SANTA CLARA CITY COUNCIL MEETING
WEDNESDAY, SEPTEMBER 9, 2015
MINUTES

THE CITY COUNCIL FOR THE CITY OF SANTA CLARA, WASHINGTON COUNTY, UTAH, met for a Regular Meeting on Wednesday, September 9, 2015 at 5:00 p.m. in the City Council Chambers of the Town Hall at 2603 Santa Clara Drive, Santa Clara, Utah.

Notice of the time, place and agenda of the meeting was provided to the Spectrum and to each member of the governing body by emailing a copy of the Notice and Agenda to the Spectrum and also, along with any packet information, to the mayor and each council member, at least two days before the meeting.

Present:	Mayor Rick Rosenberg
Council Members:	Herb Basso, Jerry Amundsen, Ken Sizemore, David Whitehead, Mary Jo (Tode) Hafen
City Manager:	Edward Dickie
Deputy Recorder:	Lisa Bundy

Others Present: Brock Jacobsen, Finance Director; Jack Taylor, Public Works Director; Corey Bundy, Building Official; Brad Hayes, Parks Director; Dan Nelson, Fire Chief; Matt Ence, City Attorney; Bob Nicholson, City Planner; Pam Karakas; Karla Richardson; Jean Dickson; F. Johnson; Wayne Johnson; Alan Gardner; Jarett Waite; Doug Hamilton; Marianne Hamilton; Glenn Kirkpatrick; Barbara Kirkpatrick; Shaunne D.; Dave D.; Riki Eastmond; Steve Gough; Holly Gough; Megan Johnson; Jake Johnson; Myron Lee; Makai Lee; Dave Terry; Tanner Truman; Easton Rigby; Ty Guerisoli; Cam Terry; Cade Guerisoli; Wes Davis; Coach Frei; Coach Shakespeare

1. <u>Call to Order</u>: Mayor Rosenberg called the meeting to order at 5:01 p.m.

2. <u>Opening Ceremony</u>:

- Pledge of Allegiance: Tode Hafen
- Opening Comments: Tode Hafen

4. <u>Working Agenda:</u>

B. General Business

2. Recognition of the Snow Canyon Little League Baseball Teams. Presented by Mayor Rosenberg.

- Mayor Rosenberg invited Coach Frei to tell the Council how the team that went to San Bernadino did in the finals.
- Coach Frei introduced the kids on the teams. He said that they were the first team in five years from Utah to win a game in San Bernadino. He said that they made it to the semi-final game and they were televised on primetime ESPN. He stated that the

experience was priceless. He said the boys represented Santa Clara pretty well. He mentioned that they were good sports.
- Mayor Rosenberg invited Coach Shakespeare to tell the Council how the team that went to Washington State did in the finals.
- Coach Shakespeare explained the wins and losses of the games. He said they had a great experience. He mentioned that their time was also on primetime television. He thanked the entire city and especially Brad Hayes because he said that the ball fields are tremendous. He thanked the city for their support.

3. <u>Communications and Appearances:</u>

A. General Citizen Communications: None

4. <u>Working Agenda</u>:

A. Public Hearing(s):

1. Public Hearing at 5:05 p.m. to receive Public Comment regarding the application for a limited Service Restaurant Liquor License for beer and wine service at the Granary at Santa Clara to be issued within 600 ft. of a church.

