

**SANTA CLARA CITY COUNCIL MEETING  
WEDNESDAY, FEBRUARY 8, 2017  
MINUTES**

THE CITY COUNCIL FOR THE CITY OF SANTA CLARA, WASHINGTON COUNTY, UTAH, met for a Regular Meeting on Wednesday, February 8, 2017 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, 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; Brad Hayes, Parks Director; Matt Ence, City Attorney; Officer Nick Nutchitelli, Patrol Sergeant; Brittany C. Tilby; Weston Tilby; Samuel Edwards; Rebecca Edwards; Shannyn Gardner; Nate Gardner; Ann Evans; Vickie Hughes; Tagert Hughes; Allison Williams; Bradley Williams; Zakery Bonadurer; Elijah Ence; Cindy Frei; Holly Gunnell; Payton Gunnell; Xander Jackson; Bowen Hammer; Logan Blake; Jax Anderson; Dillynn Munk; Corbin Blanchard; Wyatt Blanchard; George A. Blanchard; Michael Earl; Bronson Everett; Dan Goff; Trevor Goff; Elijah Palmer; Aiden Cluff; Tegan Curtis Whitehead; Darren Nuttall

1. **Call to Order**: Mayor Rosenberg called the meeting to order at 5:03 p.m.

2. **Opening Ceremony**:

- Pledge of Allegiance: Herb Basso
- Opening Comments: Herb Basso
  
- Councilman Jerry Amundsen was excused from the meeting.

3. **Communications and Appearances**:

A. General Citizen Communications:

1. Mayor Rosenberg asked the Boy Scouts to introduce themselves and ask any questions of the Council that they may have:
  - Dan Goff, Scout Leader, stated that they are doing a Merit Badge PowWow this week and most of the scouts are participating tonight to earn their Citizenship in the Community Merit Badge.

Zakery Bonadurer; Trevor Goff, Troop 510; Bradley Williams, Troop 585; Bowen Hammer, Troop 406; Xander Jackson, Troop 400, stated that for his merit badge he needs to write down an issue that the City Council feels there is in the City and how that issue can be solved.

- Mayor Rosenberg said that the City Council is going to talk about one issue, which is the second item on the agenda.

- Elijah Ence; Elijah Palmer, Troop 616; Aiden Cluff, Troop 616; Weston Tilby, Troop 545; Payton Gunnell, Troop 388; Tegan Curtis Whitehead, Troop 616, who stated that he is also working on his Communication Merit Badge. He asked who brought dessert. Samuel Edwards, Troop 532; Tagert Hughes, Troop 1814; Nate Gardner, Troop 1801; Michael Paul Earl, Troop 376; Colin Syphus, Troop 376.

- Mayor Rosenberg reminded the Scouts that they supposed to write about one of the issues and there is one for them to write about. He told them if they have any questions, the Council would be happy to answer them.

#### **4. Working Agenda:**

A. Public Hearing(s): None

B. General Business:

1. Set City Council Assignments for 2017. Presented by Mayor Rosenberg.

- Mayor Rosenberg explained that the Council has assignments to be on other Boards Countywide. He said that sometimes they serve multiple years and sometimes they do some rotation. He said that he as the Mayor is on the County Mayor's Association, The Regional Water Supply, the Council of Government and the Lower Virgin River Fuel and Fire. Jarett Waite is on the Mosquito Abatement, Planning and Zoning Department, Planning Commission, the City Social Media, the Youth City Council and the CEC.

- Jarett Waite stated that he is good with these assignments.

- Mayor Rosenberg stated that Herb Basso is on the City Admin. Department, the Washington County EDC, the City Economic Development Committee, the Arts Council and the Southern Utah Shooting Range.

- Herb Basso said he is good with those assignments unless someone else would like one of those assignments.

- Mayor Rosenberg stated that Ken Sizemore is on the MPO, Air Quality Board, Parks Department, the League of Cities and Towns Legislative Policy Committee, Utah State Scenic Byway Committee and the Veteran's Memorial.

