

**SANTA CLARA CITY COUNCIL MEETING  
WEDNESDAY, APRIL 27, 2016  
MINUTES**

THE CITY COUNCIL FOR THE CITY OF SANTA CLARA, WASHINGTON COUNTY, UTAH, met for a Regular Meeting on Wednesday, April 27, 2016 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: Ken Sizemore, Jarett Waite, Mary Jo (Tode) Hafen  
City Manager: Edward Dickie  
City Recorder: Chris Shelley

Others Present: Brock Jacobsen, Assistant City Manager; Jack Taylor, Public Works Director; Corey Bundy, Building Official; Brad Hays, Parks Director; Dan Nelson, Fire Chief; Matt Ence, City Attorney; Bob Nicholson, City Planner; Bob Flowers, Police Chief; Captain Rich Rogers; Dr. Edwin T. Presley; John Patton; Linda Patton; Merlin Weber; Leland Peters; Lisa Peters; Cindy Frei; Deborah Beckstead; John Beckstead; Kim Wasilkowich; Steve Wasilkowich; John R. Smith; Paul Bretz; Ben Shakespeare; Cimarron Chacon; Allen Hall; Chris Teter

1. **Call to Order:** Mayor Rosenberg called the meeting to order at 5:00 p.m.

2. **Opening Ceremony:**

- Pledge of Allegiance: Jarett Waite
- Opening Comments: Jarett Waite
  
- Councilmen Herb Basso and Jerry Amundsen were excused from the meeting.

3. **Communications and Appearances:** None.

- Mayor Rosenberg reminded the audience that if they wish to address the Council on any of the items to fill out the orange form and give it to him or the City Manager.

4. **Working Agenda:**

A. Public Hearing(s): None.

B. General Business:

1. Introduction of New Firefighter - Chris Teter. Presented by Dan Nelson, Fire Chief.

- Dan Nelson introduced Chris Teter. He said that he is an engine boss and he is ready for the wildland season. He has been with Santa Clara off and on for quite a while. He was instrumental in the beginnings of Santa Clara Fire and the wildlands program.
- Chris Teter said he grew up in Enterprise. He is married and has two kids. He said he has been in the EMS fire service since 1998. He looks forward to serving this great community.

2. BLM Resource Management Plan Update. Presented by Brian Trittle. (Tabled.)

- Mayor Rosenberg stated that Brian Trittle asked if this item could be tabled until the May 11 City Council Meeting.

**Motion to Table the BLM Resource Management Plan Update until the May 11<sup>th</sup> City Council Meeting.**

**Motion by Ken Sizemore, seconded by Tode Hafen.**

**Voting Aye: Jarett Waite, Tode Hafen and Ken Sizemore.**

**Voting Nay: None**

**Motion Carried.**

3. Request Approval for a Zone Change for Snow Canyon Town Homes and Approve Ordinance 2016-06. Presented by Bob Nicholson, City Planner.

- Bob Nicholson stated that this is a request to consider a zone change for the Snow Canyon Townhomes from a present R 1-10 Single Family Zone to the Planned Development Residential on 1.83 acres located on the northeast corner of Lava Cove Drive and Little League Drive. He showed the Council a map showing the location and site plan. There are 4 fourplexes townhouse units for individual ownership. The General Plan on this property is medium density residential which can accommodate up to 12 units per acre. The request for the zone change is to allow this 16 unit townhome project on the property. The density would be 8.7 dwelling units per acre. Anything over 8 units per acre requires compliance with the density bonus provisions so they're requesting .7 units per acre under the density bonus. The zoning requirements are the site as has least 30% of the area as developed open space. The applicant site plans show they have 56% of the project be landscaped open space. Parking requirements is a minimum of two parking spaces per unit. That would translate into 32 parking spaces. Each unit has a two-car garage. Without a density bonus, the property would allow up to 14 units rather than the 16 units proposed. He stated that the Planning Commission spent quite a bit of time talking about the density bonus and the renderings. There were questions about the rear and sides. It looks plain, typical. The applicant has indicated that they have put their efforts into the front of the units. The Planning Commission felt that the effort that was made on the front of the units and the landscaping and the small amount they are asking for, they recommend approval of the density for up to 8.7 dwelling units per acre. If approved the applicant is bound to follow these site plans and can't make changes without coming to the Council and getting approval for modifications to the site plan. At Planning Commission there were quite a few residents that attended. Most of them were opposed to the zone change. They were primarily concerned about traffic and also the preference for single-family homes in the area. There was some discussion at Planning Commission about preference for single-family homes. He said the he went back to the

