IVINS
CITY COUNCIL
MINUTES
June 6, 2024

1) WELCOME AND CALL TO ORDER

MAYOR AND COUNCIL: The meeting was called to order at 5:30 p.m. and announced there was a quorum present.
All present included Mayor Hart, Council Member Scott, Council Member Smith, Council Member Barton, Council Member Gillespie, and Council Member Anderson.
STAFF: City Manager Dale Coulam, City Attorney Bryan Pack, City Recorder Kari D. Jimenez, Director of Finance Cade Visser, and Building and Zoning Administrator Mike Haycock.
EXCUSED: None.

A. Acknowledgement of Quorum

Mayor Hart acknowledged there was a quorum present. All Council Members were in attendance.

B. Flag Salute

Council Member Smith led the Flag Salute

C. Invocation

Council Member Smith gave the Invocation

D. Disclosures

Council Member Smith referred to agenda item 5)B regarding the appointment to the Arts Commission and disclosed that one of the recommended appointments is a Tuacahn employee. There were no other disclosures or conflicts of interest.
Council Member Gillespie commented that today was the 80th anniversary of D-Day at Normandy and wanted to recognize the people who served and quoted a portion of the D-Day Prayer that was given on June 6, 1944.

2) REPORTS, PRESENTATIONS AND APPOINTMENTS

A. Department Reports: Parks and Recreation and Public Safety

Marc Christensen reported that he started in this position a few days ago. He referred to the electronic report that was prepared by Parks and Rec employees Joseph Rawlinson and Sarah Nash. A copy of the report is available as an attachment to this agenda. He reported that there was a youth summer tennis camp held this week. There will be a teen summer foam blast on July 10th at UNITY Park, flag football registration is currently open, Movies in the Park will begin in August, baseball is wrapping up next week and Heritage Days will be held on September 6th and 7th.
Police Chief Studley thanked Council Member Gillespie for the D-Day tribute. He referred to the electronic report, a copy of which is available as an attachment to this agenda. He reported that Sgt. Nick Tobler received the Officer of the Year award and Police Chief Bob Flowers retired. The department held its monthly training. Officer Jessop completed the last phase of the Drug Recognition Expert training and Detective Ray completed a course in license plate readers and attended a Human trafficking training. Several employees assisted with traffic control for the Ironman event. K9 Copper performed a demonstration for an Ivins youth church group where they were able to meet Copper and ask questions about how K9 teams operate. **Mayor Hart** inquired if the City has an agreement with the County for use of the County shooting range. **Chief Studley** indicated that the City does. They are working on updating the agreement

and it is in the process of being reviewed. **Council Member Scott** inquired if the City will be replacing Chief Studley and other positions. **Dale Coulam** stated that there will be upward movement within the Public Safety department.

Chief Parker commented that his last day with the Santa Clara Ivins Fire Department will be June 12th. He is moving back to California to attend to family. The Mayor and City Council thanked him for his service. **Chief Parker** reported that crew provided fire safety education and a tour of the apparatus at Santa Clara Elementary, as well as the annual end-of-school year water event for kids at Santa Clara Elementary, Vista School and Red Mountain Elementary. The monthly County Fire Chiefs meeting was held in Hurricane where they discussed the 8000mhz radio alerting system. All resources are in full service as it relates to the fire stations and vehicles, SCI Fire provided standby support for the Ironman event, Administration met with Gold Cross Services and conducted a high-angle rope rescue at Black Desert Resort to simulate the rescue of construction personnel and those commonly encountered in the wilderness environment. SCI Fire is preparing to hire three personnel to back-fill existing positions so that they will be fully staffed with 15 shift firefighters and 9 reserve personnel as of July 1st.

B. Report regarding Victims of Crime Act - VOCA

SCIPD Victim Services Coordinator **Tanya Wamboldt** reported that they have an intern through the summer who is assisting her with locating resources for victims of domestic and sexual violence. They attend court with the victims or on behalf of the victims. In the year 2023, they assisted 261 people in the Santa Clara Ivins jurisdiction and so far in 2024 they have assisted 188 individuals. The **Mayor and City Council** thanked them for what they do.

C. Planning Commission Report

Mike Haycock reported that the Planning Commission held a Public Hearing and made a recommendation on amending Ivins City Code regarding Administrative Interpretations which will proceed to the City Council for a Public Hearing. The Planning Commission also discussed accessory dwelling units and lot coverage, as well as Resort Commercial and Resort Mixed Use.