- Ken Sizemore stated that he is good with those.

- Mayor Rosenberg stated that Tode Hafen has Swiss Day, the Princess Pageant, City Public Safety, the Fire Department, the Museum, the City Heritage Commission, Snow Canyon Joint Management Committee, the Mayor ProTem, and the Washington County Seed Display.

- Tode Hafen said that she is okay with her assignments unless someone else would like one of them.

- Mayor Rosenberg said that Jerry Amundsen will stay over the Public Services Department, County Solid Waste, Five County Health District-Healthy Dixie Council and

the Washington County Flood Control Authority.

- Ed Dickie, City Manager, stated that someone needs to look at the Sand Hollow Aquatics Center Board. It was going to be Jerry Amundsen. The Board hasn't met yet but they would like a Council member to be on that board.

- Jarett Waite volunteered to be on that Board.

- Mayor Rosenberg stated that Jarett can do that especially since Planning Commission will be taken off of Jarett's responsibilities. He stated that Ed Dickie has the League of Cities and Towns Legislative Policy Committee, RWSA and the Washington County Alcohol Prevention Task Force. He asked about "Don't Waste Dixie".

- Ed Dickie said that "Don't Waste Dixie" hasn't met since 2008. He said he will find out if they are still doing anything with that. He said he is good with his assignments.

- Herb Basso said that the Washington County Arts Council has applied to be part of the County. He said he communicates with them and receive emails from them. He has been to three of their meetings.

2. Recognize Brad Hays for receiving the State Arborist of the Year Award. Presented by Mayor Rosenberg.

- Mayor Rosenberg said that the Council wanted to make a formal recognition of this. He explained that Brad Hays is over the City Parks Department. He is also the City's Eagle Scout Coordinator. When Scouts are looking for a project such as anything to do with City parks, planting trees, Brad is the point of contact. He said that Brad was recently recognized as the 2016 Arborist of the Year by the Utah Chapter of the International Society of Arboriculture. Brad is the Parks Director and Municipal Arborist for Santa Clara where he manages the Tree City U.S.A. program, Arbor Day Celebrations and the Community Volunteer Coordinator. He has helped 11 young men earn their Eagle Scout through the tree planting activities in local parks and has worked with over 500 high school and middle school students to plant approximately 450 trees throughout the community. Brad is a graduate of the Municipal Forestry Institute, and ISA Certified Arborist and ISA Municipal Specialist. He's an active member of the Society of Municipal Arborists, the Utah Nursery and Landscape Association, International Society of Arboriculture, and the Utah Community Forest Council where he currently serves as a Board member. For his distinguished service to the communities and the Community Forests of Utah, it is with great pleasure that the President and Board of Directors of the Utah Community Forest Council and the Utah Chapter of the International Society of Arboriculture extend their sincere appreciation and gratitude for all of Brad's hard work, dedication and service. Mayor Rosenberg stated that from the Mayor and City Council they appreciate Brad too. He asked for the audience to give him a hand. He presented Brad with a plaque and thanked him.

3. Discuss possibility of raising Hwy 91 Speed Limit from Ivins to the Jacob Hamblin Home. Presented by Jack Taylor, Public Works Director.

- Jack Taylor stated that Hwy 91 is completed. It was a little over a \$3 million dollar project. Now that there are bike lanes, a bike path, a walking path, he said they feel like the speed limit could be changed from 30 mph to 40 mph. He said that a few months ago Ivins City and Santa Clara went together and bought a radar machine. The radar machine

shows that a high percentage of travelers are doing 40 mph already. He showed the City Council a slide with the volume of vehicles and the amount of traffic and what time of day most people are speeding. That gives the officers information about when they need to patrol so that they can slow people down. He feels that it can be travelled at 40 mph safely. He said they are suggesting increasing the speed limit at the top of the hill where it crosses from Ivins into Santa Clara until Swiss Village. Just before Swiss Village, they would put a “reduced speed” sign and then a 30mph sign. He said that a police officer is in attendance if the Council has any question for him.

