

**SANTA CLARA CITY COUNCIL MEETING
WEDNESDAY, APRIL 8, 2020
MINUTES**

THE CITY COUNCIL FOR THE CITY OF SANTA CLARA, WASHINGTON COUNTY, UTAH, met for a Regular Meeting on Wednesday, April 8, 2020 at 5:00 p.m. Via Zoom,

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: Jarett Waite, Ben Shakespeare, Wendell Gubler, Leina Mathis and Denny Drake
City Manager: Brock Jacobsen
City Recorder: Chris Shelley

Others Present: Jack Taylor, Public Works Director; Corey Bundy, Building Official; Brad Hayes, Parks & Trails Director; Randy Hancey, Fire Chief; Bob Nicholson, City Planner; Matt Ence, City Attorney; Drake Howell; Alan Hall; Wes Davis; Austin Anderson

1. **Call to Order:** Mayor Rosenberg called the meeting to order at 5:02 p.m. The Meeting is being done electronically because of COVID-19.

2. **Opening Ceremony:**

- Pledge of Allegiance: Ben Shakespeare
- Opening Comments: Ben Shakespeare

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

4. **Conflicts and Disclosures:**

- Mayor Rosenberg stated that the Firm he works for did the preliminary plat for Heritage Point (Item C2 on the agenda).

5. **Working Agenda:**

A. **Public Hearing(s):** None.

B. **Consent Agenda:**

1. Approve Shade Structures for Swiss Pioneer Memorial Park. Presented by Brad Hays, Parks & Trails Director.

- Brock Jacobsen, City Manager, said he doesn't see Brad digitally. He explained the two

options for the shade structures. Option 1 covers the entire playground. Option 2 is more triangular and doesn't cover as much of the playground. Staff's recommendation is Option 1. He told Council the total cost of the playground, which would include the options for the shade structures. The playground with Option 1 would be \$113,917 and the playground with Option 2 would be \$116,860.

- Brad Hays came online. He said that the shade structures measure: Option 1-14 ft and 20 ft and Option 2- 16 ft and 21 ft.
- Leina Mathis asked which option would hold up better in the wind.
- Brad Hays said the sail would. The sail is Option 2. He showed slides of both options to Council.
- Jarett Waite asked if the price Brad quoted was the total price for everything in the playground.
- Brad Hays said that is correct.
- Matt Ence, City Attorney, advised Mayor Rosenberg that he should check with each Council member before taking a vote to make sure they heard the discussion and don't have any other questions.
- Brock Jacobsen said he believes that Staff recommended is Option 1 because it provides a little more shade to the structures and a little smaller price.
- Jarett Waite asked about the cost and if that is because of the fabric of the shade structures and the cost of replacement.
- Brad Hays said he doesn't know the cost of replacement, but he said the sails (Option 2) would last longer.
- Wendell Gubler wanted to know the cost of just the shade structure for Option 1.
- Brad Hays stated that the cost for the structure and installation of Option 1 is \$20,000.

Motion to Approve Shade Structure Option 1 for \$113,917.00 for Swiss Pioneer Memorial Park.

Motion by Ben Shakespeare, seconded by Wendell Gubler.

Voting Aye: Leina Mathis, Jarett Waite, Denny Drake, Wendell Gubler and Ben Shakespeare.

Voting Nay: None.

Motion Carried.

C. General Business:

1. Consider Approval of Resolution 2020-06R implementing authority to conduct Electronic Meetings and provide procedures for participation in Electronic Meetings. Presented by Brock Jacobsen, City Manager.

- Brock Jacobsen said that this is a resolution that we have as we move forward with our electronic meetings. This is setting forth the resolution that we need to have and how our electronic meetings will go and the process for them. This comes from the State. They dictate how electronic meetings should happen. It has been reviewed by Matt Ence.

- Matt Ence said he has put a revised version of this in the Dropbox. He reviewed that with the Council. He said that he looked at the Draft Resolution that was first prepared and going back and looking at the City Council's policies and procedures which had been adopted in 2013 he realized that we had already adopted back then policies and procedures for electronic meetings. The issue that we want to address today is the unique situation we find ourselves in where some of the requirements for electronic meetings that are set forth in the State Code and in the City's own policies and procedures are

