

COUNCIL MINUTES
FEBRUARY 12, 2014

The City Council held a meeting on Wednesday, February 12, 2014, at 5:30 p.m., in the Council Chambers, 10 North Main Street, Cedar City, Utah.

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

STAFF PRESENT: City Manager Rick Holman; City Attorney Paul Bittmenn; City Engineer Kit Wareham; City Recorder Renon Savage; Finance Director Jason Norris; Police Chief Robert D. Allinson; Fire Chief Paul Irons; Leisure Services Director Dan Rodgerson; Parks Superintendent Wally Davis; Fleet Manager Corey Childs, Wastewater Superintendent Darrell Olmsted.

OTHERS PRESENT: Betsy Carlile, Brenda Killian, Cambree Johnson, Rick Torgerson, Melodie Jett, Thomas Jett, Ron Larsen, Rich Gillette, Terry Irons, Joe Carroll, Nolan Brooks, Marie Brooks, Don Scott, Kim Scott, Linda Barnes, Jeff Barnes, RaNae Ward, Bill Ward, Alec Shirley, Trevor Nielsen, Rever Neumann, Brock DeMille, Brandon Brinkerhoff, Derek Morton, Derek Christensen, Gabe Amankwa, Marilyn Kidwell.

CALL TO ORDER: Pastor Joe Carroll from Calvary Chapel gave the opening prayer; the pledge of allegiance was led by Brandon Brinkerhoff, Pack 379.

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

ADMINISTRATION AGENDA – MAYOR AND COUNCIL BUSINESS; STAFF COMMENTS: ■ Rowley – welcome the Cub Scout Pack and their leaders. ■ Kit – the South interchange bids were received and I got a call from Nancy Jerome, she gave good news on the landscaping that will be able to be done based on the bids, see exhibit “A” for what will be included, all items in additive #1 & #2 will be included, they are hoping to have enough left to do additive #3. Black – what is the start date? Rick Torgerson - they are looking at March 3rd as the start date. Rowley – do we do anything ceremonial? Rick – we don’t, but you can if you want.

PUBLIC COMMENTS: ■ Cambree Johnson & Brenda Killian – we want to give you an update on Cedar City unplugged and we are looking for business sponsors. There are a few new people, the goal is to help kids get unplugged from electronic devices and get involved in the community. We are asking business to do sponsors, they will get brag badges from the businesses if they complete a project and they will then get entered in drawings. Rowley – how will you have proof they were involved? Cambree – it is up to the businesses. Marchant – do they establish their own criteria? Cambree – we have a list of activities. Rowley – does each business design their own tag? Cambree – they pay for their tag. We will start the Monday after Memorial Day and it will go through Labor Day. Black – in P&R Board age came up, we told them to work with you. Cambree –

we will work with the elementary schools, but we are leaving it open to who participates. We will let adults participate, but they won't be included in the drawings. Mayor – we met the other day and are thinking about doing a \$2,500 sponsor out of Admin to help partner with the community. Cambree – it started in Heber and they are trying to spread it through the State. ■Don Scott, we live in Canyon Ridge HOA north of the Golf Course, I want to voice my concerns about article on January 30th in regards to the Helicopter school. I have been in aviation over 35 years, but I need to voice my concern about the noise, 7 days a week before sunrise and until after sunset. It is a bad location in Cedar City. A helicopter makes a lot of noise. It is a continuous nuisance in the north end of town. They look to expand the program. It started with a few and now there are over 100. We moved here and built a home and it is a concern, the noise is getting worse. It is a great regional airport, but helicopters nature it to hover. We are looking for the City Council's help. I am about 5 miles from the Airport. It is winter and windows are closed. It is a great program, but Cedar City Airport is so close to residential areas that it is a bad combination. They say they will have 16 helicopters by the end of February. I ask for the Councils help to move flight operations to St. George. Cozzens – are they looking to put the operations by the “Y”? Marchant – they purchased a building by Port 15 and are remodeling. They have to wait to lay asphalt. When that takes place it will move everything five miles west and most of the noise will be removed in the outlying area. Mr. Scott – are there restrictions to keep them away from the residential areas. Marchant- yes, they are modifying those at this time to work on the flight path. Be patient, it is being addressed, it is affiliated with the University, and it is not that easy to move to St. George. They have a big investment as do we. We are assessing other things as well, a lot should be eliminated with moving it to the west and we hope to modify the other things to a degree that you are desensitized or something that works. Rowley – they have to involve mountain, can they do that on the west? Marchant- they do that with Cross country Flights. The flight pattern is on the west side of I-15. Rowley – can they not add any more people until they get a new facility? Marchant – they are set until spring semester. Your comments don't fall on deaf ears.