- Officer Nutchitelli said that based on the information from the radar machine, the majority of the people are already travelling 10mph over what the posted limit is. He said they will continue to do their proactive enforcement there if the speed limit is raised. He said there hasn't been an accident there with the 10 mph over speed. The majority of accidents have been on Santa Clara Drive In between Lava Flow and Gates Lane.

- Herb Basso said that he liked the fact that the speed limit can be raised up. He said he also wants to make sure that people will slow down when they get downtown. He said the additional signage will let them know that this is a slow zone.

- Officer Nutchitelli said that as far as safety goes, the road is constructed really well. He said the radar machine gives so much information it can break it down to which vehicle, what time of day and how fast they were going. He said they have a really good record of traffic enforcement throughout the City and it proves well when he comes to Court. The highest number of people travelling at 40 mph is between 11:00 and 1:00 on Tuesdays and Wednesdays and Fridays to 4:00 to 5:30 time. That would be the majority of their enforcement.

- Mayor Rosenberg asked if the Public Safety Department and the Public Service Department were recommending the speed increase.

- Jack Taylor said yes. He said that the total number of trips combined going east or west was 45,000.

- Darren Nuttall, Scout Master for BSA Troop 376, asked if there had been any studies as to raising it 40 mph how many people will go 50 mph.

- Mayor Rosenberg said there probably won't be a study until it has been raised and there is some data. He said if it gets raised to 40 mph and the vehicles start going 50 mph, there can be some adjustments made. The critical thing will be making sure they are down to 30 mph by the time they get to the Jacob Hamblin Home.

- Officer Nutchitelli said if the speed limit is raised, they would spend 3 or 4 weeks educating the public about what they are doing. He said they will educate before they start cracking down on the speeders.

- Tode Hafen said that generally people drive what is comfortable. People know what feels comfortable. They talked about this at “Leadership Dixie”.

- Mayor Rosenberg said that's why they put the lane stripping on Country Lane. It made it less comfortable to go fast. People slowed down because it wasn't comfortable for people to make the turns without crossing the lines.

- Dan Goff, Scout Leader, said that the City Yard is down by that curve. There is also another street there. Is that safe for the residents of that street to come out.

- Ken Sizemore said that they are safe and that was taken into account.

- Logan Blake, 1248 Heights Drive, said that Santa Clara Drive is meant to function for more than vehicle traffic. It is also for pedestrians and bicycle traffic as well and raising the speed limit is going to make it less safe for people walking on the trail and less safe

for people trying to pedal up the hill. The road was widened and there is a trail but there isn't a separation buffer on the entire stretch of the road and much of the trail is adjacent to the curb along this part where it is being considered to raise the speed limit. He likes the tree planters and the sidewalks separated from the road on Santa Clara drive and it makes him feel safe. He pointed out that this is roughly only 1 mile of road that would increase in speed. He believes that this needs to be kept as a transition zone between downtown and the highway. He believes the 1-mile stretch acts as a transition zone. He said that because the road is so wide, people are driving faster. He said that he has talked to many of his friends and they would prefer to keep the speed limit at 30 mph.

- Herb Basso suggested having a transition to go from 40 to 35 down to 30 mph.

- Jack Taylor said there isn't enough lane. He said it would be pretty tight.

- Logan Blake suggested leaving the west bound lane at 30 mph and do a test run on the eastbound lane at 40 mph coming down the hill because that side of the road is further away from the pedestrian and bicycle traffic.

- Jack Taylor said the problem with that is people would go up one side of the road and they see a 40 mph sign and then they come back and don't pay attention to the other side and do the same speed limit.

- Ken Sizemore observed that there is great data from after the road construction was done. He said that anecdotally from having lived here 30 years, he is confident that the speed along that road before it was reconstructed was already 40 mph as far as what people were driving. Reconstruction has made it safer.