requirements that can't really be met under the current social distancing requirement. Our Utah State Governor back on March 18 issued an Executive Order suspending some of those requirements. So, the Resolution has been converted into rather than setting forth the policies and procedures which would just be repetitive it now says the meetings are going to be conducted in accordance with the Governor's Executive Order for as long as that is in effect. (See attached.) He read the Resolution to Council: "Resolution 2020-06R A Resolution of Santa Clara City temporarily modifying electronic meeting requirements. Whereas, the City Council of Santa Clara City is empowered under the provisions of State Code 52-4-207 to implement procedures for the conduct of electronic meetings and whereas, the City Council implemented such procedures as part of the City Council Meeting Policies and Procedures adopted in Resolution 2013-12R The Procedures and whereas, Utah Law and Procedures require certain conditions such as the maintenance of an anchor location for a meeting which conditions may place City Council members, Staff and the General Public at risk during the current COVID-19 pandemic and whereas, the Governor of the State of Utah has issued an Executive Order effective March 18, 2020 suspending the enforcement of certain requirements of the Utah Code related to public meetings including but not limited to the requirement of maintaining an anchor location the Executive Order and whereas, the Mayor has also proclaimed a Declaration of Emergency for Santa Clara City effective April 5, 2020 which recognizes and incorporates the Executive Order and other directives issued by the Governor of the State of Utah. Now, therefore, the City Council hereby resolves as follows: 1. Temporary suspension of certain meeting requirements. During any period of time that the Executive Order or any subsequent order or directive issued by the Governor of the State of Utah regarding public meetings is in effect the City Council shall temporarily modify its meeting policies and procedures in any way required to protect the public health and welfare consistent with such orders and directives. 2. Duration of Effect. No re-adoption required for current emergency. This resolution shall be effective for the duration of the current recognized COVID-19 emergency. In the event that order or directives of the State of Utah as described herein are lifted or expire or are re-adopted at a later time during the current emergency, this resolution shall be deemed a continue in effect and re-adoption of the same shall not be required. 3. Final Termination. Following a final declaration by the World Health Organization (WHO) or the United States Centers for Disease Control (CDC) that the current COVID-19 crisis is no longer pandemic this resolution modifying meeting policies and procedures shall automatically terminate and shall no longer be in force or of any effect. 4. Other Committees. All other committees of Santa Clara City including but not limited to the Planning Commission are hereby authorized to modify their policies and procedures temporarily in like manner to the City Council in order to protect the public health and welfare. Said committees may but shall not be required to adopt their own resolution to this effect. 5. Compliance with Law. In all other respects, electronic or telephonic meetings shall be conducted, recordings and minutes shall be kept as required by law for all other open and public meetings or for all other record keeping purposes of the City. 6. Effective Date of this Resolution shall take effect on its adoption by the City Council. - Mayor Rosenberg asked the City Council if they had any questions. None of the Council had questions.

Motion to Approve Resolution 2020-06R implementing authority to conduct Electronic Meetings and provide procedures for participation in Electronic Meetings.

Motion by Leina Mathis, seconded by Jarett Waite.

Voting Aye: Leina Mathis, Jarett Waite, Denny Drake, Wendell Gubler and Ben Shakespeare.

Voting Nay: None.

Motion Carried.

2. Consider Approval of the Preliminary Plat for Heritage Point Townhomes generally located on the south side of Santa Clara Drive and west of Country Lane extending to Lava Flow Drive. Wes Davis & Austin Anderson, Applicants. Presented by Bob Nicholson, City Planner/Corey Bundy, Building & Zoning Official.

- Bob Nicholson said that this is a preliminary plat for a 55-unit townhome project on the south side of Santa Clara Drive between Country Lane and going westward to Lava Flow Drive. That residential area is about 5.47 acres. The plat is in conformance with the project plan, which was approved by the Council on January 8, 2020. He said that on the corner of Santa Clara Drive and Lava Flow Drive is the area for future commercial development and on the east side of this project there is a piece for commercial development. The applicants have recently come in for those parcels for retail and for medical offices so we may be seeing some applications come forward on that future commercial. Tonight, we are just talking about the residential area. This 55-unit project is configured into mostly 3-plexes and 4-plexes and there are also a couple of 6-plexes. They are all two-story units with two car garages and have 20 ft driveways in front of the garages. The streets are all public streets. This plat conforms with the concept plan which was presented as part of that PD Commercial Zone Amendment. The architectural is modern Swiss design. There are no proposed changes in the units. The project has been approved through a Conditional Use Permit for short-term rentals. There is a perimeter wall around the project. On the south boundary line, it is a solid 6 ft masonry wall. It will be taller on the Johnson property and 6 ft on the development side. Along Lava Flow and Santa Clara Drive that wall consists of a 3 ft masonry block with 3 ft of wrought iron placed on top of that, which is a total of 6 ft. There are 6 RV spots toward the east side of the project; three of them back on Santa Clara Drive and three back on the Johnson side of the property. There are also six parking spaces adjacent to the main amenity area. There are two phases. Phase 1 is on the west half of the property. Phase 2 takes the east end of the property. The driveway access on Lava Flow is approximately 330 ft distant from the intersection of Lava Flow and Santa Clara Drive. We have good separation from their entryway and the intersection. There is also about a 300 ft separation on Santa Clara Drive between their entry and that same intersection. The Planning Commission considered this at their March 12, 2020 meeting and recommended approval with two conditions. Condition 1 is the rear facades of units that face Santa Clara Drive and Lava Flow Drive to be similar in material and colors to the front facades. The developer did confirm that that will be the case. It is a 360 design in terms of material. Condition 2 is that a detailed landscape plan be provided along with the final plat. They had a well-done conceptual landscape plan but now we want it to be a detailed plan. He said that at the project plan hearing in January the applicants mentioned the amenities that there would be the clubhouse with pool and some open recreation area a sports court, some barbecue facilities, a pavilion and some open grass recreation area.