Santa Clara General Plan. He read from the Plan: pg. 57 about an increase in housing diversity for people in different stages of life and/or limited income. He said one of the objectives of the General Plan was to increase the variety of housing types within new neighborhoods to accommodate a wider range of life stages and housing needs. The policy 7.1 says that the City will encourage and explore a greater variety of housing types to accommodate the needs and incomes of a broad range of residents. The Planning Commission recommended approval by a 4-2 vote. He said there was some concern about the unit that faces on Little League Drive. Because of the traffic on Little League Drive, there is concern about the vehicles not just backing out into the traffic way. The applicant, Kent Frei, indicated they had could have a turn around spot or make it a circular drive. They will address that issue.

- Ken Sizemore asked that the location of the 100-year flood plain. How are we dealing with that concern?
- Bob Nicholson said that it was just a corner of one lot and they were going to bring in fill and elevate that out of the flood plain.
- Ken Sizemore said that site has been pretty well disturbed with all that has been going on there. He asked what was discussed at Planning Commission about the open space and landscaping. What is going to go in there?
- Bob Nicholson said the entire site has been disturbed. It will all be landscaped.
- Allen Hall, Rosenberg and Associates, stated that the property lines abut but there is a 20 foot elevation between these units and the existing development of single-family homes.
- Tode Hafen asked how that was going to be addressed.
- Allen Hall said there will be a wall. The applicant is talking about doing pickle ball courts on the area to the west. There will be desert landscaping. There will be some lawn but not a lot.
- Tode Hafen asked what the applicant was going to do to address the driveways on Little League Drive.
- Allen Hall said they can do a turnaround. There is room to accommodate it. He talked about the flood plain. The bike trail protects it. They will be elevating it.
- Ed Dickie, City Manager stated that there have not been any lots sold at this time because it hasn't been recorded.
- Jarett Waite asked if the General Plan has an overlay for that area.
- Bob Nicholson said that this location was designated as medium density residential at a public hearing.
- Tode Hafen asked about the applicant, if approved tonight, you can't change the design of the buildings. Would he still have to come back for a plot review? Would the Council be able to see any changes he has made and what he is going to do with the rest of it and with the driveways.
- Bob Nicholson said that the Council could require that he has to come back and address that. The Council has the right to have a final site plan presented. This will be the preliminary plat not the final plat. It will be presented two more times before the final approval.
- John Beckstead said that he is a resident of Lava Cove at Entrada which is just to the north of this. He said he is speaking as a representative of the homeowner's association board. He said they want to be considerate of the time of the Council and not have all the residents of the community get up one by one and tell the Council they don't like this so he is speaking on behalf of all of them. He said that there is strong opposition in their