- Matt Ence, City Attorney, stated that the purpose of this public hearing was to receive public comment on the application that has been received by the City. He stated that it has been reviewed by Council. He said that the applicant has complied with all of the requirements of the Liquor License Ordinance. The Liquor License is issued by Santa Clara City independent of the License that is issued by the State of Utah. The issue that is being discussed is only the License that is issued by the City. The public hearing is required by the Ordinance because The Granary is located less than 600 feet from the LDS Chapel on Santa Clara Drive. He stated that the City has interpreted the Ordinance to be from property to property. He stated that there is an exception to the Ordinance that is pretty significant. He said that the exception is that in the event that this proximity limitation applies that a public hearing is held and the City Council has an opportunity to review the application to see if an exception can be granted. He stated that there are two circumstances where the City can grant an exception to the proximity limitation: if the prohibition would result in a peculiar or exception practical difficulty for the applicant or an exceptional or undue hardship for the applicant. The Council needs to consider if it is appropriate to make an exception.
- Wayne Johnson, 3105 Santa Clara Drive, Owner of the Granary, stated that they have done everything that the City has asked. He mentioned that they will not sell hard liquor. He is requesting a Limited Liquor License. He said they would like to serve wine with the meals. He said they are not trying to open a bar. He feels like they are adding a viable business in the historic district.
- Mrs. Johnson stated that what they are trying to do is an enhancement to the restaurant. She said that customers have asked for wine. She said this will be a premier restaurant.
- Matt Ence said that a limitation of the license is that the alcohol has to be served with food. He said if anything were to be done differently that would be an automatic loss of the license. He stated that this is a Class C.
- David Whitehead asked the applicant about their current business hours.

- Mrs. Johnson stated that they are only open for lunch now but are planning on opening for dinner until 10 p.m.
- Pam Karakas, Canyonview Drive, said that French cuisine is not complete without a glass of wine. She said that she knows the Johnsons. She said she believes that the Johnsons understand the vision the City has for Santa Clara.
- Doug Hamilton, 2265 Wedgewood, St. George, stated that he spent about 35 years in Food and Beverage. He said that as far as moving forward, this is the way to do it. He stated that economically, this is a really wise decision.
- Riki Eastmond, 3630 Vista View Circle, stated that she doesn't know the Johnsons but said that their business is the type that she would frequent. She feels like if you have a French restaurant you need to be able to offer your clients some wine. She said that she would endorse the City to grant this license to be able to help Santa Clara grow in its ability to entertain people from out of State that have different opinions than the locals.
- Sue, Ivins, stated that she and a lot of her friends and family go to The Granary because the food is stellar. She feels that a glass of wine or a bottle of beer would complete the experience there. She said she hopes the City will consider this.
- Mary Ann Hamilton, 2265 Wedgewood, St. George, mentioned that the demographics of the area are changing. She feels that we should do whatever we can to support the Johnsons. She said that she would appreciate a positive vote from the Council.
Mayor Rosenberg stated that the Public Hearing is now opened.

5:36 p.m. Public Hearing Opened.

No Comment.

5:43 p.m. Public Hearing Closed.

B. General Business:

1. Discussion and/or Approval for a Limited Service Restaurant Liquor License for beer and wine service at the Granary at Santa Clara to be issued within 600 ft. of a church. Presented by Matt Ence, City Attorney.

- Tode Hafen asked if the residents immediately around the Granary were notified of the public hearing.
- Corey Bundy, Building Official, stated that a notice was posted on the City website and at the post office and the city office. It is required by law to have three notice places.
- Ken Sizemore said that he understands from the discussion that there is a discrepancy between the State standard and the City standard. He asked if the State says 400 feet.
- Matt Ence said that the State standard is 400 feet from property line to property line and 600 feet door to door.
- Ken Sizemore said that his point is that they have conflicting standards. He asked why the standard was set at 600 feet.
- Matt Ence said that they are not there to enforce the State standard. They are there to enforce the City standard.
- Wayne Johnson said before they started the restaurant, he carefully researched every ordinance of the City. He said that he has never seen anything on the City ordinance about limits on liquor at all. He said the State requirements are simple. He said it's a 200

