~Evidence shall not be presented~~Meetings of the Kanab Planning Commission shall not be conducted unless a quorum is present, except that less than a quorum of regular or alternate members may act to suspend any meeting where a quorum is not present. A majority vote shall be constituted of at least a majority of the regular or alternate members present but no less than three (3).

Section 2-9 Employees-Expenditures

The Kanab City Planning Commission may, upon the approval of the Kanab City Council, employ experts and staff, including consultants and a secretary, and pay such expenses, exclusive of gifts, as may be reasonable and necessary for carrying out the duties defined in this Ordinance, providing that such expenditures may not exceed the amount appropriated for the operation of the Kanab City Planning Commission by the Kanab City Council.