- Jarett Waite asked if the exit going on to Lava Flow lines up with the exit on the opposite side of the street for the restaurant.

- Bob Nicholson said that it doesn't. He said it is a pretty good offset. He said the

applicants also have the property on the west side of Lava Flow, which is about 2 acres and is under contract and they are trying to line up the driveway with the west side to match this.

- Jarett Waite asked if this space is far enough between the driveways.
- Bob Nicholson said he thinks it is. The 150 ft separation should be adequate.
- Jack Taylor, Public Works Director, said they moved it back because of the high school traffic that backs up there, we didn't want the people in this development to have a problem getting in and out. He said they felt like it was better moving back where it is now.
- Leina Mathis asked about the width of the street within the project.
- Bob Nicholson said they are all public streets and are 41 ft with sidewalk on both sides with curb and gutter.
- Corey Bundy said that when we were talking about the Dollar Tree, we determined that it was a 50 ft offset on a minor street like that from the driveway to the intersection. So, they more than meet that requirement.
- Denny Drake asked if there is going to be a turn lane or something to allow traffic flowing easier in and out or even a turn lane on Lava Flow or did we determine that they are fine.
- Mayor Rosenberg said there is room in the existing street section on Santa Clara Drive to facilitate a right turn lane in to the project. He doesn't think it will warrant it off Lava Flow.
- Denny Drake said that it seems that on Santa Clara Drive there is a lot of traffic, so having a turn lane would be advantageous to the owners.
- Mayor Rosenberg said that right now on Santa Clara Drive there is an extra lane outside the travel lane. There is room to facilitate a turn lane. He said that the one question that came up when they were talking about the commercial project is, do we need to widen that street that is adjacent to the proposed commercial project at the corner to facilitate the traffic into the commercial. He said the engineer could work with Jack to work it out so it wouldn't change the residential but just take a little bit of property out of the commercial side to facilitate the additional roadway.
- Austin Anderson, Applicant, said that would be no problem.
- Jarett Waite asked about the design and the commercial piece on the west side. Is the access from Santa Clara Drive or from within the project?
- Mayor Rosenberg said that piece on the west would access from the interior. There wouldn't be any additional access from the Santa Clara Drive side. So, we would widen that interior road to facilitate additional traffic. The piece on the east side would access off Country Lane. We would only have one new access off Santa Clara Drive.
- Jarett Waite asked if the amenities are consistent with what we would expect for this type of density and this type of a project.
- Bob Nicholson said this was discussed at some length back in January and this is 55 units. This appears to have half the size of what Paradise Village has. The ordinance isn't very clear as to the standard of what those amenities need to be. The Planning Commission and Staff felt that the amenities seem to be in scale with what we have seen other projects do.
- Jarett Waite asked if the amenities need to be finished as part of the first phase.
- Bob Nicholson said the main amenity area is shown in Phase 1. The secondary amenity area is in Phase 2. He asked the applicant to comment on the timing of those amenities.
- Austin Anderson said the pool and clubhouse will go in in Phase 1.

- Jarett Waite said he thinks that they can't get their occupancy permit unless there are a certain amount of their amenities done.
- Mayor Rosenberg said that what we want is when those first units start to close, we want to see the amenities open and available to the residents. As long as that is done early in the game and before the applicants come and ask for building permits you have the amenities open. He asked if they Council had any more questions. They replied that they didn't.

Motion to Approve the Preliminary Plat for Heritage Point Townhomes generally located on the south side of Santa Clara Drive and west of Country Lane extending to Lava Flow Drive with the two Planning Commission conditions. Wes Davis & Austin Anderson, Applicants.

Motion by Ben Shakespeare, seconded by Leina Mathis.

Voting Aye: Jarett Waite, Leina Mathis, Ben Shakespeare, Wendell Gubler and Denny Drake.

Voting Nay: None.

Motion Carried.

- Jack Taylor asked if they were going to install all the roads and infrastructure on the first Phase.
- Austin Anderson said they weren't planning on it. Just the necessary ingress and egress.