feet from property line to property line for a church, a school, etc. and 600 feet or a normal person to walk.
- Matt Ence stated again that it is a different standard for the City. The State law doesn't prohibit the City from having a more restrictive standard. He repeated the standard that they are dealing with from the City. He said that the City Council is the ultimate interpreter of its own ordinances within reason.
- David Whitehead said the proximity limitation is right online. He said the ordinance was passed in 1996.
- Herb Basso said that he has looked at the same kind of research that the Johnsons have done. He asked the Council that if they make an exception, is the Council willing to make exceptions in other places and to what level of exceptions, 400 or 500 feet. He said they need to be consistent in whatever they decide at the meeting. He said the Johnsons have been a wonderful community addition. He said the work they have done to their business has enhance the downtown. He said the Council needs to think beyond the Johnsons business and make sure everyone is treated the same. He feels they need to create a standard.
- Matt Ence pointed out that what they are talking about is an exception to the rule. He said granting the exception today doesn't bind the City Council to grant the exception in any other circumstance. From a legal perspective this is an exception that is granted on a case by case bases.
- David Whitehead said that as he understands the code as it is presently written is that a radius of 600 feet and if someone else goes in for a liquor license within that 600 feet, it would need to be denied unless given a waiver. He said that they would need to find an exception for either a practical difficulty or an undue hardship. His question to the Council is what specifically is the difficulty or hardship. He wondered if the business would have difficulty if it didn't have a liquor license.
- Wayne Johnson stated that they had a lot of money tied up in their business. He feels like their business is dependent upon the people that like to come in from out of town and out of the area.
- Herb Basso stated that it would increase the hardship on this particular type of business.
- David Whitehead said that since this would be the first restaurant in Santa Clara with a liquor license, he said he wants to make sure the City has what's needed to manage that for future licenses. He wants to make sure the Council follows process.
- Tode Hafen asked how often this needs to be renewed.
- Matt Ence said it is renewed annually. He said once this process takes place it is basically an administrative renewal.
- David Whitehead asked if there were State limitations on the number of servings of alcohol someone can have.
- Wayne Johnson said there is. The guide is very strict. A business can lose their license if they serve someone who is intoxicated. Only 5 ounces can be served. The customer has to buy it from the business and not bring their own alcohol in. The business has to store the alcohol in a secure space. The City can talk to the Liquor Commission if they have concerns and the Liquor Commission will look into it.
- Matt Ence said that the City ordinance requires that if there is a change of ownership to the restaurant the approval has to go through the City.
- Ken Sizemore and Tode Hafen both had a concern about whether or not the public was aware of this decision that would be made tonight concerning the Liquor License.
- Ken Sizemore asked the applicant, Wayne Johnson, if waiting another 30 days would be

a hardship.
- Wayne Johnson stated that it would because after that 30 days they would have to wait another 30 days to apply to the Liquor Commission. He said this is just a preliminary and they had many steps still to go through.
- Herb Basso reminded the Council that whatever they decide tonight should only be based upon the distance question. If they are far enough away then they have met everything the City has required. He asked if they are wanting additional public input only because of the distance not the fact that they can serve alcohol because that is allowable.
- David Whitehead asked if there would be liquor signage going up. (Advertising for liquor).
- Wayne Johnson said that he doesn't want signs all over. He said if they have a sign it wouldn't be up front.
- Corey Bundy stated that any sign would have to meet the ordinance and there are restrictions on signs.
- Mrs. Johnson said that she feels the notices have been posted. She said they have done their job, the City has done its job and it's now time to vote.
- David Whitehead stated that he feels the Johnsons have met the requirements to do this. He believes the State will also be doing inspections.

******Motion to Approve a Limited Service Restaurant Liquor License for beer and wine service at the Granary at Santa Clara to be issued within 600 ft. of a church.**
Motion by David Whitehead, seconded by Ken Sizemore.
Voting Aye: Tode Hafen, David, Whitehead, Jerry Amundsen, Ken Sizemore and Herb Basso.
Voting Nay: None.
Motion Carried.

- Tode Hafen suggested that at a future meeting that the Council should take a look at this ordinance and clear it up so that it is clearer for this Council and any future Council. She said that the Council shouldn't have to be interpreting it.
- Ken Sizemore added that the City ought to mirror the State's ordinance so that the City doesn't have this conflict unless the City wants to have a greater distance than the State.