neighborhood and at the Planning Commission; the residents from the St. George area that is impacted by this on the other side are in opposition. He said they are objecting to this development going in here because it changes our neighborhood. It conflicts with principles the City has been following in its zoning process. People buy homes in reliance on zoning. Nobody wants their house to be next to an apartment complex. He said changes have been made very recently in this area converting it to a different zoning that will allow these townhomes and similar developments. Townhomes are not compatible with single-family residences. It's common knowledge what happens to townhomes. People have difficulty selling them. The secondary market for them is not good so what do they do? They rent them. Investors also come in and buy blocks of them. They rent them. In a few years time a townhome turns into an apartment complex. It's totally incompatible with our neighborhood and what we have is a beautiful nice neighborhood and these lots need to be homes just like everything else around them. We have a long list of concerns with traffic and safety and those were addressed at Planning Commission. There are a couple of problems with the concept of affordable housing as applied here. One, if the City Commission feels that we need to adopt more alternative types housing, the answer isn't going to exist in established neighborhoods where people have bought homes with reliance that it will be single-family residences. The solution is as new developments come on line that aren't already affected that way, that don't need zoning change, put them there. The other catch in the logic is everyone seems to be assuming that these will be lower priced and affordable. Take a look at them. Nothing has been said about what these are going to sell for. It is rumored they will sell for about \$180,000 and there are homes in the older part of Santa Clara that sell much less than that. Nothing has been presented to the Council that shows that these are going to be affordable housing. He said for these reasons, they object to it and they think it's inconsistent, it doesn't create a new benefit, it's a detriment to the neighborhood. Leave our neighborhood alone. The way it is. Leave it zone R1-10. The Board unanimously approved this. Every resident we have talked to opposes it. Please deny this request.

- Ben Shakespeare said that he wasn't aware of the zone change. He has a lot reserved in the subdivision. He assumed all the homes going in were single-family homes. He said the point he would like to make is that for young families to come in and not find affordable housing is wrong. He said they are living in one now. This plan does change that subdivision. It is concerning. The fourplexes will end up being rentals. He doesn't understand why this is being put on Little League Drive inside a R1-10 community and thinking that it's okay. The potential buyers should be notified. He hopes the Council will look into this further before it is moved forward. It should be zoned single-family homes.
- Jarett Waite said that the reason why he thinks this works, why it's a good idea is this is unique property. He said he is a little concerned about how the density bonus works. He said it seems a little of a cheat to him. He said they approved all the townhomes up in Tuscany. There's a ton going up there so it's not like there's an immediate need for townhomes in Santa Clara.
- Tode Hafen said she would like to have the applicant come in and rework this a little bit and talk to him about what he has in mind. This is a big change and it could be that that's the area for it and maybe there is something else that would work better. She said she is concerned about the value of the whole project. She said she would move to table it or deny it until we can get more information and take a harder look at this.
- Mayor Rosenberg asked if that is a motion.

- Ken Sizemore said that we have been thinking about this issue for a long time and he knows we need this kind of diversity in housing. He said he has six adult children and none of them can afford to live in Santa Clara because they don't have the options that this kind of development provides. He said he has driven by that site a multitude of times and it is obvious that this type of housing project would fit in this particular location. For this particular reasons he wants to approve this.

**Motion to Approve Zone Change for Snow Canyon Town Homes and Approve Ordinance 2016-06.**

**Motion by Ken Sizemore.**

**Motion dies for lack of a second.**

**Alternative motion to Table the Zone Change for Snow Canyon Town Homes and Approval of Ordinance 2016-06 and Invite the Applicant to another Council Meeting to answer additional questions.**

**Motion by Tode Hafen, seconded by Jarett Waite.**

- Ken Sizemore said that tabling this would provide the opportunity to have two more Council members present.

**Voting Aye: Ken Sizemore, Jarett Waite and Tode Hafen.**

**Voting Nay: None**

**Motion Carried.**

- Mayor Rosenberg asked that Staff get a hold of the applicant and let him know. This could be done at the next meeting, which is May 11.

- Ed Dickie asked Corey Bundy to ask the applicant if he has spoken to those that are looking at lots in the single-family subdivision. It sounds like he hasn't talked to them. He needs to have an understanding that if he has people that want the lots there and they aren't aware of this they may not want lots there. It may change his whole mind.

4. Discussion and/or Action to Approve Resolution 2016-11R - Appreciation for IHC. Presented by Mayor Rosenberg.

- Mayor Rosenberg said the Mayor's Association was asked if they would consider such a resolution. IHC is celebrating its 40<sup>th</sup> Anniversary in Washington County. They are currently in the process of doing a major addition to the facility at the River Road Campus. There are some exciting things planned and they do a very good job of serving the residents of the County with some very high quality medical services. This is a resolution that he would like to get the Council's approval on that we could pass on to them.