3. Discussion on Impact Fees. Presented by Brock Jacobsen, City Manager.

- Brock Jacobsen said that last week Council discussed impact fees. One of the things that came up in the last meeting was about the growth rates being different for different impact fee analysis. He said they went back and looked at the growth rate over the last little while and came to a 4% growth rate verses a 7.5% rate that was in the impact fee analysis. He said they went back to the engineers on that. Our Street Impact Fee was working roughly a 4% growth rate as is, but we had the engineers look at Parks and Public Safety Impact Fees at a 4% growth rate. By adjusting the growth rate that means we have less impact fees to be collected. If we don't make any changes to the Capital Facilities Plan the impact fee goes up. He talked about the Public Safety Impact Fee and moving it to 4% would take the residential impact fee from \$1,230.53 up to \$1,480.79. That is if we don't make any changes to the Capital Facilities Plan on what projects and infrastructure, we want to build in the next 5 years. He talked about the Parks Impact Fee and said that by taking out the proposed neighborhood parks and the BMX Track and changing the growth rate it actually dropped it just a little bit down to \$3,780. He then talked about the Streets Impact Fees. He said that since it was already working on the 4%, we did add in the road going from Clary Hills to the South Hills Adventure Park. Jack Taylor estimated about \$800,000 for the cost so adding that in there took our Street Impact Fee from \$3,400 up to \$3,700. He said that Council has had discussions about trying to adjust those impact fees. Staff would like to be where the impact fee analysis says we need to be. He said the only other way to reduce Parks would be to change that level of service. He said that in Public Safety we still need to build 11,000 sq. ft of facility to keep that level of service, but we have decided we will feel comfortable with and feel we need 8,000 sq. ft. So, there is that option of changing the level of service for Parks. Staff would love to be where there at with what the impact fee analysis says we need to build those facilities, but we are willing to take what is recommended. He said he

spoke with Brad about parks and taking the amount down to \$2,906.00. That would not keep us at the level of where we are at. He said Parks impact fees are at \$3,906.00. Public Safety is currently at \$874.00 would be going to \$1,230.53. He said that currently Streets is at \$2,155 and would be going to \$3,776.00.

- Jack Taylor said that Streets also took out the amount for the crossing up on Rachel Drive. That was about \$98,000. He said the amount for the road going up to the park is just for road base and asphalt with no curb and gutter and there were four more crossing that have to go in.
- Ben Shakespeare said that means we are overall adding about \$900.
- Brock Jacobsen said that if we raised Streets and Public Safety and Parks it would be about a \$1,200 increase. If you left Parks where it is at it would be about a \$2,200 increase.
- Ben Shakespeare said this will put us three or four times what everyone else is. He asked what the original recommendation on Street was before the amendment.
- Jack Taylor said it was \$3,497 before we added the road going up to the park.
- Mayor Rosenberg asked if Street Impact Fee study takes us to build out if we don't include the South Hills.
- Jack Taylor said he thinks so if we continue to grow like we are growing.
- Mayor Rosenberg said that means there is not going to be any future projects added into that number.
- Jack Taylor said the only thing he could think of down the road is if we added the corridor. He said that somehow, we are going to have to come up with some type of funds to help fund that someday.
- Mayor Rosenberg said that leg of the corridor is the very last leg of the northwest corridor and will be development driven. He said we wouldn't be changing the park study we would just be collecting less of the maximum recommendation. He asked what growth rate was in the Public Safety Study.
- Brock Jacobsen said he believes it was 7.5%. He said that the 4% is what we are really growing today. He said that 4% is more accurate.
- Mayor Rosenberg asked if there was outside funding with grants or other things that can help offset the Public Safety Impact Fee costs.
- Brock Jacobsen said that when it comes time to build the building or even the apparatus, we will put those on the next round of the CIB to ask for some grant funding on those to try to help with those costs. He said the Fire Department is aggressive in trying to apply for grants. They are hard to get and very competitive. We haven't been very successful in getting those large grants. But they are always trying.
- Fire Chief Hancey said they put in every year for the grants, but they are very competitive and hard to get but they will continue to apply for them.
- Mayor Rosenberg asked if Wild Lands continues to pay for equipment and apparatus.
- Chief Hancey said that currently they have been able to keep the season going and it pays for itself for the most part. It always just depends on how the season is going to be.
- Mayor Rosenberg asked if the Public Safety number has the amount for the ladder truck in it.
- Brock Jacobsen said yes and it is Santa Clara paying half of that cost and Ivins City would be paying the other half based on our agreement with them.
- Mayor Rosenberg asked Council what their thoughts are.
- Jarett Waite asked about the Parks fee.
- Brock Jacobsen said that the neighborhood parks and the BMX park were removed

from the study. Brad would really like to stay at the number he is at right now. He felt comfortable with the number he came down to and that he could still accomplish most of what is on there but pushes something out a little bit.

- Brad Hays said that dropping out the neighborhood parks and the BMX track dropped the maximum impact fee from \$4,250 to \$3,750. He said they will need to reevaluate the fees occasionally. Like we are doing tonight.

- Ben Shakespeare talked about the amount we would be adding.