7. Discussion regarding BLM's Resource Management Plan. Presented by Mayor Rosenberg.

- Mayor Rosenberg stated that this was talked about briefly at last week's special meeting. He introduced the County Commissioner, Alan Gardner, and Celeste Maloy, Deputy Washington County Attorney, and said they have some information and a presentation that the Mayor felt would be very pertinent to the City Council.
- Commissioner Gardner stated that they have some major concern with the BLM's management plan. He said that they asked the BLM to be there when they were working on the Bill and the BLM did update them 3 or 4 times during that process. He said that as the draft Bill came out there were numerous things that they had no idea were even being discussed. He said that the draft of the RMP is over 1,100 pages. He said that they are asking the City for an extension in time. He said they are having a special Commission meeting tomorrow (Thursday, September 10, 2015) where they are passing a resolution asking that and they also have a press conference scheduled.

- Celeste Maloy, Deputy Washington County Attorney, presented a power point and listed the red flags that came up and were concerning to the County and the towns and cities that are within the County. (See Attachment: BLM Draft RMP Concerns.) The BLM had 5 years to prepare the 1,100 RMP booklet and the County was given 90 days to review it. She said the County is requesting an extension but unless one is granted the County has until October 15 to comment on this, which is why the County Attorney is allowing her to talk to the towns and cities. She said that the RMP is in the draft form right now. She said that once it become a final RMP, it's the guiding document for everything the BLM does in this area for probably 20 or 30 years. The County would like to have public comment from the citizenry. The County Attorney's office is drafting a postcard style, easy to fill out and send in which will hopefully be ready tomorrow. The first thing on the handout is that the BLM wants to authorize transporting and relocating California Condors onto the National conservation areas. She said the next concern is the proposed Multi-Species Management Area. She said that it's a complete wildcard of what kind of restrictions would exist there. The open ATV area would no longer exist. The Gold Strike Mine Area would be chocked off because of travel restrictions. Right now the Beaver Dam Wash area is referred to as an ERMA, and extensive recreational management area which means it has a wide range of recreation allowed in that area. The proposal is to make it a SRMA, a special recreation management area which would limit the amount of recreation. It would mean a lot more restricted access areas. Motorized would be restricted and grazing in this area would be restricted. The area would no longer be available for livestock grazing over the life of the RMP. The new plan (Alternative B) would only provide 1,861 initial Animal Unit Months of livestock forage.
- Commissioner Gardner stated that because of the desert tortoise habitat grazing has already been cut back. There are already severe restrictions. He said that when the subject of grazing came up he told the BLM that if grazing is impacted at all that the County wouldn't even introduce the Bill.
- Celeste Maloy said that it is also proposed on both NCA's that the BLM obtain all the water rights for surface water, ground water, any point sources within the NCA's and not authorizing any land uses that would export water within the NCA's. Santa Clara is right along the left side of the Red Cliffs NCA and the Navajo aquifer sits right under that NCA. Access and use would be restricted.
- Commission Gardner commented that the utility corridor and water development was specifically addressed in the ACP plan and so that those services would be protected and a management plan for protocol for building new lines or maintaining wells was all worked out and there was specific language in the County's Bill. He feels that this RPM goes 180 degrees.
- Celeste Maloy stated that in the old plan almost every section started with objectives that said the BLM will cooperate and collaborate with local government municipalities and agencies. Under the proposed RMP, it has been taken out of Alternatives B, C and D on almost every other page of the Plan. She said it has systematically been removed. Also the County has a preferred route for the northern corridor. Congress required the BLM to consider alternatives for the northern corridor. In the RPM alternative B (the preferred alternative) there is no northern corridor. And alternative D would not ease any of the traffic congestion that the northern corridor is meant to ease.
She also showed the Areas of Critical Environmental Concern and the 3 new ACEC's that are proposed in Alternative B.