CONSENT AGENDA: (1) APPROVAL OF MINUTES DATED JANUARY 17, 22, 24 & 29, 2014; (2) APPROVAL OF BILLS DATED FEBRUARY 6, 2014 ; (3) APPROVE THE REMOVAL APPROXIMATELY 60 FOOT SECTION OF THE CENTER ISLAND IN THE VICINITY OF 701 NORTH AVIATION WAY – JOHN PAPPAS OF ROOFERS SUPPLY/MIKE MCHUGH, UTAH COMMERCIAL CONTRACTORS; (4) APPROVE A GRANT CONTRACT FOR UDOT FUNDS IN THE AMOUNT OF \$84,000.00FROM FY 2012 FOR CATS – RYAN MARSHALL/ TAMMY NAY; (5) APPROVE THE BID IN THE AMOUNT OF \$1,027,062.65 FROM URICO, TRANSFERRING \$20,000 FROM THE SPILSBURY BOOSTER PUMP REPLACEMENT AND \$30,000 FROM THE SHURTZ SPRING LINE, FOR THE CEDAR CANYON WATER TANK REPLACEMENT PROJECT – JONATHAN STATHIS; (6) APPROVE AN AGREEMENT WITH ROCKY MOUNTAIN POWER TO UPGRADE THE POWER SERVICE TO THE WASTEWATER TREATMENT PLANT FOR THE NITRATE REMOVAL PROJECT – KIT WAREHAM; (7) APPROVE GRANTING AN EASEMENT TO ROCKY MOUNTAIN POWER TO UPGRADE

THE POWER SERVICE TO THE WASTEWATER TREATMENT PLANT FOR THE NITRATE REMOVAL PROJECT – KIT WAREHAM; (8) APPROVE APPOINTMENTS OF BONNIE JONES AND DEREK MORTON TO THE PARKS & RECREATION ADVISORY COMMITTEE – MAYOR WILSON:

Rowley – I have questions about bills. What is covert tracking device? Chief – it is part of the surveillance, it is used with a Court order. Rowley – what is Million + to UDOT? Jason – it is our contribution to the South Interchange. Rowley – snow removal, garbage removal and storage. Rick – the snow removal is the Downtown Parking Authority, it is contracted, and it is parking lots. We have a dumpster at the Aquatic Center and it is contracted. Storage is for the Task Force. Rowley – Midsummer magazine? We advertise in that magazine. Rowley – we bought another truck for the leak crew? Rick – it was purchased off State Contract.

Black – congratulations Sheriff Gower for a well-deserved award. Marchant – the shirts for the Chilly Dip, \$3,732, how many shirts? Dan – we didn't date them so we can use them year after year. We had 73 participants. Black – the public auction fees, did we get more than the fees? Rick – yes we did, it is included in the purchase fee.

Council Member Cozzens moved to approve the consent agenda items 1 through 8 as written above; second by Council Member Adams; vote unanimous.

PUBLIC HEARING TO CONSIDER APPROVING A RESOLUTION AMENDING THE CITY'S GENERAL LAND USE PLAN FROM INDUSTRIAL AND HEAVY MANUFACTURING TO BUSINESS AND LIGHT MANUFACTURING ON PROPERTY LOCATED IN THE VICINITY OF KITTY HAWK WAY AND BULLDOG ROAD – RON LARSEN OF IN SITE ENGINEERING/PAUL BITTMENN: Mayor Wilson opened the public hearing.

