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MINUTES OF THE SPRINGDALE TOWN COUNCIL MEETING ON WEDNESDAY, APRIL 9, 2014 AT 5:00 P.M. AT SPRINGDALE TOWN HALL, 118 LION BLVD., SPRINGDALE, UTAH.

MEMBERS PRESENT: Mayor Stanley J. Smith, Councilmembers Mark Chambers, Adrian Player and Bill Weyher

EXCUSED: Kathy LaFave

ALSO PRESENT: Town Manager Rick Wixom, DCD Tom Dansie and Town Clerk Fay Cope, recording. 13 citizens signed in, see attached list.

Pledge of Allegiance: Carryn Topham

Approval of agenda: Motion by Mark Chambers to approve the agenda as posted, seconded by Adrian Player:

Chambers: Aye

Player: Aye

Smith: Aye

Weyher: Aye

Motion passed unanimously.

Discussion/Information/Non-action Items

General discussion & announcements:

- Mr. Wixom announced that the Utah Chapter of the APA had met in Springdale for their spring conference. They had record attendance and the presenters were 'totally impressed' by Springdale and by the conference. He commended Mr. Dansie highly for the excellent job he and his committee did to make the event successful.
- The 10th Annual Earth Day Celebration was scheduled for April 19th. That was also Easter Weekend and a Free Weekend in the Park, so it would be a very busy weekend in Springdale.
- On May 1 there would be a presentation in the CCC entitled 'Healthy River Corridors'. It was an invitation to land owners on the river, sponsored by Natural Resources Conservation Service, US Fish and Wildlife, Utah Division of Forestry Fire and State Lands and the Nature Conservancy. They would discuss options for riverside projects like removal and replacement of intrusive plants, irrigation systems and conservation easements.
- The Mayor announced he attended the Tree City meeting – he had received a street sign saying Springdale had been a Tree City for five years. They expressed their gratitude for all the great things Tom Dansie has done.
- Mr. Wixom announced The River Park and part of the trail had been seal coated and striped. The rest of the trail would be coated and the whole trail would be striped thereafter.

Visitors Bureau report:

- Dean Cook, acknowledging a world existed outside Zion Canyon, wore his UCONN hat and shirt – his alma mater had won the NCAA championship 'and the women's team had annihilated Notre Dame.' It was the second time a University had won both championships – both times it was UCONN. 2004. 2014. (Go Huskies.)
- Bringing it back to the Canyon, he announced the Zion Half-marathon was very successful – there were 1500 runners this year. The race operators hoped for 3000 next year. The NPS and the race operators were working out problems that had arisen during this race. The shuttle would begin operations earlier in the year so they would be operating at race time. That would really help with the traffic congestion seen this year.
- He was sorry to announce the ZCVB brochure was not going to be printed until May.

Zion Park update: Acting Supt. Milestone was not present

Z-Arts report:

Nancy Goodell reported on upcoming Z-Arts Events - See attachment #1

General Plan report:

- Mr. Dansie announced the Commission was continuing work on housing strategies – They had a hearing scheduled for the Accessory Dwelling Unit Ordinance on Tuesday.
- The first Night Sky Event (star gazing provided by Dixie State University) was held during the APA conference. It was a huge success. The next event was scheduled for Saturday May 10, Full Moon Gaze. On May 29th there would be a night sky photography event.

Take Title 10: None

Community questions:

- Dan Mabbutt asked about the special audit. (See attachment #2) The Mayor said the auditing firm had advised them they had been unable to finish when promised because of the tax season. Apparently, the Town wasn't as important to them as their tax clientele.
- Shaunna Young reported an incident on St. Patrick's Day. She and her friends had been walking from the Brewpub to the Cliffrose, using the sidewalk between Cable Mountain and the Cliffrose, which they thought was a public pathway. An 'aggressive' night security person at the Cliffrose had threatened to call police to have them arrested for trespassing on private property. She and her friends simply left and went back to the highway sidewalk. She had subsequently heard reports from half a dozen tourists who had been accosted by the same person in the same way. She asked about the status of the sidewalk near the rear of the Brew Pub – was it a public path? Mr. Dansie said there was a public path on the Cable Mountain property, but it dead-ended at Cliffrose. He would follow up with Cliffrose.
- Dan Mabbutt asked about the status of the quarterly police reports asked for by an earlier council. (see attachment #3) The Mayor said had responded to an email from Mr. Mabbutt saying there wasn't anything to report. He reiterated the same to the Council and asked them if they wanted him to report to them. He explained he didn't believe a directive to an earlier mayor had applied directly to him. Mr. Chambers assured him he was reporting and responding to the Council very well.
- Louise Excell said she wanted to respond to Mr. Mabbutt's question about the independent audit. She said a court of law had assured the citizenry the audit would be done. She said the Town had promised the court and the people the audit would be done. She thought the auditors should be fired. Mr. Wixom agreed it was frustrating that it was taking so long, but it would only add more time to start over with other auditors. The auditors had said they intended to have the audit complete by tax deadline, but didn't. They said the work was essentially complete, but not 'wrapped up'. Now they were promising completion in May.
- Mr. Mabbutt asked if the Council still intended to have the Commission host a special public information meeting regarding the futures survey. (See attachment #4) Mr. Chambers said the survey was important and was the springboard for the General Plan update coming in 15 months. The Planning Commission was working under a tremendous work load – 2 to 3 hearings per month - and the Council had recently given them additional work. The event hadn't been dropped; it was just taking time to put together.

Action items:

The Mayor reviewed the public hearing protocol.

Mr. Dansie said both the Clark items could be heard at the same time if the Council wished. Separate motions would be necessary.

Public Hearing - Zone Change: Request to change a 2.20 acre property located at 1776 Zion Park Boulevard from Valley Residential (VR) to Valley Residential – Planned Development (VR-PD): Matt Rayner for Venece Clark

Public Hearing - Preliminary Subdivision Plan: Request for a duplex-style Planned Development subdivision of three duplexes (six dwelling units) on property at 1776 Zion Park Boulevard: Matt Rayner for Venece Clark.

- Mr. Dansie explained the PD overlay allowed for greater design flexibility. The ordinance required a preliminary subdivision plat to be filed at the same time as the zone change. This project proposed three duplex structures on three lots on 2.2 acres. Typically, that many lots would require 2.5 acres. The PD overlay allowed granting a density bonus if certain conditions were met. One of the bonus

classifications was outstanding subdivision design. That bonus would allow the third lot, if the Council granted it. The Council had a lot of discretionary power when approving zone changes. The findings should reflect how the GP was supported by the change. If the zone change wasn't granted, there was no need to discuss the preliminary plat. When considering the preliminary plat, the Council had less discretion. If the plat met the standards of the ordinance, it must be approved. The Planning Commission had heard both applications and had recommended approval of both the zone change and the preliminary plat with conditions.

- Eric Bonner asked if there were any building designs showing size or elevations. Mr. Dansie replied no, but the underlying zone restricted the building size and height.
- Mr. Weyher asked if they would be agreeable to a conservation easement for the open space. Mr. Rayner said yes, though it was cumbersome legal doc. Mr. Weyher asked if they would keep a fence-free wildlife corridor. Mr. Rayner suggested the easement on the edge of the lots could be designated for that purpose.
- Mr. Chambers asked about the landscaping requirements. Mr. Rayner said there would be plat notes for the landscaping requirements for each lot.
- Bill Bassett asked if the buildings could be moved further back on the property. Mr. Rayner said they had designed the subdivision for maximum enjoyment of the property owners, the neighbors and travelers on S-9. Mr. Bassett said there would be no sunshine on the back lot. Mr. Rayner disagreed. Mr. Bassett asked about the irrigation ditch easement. Mr. Wixom said the easements for the ditches had reverted to the property owners when the pressurized pipeline was installed.

Motion by Mark Chambers to open public hearing for the zone change and the preliminary subdivision for the Clark property at 1776 Zion Park Boulevard, seconded by Bill Weyher:

Chambers: Aye

Player: Aye

Smith: Aye

Weyher: Aye

Motion passed unanimously.

- Lisa Zumpft said she had been at the Planning Commission hearing when they discussed whether animals would be allowed on the front field. She said they had talked about prohibiting structures on the agricultural land. That would mean no shade structures for animals. The agricultural ordinance should apply to that property as it did to all other properties, instead of prohibiting structures.
- Eric Bonner said generally, he thought this was a good plan and he could see its merits. On its face, it didn't appear the applicants were asking much by asking for the density bonus, but they really were. Instead of four units on two lots, they were getting six units on three lots. That was a 50% density increase for that acreage. He didn't think the town was asking enough in return. He understood that hearing applications from locals, people the council knew, added complexity to this kind of decision. He pointed out these applicants might not always own the property; any sentiment should be removed from the decision. He suggested three things the Town should require from the applicants. 1) The front field, which had a lot of merit to the town and neighbors, would have more merit if it were moved back and the back field narrowed. He thought the buildings should be moved further back from the road. There wasn't much logic to the rear open space. 2) He thought, because this was a zone change, the Town had the right to require the applicant to show the exact size of the units and perhaps even limit the size of the buildings. 3) The Town should insist on a conservation easement.
- Matt Rayner said he was normally given time to make a presentation, so he would do that now. He and his wife had met Venece Clark and agreed to help her with this project. They were trying to meet 4 needs – Venece's comfort, financial viability, the General Plan (open space for the Town,) and consideration of the neighbors and owners. They had already solved a neighborhood sewer problem. This project design was the result. He thought it was unique – it provided agricultural space for the people who lived there. He hoped it would be a model for future development. He agreed with Mr. Bonner that since ownership could change, it would be important to have a conservation easement.
- Peter Stempel said he thought there were a lot of features of this project that were exceptional. The ratio of open-space to developed space was very high. It was designed so it could be developed in phases; it wouldn't be necessary to scrape the terrain to create the subdivision. There was a 40% limit of second floor to first floor ratio; there were indentations on the property lines that required the

buildings to have re-entrant corners to break up the visual mass. He said they had designed the pads to be as small as possible.

- Mr. Raynor said one of their design considerations was to keep the principal living spaces on the main floor with one or two bedrooms upstairs. He thought the floor plans would be in the 'mid-teens', not including the garage.
- Louise Excell said she was a neighbor. She thought the design was a good plan for Springdale; the drivers on SR-9 and the neighbors would benefit from the front pasture. A real probability, if not developed this way, was the property would be subdivided for two large single-family homes and no open spaces. She said this proposed three structures in a small space. If each building was 5000 SF, that meant 15000 SF in a very small space. She thought that was actually too much. They should be smaller buildings. She hoped the Council would approve the zone change and plat but when it came to the design, the highest standards should be employed.
- Dan Mabbutt said he had also been at the Commission hearing. These were always difficult decisions. He realized at that meeting, and he thought the commissioners had also realized it, was this was probably 'the best deal they were going to get' on this property. It was a good compromise that gave Springdale many things they wouldn't get otherwise.
- Bill Bassett said he was not against Venece developing her property. He said Springdale had always focused on keeping an agricultural, village atmosphere, open space feel. He thought this project would be a death knell for the agricultural feel. He said they would be losing a large agriculture field and building 15,000 SF of buildings on it. He thought it was completely possible to increase the open space and keep the animals on it. No one wanted lawns. 5000 SF buildings were too big. He said the town was giving something away that was valuable. They should 'get something for it.' He also thought there should be something in writing to protect the open space.

Motion to close public hearing by Mark Chambers, seconded by Bill Weyher:

Chambers: Aye

Player: Aye

Smith: Aye

Weyher: Aye

Motion passed unanimously.

- Mr. Weyher asked Mr. Dansie about building size and he clarified that without a zone change, the applicant could have two lots with potentially 5000SF homes and 5000SF accessory structures, assuming there weren't land limitations. That was 20,000 SF of structures.
- Mr. Weyher asked Mr. Rayner if they would be willing to cap the size of the buildings. Mr. Rayner said the Clarks had asked for the maximum size and he couldn't respond without discussing it with them.
- The Mayor asked if the Town could limit the building size later, perhaps at Design/Development Review. Mr. Dansie said when considering a zone change, the Town had a great deal of discretion. Administrative reviews constrained them to the standards of the ordinance. A smaller total building size could be imposed during a zone change, but it should be determined fairly. He didn't think a number should be imposed without calculation of some kind. He posited ways the council could act now – they would continue the hearing until there was time to determine a fair building size or they could approve with a condition they would arrive at a mutually agreed upon building size at a later time, which was 'fuzzy'. Mr. Chambers asked Mr. Dansie if he thought it would actually be possible for each of the buildings to be 5,000 SF. Mr. Dansie said if there were no conditions or additional restrictions imposed as part of the zone change, current or future owners could develop to the maximum allowed under the ordinance, which was 5,000SF per building. