

**MOAB CITY COUNCIL MINUTES
REGULAR CITY COUNCIL MEETING
SEPTEMBER 25, 2018**

Call to Order and 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/pmnl/index.html>. In attendance were Mayor Emily Niehaus, Councilmembers Kalen Jones, Rani Derasary, Mike Duncan, Tawny Knuteson-Boyd and Karen Guzman-Newton. Also in attendance were City Manager David Everitt, Recorder/Assistant City Manager Rachel Stenta, City Attorney Chris McAnany, Communications Director Lisa Church, Deputy Treasurer Chantel Lindsay, Public Works Director Pat Dean, Assistant City Manager Joel Linares, City Engineer Chuck Williams and Sustainability Director Rosemarie Russo.

Workshop: Mayor Niehaus called the workshop to order at 6:00 PM. The workshop began with a review of the Administrative Work Plan. City Manager Everitt presented a six-month update on the Plan which he explained was adopted early in the year. Housing issues were the first area Everitt outlined in his presentation, including progress on the Affordable Housing Plan, assured housing analysis and updates to the Land Use Code as well as other areas of the Code. He also mentioned the City's recently-proposed affordable housing development and concluded with a mention of incentives for affordable development that are being considered.

Everitt described specific progress in other areas of the work plan, including water resource protection, quality of life and cross-jurisdictional initiatives taken on by Rosemarie Russo, and support for the development of the new Utah State University (USU) campus. Land Use and Infrastructure Planning and Development topics were mentioned, and Mayor Niehaus asked about a sidewalk inventory and policy review. It was suggested to include the topic January revision of the work plan in the context of transportation planning. Fleet management was touched on, as well as administrative and personnel goals, including succession planning and upgrading the performance evaluation process and the ongoing work to revise personnel policies. Everitt announced the wellness plan is in place and noted the Arts and Recreation goals were on hold during a staffing gap and concluded with a brief mention of progress in the public safety department, highlighted by increased staffing.

The workshop continued with a briefing from Maddy Fisk from Seekhaven and Diana Core from the Police Department on the Lethality Assessment Program. Core outlined the protocols and Fisk explained the benefits and effectiveness of the program. The presenters answered questions about comparative statistics and seasonal escalations in incidents and tourist impacts.

Regular Meeting:

Mayor Niehaus called the Regular City Council Meeting to order at 7:00 PM and led the Pledge of Allegiance. Thirty-two members of the public and media were present.

Approval of Minutes: Councilmember Derasary moved to approve the minutes of the September 10 and 17, 2018 meetings with one correction. Councilmember Guzman-Newton seconded the motion. The motion passed 5-0 aye with Councilmembers Jones, Derasary, Knuteson-Boyd, Guzman-Newton and Duncan voting aye.

Mayor and Council Reports: Mayor Niehaus reported on a meeting of the Utah League of Cities and Towns (ULCT) where she was nominated to be on the Board. At the meeting, she learned of a vision process for the Council. Council discussed timing of such a vision workshop.

The Mayor also mentioned her participation on a panel of Utah mayors where she discussed Moab's net-zero energy goals, and then traveled to Washington DC to meet with female mayors from across the United States, including six mayors from Utah.

Councilmember Derasary also reported on the ULCT meeting. She noted her attendance at the League of Women Voters' candidate forum and she mentioned a meeting of the Emergency Medical Services district to approve their budget and discuss future funding.

Councilmember Duncan reported on the Moab Area Watershed Partnership (MAWP) and he mentioned vandalism to a sewer line.

Councilmember Knuteson-Boyd mentioned the ULCT meeting and reported on the progress of the Museum with efforts to pack and store the exhibits in preparation of a remodeling project. She reported on a benefit dinner for the fire victims, which she attended.

Councilmember Guzman-Newton reported on a transit authority meeting and a reminder about a letter of support regarding rail service. She also mentioned a workshop meeting she attended for the school board and outlined upcoming projects and concerns of the school district. She described the MAWP meeting she attended as well as sessions at the ULCT conference.