- Denny Drake said that if these are the projects that have to be completed then there is no reason why we don't start with the impact fee now. It will increase Santa Clara to one of the higher impact fees in the area and may even slow the growth because of the impact fee but the people that are going to move here, the developers will still charge them that price so it will affect the consumer rather than the developer. He said that this is a necessary evil to maintain what we have to have for the growth that is going to come and the impact they are going to have. He said that for Public Safety and for Streets we ought to be getting that done and getting the money collected so that we don't have to withdraw from the General Fund and increase taxes to do it.

- Mayor Rosenberg asked if it is the same price on townhomes. What is that percentage?

- Brock Jacobsen said that on a townhome the impact fees are the same except for on Streets. It is slightly less on Streets.

- Mayor Rosenberg asked what the total impact fee is on a townhome if we increase the Public Safety and Street. He said there is that question of the large lot house being the same as a townhome.

- Brock Jacobsen said that a townhome would be \$2,152 and an apartment would have been \$2,712 before we made the changes that we have been talking about today. A townhome would have been about \$1,300 less than a single-family home. Currently Streets is the only impact fee that gives a discount to townhomes.

- Ben Shakespeare said our impact fees are high as they are, and he gets that we need the infrastructure, but do we want to add more on to the fees. He said that when a developer comes in and puts in a development, they are paying for all those roads and infrastructure that goes into their development. He said we have been too low on Street fees for a long time. He is trying to find a balance with our need. Our number right now is fairly significant.

- Brock Jacobsen said we did our comparison with other cities and we weren't the highest, but this would make us the highest. He talked about the other cities impact fees. Some cities get their funding from other places.

- Ben Shakespeare asked what the Council would feel comfortable with. He asked about the Public Safety Fee.

- Chief Hancey said they would be comfortable with the fee of \$1,230.

- Denny Drake said he agrees with Ben. He said the Parks number is kind of an optional figure and down the road Parks might get big enough development projects that they might get parks in them. He thinks we need to give Streets the maximum amount and Public Safety the \$1,230 and drop the Parks down to \$2,906 but leave the projects and try and find the money when the projects become available. If we get 200 new homes, we have enough to build the park and as it continues to grow, we can continue to build them. These infrastructure things are necessary, and we need to have them funded with impact fees and not by property tax.

- Leina Mathis said she ran the numbers. She feels comfortable with the numbers of Public Safety at \$1,230, Streets at \$3,700 and Parks at \$2,906. She said she feels more

comfortable knowing that Brad thinks he can make things work with what he has at that level.

- Drake Howell said that the most recent Park and Public Safety Capital Facilities Plans done by Sunrise Engineering show 20,300 residents as population build out. The Park Impact Fee population assumptions go up to the year 2035 at an aggressive population growth and the Public Safety goes up to 2038 and has a higher number population at the 2038 year. His question asked if this population number was based on growth rates or is it based on looking at the actual General Plan and in titled zoning areas that could be applied to an ERU.

- Brock Jacobsen said he doesn't know exactly but based on his discussion with the engineers it has to do with the zoning, where we have the zoning because we don't take into account the South Hills into our Capital Facilities Plan and it also has to do with the growth rate that we are using. He said he thinks it is a bit of a combination.

- Drake Howell said he would think that the land use zoning would be a much more secure population build out projection. He said he would like to know where that 20,300 people population is based on. Is it land use or just a percent of the growth rate? He said that if you apply the 4% growth which Staff got to, he, said he would be more comfortable with that then the growth rates that were shown in the Capital Facilities Plan and if you apply that 4% in growth rate and starting in 2019 at a number of 8,632 4% at an annual basis at year 2035 we are only at 16,168 people. Maybe the same facilities are needed at that amount of population, but it is much farther in the future and could potentially affect how much impact fees are building up to that more distant year where build out is reached.

- Mayor Rosenberg asked if his understanding is that we take the General Land Use Plan on the undeveloped areas and include the existing development areas and that comes up with a density build out and lets us come back with the ERU's based on that. That changes all the time as we go from low density to high density and things like that. The build out number establishes the projects that are needed and when the projects are needed. If we flatten that growth rate that gives more time to collect the impact fees. We have left the South Hills out on purpose in all these studies because the studies are 5-year snapshots and we don't anticipate there is going to be any growth in the South Hills over the next 5 years. It may be there is not growth in the South Hills over the next 50 years the way the BLM is working right now so we have taken those out. He asked Jack if some of the street's projects can be pushed out a little bit.

- Jack Taylor said that the ones we currently have are already behind the 8 ball. He said the only one is possibly the road that goes out to the park, but the rest of the things are happening right away.

- Mayor Rosenberg said that the road to the park and water tank is something that is going to be happening sooner because of the BLM time commitment. We need to keep that one in there is his opinion.

- Jack Taylor said that the number that we have in the Streets fee right now, we would have to average about 50 permits just to pay for the payment on the bridge.