There were no comments. The hearing was closed.

Council Member Black moved to approve the resolution amending the general land use plan from industrial and heavy manufacturing to business and light manufacturing on property located in the vicinity of Kittyhawk Way and Bulldog Road; second by Council Member Adams; vote as follows:

AYE: 5
NAY: 0
ABSTAINED: 0

PUBLIC HEARING TO CONSIDER APPROVING AN ORDINANCE AMENDING THE CITY'S ZONE FROM INDUSTRIAL AND MANUFACTURING-2 TO (I&M-2) TO INDUSTRIAL AND MANUFACTURING-1 (I&M-1) ON PROPERTY LOCATED IN THE VICINITY OF KITTY HAWK AND BULLDOG ROAD – RON LARSEN OF IN SITE ENGINEERING/PAUL BITTMENN: Mayor Wilson opened the public hearing. There were no comments. The hearing closed.

Council Member Adams moved to approve the ordinance amending the zone from I&M-2 to I&M-1 on property located in the vicinity of Kittyhawk Way and Bulldog Road; second by Council Member Cozzens; roll call vote as follows:

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

CONSIDER APPROVING A RESOLUTION ESTABLISHING A CITY POLICY RELATED TO EVENT INSURANCE REQUIREMENTS – PAUL BITTMENN:

Paul – over the week we e-mailed you material for the costs through our vendor, it is adjusted based on the number of people and the risk level. Rowley – do you know the turnaround time to get a policy? Paul – a few days, I am sure local vendors are just as quick. Black – will it be a work in progress even if approved. Can we make changes if they come up? Paul – yes. Black – explain Main Street and July Jamboree do they only get a permit from the State? Paul – there is a license issue with the City. It is UDOT road and they require the insurance. The licensure for the City for July Jamboree is similar to Renaissance Faire; there is a \$5 charge for vendor. Black – what about the sheep parade? Paul – it is still UDOT, their road and they have to meet their requirements. The only amendment is staff will not fill out the requests for outside groups. If UDOT requires \$1 million policy they will have to get it. Rick – there are categories, so you are trusting Staff to determine which category to put it into. If it is unfamiliar we will bring it to you.

Councilmember Adams moved to approve a resolution establishing a policy related to event insurance requirements; second by Councilmember Rowley; vote as follows:

AYE: 5
NAY: 0
ABSTAINED: 0

APPROVE A RESOLUTION FOR THE MUNICIPAL WASTEWATER

PLANNING PROGRAM – DARRELL OLMSTED: Darrell – this is a resolution to approve a report that goes to the State for ranking and funding. Also, our bio solid give away will start March 3rd at 7:30 a.m.

Council Member Black moved to approve the resolution for the Municipal Wastewater Planning Program; second by Council Member Marchant; roll call vote as follows:

AYE: 5
NAY: 0
ABSTAINED: 0

CONSIDER APPROVAL OF AN AGREEMENT WITH UDOT FOR MAINTENANCE OF THE LANDSCAPING ON THE RECONSTRUCTED SOUTH INTERCHANGE – KIT WAREHAM:

Kit – this is the downside of getting all the landscaping items, we get to improve them. Rowley – how much paint and how long will it last? Kit – the underpass is all going to be paint, the mountain scene and the structure and barrier. I don't have a feel for how long it lasts. It lasts longer on concrete than on metal. Rowley – how do you fix the graffiti? Kit – the mountain scene are on the parapet wall.

Council Member Cozzens moved to approve the agreement with UDOT for landscape maintenance at the South Interchange; second by Council Member Black; vote unanimous.

CONSIDER APPROVAL OF A CONTRACT WITH FESTIVAL COUNTRY K-9 FOR THE LEASE OF FLY BALL EQUIPMENT – FESTIVAL COUNTRY K-9/PAUL BITTMENN:

Paul – we will update the agreement to meet the insurance you just passed. The lease will be \$1 per year. They will have storage and transport changes.