- Herb Basso stated that he has travelled on there at 40 mph before and it didn't feel safe before the reconstruction and now it feels a lot safer.

- Tode Hafen said that it seems like, from the studies, that most people are going 40 mph. If the speed limit was 40 mph, we'd be more inclined to being stricter about keeping it 40 mph. She said to make it 40 mph and enforce it and watch it.

- Ken Sizemore said that now there is the data and law enforcement knows when they should be out there and proactively enforcing when the speeding is happening.

**Motion to Approve the Raising Hwy 91 Speed Limit from 30 mph to 40 mph from Ivins to Swiss Village.**

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

- Tode Hafen said that it needs to be clarified where there will be a notice to slow down, by Swiss Village.

- Mayor Rosenberg said that is part of the recommendation.

- Jack Taylor said they will put a "reduced speed" sign by Mark Walther's field and there will be a 30 mph sign by Swiss Village. He said if they see that people aren't slowing down, they can move the "reduced speed" sign back further.

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

**Voting Nay: None**

**Motion Carried.**

4. Request Approval to Award a bid to Jon Graf of North Star Restoration Inc. for the amount of \$110,000 to construct the Canyon View Park Restroom facility. Presented by Brad Hays, Parks & Trails Director.

- Brad Hays said that this bid was for a 4-bay restroom at Canyon View Park that will be replacing the old bathrooms that were built in the late 70's. This is the first project that will be paid for mostly by the Rap Tax. He had four bids ranging from \$110,000 from North Star to \$161,000 from Horizon Homes. He recommends that the City go with North Star Restoration for the bid.
- Ken Sizemore asked about the timeline for the construction.
- Brad Hays said that it will start Monday if it is approved. He said they hope to be done in 60 days.
- Jarett Waite asked if Brad had seen work that Jon Graf has done on other jobs.
- Brad Hays said that Jon Graf was key in rebuilding the Fire Station on Rachel Drive after it collapsed. Because it wasn't covered by the insurance, he got a lot of the work donated and oversaw a lot of the work. It turned out really nice.
- Ken Sizemore asked if the bid included the demolition of the old bathrooms.
- Brad Hays said they are going to place this restroom between the playground and the large pavilion and leave the old restrooms intact for the time being. He doesn't have plans to take the other one out for now because of the cost of taking it down and hauling it off and asbestos inspections, it isn't in the budget to take it down at this time.
- Herb Basso asked about the old restrooms being used for storage.
- Brad Hays said they looked at a couple of things that they can do. The main issue is that it's outdated and there has been a lot of vandalism there. The old restrooms will be closed and locked up. He said the new bathrooms will be open at a certain time each day and closed at a certain time. There will be water fountains for drinking and there will be a central control for lights.
- Herb Basso asked if a ticker could be put in the system to see if vandalism and graffiti can be tracked.

**Motion to Award the bid to Jon Graf of North Star Restoration Inc. for the amount of \$110,000 to construct the Canyon View Park Restroom facility.**

**Motion by Tode Hafen, seconded by Herb Basso.**

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

**Voting Nay:**

**Motion Carried.**

- Mayor Rosenberg acknowledged some Boy Scouts that came in late and asked them to introduce themselves.
- Dillynn Munk, Troop 376; Corbin Blanchard, Troop 376.

## **5. Reports:**

### **A. Mayor / Council Reports**

#### Tode Hafen:

- Princess Pageant will be March 4 at 7:00 p.m. at Dixie High School Auditorium. Lanie and Brooke will be doing this for the last time. We have a new person ready to go for next year. There is a little snag, there is a play scheduled for the same night and that has taken two or three of the girls that would have tried out for the Princess Pageant. There

were only five total girls. One of the five girls decided she wanted to wait a year so we are down to four contestants. It's a little disappointing. We don't want to eliminate 1 girl. The Count should probably be four girls. There is prize money: \$500 to the Princess and \$250 to each of the attendants. If we do that we need to address the money issue for four girls instead of three.