3) CITIZEN COMMENT & REQUEST FOR FUTURE AGENDA ITEMS - None

4) PUBLIC HEARING AND ACTION ITEMS - NONE

5) DISCUSSION AND POTENTIAL ACTION ITEMS

A. Arts Commission report

Daphne Schroth provided a written report and reported on the top 10 things that the Arts Commission has done or is doing. A copy of the report is available as an attachment to this agenda. **Council Member Smith** commented that whatever Tuacahn can do to promote the RAP tax, they are happy to do. **Daphne Schroth** reported that the Arts Commission received six (6) applications to fill two (2) vacancies on the Commission.

B. *Discuss and consider approval of Resolution No. 2024-10R, a Resolution of Ivins City, Utah, appointing, re-appointing and confirming the term expirations for Arts Commission Members

Tamra Switzer and Michael Howey were present. Ms. Switzer works for Tuacahn and has a background in theater and art. Michael Howey has been an artist his entire life. He was a Creative Director in Chicago and has a degree in Sculpture and Ceramics. **Bryan Pack** clarified that he formalized all of the appointments and terms in the Resolution.

MOTION: Council Member Gillespie moved to approve Resolution No. 2024-10R, a Resolution of Ivins City, Utah, appointing, re-appointing and confirming the term expirations for Arts Commission Members

SECOND: Council Member Anderson

VOTE: The motion carried unanimously.

Council Member Scott	AYE
Council Member Smith	AYE
Council Member Barton	AYE
Council Member Gillespie	AYE
Council Member Anderson	AYE

Roll call vote. All Council Members were present and voted in favor.

C. Presentation and discussion regarding Ivins Night Sky

Kai Reed, representing Ivins Night Sky, proposed to the City Council the creation of a lighting overlay district to secure an International Dark-Sky designation for the Kayenta area. Originally aiming for a city-wide designation, the focus shifted to Kayenta after a 2019 suggestion by former City Council Member Dennis Mehr. The proposal involves modifying the existing West Cliffs lighting zone boundaries to include the Kayenta community and surrounding properties owned by Terry and Matt Marten, who support the proposal. The proposed zone excludes already developed subdivisions and properties that opted out. If the City approves the new boundaries, Ivins Night Sky would submit a pre-application to the International Dark-Sky Association (IDA) and, upon approval, would work with the Planning Commission to make necessary ordinance modifications. These changes will only affect the new overlay zone and not the rest of the city. The process, expected to take 1-2 years, includes going through the Planning Commission, the public comment process as well as going through the process before the City Council. **City Attorney Bryan Pack** suggested that they start by him sitting down with Kai to determine what needs to be done.

MOTION: Council Member Anderson moved to allow the Night Sky to meet with staff and move forward with an application

SECOND: Council Member Barton

VOTE: The motion carried unanimously.

Council Member Scott	AYE
Council Member Smith	AYE
Council Member Barton	AYE
Council Member Gillespie	AYE
Council Member Anderson	AYE

D. Discuss and consider approval of Interlocal Building Inspection Services Agreement

Mike Haycock indicated that the State of Utah would like contractors to have the ability to hire a 3rd party for inspections. The attached agreement was drafted by the St. George City Attorney. **City Attorney Bryan Pack** stated that he had some material concerns with the agreement, commented on the agreement and was told by the City of St. George that they're not going to make his requested changes so the Council would be approving this as-is. He was okay with that as long as the Council is aware of that. **Mike Haycock** indicated that Ivins City is already working with Santa Clara where they have an agreement to help each other. Council Member Barton inquired as to the concerns with this agreement. **Bryan Pack** stated that paragraph 5 mandates and obligates the City to conduct the inspection and paragraph 9 asks Ivins to indemnify the other party for helping them. **Council Member Anderson** indicated that he did not agree with the indemnification. **Bryan Pack** suggested that there be a requirement that the inspector be licensed and not just qualified. **Mayor Hart** stated that he did not think the City should sign anything that Ivins City Attorney does not agree with and suggested create their own

contract instead. The City Council agreed. **Mayor Hart** suggested that Bryan Pack draft a contract and use the City of Santa Clara as one party and then identify two others that will sign a reasonable contract with Ivins.

MOTION: Council Member Anderson moved to deny approval of this Interlocal Building Inspection Services Agreement and ask staff to re-write it and bring it back to the City Council for approval

SECOND: Council Member Barton

VOTE: The motion carried unanimously.