- Mayor Rosenberg pointed out that part of that area is part of the 1,500 acres that Santa Clara has annexed. It is close to where the proposed shooting range is. The BLM wants to turn that area into an ACEC with additional restrictions. It is a real concern as far as the City goes with existing annexation boundaries.
- Celeste Maloy talked about the Old Spanish Trail Corridor that goes through Washington County and has been recognized by Congress and is required to be preserved. The RPM is proposing a new Spanish Trail Corridor. It is 12,000 acres. The Wilderness Characteristics language in the Draft RMP has been changed to read, "Lands with wilderness characteristics in the NCA are managed to conserve, protect, and restore those values." She stated that this is sort of a backdoor way to go back to having wilderness study areas which clearly violates the agreement that the County made. In the RMP there is also a list of recreational uses that are eliminated in the NCA's. She read off of the list. She mentioned that a lot of the recreational uses are low impact. She also mentioned the list of Activities in that area that are Unnecessarily Restricted and other possible sources of concern. She told the Council how comments can be made to the BLM. She said there are two types of comments. There are volume type of comments which they count and there are substantive comments and all substantive comments have to be addressed by law before the final version of this comes out. She mentioned where to send comments and that the deadline is October 15.
- Mayor Rosenberg said that there is a press conference tomorrow (Thursday, September 10, 2015) at 2:00 at the County Commission Chambers.
- Commissioner Gardner stated that they have a special Commission meeting on Thursday at 1:30 where they are going to adopt a resolution calling for an extension. The Mayors are invited as well as the City Council. He stated that he feels that the water and the grazing are big concerns. He stated that this plan was done by local planners but with a heavy hand from Washington D.C. He feels that if BLM would have allowed the County to be there when they were drafting this things could have been a lot different. He said that the BLM has a lot of new people who weren't there when the Bill was passed and weren't involved in any of the negotiations. He said that is a real issue. He said that before they were able to be more of a cooperating agency.
- Mayor Rosenberg said that the City Council will probably have a comment letter on the agenda. He urged the Council to start working individually on specific comments. It will be back before the Council either on the September 23 Council Meeting or on the October 7th Work meeting.
- Ed Dickie, City Manager, said it is on the agenda for the October 7thWork Meeting and said they are discussing it Thursday morning at TRC.
- Mayor Rosenberg also said that the primary subject of the October newsletter is going to be this and ask the citizens to get involved.

3. Award the Bid for the Santa Clara Drive Sewer Extension Project to Barton Excavating from Ephraim, Utah. Presented by Jack Taylor, Public Works Director. (This was presented by Brock Jacobsen, Finance Director, because Jack Taylor had to leave for an emergency.)

   - Brock Jacobsen said that Jack Taylor had to leave and he asked him to present this. He stated that the City is awarding the bid for the sewer extension project, which is going in prior to the Highway 91 project, to Barton Excavating. They had a bid of $99,469.15. He said Jack wanted to relate to the City Council that they will not be starting until

November because of prior projects that they have. He stated that they had three bids and they were the lowest bid.
- Mayor Rosenberg stated that right now the sewer stops at the Swiss Village so prior to the project on Highway 91, the City wants to get the sewer extended to where the road breaks and goes to the trailhead. He said that they checked on Barton Excavating and they have some good solid references.

******Motion to Award the Bid of $99, 469.15 for the Santa Clara Drive Sewer Extension Project to Barton Excavating from Ephraim, Utah.**
Motion by Tode Hafen, seconded by Herb Basso.
Voting Aye: David Whitehead, Jerry Amundsen, Tode Hafen, Ken Sizemore and Herb Basso.
Voting nay: None
Motion Carried.

4. Request by Planning Commission to Amend Title 17, Zoning Regulations, Section 17.68.105, PD-Residential Zone Density Bonus Provision and Criteria and Approve Ordinance 2015-17. Presented by Bob Nicholson, City Planner.