Councilmember Jones reported on his attendance at the United States Forest Service (USFS) meeting in Price. He also noted progress regarding the Dark Skies ordinance. He concluded with a report on the Solid Waste district budget and recycling.

Administrative Report: City Engineer Williams and Communications Director Church reported on the progress of the 100 West project, including outreach efforts to the residents in that part of the community. Williams brought up back-in angled parking which is designed into the project and mentioned the Council had about two months to reach a directive regarding this change to parking. City Manager Everitt added this form of parking is statistically safer than other parking layouts. Councilmember Guzman-Newton asked about the bike lanes. Councilmember Jones asked for notifications via text regarding City projects.

Citizens to be Heard:

Sara Melnicoff talked about the Request for Proposals (RFP) for trash and recycling. She stated she was not in favor of the single-stream method for recycling and gave references in favor of dual-stream recycling. She mentioned there is potential for nearby communities to join in the recycling program. She cited data to support a move away from single-stream methodologies.

Presentation:

Students of the Month: Mayor Niehaus awarded the Mayor's Student of the Month Awards for September 2018 to Addison Oldroyd for Helen M. Knight Elementary and Efrain Santana for Moab Charter School. Mayor Niehaus acknowledged the September sponsors, Business Resolutions and Mad Moose Events.

***Special Events/Vendors/Beer Licenses:
Moab Folk Festival—Approved***

Motion and Vote: Councilmember Jones moved to approve an alcohol permit and local consent for the Moab Folk Festival at the Center Street Ballfields from November 3 to 4, 2018. Councilmember Knuteson-Boyd seconded the motion. The motion carried 5-0 aye, with Councilmembers Derasary, Jones, Knuteson-Boyd, Duncan and Guzman-Newton voting aye.

Home and Hope Taste of Moab—Approved

Motion and Vote: Councilmember Knuteson-Boyd moved to approve a retail beer license, local consent and fee waiver not to exceed \$200 for Home and Hope Taste of Moab at the Grand Center on October 27, 2018. Councilmember Jones seconded the motion. Councilmember Derasary asked about proceeds staying in the local community and the applicant explained the several uses for the proceeds. The motion carried 5-0 aye, with Councilmembers Derasary, Jones, Knuteson-Boyd, Duncan and Guzman-Newton voting aye.

All Good Superfresh—Approved

Motion and Vote: Councilmember Jones moved to approve a Private Property Vendor License for Lauren Flores doing business as All Good Superfresh located at 301 South Main Street from September 26 to December 31, 2018. Councilmember Guzman-Newton seconded the motion. The motion carried 5-0 aye, with Councilmembers Derasary, Jones, Knuteson-Boyd, Duncan and Guzman-Newton voting aye.

Maverick Inc. #238 and #341—Approved

Motion and Vote: Councilmember Derasary moved to grant Local Consent for Off-Premise Beer Retailer Licenses to Maverik Inc. #238 located at 435 North Main Street and Maverik Inc. #341 located at 985 South Highway 191. Councilmember Jones seconded the motion. Councilmember Duncan brought up the proximity of the North Maverick to the northbound Highway out of town, and it was explained the enterprise had carried an alcohol sales license for some time. The motion carried 5-0 aye, with Councilmembers Derasary, Jones, Knuteson-Boyd, Duncan and Guzman-Newton voting aye.

Old Business:

(1:48 on recording)

Community Reinvestment Agency (CRA)—Approved

Discussion: City Manager Everitt briefly recapped the proposed agreement. Councilmembers raised questions about the proposal. City Attorney McAnany and City Manager Everitt explained the constraints and zoning authority for the area, City control of how funds are used and prioritization of projects. Everitt also clarified that the CRA would dictate how the School and Institutional Trust Lands Administration (SITLA) may develop their portion of the CRA area. It was mentioned that the school district had not yet adopted a document to support the CRA. More discussion ensued regarding the local economic factors and the Mayor's and Council's discretion regarding projects.