- Mayor Rosenberg said to look at the budget. If they need a little bit more money, we will make it happen. He thinks it needs to include all four of the girls and the Council agreed. He said that the breakdown on the payout could be changed too. It could be \$500, \$200 and \$150 or whatever is left.
- Tode Hafen asked what she should do.
- Mayor Rosenberg said it is okay to award all four girls and redistribute the prize money and relook at the budget and if there needs to be more money to come and ask.

#### Jarett Waite:

- He will be attending the Mosquito Abatement Meeting tomorrow.
- He mentioned that Mayor Rosenberg was interviewed and did a Mayor's Minute with the CEC. He said the video turned out well. It's on the website now.
- Mayor Rosenberg said that he met with Scott at Dixie State University who wanted to calm down some rumors about a take over. He suggested to the Council to call Melissa if they have any events or fundraisers because she is looking for editorials to do. She could help for fundraising for the Veteran's Memorial and she could advertise the Princess Pageant. We have free airtime. He said that he will probably have them do an update on the landslide.
- Jarett Waite said that there are two different groups with the CEC. One does more editorial type of things and the other is to shoot footage and edit it.

#### Herb Basso:

- He talked about the banners on the light posts. He said there should be some kind of staff policy about them. He said there should be sets of them such as for the holidays, to promote the Historic District and include for a fee some kind of banner that features business downtown. We would have some stringent requirements for them. It would have to stay in the font and the colors that coordinates with the historic feel of Santa Clara. The theme would be "Shop, walk, dine Santa Clara". We need to see what they cost.
- Mayor Rosenberg said that his only concern is if you open it up for one, you open it up for all.
- Herb Basso said that there would be some kind of requirement that each business could only have 3 or 4 banners.
- Mayor Rosenberg asked if it could be businesses from Ivins or St. George.
- Herb Basso said only Santa Clara businesses.
- Mayor Rosenberg said that is that part that is going to get dicey. If you limit it to one region. He said the policy statement has to be really clear and legal proof.
- Tode Hafen said that it's a little problematic after looking over that sign ordinance that the Council recently completed. It could be a can of worms.
- Jarett Waite said he is all for promoting the Historic District.
- Herb Basso said we need to utilize our banners if it means promoting outdoor recreation or historical things. Maybe we can give Brad a little direction tonight. He could look at

other cities and see what they are doing.

- Brad Hays said the Historic banners aren't up because we don't have enough to do all the poles.
- Mayor Rosenberg said that Brad needs to put more in his budget for them.
- Ken Sizemore asked what the average cost of a banner is.
- Brad Hays said he doesn't know but he will get back with the Council.
- Herb Basso said that if it's okay with the Council, let's have Brad do a little budget writing and policy writing for this and take advantage of the poles that we have and make downtown more attractive.
- Ken Sizemore said that one of the challenges is if they stay up to long and get ragged then they don't look good and it detracts from the community. We need to have enough so we can keep them fresh and looking good.
- Herb Basso said there needs to be an adjustment made to some of the materials of the banners. He would like give some direction to Staff.
- Ed Dickie talked about the banners they did in North Ogden and the problems with them.
- Mayor Rosenberg said that the sign ordinance would have to be adjusted to allow off-premise billboards. Would this open it up to other things. He asked Brad to put some numbers together so the Council can look at it.
- Ed Dickie suggested looking at places like Park City since they have an historic district. If we do businesses, everyone has to be invited.