Council Member Rowley moved to approve the contract with Festival Country K-9 for the lease of fly ball equipment; second by Council Member Back; vote unanimous.

CONSIDER AMENDMENTS TO THE PURCHASING POLICY: Paul – these were drafted to deal with the State bid list and local vendors. There are limitations, only for goods, not services. Other limitation is 1.5% would only apply on purchases over \$12,000, that dollar amount came out of other breakdowns in the policy. Black – is that cumulative or single purchase? Paul – single purchase. Cozzens – can the wording be changed a little to have it up to 1.5%. Rowley – are you that have to do this, is it doable? Rick – we asked Corey Childs to come and talk about other State Contract purchases.

Corey – if we are setting the limit at \$12,000 it won't affect me. Cozzens – when you purchase things such as oil filters, do you try and buy local, what is your procedure do you have and email to all auto part stores. Corey – we do use State Contract for that, they are local NAPA has that and Page Break in St. George. Wheeler meets the state contract. We buy as needed. We save 60% on those. Marchant – if it is a certain brand like NAPA the local vendor can supply that. Corey – yes. Marchant – it is based on the franchise contract with the vendor. Corey – some dealers are part of that. Rowley – this is something you can live with? Will it add an undue burden? Chief – no, it will take more time, but it is manageable. Wally Davis and Paul Irons agreed.

Council Member Cozzens moved to approve the amendments to the purchasing policy with language about multiple local bidders reworded so that we go with the lowest one; second by Council Member Black; vote unanimous.

CONSIDER AN ORDINANCE AMENDING CHAPTER 11, ANIMAL CONTROL – PAUL BITTMENN: Paul – we had a lot of discussion, some wanted a limit. The proposal eliminates rabbits from livestock. There is a section that limits cats and dogs to

two. There is a limit on the number, a requirement for spay and neuter and licensing. Do you want rabbits in all three categories? If you want to limit the numbers let me know. Cozzens – it is an enforcement issue. Black – I want a limit. Rowley also wants limits.

Tom Jett – it is a silly issue, but means something to someone. Right now most of us over 40 remember a pot belly pig issue. We can have 6 chickens, 2 rabbits, 2 dogs and 2 cats, pretty soon we will look like the Salt Lake Zoo. This will come up again with other animals. You will never satisfy everyone.

Paul – there is a provision if you have a litter there is a timeframe to get rid of the litter.

Council Member Rowley moved to approve the ordinance, limiting rabbits to 2 in all sections that limit dogs and cats; second by Council Member Black; Roll call vote as follows:

AYE: 5
NAY: 0
ABSTAINED: 0

EMERGENCY MANAGEMENT PRESENTATION – MARIE BROOKS, IRON COUNTY EMERGENCY MANAGEMENT:

Marie Brooks, Iron County Emergency Manager. Here to give insight on how what I do fits into what you do. Thanks to the Sheriff. See Exhibit “B”. Black – you say hopefully the City and County are in line, do we not coordinate? Marie – that is why I am here, I am trying to coordinate with the communities. Rick – the County Emergency Preparedness plan has access to all our Police, Fire, Public Works and all table top exercises we are involved in. If emergency occurs in Cedar City the County coordinates and we are involved. Marie – all jurisdictions are responsible to have a plan, and if they are not updated I will help. Every disaster is local, the only way the County can get involved is if they are invited, and if your resources can’t handle it. We do have mutual aid agreements. Rowley – in St, George when the damn broke, it wiped out the radio station. Do we have and agreement with one of the stations. Marie – they are mandated by Federal Law, they have no option. We also have reverse 911. Voice over internet and cell phones you have to register at www.ironcounty.net, all land lines it happens automatically.

Rowley – if a tanker is carrying hazardous material do they have to notify? Marie – they have to post on their trucks, and follow DOT regulations.

Rowley – if we had an emergency, where would we meet? Rick – we start here and they determine, we have Fire Stations have emergency backups.