Council Member Scott	AYE
Council Member Smith	AYE
Council Member Barton	AYE
Council Member Gillespie	AYE
Council Member Anderson	AYE

E. Continued discussion regarding Fiscal Year Ending 2024 and Fiscal Year Ending 2025 Budgets

Cade Visser referred to the summary of changes, a copy of which is available as an attachment to this agenda. He reported that for the estimate to complete for Fiscal Year 2024, there was an increase in interest earnings, insurance reimbursement, law enforcement overtime and street maintenance. For the same fiscal year estimate to complete, there has also been a decrease with the Santa Clara Court and Fire and Rescue. He reported that the Certified Tax Rate was released yesterday and went up from last year. **Council Member Scott** referred to Truth-in-Taxation and commented that General Fund reserves cap out at 35% and indicated that if the budget numbers are correct, the City does not need a Truth-in-Taxation property increase tax at this time. **Council Member Gillespie** commented that it would make sense to set small incremental increases but the **Mayor and City Council** ultimately agreed that a property tax increase was not needed at this time, although they will continue to watch the numbers. **Council Member Gillespie** would like to revisit the capital projects list on an upcoming City Council agenda. **Mayor Hart** indicated that he would like include a budget item to purchase one piece of Art-on-Loan per year. **Council Member Gillespie** stated that she would like to focus on art in the roundabouts on Highway 91.

F. *Discuss and consider approval of an official name for a future City Park

Mayor Hart commented that what the City has been referring to as the Regional Park that should be acquired by the end of this year, the property is dissected by the historic Arrowhead Trail and it has been suggested that it be referred to as the Arrowhead Trail Park. The City Council agreed.

MOTION: Council Member Anderson moved to approve a name for the future City Park of Regional Park to Arrowhead Trail Park.

SECOND: Council Member Barton

VOTE: The motion carried unanimously.

Council Member Scott	AYE
Council Member Smith	AYE
Council Member Barton	AYE
Council Member Gillespie	AYE
Council Member Anderson	AYE

G. Continued discussion regarding updating the General Plan

There was no further discussion from the discussion the Mayor and City Council had in the Work Meeting tonight.

6) CONSENT AGENDA

A. Approval of City Council Work Meeting Minutes for May 2, 2024

B. Approval of City Council Meeting Minutes for May 2, 2024

MOTION: Council Member Smith moved to approve the Consent Agenda
SECOND: Council Member Scott
VOTE: The motion carried unanimously.

Council Member Scott	AYE
Council Member Smith	AYE
Council Member Barton	AYE
Council Member Gillespie	AYE
Council Member Anderson	AYE

7) CONSENT AGENDA ITEMS FOR DISCUSSION

8) REPORTS

A. Council

Council Member Gillespie reported that the volunteer program was launched this week and included in the newsletter. The Affordable Housing meeting was postponed until likely August. She attended the Sand Hollow Aquatic Center meeting and discussed the finances of the center.
Council Member Barton reported that the Open Space meeting was cancelled.
Council Member Smith reported that this past Saturday a Guinness Book of World Records occurred for the most dressed princesses in one location at Tuacahn.
There were no other reports.

B. Mayor

Mayor Hart reported that the regional Mayors have discussed and announced an informational meeting involving Mayors, the housing tzar and those in the legislature, the morning of June 27th at Dixie Tech in their auditorium. It is designed to help the press understand that cities are not the cause of the affordable housing crisis.

C. City Attorney Bryan Pack

No report

D. City Manager Dale Coulam

Dale Coulam reported that he spoke with the Santa Clara City Manager Brock Jacobsen regarding starting to meet again in September regarding Fire and EMS. **Council Member Barton** inquired if the City of Santa Clara is looking to replace the Fire Chief. **Dale Coulam** clarified that they were. An interim Fire Chief has been named and it may take 90 days to get one in place.

E. Items to be placed on future agendas

9) CLOSED MEETING

10) ADJOURNMENT

MOTION: Council Member Anderson moved to adjourn
SECOND: Council Member Smith
VOTE: The motion carried unanimously.

Council Member Scott	AYE
Council Member Smith	AYE
Council Member Barton	AYE

Council Member Gillespie	AYE
Council Member Anderson	AYE

The meeting adjourned at 8:17 p.m.

Respectfully,

Kari D. Jimenez, MMC
Ivins City Recorder