Ken Sizemore:

- Air Quality Task Force convinced the MPO Staff to buy a display. The idea was to have a display to be in the City Office foyer and move it around and talk about the air quality issues and concerns. No money was allocated to put the information on the display so we have a display with nothing on it. It should have been done for the Transportation Expo. He said he is going to be talking with the rest of the committee and see if they can come up with some information for the display.
- DTEC meets the 15<sup>th</sup>. He went to the Transportation Expo and it was crowded. He said there used to be a lot of negative comments on the Northern Corridor and there has been a big shift and all the comments on building were positive. People want it built now! The Mobility Management Staff had their own booth.
- He asked what was happening with Jenkins Oil.
- Ed Dickie said that he wanted to ask Corey Bundy about that tonight but he isn't here. He said that we are working with them. He will find out and update Council.
- Ken Sizemore said that this is his last year of his first term. He asked if it required City Council to change speed limits. He thought speed limits have been changed without City Council authorization. Do only some come to Council.
- Mayor Rosenberg said that typically the request comes to City Council.
- Jack Taylor said that they like to bring it to City Council or at least Work Meeting so the Council can be educated so they know what is going on. If Santa Clara was bigger we might not worry about bringing this to Council as much.
- Mayor Rosenberg said that this is a public safety issue and they can take care of it.
- Ken Sizemore asked about the radar contraption, if we share it with Ivins and if there is a schedule. He would like to have data on Canyon View. We would be very interested in having data from around the community.

Mayor Rosenberg:

- He recognized another Boy Scout that came in late and asked him to introduce himself.
  
- The Boy Scout introduced himself as Branson Averett from Troop 406.
  
- Flood Control Authority Executive Committee met last night.
  
- Mayor's Association met last night as well. We discussed the snow pack and the potential flooding in the spring. Right now snow pack is about 200% of normal. We are projected to have 110% of normal runoff. The concerns are, it could run off faster if we warm quickly and could result in some flooding. Cities need to relook at Flood Protocols. We have new Staff out there and new equipment. If we are expected to get sandbags, do we have an order in or do we have some on hand and we should check the ones we have to make sure they haven't dry rotted. We need to do some things to be prepared. The Flood Control has spent some time cutting up large woody debris in the river. They have also removed tamarisk. They are being proactive and are recommending the cities to be proactive. We may want to have Jack have a tabletop exercise so everyone knows their responsibilities and what their assignments are. We should do that later this month to have that tabletop discussion and make sure that gets to Staff and Public Services so that everyone is aware. He said he has some links and he will forward them to the Council. The Council can be sent some alerts through Washington County.
- Ken Sizemore asked about Council assignments. Would the Mayor want him to still be in charge of the Emergency Communications Center?
- Mayor Rosenberg said yes. He said that's why there needs to be a tabletop discussion so the jobs can be discussed so we can be prepared. He would like to meet for a couple of hours before March.
- Ed Dickie said that we could meet before the Budget Retreat at 10:00 a.m. and then have the retreat at 12:00 on February 28<sup>th</sup>. Staff will make it work. We can have public safety here. Council will be here from 10:00 a.m. until 5-6:00 p.m. We'll have food here and snacks.
- Mayor Rosenberg talked about the Legislature Update from the Mayor's Association Meeting. The short-term rental legislation is going forward. It could take away our ability to control it.

**6. Executive Session: None.**

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

- Jan. 25, 2017 City Council Regular Meeting
- Feb. 1, 2017 City Council Work Meeting
- Claims through February 8, 2017
  
- Ken Sizemore asked about the \$900 for the Fire Department for a barbecue.
- Ed Dickie stated that was for a volunteer dinner for about 50 people.

**Motion to Approve the Regular City Council Meeting Minutes from Jan. 25, 2017, City Council Work Meeting Minutes from Feb. 1, 2017 and claims through February 8, 2017.**

**Motion by Ken Sizemore, seconded by Herb Basso.**

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

**Voting nay: None**

**Motion Carried.**

**8. Calendar of Events**

- Feb. 9, 10 & 16<sup>th</sup>, 2017 Budget Reviews - Directors
- Feb. 20, 2017 Presidents Day (Offices Closed)
- Feb. 22, 2017 City Council Regular Meeting
- Mar. 1, 2017 City Council Work Meeting

**9. Adjournment:**

Motion to adjourn by Herb Basso.

Seconded by Jarett Waite with all members present voting aye.

Meeting Adjourned at 6:35 p.m.

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Chris Shelley – City Recorder

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