Marie – I have been tasked by the County Commissioners and I have talked with Rick to pre-identify where we could have sandbags ready. We can have reverse 911 to send calls where to get sandbags. Cozzens – Water is one of the most important things, we have springs that can fill our tanks without power. It is an important topic. Marie – you need to determine what hazards will be more prevalent in your community. Rick – we do have

a plan, but it needs to be updated. We will work with Marie to do that. Marie – the County EOC is in the basement of the ambulance building.

EXECUTIVE SESSION – PERSONNEL:

ADJOURN: Councilmember Cozzens moved to adjourn and move into an executive session at 6:55 p.m.; second by Councilmember Black; vote unanimous.

A handwritten signature in cursive script that reads "Renon Savage". The signature is written in black ink and is positioned above a horizontal line.

Renon Savage, CMC
City Recorder

South Cedar Interchange – Landscaping Items

Landscaping Included in Base Bid

Roadway Items

- Ornamental fence
- Painted Light Poles and Signal Poles
- Colored Concrete – Medians
- Landscape Walls – by Chilis

Landscaping Detail Base Bid

- Erosion Control
- Mulch
- Topsoil
- Seeding
- Lead Based Paint Treatment
- Aesthetic Painting of Structures

Landscaping Additive Bids

Additive No. 1

- Coreten Mountain Plates on Flyover structure
- Concrete Aesthetic Treatment (Mountain Scene) on Cross Hollow structure
- Gabion Walls
- Sign Wall
- Rock Mulch - Type A
- Rock Mulch - Type B
- Concrete Aesthetic Treatment (barrier) – painted barrier

Additive No. 2

- Rock Mulch - Type B
- Boulders

Additive No. 3

- Remove Additional Asphalt
- Topsoil and Seeding of Removed Areas

Additive No. 4

- Parapet Modification to remove ribs on parapets (I-15/Cross Hollow structure)

Iron County Emergency Management



Role of the Emergency Manager

- Has day-to-day responsibilities for emergency management programs and activities.
- Coordinate resources from all sectors before, during, and after an emergency.
- Manage activities in all four phases of emergency management.



4 Phases of Emergency Management

- Mitigation
- Preparedness
- Response
- Recovery



Role of the Emergency Manager

- ☐ Awareness of potential threats to the community
- ☐ Participate in mitigation and prevention activities
- ☐ Maintain Emergency Operations Plan (EOP)
- ☐ LEPC Executive Director
- ☐ Liaison with neighboring jurisdictions
- ☐ Liaison with State and Federal Agencies
- ☐ Coordinate preparedness efforts with local communities



Role of the Emergency Manager

- ☐ Staff EOC and train EOC personnel
- ☐ Manage EOC during activation
- ☐ Implement and maintain a comprehensive all-hazards training and exercise program involving:
 - Fire and law enforcement services
 - Emergency medical programs
 - Public works
 - Volunteer and voluntary organizations
 - Other groups involved in emergency activities



Other Responsibilities

- ☐ Coordinate the planning process,
- ☐ Advise and inform the chief elected officials,
- ☐ Identify and analyze the potential effects of hazards,
- ☐ Take inventory of resources,
- ☐ Identify resource deficiencies and correct them,



Other Responsibilities cont...

- ☐ Oversee and promote CERT program,
- ☐ Public awareness and education programs,
- ☐ Establish a system to alert officials and the public,
- ☐ Establish and maintain networks,
- ☐ Review current plans in place and make improvements.



Iron County Emergency Management



THE ESSENTIAL EMERGENCY MANAGER



How Can You Help

- ▣ Provide updates to County Emergency Contact Lists
- ▣ Identify key personnel to attend & participate in County Planning, Training and Exercise Committee meetings
- ▣ Attend LEPC
- ▣ Promote CERT program to your community
- ▣ Be proactive in community preparedness
- ▣ Participate in trainings and exercises



**We're all in this
together.
We can be READY!**



**Emergency Management
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