**Motion to Approve Resolution 2016-11R - Appreciation for IHC.**

**Motion by Tode Hafen, seconded by Jarett Waite.**

**Voting Aye: Ken Sizemore, Tode Hafen and Jarett Waite.**

**Voting Nay:**

**Motion Carried.**

6. Preliminary RP&P Plan for South Hills. Presented by Brad Hays, Parks & Trails Director.

- Brad Hays said that this is exciting because we are talking about a new park in the South Hills. He said they are looking at a Recreation and Public Purposes (RP&P) Plan and we want to acquire some land from the BLM in the South Hills up by the water tower. He put five items in the drop box. The new BLM plan in the South Hills is going to increase the number of trails up there. About 1 and a half fold. Right now everyone is parking at the bottom of the hill. The road is improved up to the top and there is a parking lot about half way up and there is a small BLM parking lot up at the top. With the increasing trails, we are going to see an increase of visitation. People are visiting the City and wanting to bring races to town, other than Tru Grit. There is economic impact to this. Cimarron has put together a conceptual plan for the recreation part of that. In the General Plan we have asked for 20 and the Parks plan we asked for 20 but we have asked for 44. We are looking at a usable trail. One of the requirements of the RP&P is that we make good use of the land and he feels that this is good use. He said he talked to Jerry Anderson and the corridor can be moved. He showed on slides the land they are looking at. There is included in the plan an area for a new water tower.

- Mayor Rosenberg asked if there were endangered species over on one side.

- Cimarron Chacon said correct.

- Mayor Rosenberg said there may be an issue in the future if the road ever moves forward. It may have to work into the plan.

- Brad Hays showed the Council the park concept plan.

- Cimarron Chacon said that she is a professional land planner. She said she worked for 10 years as a landscape architect for the BLM before going into private practice. She does recreation planning, mostly trails and parks related to bikes. She said she wanted to bring the Council the plans. She showed the plans for the future trails. The future trails are going to allow for new road construction and new development of staging areas. It will help alleviate conflicts between recreation traffic and road traffic. It will help create single-track connectivity between the Santa Clara River reserve trails with the Green Valley area and the Bear Claw Poppy area forming one cohesive 50 to 70 mile system of trails. She said in developing this plan, she and Brad worked with several organizations. They had several meetings with the BLM, the recreation specialists, the recreation planners, the landscape architect as well as the realty specialists so that they would know the hopes and wishes of future development from the recreation standpoint as well as constraints for the RP&P application. Events are going to be very important here. One is the NICA, which is the high school mountain bike team in Utah. Also Tru Grit and several other races, the Cactus Hugger, the Senior Games mountain bike event and the Red Mountain running race with potential for more running races as well as cycle cross. She said they crunched some numbers and this is a ballpark estimate because they couldn't get everybody's exact numbers. She said if all those events were to come to Santa Clara, the economic impact would be between \$900,000 to \$1,000,000 a year. She said that is a conservative estimate. She said they had several goals. They wanted to provide a sense of community and actually a park not just a bladed area. They wanted to accommodate up to 200 vehicles or 600 participant event without feeling like we were blading the whole area. She said it has the best view in Santa Clara. We really want to celebrate the view. She said they wanted a place to be interactive and discovery being adjacent to the Santa Clara River reserve. There are endangered species, geology to learn

about, history, so they wanted to include those features as well. There will be picnic areas that could be private, restrooms with running water, outdoor showers because of the competitive events, a bike wash area, event staging for vehicles that could include the 10 by 10 tents, Frisbee golf, mock climbing area with a climbing wall and maybe a mock cave, a geological interpretive panel that would interpret the view, a large pavilion for groups to gather and a pump track so something to support the mountain bike trails as well as a 1.5 mile six foot wide running track that could be used for running, cycle cross and event staging that would be a beginner type atmosphere rather than the very technical trail that we have elsewhere. A pump track is for kids and adults alike to practice. The idea is that you never pedal. You start out with one momentum and then you just use your body in motion and weave through. The conceptual plan has two levels of pump track one with higher jumps steeper turns and one with smaller ones for kids. There can be little teeter-totters or other types of skill building bike training places. This makes the area really family friendly. They are looking at doing an outdoor children's nature museum where there could be things like digging for mock dinosaur bones or climbing toys shaped like Tortoises and Gila monsters. The pavilion would be a 60-foot pavilion. There could be options for gas grills. There is a concern for fires and littering. The gas grills would help with that concern. She talked about the various parking areas.

