

**MOAB CITY COUNCIL MINUTES
REGULAR MEETING
JUNE 13, 2017**

Regular Meeting & Attendance: The Moab City Council held its Regular Meeting on the above date in the Council Chambers at the Moab City Center, located at 217 East Center Street, Moab, Utah. A recording of the meeting is archived at <http://www.utah.gov/pmn/index.html>.

Employment Interview: At 5:30 PM Mayor David Sakrison called to order an employment interview between the Governing Body and candidate James Winder for the Appointed Position of Police Chief. In attendance were Councilmembers Rani Derasary, Heila Ershadi, Tawny Knuteson-Boyd, Kyle Bailey and Kalen Jones. Four media representatives were present and twenty persons were in the audience, including several members of the Moab Police Department staff. Winder spoke of his experience as Salt Lake County Sheriff. Councilmember Derasary asked Winder about his top priorities as Moab Police Chief and he mentioned the recent concerns surrounding the police department and the impact of the transient tourist population on Moab's police force. He stated he would focus on addressing resources that are impacted by full-time tourist numbers, staffing levels, and call volume. Councilmember Bailey asked about Winder's approach to school resource officers and he stated he has a long history of this concept with Salt Lake County, and he mentioned pursuing a revenue-sharing solution between the school district, Grand County Sheriff's office, and Moab City.

Councilmember Jones asked about the reasons Winder was relinquishing his position in Salt Lake County, and Winder outlined his major concerns, which included underfunded jails, restrictions on incarceration, and consequences of the homelessness issues Salt Lake County faces. Councilmember Knuteson-Boyd asked about community policing and Winder summarized his experience with Community-Oriented Policing (COP). Councilmember Ershadi asked about his experience with citizen oversight boards and he clarified that he supports a citizen advisory board rather than an oversight board, stressing the difference between review and recommendations at a public policy level rather than oversight of specific incidents that require professional knowledge to review. Councilmember Knuteson-Boyd clarified her understanding that he supported citizen recommendations, not determinations. Councilmember Ershadi asked about Winder's major career accomplishments, which he cited as development of unified policing across jurisdictional boundaries, and improved treatment of inmates. More discussion surrounded a review of current Moab policing policy, the adequacy of staffing levels, mentoring young officers, building trust in the community, and recruitment and retention of new officers. Councilmember Derasary asked about his views on immigration enforcement, traffic problems, and Moab's diverse population. Mayor Sakrison noted he was pleased with Winder's connections with law enforcement agencies up-state.

Pre-Council Workshop: Mayor Sakrison called the City Council Meeting Workshop to order at 6:30 PM. In attendance were Councilmembers Rani Derasary, Heila Ershadi, Tawny Knuteson-Boyd, Kyle Bailey and Kalen Jones. Also in attendance were City Recorder/Assistant City Manager Rachel Stenta, Public Works Director Pat Dean, City Treasurer Jennie Ross, Interim City Engineer Eric Johanson, Planning Director Jeff Reinhart, Recorder Assistant Eve Tallman, and Assistant City Engineer Mark Jolissaint.

The Workshop consisted of a review of agenda items, including item 9-8 (at 55:00 on the recording)

regarding the Planning Hearing Review Officer, which City Recorder/Assistant City Manager Stenta advised could be revised for a second reading, and items 9-9 and 9-10 **(at 56:00 on the recording)** regarding a draft agreement with Rocky Mountain Power. Councilmember Derasary suggested the draft could be passed on to the new Sustainability Director to negotiate. There was also discussion about timeframe, a need for careful review, and associated costs. Mayor Sakrison suggested tabling both items and Councilmembers Jones and Derasary stated they were fine to pass the resolution in opposition to the rooftop solar net-metering rate change proposed by Rocky Mountain Power.

Regular Meeting Called to Order:

(1:09 on recording)

Mayor Sakrison called the Regular City Council Meeting to order at 6:56 PM and led the Pledge of Allegiance. Twenty-one members of the public and two media representatives were present.