- Mayor Rosenberg said he doesn't see a lot of pushing projects down the road in Streets. Brad says he could live with the \$2,906. Randy says he could live with the \$1,230. He said that we could live with the number we have decided for Streets.

- Wendell Gubler said he is okay with the amounts that Mayor just mentioned.

- Mayor Rosenberg asked Brock if these numbers are something he can put together for the next meeting.

- Brock Jacobsen said yes. He said there will have to be a public hearing on these numbers for Streets and Public Safety since they were redone. And then we will bring Parks back for a fee adjustment to reduce that one. He asked Matt Ence if we need to have a public hearing to reduce that impact fee. We are not changing the Capital Facilities Plan, but we are just reducing how much we are going to charge.
- Matt Ence said that if you are reducing the amount on the same Capital Facilities Plan and not adopting a new rate based on a change to the Capital Facilities Plan then you are okay not having a public hearing.
- Brock Jacobsen said that we want to physically take out the BMX Track and Neighborhood Parks 1, 2 and 3 then we would need to have the public hearing because we are changing the Capital Facilities Plan.
- Matt Ence said that would be his recommendation.
- Brock Jacobsen said we can set them all for public hearing for the first meeting in May and we can do all three of them for public hearing.
- Matt Ence said he thinks it is fine to do them all together.
- Brad Hays said that on the Parks Capital Facilities Plan the estimate on population goes to 2038 and then it drops to 3%. It starts high and then goes down ¼ of a percent each year.
- Denny Drake said he didn't know we were going to change the Capital Facilities Plan for Parks. He said he thought we were going to leave all things in place and just reduce the amount of the fee. Are we going to change the Capital Facilities Plan? If we are going to arbitrarily reduce the fee can we leave the Capital Facilities Plan alone and just reduce the fee.
- Matt Ence said yes you can. But if you are going to do anything to change the Capital Facilities Plan on which those fees are based that would require a full public hearing.
- Denny Drake said that is why we don't need to take them off the list we just need to charge the fee according to what we know and then if we can adjust it later, we can adjust it.
- Mayor Rosenberg said he thinks that we would just be changing the priority and taking those neighborhood parks and delaying them way out into the future. We won't be putting any money toward them. We won't be putting any money toward the BMX track either because the operation is different. They could stay in. At the time the study is redone those can fall off unless something changes.
- Brock Jacobsen said we will leave them all alone, so Parks won't need to have a public hearing. We will just adjust the fees at the next meeting and set public hearings for Public Safety and Streets in May.
- Mayor Rosenberg told Brock to make the effective dates on all of them the same. Make that adjustment one time.
- Brock Jacobsen said it would be 90 days after approval. We will bring them all for approval the first meeting in May.
- Ben Shakespeare asked if the Street Impact Fee is the same across the board whether it is multi-family or single-family or does it tier.
- Brock Jacobsen said he hasn't seen anything on the new plan but on the current rate a townhome is cheaper and so is an apartment. It is the same on the new one. So, the Street fee does tier. There is a commercial side to the Public Safety as well. This is the first time we have done a commercial side on Public Safety. The fee proposed was \$0.53 per sq. ft.
- Mayor Rosenberg asked if it tiered like the Street or is it a lump sum fee.

- Brock Jacobsen said it is a lump sum fee.

6. Reports:

A. Mayor / Council Reports

Ben Shakespeare:

- Nothing to report.

Leina Mathis:

- Nothing to report.

Jarett Waite:

- There has been a lot of work done on the BMX track despite the pandemic. They have poured a lot more concrete and they have the road base in. There is a lot of retention block up. It is looking good. He talked about the opening of the track being later in the year.
- He asked about the safety/filters of the electronics for the City.
- Brock Jacobsen said a person couldn't get into the City Council meeting without being added by the host. Which is why he asked before the meeting started about names. We want people to be able to see the meeting, but we need to know who they are so that we can control that a little bit but if we are totally open to the public it is hard to control. He accepted everyone into the meeting tonight after asking who they were. We ended up verifying who they were to let them in. That is one way of doing that. He asked Matt to clarify if it was all right to do it that way and it seemed to work tonight. He said we can get something out there to tell people how they can see the electronic meetings.
- Jarett Waite said that the agenda needs to be adjusted because it says the meetings are at City Hall. He also said that Heidi reached out to him about the funds that she received and asked if those funds could roll over. They won't be able to do their production until next Spring. Could a little bit of their funds be spent for some upgrades?
- Mayor Rosenberg said he doesn't have a problem rolling funds forward for an event like that. She just needs to put together a request for what she needs recognizing that she already has money in the bank to go towards it for next year's production.
- Jarett Waite asked if there are any objections for them to present an alternate plan to the Council.
- Mayor Rosenberg said that this is such a unique thing that we are going through right now and what caused her closure so he would hate to penalize the group due to this. We should be able to work a little bit with the different groups. Tuacahn is the same way. Do we just roll their amounts to the next year and maybe have the money go a little bit farther next year because we are not able to spend it right now? He asked Council how they feel, and Council responded that they are okay with just rolling over.
- Jarett Waite asked about them spending some of the money on equipment upgrades.
- Denny Drake said he thinks it should still be based on what they had originally planned. He said they shouldn't have free rein to just spend the money because they can't use it for what they planned on using it on before. The plan is still the plan and roll it over according to what they had originally planned.
- Leina Mathis said she thinks she is inclined to have the money just roll over and not use it for general business expense.

- Ben Shakespeare said he feels that same sentiment. He said that needs to come before Council on exactly what they want to spend the money on. But for now, let the funds roll until next year.
- Jarett Waite asked when the next application is due for Rap Tax funds.
- Mayor Rosenberg said that applications are due April 30.
- Brock Jacobsen said that date is correct and then they are awarded, and the checks aren't made out until July 1.

Denny Drake:

- He said he went out in the South Hills over the week and there were people shooting everywhere including AK47's and there were young kids and old people. It is a mess out there. He said he will see if he can push the Shooting Range along.
- Mayor Rosenberg said he has a meeting and he will see if he can push that a little bit too. Right now, the County is pushing that back over to the City. He said the BLM would enforce shooting out there if we started enforcing shooting. If we want to start clamping down, we can do that. It is up to us. It is within the City. He asked Chief Flowers to step up their patrol out there. If the time comes that Council wants to shut it down inside the City limits the ordinances are in place to do it.
- Denny Drake said it is something we need to be looking at before something happens. If it is inside the City, we have the liability. The BLM is allowing trails all over out there and there is shooting going on randomly everywhere.
- Matt Ence said that on the current ordinance it says that there should be no shooting within 600 ft of a structure. He doesn't think it goes beyond that.
- Mayor Rosenberg asked Matt to look at the ordinance and the Council can talk about it in an upcoming meeting.

Wendell Gubler:

- Nothing to report.

Mayor Rosenberg:

- He gave an update on the COVID-19 pandemic. He said he gets updates twice a week from the schools, the emergency preparedness, from the unemployment office, from the university, from Zion National Park, from the Health Department, from the State Legislators on what is happening. He said he is trying to forward it to Council as it comes in so they can stay on top of that. He said he receives weekly phone calls from the Governor and the Lieutenant Governor. They have dialed back all their tourism advertising and pretty well shut it down for the time being until things open up and then they will try and make a push to get tourism back after things are open and we are ready to receive them. Everyone is encouraging everyone to stay home. Everyone is taking it very seriously. He said this is really hurting Springdale and other towns that totally rely on tourism. If you have small business friends or neighbors make sure they are aware of the benefit packages that are out there for them. He said he has been forwarding that information to Kristelle and she has been putting it on the City's website and on social media. He said that yesterday they have reported no new cases of the virus and today only one in the five-county area. He said that hopefully that trend continues. They still don't have good testing going yet. They can only test if someone is showing symptoms and it takes several days to get that test back. They are working on the antibody test and there is a lot of promise in that to be able to test and see if you had it. A lot of people

could have had it and don't know it. That could help things out. We are supposed to peak on April 23 according to their model. Until the governor lifts the restrictions, we won't see any of the local government restrictions lifted. He asked Brock if from the Staff point is everyone still healthy.

- Brock Jacobsen said that the wife of an employee in the Parks Department hasn't been well and she went in and was tested but it was negative. She has all the symptoms, so the employee was asked to stay home for the next 14 days. He said that Brad is back and feeling better after his 14 days of being home. An employee with Fire and EMS was out for that time period as well.

- There is a meeting of the HPC cooperators on Friday morning. The County Commission and Mayors are concerned that the COVID-19 is stalling the Northern Parkway. They think it is being used as a stall tactic for the environmental work to be processed. He said they are getting on the phone and going through that with the BLM.

- He said that we have some issues with Jim's RV and the Phillips and that will probably be a subject for an Executive Session at some point in the future. We are trying to resolve that amicably.

- Brock Jacobsen talked about the electronic newsletter. He asked if Council has seen the newsletter and if we are ready to move away from the paper newsletter and go completely electronic starting next month.

- Mayor Rosenberg asked if Staff is going to print a few copies of the newsletter for people who don't have electronics.

- Brock Jacobsen said they can print what Kristelle puts together and have it available or we can look at doing a condensed version to print.

- Denny Drake said that this virus makes it easy to convert to the electronic newsletter.

- Mayor Rosenberg said we could put a note in the utility bill telling where it is online.

- Brock Jacobsen said that Ditzie said it has been in the last few newsletters letting them know we are going the electronic direction. She asked which way she needed to be getting things of just having Kristelle do that. He acknowledged that Council said electronically that they are good with moving forward so they will move forward with the electronic newsletter and have a few available at the City Offices.

- Jarett Waite talked about an online survey about COVID-19. They are trying to identify hotspots. He encouraged Council and all their family members to fill that out.

- Matt Ence said to be aware that they may not have a testing site set up yet in Southern Utah. His wife was randomly selected to be tested but the closest site was in Utah County. Definitely do the survey but you might not be able to get a test right away.

- Brock Jacobsen said that in regard to Swiss Days what do we want to do. It is still out there a ways and hopefully this will all be on the upswing and in recovering by September and all will be going well but we want to look at some concerns we have with what we do funding-wise for Swiss Days. We rely quite a bit on businesses and what they donate and advertise for us and we have some concern with going out right now and asking businesses in our community to sponsor and donate to Swiss Days where many businesses are struggling right now. What we have talked about scaling back Swiss Days this year to maybe a day and a half. Kicking it off on a Friday afternoon or evening and then having our normal Saturday events. Maybe doing a little bit longer on Saturday to reduce expense and cutting back. Our revenue is going to be way down. How does Council feel about scaling back and reducing expenses?

- Ben Shakespeare said he thinks just the opposite because we need to look at the future

with some normalcy and just get going. He said we have to start scheduling things and we have to have something in the future that gives hope to people. This is something that would and maybe this year we find something to cover for those businesses.

- Brock Jacobsen said that if Council is willing, we can still scale back and do the events as we have done and just scale back some of the entertainment. Maybe we supplement with a family movie in the park or that type of thing. We could reduce expenditure that way. Maybe we could take the sponsors that we had last year and not charge for that this year. This would show our support and thanks to the businesses.

- Denny Drake asked how Lanie and Brooke feel about this.

- Brock Jacobsen said this is what they have expressed. They don't feel comfortable going out and asking for sponsors. He said that is where their concern is. They are happy and want to go forward, but they just don't feel like they should ask for sponsorship.

- Denny Drake said that maybe we don't send them out to ask but we do it in the electronic email asking those who have participated if they would like to. Ask if those who would like to support Swiss Days would do so with a donation. Take it out of Brooke and Lanie's hands to ask people. There may be businesses that are doing okay that may be willing to donate.

- Ben Shakespeare said he likes the movie in the park idea. That would probably be better attended anyway. It will save some money. He thinks the 5K and the race should still happen.

- Mayor Rosenberg said we still need to have it and make it a celebration of the community. If we can have it, we need to. We can scale back some of the expenses. He suggested to Brock to bring to Council the budget with the revenue and the expenses and see what we can trim back and still put on a nice Swiss Days.

- Brock Jacobsen said he will bring it to Council on April 22 at the Council Meeting. He also talked about his meeting with a person to try and get cameras installed in the Council room. They didn't have microphones, so it wasn't working as he had thought so the question, we have is how much electronic meeting do we want. Are we good with just doing individual cameras for things? He asked for guidance on how far we want to go infrastructure-wise. He said that we want to be prepared if we ever have to go to electronic meetings again.

- Matt Ence said that part of the problem we are still going to have if we are gathering as a group and broadcasting over cameras is being over the 10-person limit. You will reach that very quickly with Council and Staff.

- Brock Jacobsen said that when we are in here and have multiple people in here, they can run some stuff through the microphones and turn the microphones off on the individual computers and those who speak would come through the speakers in Council chambers. We could get a camera that would do the whole front of the Council. He asked about security cameras and we are on a budget freeze and have held off. Does Council want to continue forward? We are looking at a significant investment in the security cameras. Do we want to move forward or put them off to the future until we see how things go and how quickly we head to recovery?

- Mayor Rosenberg said that would be a good question to have when we talk about the budget.

- Brock Jacobsen said we can look at it then. The four vendors have reached out and wondered what we are doing.

- Mayor Rosenberg directed Council to think about it and we can talk about it when we

get together to talk about the budget.

7. Approval of Claims and Minutes:

- March 11, 2020 City Council Regular Meeting Minutes
- April 1, 2020 City Council Work Meeting Minutes
- Claims through April 8, 2020

Motion to Approve the Regular City Council Meeting Minutes from March 11, 2020, the City Council Work Meeting Minutes from April 1, 2020 and claims through April 8, 2020.

Motion by Denny Drake, seconded by Ben Shakespeare.

Voting Aye: Denny Drake, Wendell Gubler, Ben Shakespeare, Jarett Waite and Leina Mathis.

Voting nay: None

Motion Carried.

8. Calendar of Events

- April 22, 2020 Regular City Council Meeting
- May 6, 2020 City Council Work Meeting
- May 13, 2020 Regular City Council Meeting

9. Executive Session: None.

10. Adjournment:

Motion to adjourn by Leina Mathis.

Seconded by Denny Drake with all members present voting aye.

Meeting Adjourned at 7:13 p.m.

Chris Shelley – City Recorder

Date Approved: _____