- Bob Nicholson stated that this was first discussed at a joint work meeting with the Planning Commission back on July 1. It has gone back to the Planning Commission a couple of times for their discussion. He said that the current zoning ordinance caps the density at 8 dwelling units per acre in the PD residential. He said the General Plan does have a recommendation that the mixed use residential be allowed to go up to 12. This ordinance will implement that section of the General Plan because this would possibly take it up to 12 units per acre. He said that an applicant may seek a density increase by providing a higher quality of building materials and building design and also an enhanced landscaping and site amenities. The density bonus is intended only for those projects which achieve a higher quality standard rather than simply meeting the minimum standards. (See Section 17.68.105.) He stated that also to be added to the ordinance under Section 17.68.060 where it lists permitted uses would be that apartments would be added subject to standards contained in this chapter. Townhomes and Condos are listed as permitted uses but nowhere does it say apartments so this would add apartments as permitted use. This would be a very low or medium density apartment project.
- Mayor Rosenberg suggested removing the word, "approximately". He wanted to know where, on the General Plan, it talks about the higher density parcels.
- Bob Nicholson said it is on page 27 of the General Plan. (See attached.)
- Mayor Rosenberg stated that he hates to give up any commercial property. He said they don't have very much.
- Herb Basso stated that the Council should probably limit to 30 and let them appeal.

******Motion to Approve Request by Planning Commission to Amend Title 17, Zoning Regulations, Section 17.68.105, PD-Residential Zone Density Bonus Provision and Criteria with the deletion of the word "Approximately" and Approve Ordinance 2015-17.**
Motion by Ken Sizemore, seconded by Herb Basso.
Voting Aye: Herb Basso, Ken Sizemore, Jerry Amundsen, David Whitehead and Tode Hafen.
Voting nay: None
Motion Carried.

- Mayor Rosenberg read the last sentence "… unless the proposed project is a senior housing project with a half or more of the units designed for single occupancy." He asked if there was a cap on what that can go to.
- Ken Sizemore said that they should leave flexibility. Leave it as is.

5. Request by Planning Commission to delete the requirement for a Public Hearing for Preliminary Plats and Approve Ordinance 2015-19, Amending Title 16 – Subdivisions. Presented by Corey Bundy, Building Official.

   - Corey Bundy stated that since a public hearing is no longer required under State law, the Planning Commission recommends that the public hearing requirements for a new subdivisions be deleted. The main reason they did that was because when an applicant with the preliminary plat, once they comply with the requirements of the subdivision ordinance and there's adequate public infrastructure, and the subdivision approval process is mostly administrative in the act. In seeking the public input at this stage may not be particularly helpful. This does not mean that they wouldn't let people come and comment. It means that a public hearing, the requirement to send out notices to everybody within 300 feet, and the applicant would not have to pay $150 and notify the Spectrum 10 days in advance of the meeting.
   - David Whitehead wanted to know if Planning would still have a public hearing.
   - Corey Bundy stated said yes this would not eliminate any public hearings that must be required for the General Plan. He said if you are going to change the General Plan or have a zone change it would require a public hearing. He said as long as the applicant has the consent of all the property owners you wouldn't need to have a public hearing if you are going to amend a plat. But the applicant doesn't have all the consents then he needs to have a public hearing.
   - Mayor Rosenberg stated that there is a provision in State statute that let's an applicant do an amendment without consents of all owners of record if you hold a public hearing.
   - Jerry Amundsen wanted to know if this would affect the City negatively in any way as far as things slipping past and if people still have an opportunity to voice their concern in an open hearing and make comments.
   - Mayor Rosenberg stated that the meetings are online and a notice is posted on the property.

******Motion to Approve the request by Planning Commission to delete the requirement for a Public Hearing for Preliminary Plats and Approve Ordinance 2015-19, Amending Title 16 – Subdivisions.**
Motion by Ken Sizemore, seconded by Herb Basso.
Voting Aye: Ken Sizemore, Herb Basso, Tode Hafen, Jerry Amundsen and David Whitehead.
Voting Nay: None.
Motion Carried.

6. Discussion of the design and location of the new Santa Clara City entrance sign. Presented by Brad Hays, Parks Director.