- Mayor Rosenberg said it would be nice to see the legal boundaries.

- Councilman Jerry Amundsen arrived at 6:03 to the meeting.

- Ken Sizemore suggested another use for the park. He said that there was an area that would be a wonderful amphitheater.

- Brad Hays said that this is just a concept at this point. It is not set in stone. The RP&P requires that we have a concept use for the land and that is why this is being presented this evening.

- Ken Sizemore asked what the 40-car event parking was, and how do you balance everything for safety.

- Cimarron Chacon said that would actually be a staging area for events. When an event is going on, the entire area would be closed for the event. Crossings and management would be handled with caution tape, barriers, crossing guards.

- Mayor Rosenberg asked Brad what this will do to his budget.

- Brad Hays said they haven't put dollars and cents to this yet but they have crunched some numbers. He said Gubler Park needs to be finished first.

- Cimarron Chacon said the roadways would be gravel and done with the City's equipment. Gravel pathways would probably be \$5,500 a mile. This is not a huge expense. Disc golf would just need the baskets.

- Mayor Rosenberg asked if this is something Brad would put into his Parks Capital Facilities Plan.

- Brad Hays said part of it is in there. We don't have the dollars. The most expensive areas would be the picnic areas and the pavilion and restroom facilities. We could do a lot of things up front but some of it would have to wait.

- Mayor Rosenberg asked if any of this stuff is going to be impact fee eligible.

- Brad Hays said it is impact fee eligible.

- Mayor Rosenberg said there will be event fees that will help somewhat. He said the he is thinking of going to the County and asking them for a little RAP Tax since this is more than just a City facility.

- Brad Hays asked the Council if he had their permission to go ahead and proceed with the RP&P and use this as a concept plan.
  - Ken Sizemore asked what we are doing to accommodate the motorized vehicle activity.
  - Brad Hays showed a map with the vehicle trails. There is also a staging area on Stucki Springs Road for unloading 4-wheelers.
  - Mayor Rosenberg asked if this park plan conforms to the City's General Plan. He said that we probably need to visit the South Hills General Plan sooner than later. He doesn't think that this park would conform to the General Plan. It's not bad but we need to bring the General Plan in.
  - Brad Hays said that according to Parks Impact Fee analysis, we need an additional 67 acres of land.
  - Mayor Rosenberg said we should probably update the General Plan so that this conforms to the City's General Plan. This is an important step especially if Brad goes for any funding, such as grants.
  - Brad Hays asked if he should ask for an amendment to the General Plan for the park.
5. Request Approval of Drug Task Force Interlocal Agreement and Approval of Resolution 2016-12R, Enacting Amended Interlocal Agreement. Presented by Bob Flowers, Police Chief. (Chief Flowers was unable to attend. This was presented by Captain Rich Rogers.)
- Captain Rich Rogers said that this is the same agreement that they've had but updated for this year. It's to continue with the direction they have been going with the Drug Task Force. We have a full-time guy doing that right now. He talked about what the Drug Task Force does for the City and how important the Task Force is to the City. There are no changes to the agreement, it just has to be updated every 3 years.
  - Mayor Rosenberg asked if Matt Ence, City Attorney has looked it over.
  - Ed Dicke said not this one.
  - Mayor Rosenberg said that Matt has to sign it. He needs to have a copy of it. Any motion tonight should be subject to legal review.

