

Hurricane City Council Minutes – January 07, 2021

Minutes of the Hurricane City Council meeting held on January 07, 2021, in the Council Chambers at 147 North 870 West, Hurricane, Utah at 5 p.m.

Members Present: Mayor John Bramall and **Council Members:** Nanette Billings, Darin Larson, Joseph Prete, Dave Sanders and Kevin Tervort.

Also Present: City Manager Clark Fawcett, Assistant City Manager Kaden DeMille, City Attorney Fay Reber, Police Chief Lynn Excell, Power Superintendent Dave Imlay, Public Works Director Mike Vercimak, Planning Director Stephen Nelson, City Engineer Arthur LeBaron, GIS Specialist Joe Rhodes, City Recorder Cindy Beteag and Fire Chief Tom Kuhlman.

AGENDA

5:00 p.m. Pre-meeting - Discussion of Agenda Items, Department Reports

Dave Imlay reported they are putting poles up on 600 North near Peregrine Pointe.

Chief Kuhlman mentioned in 2007 they had 1100 calls. They had 4000 calls last year. They are working to stay ahead of the curve. They are looking at locations for future fire stations. Washington City is looking at purchasing a ladder truck for the Coral Canyon area.

Chief Excell stated last year was a record year for police calls and they are already at a 100 cases this year. They had an officer resigned last week that was just hired. They have changes on the horizon to support new officers. Between now and the 28th they are seeking a lateral transfer. They can't recruit from anywhere else because the cost of living right now in Southern Utah. Lateral recruits are out patrolling faster than a new hire out of the academy. The airport building is coming along. The building is now level; they did have to raise one corner six inches. It took 17 piers, thirty four feet deep, to level it. They are partnering with the Fire District and the County in storing COVID supplies there. Vaccines for COVID have started for first responders. Animal control is still holding licensing and rabies clinics. They did more training with crossing guards this week.

Arthur LeBaron said the signal poles have been installed on 2600 West. They should be operating by the 25th of January. They were able to obtain the land for the turning lanes at no cost. The annual paving contract has been advertised. The bid will be awarded at the next Council meeting. Purgatory Road was approved by the Executive Council. The City will need to talk to Washington County and Washington City about cost sharing the improvements. He hopes to have a paved 12 foot trail along Purgatory Road that goes to the Sullivan trail from the Regional Park. SR-7 around Sand Hollow Reservoir won't be open until the end of March. He has been talking to UDOT about cost sharing for Sand Hollow Road but so far he hasn't been able to find any funding. The City needs to petition the State Legislature to help with funding.

Mike Vercimak reported yesterday they had the largest JUC agenda in history since it started. He received a call from the Denver FAA office wanting to know if the City is moving forward with the planning portion of the runway lighting project. The construction won't start for a year. Council agreed to move forward with the planning for the lighting but asked Mr. Vercimak to find out if the funding could be used for something other than lighting. Helicopters are still coming and causing problems.

Stephen Nelson commented they have received a lot of comments on the draft of the General Plan update. There are a lot of people looking at the web page. A public hearing will be held next week and there will be an open house before the meeting for people to ask questions. He thinks it's appropriate

for the Planning Commissioners to wait a few weeks before they vote on the update. A Planning Commission member has resigned. Penny James Garcia will be appointed as a Commissioner.

Mike Chandler commented they will be going out for bid for the Reach 11 Pipeline. This will finalize all the replacement projects. Projects have had to be moved up on the timeline due to growth.

6:00 p.m. - Call to Order –

Pledge: Penny James Garcia

Prayer: Jody Rich

Approval of Minutes: November 19, 2020 and December 03, 2020

Joseph Prete motioned to approve the November 19, 2020 and December 03, 2020 minutes subject to a few spelling corrections. Seconded by Nanette Billings. Motion carried with Nanette Billings, Darin Larson, Joseph Prete, Dave Sanders and Kevin Tervort voting aye.

Presentation of an award to a youth for community service-Rowdy Reeve & Jody Rich

Rowdy Reeve explained they represent the Hurricane Valley Coalition. They look for someone who does things for the community without looking for recognition. This month they are recognizing Mandy Rich for all she does for the community. Her husband plays a big role in the community and with the youth. She is always taking care of everything else and supporting him.

6:15 p.m. – Public Forum – Comments From Public

Mayor Bramall introduced Penny James Garcia and recommended appointing her to the Planning Commission on the 21st.

OLD BUSINESS

1. Consideration and possible approval of an Ordinance amending Title 1, Chapter 9 Purchasing Policy-Clark Fawcett

This was brought to the Council about a year ago but was put on the back burner until the procurement process was decided. Mr. Fawcett explained the proposed changes. As long as it is something that is approved in the budget then a purchase order isn't necessary; however, larger purchases will still require one. The procedures are listed in the policy. Mr. Reber hasn't reviewed all of it yet.

Joseph Prete motioned to approve the ordinance as written subject to the city attorney reviewing it. Seconded by Darin Larson. Motion carried with Nanette Billings, Darin Larson, Joseph Prete, Dave Sanders and Kevin Tervort voting aye.

NEW BUSINESS

1. Public Hearing to take comments on the following:

- a. Proposed agricultural protection overlay request on the following parcels H-3359-A, H-3359-B, and H-3359-Containing 40 acres, located at approximately 1100 W and 2700 S

Dave Sanders motioned to go into a public hearing. Seconded by Nanette Billings. Motion carried with Nanette Billings, Darin Larson, Joseph Prete, Dave Sanders and Kevin Tervort voting aye.

No comments.

Dave Sanders motioned to go into a public hearing. Seconded by Nanette Billings. Motion carried with Nanette Billings, Darin Larson, Joseph Prete, Dave Sanders and Kevin Tervort voting aye.

2. Consideration and possible approval of an Agricultural Protection zone located at approximately 1100 W and 2700 South-Dayton Hall

Kevin Tervort motioned to approve the agricultural protection zone located at approximately 1100 W and 2700 South. Seconded by Nanette Billings. Motion carried with Nanette Billings, Darin Larson, Joseph Prete, Dave Sanders and Kevin Tervort voting aye.

3. Consideration and possible approval to waive impact and connection fees for a State Fuel Yard- Aaron Spackman

The Water Conservancy prorated what they are charging them for impact fees. Aaron Spackman explained this is a State fuel site. They are asking for the water and power fees to be waived. They will only allow government entities to fuel there. The Detention Center donated the land. The State will pay for the fire hydrant.

Nanette Billings motioned to approve to waive the impact and connection fees in the amount of \$2902 for water and \$1453.00 for power. Seconded by Joseph Prete. Motion carried with Nanette Billings, Darin Larson, Joseph Prete, Dave Sanders and Kevin Tervort voting aye.

4. Discussion on updating Title 4, Chapter 2 Nuisances-Clark Fawcett

Clark Fawcett commented he wanted to get this in front of Council for their suggestions. He wants something the Council will support on enforcement. Stephen Nelson explained the State law changed this year. A City can't charge misdemeanors only infractions for nuisances. A lot of City governments are now processing infractions through a civil system. It is an easier process and allows more flexibility. The ordinance can be worded to allow the code enforcement officer to write the citations as well as an appeal process.

Mr. Fawcett mentioned a company recently gave a presentation on enforcement for vacation rentals. He explained the company can monitor and can have a hotline to call with complaints. They can use the reviews to enforce. He asked if the Council wanted to put money towards enforcing vacation rentals. It is about \$73 per rental for this program. Chief Kuhlmann stated the Fire District may participate in helping with the cost. Council discussed the pros and cons of vacation rentals. Short term rentals cause housing prices to go up. Dave Sanders commented they need to find ways to keep people here and support emergency personnel with housing options. Nanette Billings asked if we could exclude the rentals that are in the recreational resort zone. Mr. Fawcett would like a way to encourage people to do long term rentals if they are caught renting short term. The Fire District would like to see occupancy limits enforced. Chief Excell stated he has officers going out on these daily. The 24 hour hotline would be beneficial. Joseph Prete pointed out there will be a lot of disgruntled people when they are stopped. He thinks a softer approach would be better. Council would like to pursue something to help with enforcement. Mr. Fawcett will schedule another meeting so the Council can see what they are proposing.

5. Discussion regarding the **process of recording new and amended ordinances**-Joseph Prete

Joseph Prete commented some ordinances are sitting for a long time before they are codified. It makes it hard for citizens and employees to know what the current code is. Kaden DeMille stated we can look at other options but it could be more of a cost. Stephen Nelson mentioned he has worked with other programs and he feels there are better options. Cindy Beteag explained the process after the Council approves an ordinance. Council supports looking at other options.

6. *Mayor and Council reports*

Mayor Bramall	Airport, Administration, Police, Animal Control, School Crossing Guards, Victim Services, Public Works, Engineering -
Nanette Billings	Parks & Cemetery, Appeals Board, Airport, Historical Preservation, Solid Waste District and Youth Council -
Darin Larson	Planning Commission, Economic Development, Planning Department, Power and Swimming Pool -
Joseph Prete	Court, Water, Recreation, Tree Board and Beautification Committee -
Dave Sanders	Emergency Management, Streets & Drainage, Prosecutor’s Office, Code Enforcement and Building and Inspections -
Kevin Tervort	Ash Creek Special Service District, Golf Course, Industrial Park, Mosquito Abatement, Fire District -
Clark Fawcett	City Administration -

Closed Session Kevin Tervort motioned to move into a closed session. Seconded by Dave Sanders. Motion carried with Nanette Billings, Darin Larson, Joseph Prete, Dave Sanders and Kevin Tervort voting aye.

Adjournment: 7:50 p.m.