   - Brad Hays wanted to ask the Council a few questions about the sign just to make sure that he and they were on the right track. He asked if the Council liked the pillars and they all stated that they did. He also wanted their approval for the stone. He said the stone

was sandstone and this type was very durable. He also talked about the colors of the sign lettering and the heights of the pillars and sign.
- David Whitehead stated that the sign branding and city logo, etc. should be very consistent.
- Brad Hays stated that Ed Dickie sent out a survey so he could have everybody's opinion.
- Mayor Rosenberg stated that maybe it was time to think about a change in logo.
- Brad Hays stated that Choice D was the #1 choice.
- Ed Dickie stated that Choice D was also their first choice.
- Mayor Rosenberg stated that this could be a five year phase out.
- Brad Hayes stated that he has about $15,000 in the budget to do the signs. He wanted to know if Choice D would be the choice.
- Ed Dickie stated that the decision is to go with Choice D for the entryway sign. As far as the logo, that is a topic for another discussion at another meeting.

5. Reports:

A. Mayor / Council Reports

Jerry Amundsen:

- Planning Commission was extended until next week. The Flood Control District was cancelled.

Tode Hafen:

- Swiss Day is a go. She stated that Bryce was not happy. She has been meeting with the Snow Canyon Board. They are moving forward on some things. They are looking to refinish the road and add bike lanes to the Park.

David Whitehead:

- There is West Nile Virus in the St. George area now. It is just found in the mosquito right now. No illness. It is happening in the type of mosquitoes that like to go in houses and that is worrisome.
- He wondered if there was any news on the TV monitors yet. Ed Dickie stated that they have bids and they should be coming in. They will be installed between the 31st and the 2nd.

Herb Basso:

- He said they are taking advantage of the sponsorship and benefits of Senior Games and the City is in the program for the Senior Games.
- For the City Council meeting on the 23 they are talking about solar. He wants to clarify about the solar that you can produce yourself. He wants to see where the City needs to make readjustments. He said not everyone is understanding the solar rates.
  - Mayor Rosenberg stated that the City needs some data off of meters.
  - Brock Jacobsen reminded the Council about the rate analysis and the suggested base rate of $43 a month.

Ken Sizemore:

- There's another air quality monitoring station now in place. The monitoring is happening pretty consistently now. The report showed very dramatically that the 4th

of July fireworks really put an immense amount of particles in the air. There are very definite afternoon and morning commute spikes. The biggest problem being faced right now is contractors not pre-wetting when they're constructing.

- He attended JPAC, the Joint Authority Planning Council, for the State Transportation system. None of the five counties in Southern Utah put Proposition 1 on the ballot. He stated that these 5 counties are going to lose out on all of the initiatives, marketing, public relations and all that stuff is going to be gone. But the fuel tax that is coming in on January 1st will allow the DOT to upgrade its maintenance of the Level 2 roads. The City will see about a 20% increase in our road funds from the additional fuel tax. That will be coming mid-2016. The transportation Bill is still running on continuing resolutions right now. Map 21 now expires at the end of October and they think they'll do another continuing resolution until the end of the calendar year. He spoke about DRIVE which means Developing a Reliable and Innovative Vision for the Economy. This is the new 6 year transportation bill that they are trying to get through.

6. **Executive Session**: None.

7. **Approval of Claims and Minutes**:

- August 12, 2015 City Council Meeting Minutes
- September 2, 2015 City Council Special Meeting Minutes
- Claims through September 9, 2015

******Motion to Approve the Regular City Council Meeting Minutes from August 12, 2015 and claims through September 9, 2015.**
Motion by Tode Hafen, seconded by Jerry Amundsen.
Voting Aye: Herb Basso, Ken Sizemore, Jerry Amundsen, David Whitehead and Tode Hafen.
Voting nay: None
Motion Carried.

8. **Calendar of Events**

- League of Cities & Towns, September 15-18, 2015
- City Council Meeting, September 23, 2015
- Swiss Days, September 24-26, 2015 (Mayor Rosenberg asked for ideas about the Mayor's Walk.)
- City Council Work Meeting, October 7, 2015

9. **Adjournment**:

Motion to adjourn by Herb Basso.
Seconded by David Whitehead with all members present voting aye.
Meeting Adjourned at 8:22 p.m.

_____ Date Approved: _____
Chris Shelley – City Recorder