**Motion to Approve Drug Task Force Interlocal Agreement and Approve Resolution 2016-12R, Enacting Amended Interlocal Agreement with the stipulation that Matt Ence, City Attorney has the opportunity to review it.**

**Motion by Ken Sizemore, seconded by Jarett Waite.**

**Voting Aye: Tode Hafen, Jerry Amundsen, Jarett Waite and Ken Sizemore.**

**Voting Nay: None**

**Motion Carried.**

7. Request Approval of Proclamation to set the month of May 2016 as Building Safety Month. Presented by Corey Bundy, Building Official.
- Corey Bundy said the national organization called ICC would like to promote building safety month. Here in Santa Clara, what that includes is promoting our website, and promoting it in the newsletter. There are also some activity books for elementary schools that will promote it there too.
  - Tode Hafen mentioned that the City has done this every year. She asked if this is the same proclamation.

- Corey Bundy said it was the same just a new year. He'd like to put something in the newsletter promoting smoke detectors. The Fire Chief has an outreach program where they give away smoke detectors if people need them. He said they have some brochures they will put out.
- Ken Sizemore said that a typo needs to be fixed in the last paragraph "our community".

**Motion to Approve Proclamation to set the month of May 2016 as Building Safety Month with the correction as noted.**

**Motion by Jarett Waite, seconded by Tode Hafen.**

**Voting Aye: Ken Sizemore, Jarett Waite, Jerry Amundsen and Tode Hafen.**

**Voting Nay: None**

**Motion Carried.**

8. Discussion and/or Action to Approve Resolution 2016-09R, a Resolution Establishing the Formula & Process for Distributing "Rap Tax" Revenue received by Santa Clara City. Presented by Edward Dickie, City Manager.

- Ed Dickie said that it was probably a good idea to have an actual Resolution and make this official. He said that Council wanted 80% to Parks and 20% to Arts. That's what this resolution does and it handles how the City allocates the funds. This would give some points as to what the City is asking for in an application. The Resolution goes through the purpose, the allocation and how it would be done. Matt Ence has looked over this and made a couple of additions to it. It states that the City is already committed to Tuacahn over a 20-year period. It talks about the application process and has some dates listed in it.
- Mayor Rosenberg asked how much money is being talked about.
- Ed Dickie said the total is close to \$70,000 at the year's end. \$56,000 will go to parks and \$14,000 to arts. Of that \$14,000, the Council can decide how to disperse that based on the application process. \$5,000 of that is already gone. There is \$9,000 remaining for this fiscal year. He said the applications need to be in by March 31 of each year and by May 31 in a Work Meeting, we'll go and review them. Then the following Council meeting after the Work Meeting the Council will approve what they went over in the Work Meeting. There are 3 applications right now. There is an invitation to Kayenta Arts. Laine and Brooke put one in for the City for Swiss Days. There is one in from Suzanne, a local person that does puppet shows. This resolution is patterned after Ivins. He said he added #2. He would like to have all unused portions go 50% to parks and trails and 50% to go to Swiss Days. They always need a little more money to attract a little higher end entertainment.
- Jarett Waite said that the Movies in the Park people would like to apply for some RAP tax money for that. They are not a non-profit. They are hoping to sell some advertising. To license a movie they would spend about \$6,000 dollars. This would be at Canyon View Park. They don't have other sources of funding. It feels like they wouldn't be able to meet this criteria to apply. This would be an awesome community event. They were hoping for a little help.
- Ed Dickie said the main reason is because they are not a non-profit.
- Mayor Rosenberg asked if they could be a non-profit or go get a non-profit to get involved with them.
- Tode Hafen said they could partner with the Historical Society or someone else.