Motion and Vote: Councilmember Jones moved to approve **Resolution #43-2018** – an Interlocal Agreement with Grand County Community Reinvestment Agency to Conduct Project Area Development Projects. Councilmember Knuteson-Boyd seconded the motion. Edits were made to the document as discussed by Council. The motion passed 5-0 aye with Councilmembers Jones, Derasary, Knuteson-Boyd, Guzman-Newton and Duncan voting aye.

Business Licensing, Street Performers Code Titles 4 and 5—Approved

Discussion: City Manager Everitt described the progress on the code revisions. He explained a correction about inspections. Councilmember Derasary brought up some questions and clarifications regarding special events and terminology.

Motion and Vote: Councilmember Jones moved to approve **Ordinance #2018-15** – Modifying Business Licensing, Special Event and Street Performer Permitting, Processes and Requirements, deleting section 5.20.500 regarding inspection of premises. Councilmember Guzman-Newton seconded the motion. The motion passed 5-0 aye with Councilmembers Jones, Derasary, Knuteson-Boyd, Guzman-Newton and Duncan voting aye.

New Business:

(2:33 on recording)

Solid Waste Hauling Contract Request for Proposals (RFP)—Discussion

Sustainability Director Russo presented the current solid waste and recycling situation in Moab and explained the difficulty of operating recycling programs in isolated communities located far from processing centers. Russo brought up the need for an educational program, especially for tourists. She explained the differences between single-stream and dual-stream recycling programs, and touched on the global recycling markets and environmental impacts. She brought up options including mandatory recycling and banning cardboard from trash, and recycling concrete. Councilmembers discussed residents who deliver their own recycling to the facility and would potentially disagree with mandatory curbside service. Councilmember Knuteson-Boyd asked if the service would be viable or if the recycling piece of the RFP would be considered a loss to the vendor. City Manager Everitt explained mandatory recycling fees could offset the cost of processing the materials. Councilmember Derasary asked about the RFP period, evaluation parameters and “bag and tag” practices. It was clarified that 80 percent of County residents participate in the non-mandatory solid waste pickup service. Mandatory County participation was discussed. Councilmember Jones asked about tracking diversions and rejections.

Budget Amendment—Scheduling of Public Hearing (3:18 on recording)

Motion and Vote: Councilmember Jones moved to set a Public Hearing Date for **Resolution #46-2018** – Amending the Annual Budget for Fiscal Year 2018-2019 for October 9, 2018. Councilmember Knuteson-Boyd seconded the motion. The motion passed 5-0 aye with Councilmembers Jones, Derasary, Knuteson-Boyd, Guzman-Newton and Duncan voting aye.

Approval of Bills:

Councilmember Guzman-Newton moved to approve payment of bills against the City of Moab in the amount of \$756,797.86. Councilmember Jones seconded the motion. The motion passed 5-0 aye with Councilmembers Jones, Derasary, Knuteson-Boyd, Guzman-Newton and Duncan voting aye.

Executive Closed Session:

Motion and Vote: At 9:32 PM, Councilmember Derasary moved to enter an Executive Session to Discuss Pending or Reasonably Imminent Litigation and to Discuss the Character, Professional Competence, or Physical or Mental Health of an Individual. Councilmember Jones seconded the motion. The motion passed 5-0 aye with Councilmembers Jones, Derasary, Knuteson-Boyd, Guzman-Newton and Duncan voting aye.

At 11:28 PM, Councilmember Guzman-Newton moved to close the Executive Closed Session. Councilmember Jones seconded the motion. The motion passed 5-0 aye with Councilmembers Jones, Derasary, Knuteson-Boyd, Guzman-Newton and Duncan voting aye.

Adjournment: Councilmember Guzman-Newton moved to adjourn the meeting. Councilmember Knuteson-Boyd seconded the motion. The motion passed 5-0 aye with Councilmembers Jones, Derasary, Knuteson-Boyd, Guzman-Newton and Duncan voting aye. Mayor Niehaus adjourned the meeting at 11:28 PM.

APPROVED: _____
Emily S. Niehaus, Mayor

ATTEST: _____
Rachel E. Stenta, City Recorder