Approval of Minutes: Councilmember Ershadi moved to approve the minutes of the May 23 and May 30, 2017 meetings with one correction. Councilmember Jones seconded the motion. The motion carried 5-0 aye, with Councilmembers Bailey, Ershadi, Jones, Derasary and Knuteson-Boyd voting aye.

Citizens to be Heard: The following Citizen was heard: Charlotte Mates supported the confirmation of Jim Winder as Police Chief. She stated she had worked with Winder in Salt Lake City on homelessness issues and welcomed Winder and his family to the community.

Mayoral Proclamation: Mayor Sakrison proclaimed July 1 to 7, 2017 as Independents Week in Moab. The proclamation noted the value that independent businesses bring to the community.

New Business Item--Appointment of the Chief of Police: Mayor Sakrison re-ordered the agenda and Councilmember Bailey moved to confirm the Mayoral Appointment of James Winder, a Statutory Appointee as Chief of Police. Councilmember Jones seconded the motion. The motion passed 5-0 with Councilmembers Bailey, Jones, Knuteson-Boyd, Ershadi, and Derasary voting aye.

Presentation: Geologist Emily Kleber of the Utah Geological Survey made a presentation regarding Geological Hazard Mapping. She outlined various types of hazards of geology and soil, including radon risks, rockfall, landslides, faults, unstable soils, and more. Her team is preparing a complete report for the City that will include overlay maps of the Moab Valley and the various risk zones that are intended to assist with planning and development in the City. Staff voiced support for locating the overlay maps on the City's website when they are finalized.

Public Hearing: At 7:34 PM, Mayor Sakrison opened a public hearing for input on Proposed Ordinance #2017-24--an Ordinance Adopting the City of Moab Pay Plan Schedule and Adopting the Exempt and Elected Officials Salaries for Fiscal Year 2017-2018. There were no comments and he closed the hearing at 7:43 PM.

Special Events/Vendors/Beer Licenses:

(1:49 on recording)

Amplified Music Events -- Approved

Motion and Vote: Councilmember Jones moved to approve licenses and permits with conditions for a Request by the Moab Arts and Recreation Center for an **Amplified Music Event at Lions Park on July 4,**

2017, and a Request by Tressa Renn and Jordan Bryant for an **Amplified Music Event at Old City Park on September 23, 2017**. Councilmember Ershadi seconded the motion. The motion passed 5-0 with Councilmembers Bailey, Jones, Knuteson-Boyd, Ershadi, and Derasary voting aye.

Neighborhood Street Vendor License for Meccas Sweet Treats – Approved

Motion and Vote: Councilmember Jones moved to approve a Residential Neighborhood Street Vendor License for Mecca Flores, doing business as Meccas Sweet Treats to Conduct Sales of Pre-packaged ice cream treats for a term of June 14 to September 30, 2017. Councilmember Knuteson-Boyd seconded the motion. The motion carried 5-0 aye, with Councilmembers Bailey, Ershadi, Jones, Derasary and Knuteson-Boyd voting aye.

Phantom Fireworks Private Property Vendor License – Approved

Motion and Vote: Councilmember Derasary moved to approve a Private Property Vendor License for Phantom Fireworks Eastern Region, LLC, Located at 817 South Main Street for a term of June 15 to August 1, 2017 with conditions. Councilmember Jones seconded the motion. Vendor Kevin Barnett spoke briefly about firework safety education and non-flammable sparklers. The motion passed 5-0 with Councilmembers Bailey, Jones, Knuteson-Boyd, Ershadi, and Derasary voting aye.

Consent Agenda: -- Approved

Motion: Councilmember Jones moved to approve the Consent Agenda. Councilmember Knuteson-Boyd seconded the motion. Consent items included the following:

- 1) Approval of a Task Order with **Hansen, Allen & Luce (HAL) Engineers** for Design Services for Pre-Project Planning Services for improving 100 South Street from Main Street to 200 East Street with a Fee not to Exceed \$27,900.
- 2) Approval of a Task Order with **Hansen, Allen & Luce (HAL) Engineers** for Development Review Services with a Fee not to Exceed \$50,000.
- 3) Request to Set a Public Hearing Date for **Proposed Culinary Water Rate Changes** on June 27, 2017 at the 7:00 PM City Council Meeting.
- 4) Request to Set a Public Hearing Date for **Proposed Sewer Rate Changes** Based on a “Cost-of-Service” Approach on June 27, 2017 at the 7:00 PM City Council Meeting.
- 5) Request to Send Proposed Resolution #40-2017 – A Resolution Amending the **Fiscal Year 2016-2017 Budget** to Public Hearing at the 7:00 PM City Council Meeting.

Vote: The motion passed 5-0 with Councilmembers Bailey, Jones, Knuteson-Boyd, Ershadi, and Derasary voting aye.

Mill Creek Drive Entrance to Future Utah State University Campus -- Tabled

Motion and Vote: Councilmember Knuteson-Boyd moved to table an item from the Consent Agenda, which considered approval of a Purchasing Exception of a Task Order with **Kimley-Horn Associates** for design services for Mill Creek Drive entrance to the proposed Utah State University Campus with a fee amount not to exceed \$48,500. Councilmember Bailey seconded the motion. The motion passed 5-0 with Councilmembers Bailey, Jones, Knuteson-Boyd, Ershadi, and Derasary voting aye.

Old Business:

City of Moab Pay Plan Schedule – Approved

Motion and Vote: Councilmember Derasary moved to approve Proposed Ordinance #2017-24 – An Ordinance Adopting the City of Moab Pay Plan Schedule and Adopting the Exempt and Elected Officials Salaries for Fiscal Year 2017-2018. Councilmember Knuteson-Boyd seconded the motion. The motion passed 5-0 with Councilmembers Bailey, Jones, Knuteson-Boyd, Ershadi, and Derasary voting aye.

New Business:

(1:58 on recording)

Water Line Easement – Approved

Motion and Vote: Councilmember Derasary moved to approve a Water Line Easement Purchase Agreement with Dave Bierschied. Councilmember Jones seconded the motion. The motion passed 5-0 with Councilmembers Bailey, Jones, Knuteson-Boyd, Ershadi, and Derasary voting aye.

Prohibiting Living Quarters in Accessory Buildings and Building Area Requirements – Approved

Motion and Vote: Councilmember Derasary moved to approve Proposed Ordinance #2017-19 – An Ordinance to Amend Moab Municipal Code Chapter 17.090.060, Accessory Building – Area, and 17.09.070, Accessory Building – Prohibiting Living Quarters. Councilmember Knuteson-Boyd seconded the motion. The motion passed 5-0 with Councilmembers Bailey, Jones, Knuteson-Boyd, Ershadi, and Derasary voting aye.

Code Amendments regarding Carports in Side Setback Area – Approved (2:02 on recording)

Motion and Vote: Councilmember Derasary moved to approve Proposed Ordinance #2017-20 – An Ordinance to Amend Moab Municipal Code Chapter 17.09.680, Conditional Use – Carports Located within the Site (Side) Setback Area of Primary Dwellings. Councilmember Knuteson-Boyd seconded the motion. The motion passed 5-0 with Councilmembers Bailey, Jones, Knuteson-Boyd, Ershadi, and Derasary voting aye.

Self-Storage Warehouses - Tabled

Motion and Vote: Councilmember Knuteson-Boyd moved to approve Proposed Ordinance #2017-21 – An Ordinance Amending Moab Municipal Code Chapters 17.36.020, I-1, Industrial Zone; 17.27.020 C-4, General Commercial Zone; And 17.09.531(14), to Remove the Use of Self-Storage Warehouses from Conditional Uses and Permitting them in the C-4 and I-1 with Standards. Councilmember Derasary seconded the motion. After discussion, Councilmember Jones moved to table the motion and remand the matter to the Planning Commission for further consideration. Councilmember Ershadi seconded the motion to table. The motion to table passed 5-0 with Councilmembers Bailey, Jones, Knuteson-Boyd, Ershadi, and Derasary voting aye.

Area Requirements of Flag-shaped Lots - Approved

Motion and Vote: Councilmember Jones moved to approve Proposed Ordinance #2017-22 – An Ordinance to Amend Chapter 17.06.020 of the Moab Municipal Code by Repealing a Portion of the Definition of Flag-Shaped or Panhandle-Shaped Lots. Councilmember Ershadi seconded the motion. The motion passed 5-0 with Councilmembers Bailey, Jones, Knuteson-Boyd, Ershadi, and Derasary voting aye.

Land Use Code Appeals – Tabled

Motion and Vote: Councilmember Bailey moved to table approval of Proposed Ordinance #2017-23 – An Ordinance to Amend Chapter 17.72 of the Moab Municipal Code to Authorize a Hearing Officer to

Decide Land Use Code Appeals and Modifying Various Appeal Procedures. Councilmember Derasary seconded the motion. The motion passed 5-0 with Councilmembers Bailey, Jones, Knuteson-Boyd, Ershadi, and Derasary voting aye.

Net-metering Resolution – Approved

Motion and Vote: Councilmember Jones moved to approve Proposed Resolution #41-2017 – A Resolution Regarding Sustainability. Councilmember Derasary seconded the motion. The motion passed 5-0 with Councilmembers Bailey, Jones, Knuteson-Boyd, Ershadi, and Derasary voting aye.

Clean Energy Cooperation Statement – Tabled

Motion and Vote: Councilmember Bailey moved to table approval of a Joint Clean Energy Cooperation Statement between the City of Moab and Rocky Mountain Power. Councilmember Jones seconded the motion. The motion to table passed 5-0 with Councilmembers Bailey, Jones, Knuteson-Boyd, Ershadi, and Derasary voting aye.

Mayor and Council Reports:

(2:13 on recording)

Councilmember Bailey noted his appreciation of the work the Mayor has done on behalf of the City. Councilmember Knuteson-Boyd reported on her attendance at a pre-disaster mitigation planning workshop.

Councilmember Derasary stated she attended a housing task force meeting where priorities were discussed. She also noted her attendance at the Canyonlands Health Care Special Services District meeting and brought up the proposed zone change for the senior housing project near the hospital. She also outlined the results of a Trail Mix meeting she attended, where Powerhouse Lane traffic issues were discussed. She noted that the City's forthcoming transportation plan could address issues at Powerhouse. Councilmember Derasary also mentioned the need for alternate venues for a single-track bicycle races due to wet conditions and concerns about street congestion on 100 West during the Arts Festival.

Mayor Sakrison also mentioned the Powerhouse traffic concerns and he noted he had met the new Utah State University-Moab Director, Lianna Etchberger.

Councilmember Bailey mentioned he had attended the first meeting of the Moab Water Conservation and Drought Management Advisory Board.

City Recorder/Assistant City Manager Stenta reported that there were four candidates for Mayor after one candidate dropped out of the race, and there were five candidates for City Council. She added that all City voters, with both active and inactive voter registrations, would have postcards sent to them in the coming weeks to explain the Vote By Mail process. Stenta noted that a directive from the Lieutenant Governor's office mandated that the City Election would be combined with a County-run election to fill the vacant seat held by Congressman Chaffetz, and would therefore be administered by the County Clerk. Stenta explained that there would be no in-person voting at City Center, but there would be a ballot drop box in both the City Center and the County Courthouse. She reported that she had met with representatives of the local League of Women Voters to discuss concerns the group has regarding election matters. She announced a City candidate orientation meeting to be held on June 20.

Approval of Bills Against the City of Moab: Councilmember Derasary moved to pay the bills against the City of Moab in the amount of \$429,434.54. Councilmember Bailey seconded the motion. The motion carried 5-0 aye, with Councilmembers Bailey, Ershadi, Jones, Derasary and Knuteson-Boyd voting aye.

Adjournment: Councilmember Ershadi moved to adjourn the meeting. Councilmember Knuteson-Boyd seconded the motion. The motion passed 5-0 with Councilmembers Bailey, Jones, Knuteson-Boyd, Ershadi, and Derasary voting aye. Mayor Sakrison adjourned the meeting at 8:14 PM.

APPROVED: _____ ATTEST: _____
David L. Sakrison, Mayor Rachel E. Stenta, City Recorder