- Jarett Waite asked if there were other arts organizations that wouldn't be non-profit. Would they be able to get RAP tax? Something like Brigham's Playhouse.
- Mayor Rosenberg said they get a chunk of money from Washington City RAP tax. He hasn't seen how their agreement is worded. That might be something to look at. Maybe staff could look at it. Maybe there is some wording that would allow for something like that.
- Brock Jacobsen talked about the Art Studio that will be coming in to Santa Clara. They are talking about doing a school. Parking is a big issue. They haven't shown any designs. We are waiting for their designs.
- Ed Dickie said that as far as A-H (on the resolution) it can be modified or taken out. We could take out B or D. Most people can meet the others.
- Ken Sizemore said that we would be out of conformance if they are taken out. The county has that in there's, St. George and Ivins does too.
- Tode Hafen said that we are kind of a little bit different. She talked about supporting the local artists. She said she would hate to do something that would discriminate against smaller entities that need some help.
- Ken Sizemore said that giving the 50% extra to Swiss Days is tying that to tightly to one particular use. There may be another use that may be just as deserving or more deserving of that extra money and if we say that we are tying ourselves to that one use of the extra funds. He said that he wasn't sure that should be done. He said to roll it over.
- Ed Dickie said that was up to the Council but he didn't like the idea of rolling it over.
- Tode Hafen said that if there is something left over, they could meet and decide at that time.
- Ed Dickie said that the Swiss Days girls are going to come in with their budget. They are asking for 10% of their budget. The money that is made from Swiss Days goes into the General Fund.
- Mayor Rosenberg said that comes back to the City so if we give them money from the RAP tax and it comes back to the City, we're in trouble.
- Tode Hafen said they earn a lot of their money through advertising and fund raising.
- Ed Dickie said that when revenue comes in, it comes under the General Fund and the City doesn't say that they made so much money one year so the next year they get that much more money unless the Council wants to do that.
- Mayor Rosenberg said that he worries that since General Fund is involved in the Swiss Days, mixing General Fund and RAP is something to worry about. RAP is set up as a tax collected specifically for those purposes and not to become comingled with the City's General Fund.
- Brock Jacobsen said that everything they earn, everything they make and what Swiss Days costs is close to breaking even. The RAP tax will end up in the Parks Budget to pay for park expenses. They have to come together at some point. It's the Council's decision whether they want to give it to Swiss Days or outside entities.
- Jarett Waite says he feels the same way about the 50% for Swiss Days is kind of tying us in. It's a little too restrictive.
- Mayor Rosenberg said they are talking about imaginary funds that are never going to be there.
- Tode Hafen said she feels like if there is every going to be a balance, they can address it then.
- Ken Sizemore said the simple solution is to just roll it over.
- Ed Dickie said they can just track it. He said they will take that out of the Resolution.

- Mayor Rosenberg asked about the part about the non-profit. Does the Council want to leave that in or take it out?
- Ken Sizemore said that should be left in because it is consistent with the other entities around us. He said that if a for-profit entity wants to come they can find a non-profit to sponsor them.
- Tode Hafen said that she doesn't think a for-profit should get it but it should be available to an individual or a smaller organization. She doesn't want to restrict a smaller entity. It would restrict Susanna Nelson's application.
- Ken Sizemore said the Art's Foundation should be informed about this provision.
- Ed Dickie said they know this. They were part of how this came about. They will be sent a copy.
- Ken Sizemore said that it could be that we lose 50% of our applications because they don't meet this criteria.
- Brock Jacobsen said that in the RAP tax there might be some language already in it that restricts it to going to non-profits.
- Mayor Rosenberg asked Ed Dickie to research the rules and then bring it back to Council.

**Motion to Table Resolution 2016-09R, a Resolution Establishing the Formula & Process for Distributing "Rap Tax" Revenue received by Santa Clara City.**

**Motion by Tode Hafen, seconded by Jerry Amundsen.**

**Voting Aye: Tode Hafen, Ken Sizemore, Jerry Amundsen and Jarett Waite.**

**Voting Nay: None**

**Motion Carried.**

**5. Reports:**

**A. Mayor / Council Reports**

Jerry Amundsen:

- Nothing to report.

Tode Hafen:

- The seed display is underway.
- Getting a key to the City for Red Cross.
- Can we have Joe Empey come to Council to talk about his experience with terrorism. Mayor Rosenberg asked Captain Rogers if he would extend the invitation to him. Mayor Rosenberg asked if we should wait so we can give him a key. Ed Dickie said the keys need to be ordered.
- Asked if there have been any reports on Harmons. Ed Dickie said they have the first report for the first 4 days and it was just under \$5,000 for the first 4 days. There still in negotiations with a hardware store. There has been some serious interest in the other pads. The store is #13 out of 18 stores. St. George is the #1 store. They are doing better than they thought they would. Harmons has offered the cooking class to the Council. They can go with their spouses. Ed Dickie said to let him know when a good time would be and he will set that up.

Jarett Waite:

- He got an update from Mosquito Abatement. They got some new equipment. They can calibrate their sprayers locally. They are monitoring ZIKA. They have found a few here.
- He talked to the Chamber of Commerce about the new microphones. They are booked for May to come to Santa Clara.

Ken Sizemore:

- The Air Quality Task Force met. Bill Swenson retired. Brandon Wright will be the new person in the interim, no one has been watching the monitors so we will have a data gap of 4 or 5 months. Ed Baca is the City Councilman from St. George that will be sitting on that Task Force. They have until the end of June to buy a display that was approved a year ago. There will be a display that will be in the foyer at City Hall talking about our current air quality issues.
- D-Tec met. It's time to apply for planning projects. There is a certain amount of money that is available for planning projects across the County and if we have something that we want to apply for. He said he will ask Jack Taylor if something that they are thinking about doing. Jack Taylor said the only one they had in there was widening Pioneer Road and a traffic signal on Gates Lane. It's not warranted yet.
- He said he won't be at the Work Meeting next week.

Mayor Rosenberg:

- The Regional Water Supply Agreement Administrative Advisory Committee met today and we got an update on the Lake Powell pipeline. Environmental documents are going to be sent in by the end of the week. There's a water needs assessment and alternative analysis and they're going to provide the City with copies and the Mayor will forward that to the Council. The minutes of the last meeting had some pretty detailed stuff on the Lake Powell pipeline and he forwarded that to Council. There are a couple of issues that effect the cities in the legislature interim committee meetings that they'll be monitoring close and we need to double check to see that the league is as well. The Governor has a new program, the H2O. It's a pledge that you can take to help with the conservation. It's home oriented.
- Talked about how it would be nice if we had a key for special recognition to give a key to the City. We talked about a coin too to give as recognition. Dan had one made for the Fire Department so he has taken the lead on this one. He showed the design. The word "house" will be changed to "home". Ed Dickie said they will do about 10 keys and 100 coins. He asked if the Council was okay with that. We may have a few pins too.
- He said he won't be at the City Council Meeting on May 11.

Ed Dickie:

- Harmons is asking for a donation for their rider for the Bike Ride. The fundraiser is for the MS Society. We have a little money and could donate \$50-\$100. The Bike Ride is in Logan. Mayor Rosenberg said it is a little PR. He thinks it would be a good donation.
- Swiss Days is asking for \$5,000 for entertainment. Mayor Rosenberg said they should just ask for the budget increase. Let them know that they need to explain the difference \$5,000 will give for the entertainment. Ed will have Lainee and Brooke come to Budget Meeting.

**6. Executive Session: None.**

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

- April 13, 2016 City Council Meeting Minutes
- Claims through April 27, 2016

**Motion to Approve the Regular City Council Meeting Minutes from April 13, 2016 and claims through April 27, 2016.**

**Motion by Jarett Waite, seconded by Jerry Amundsen.**

**Voting Aye: Ken Sizemore, Jerry Amundsen, Jarett Waite and Tode Hafen.**

**Voting nay: None**

**Motion Carried.**

**8. Calendar of Events**

- May 4, 2016 City Council Work Meeting
- May 11, 2016 City Council Meeting
- May 25, 2016 City Council Meeting - Mayor Rosenberg moved the meeting from May 25 to May 18.
- May 30, 2016 Memorial Day (Offices Closed)

**9. Adjournment:**

Motion to adjourn by Tode Hafen.

Seconded by Jerry Amundsen with all members present voting aye.

Meeting Adjourned at 7:18 p.m.

\_\_\_\_\_  
Chris Shelley – City Recorder

Date Approved: \_\_\_\_\_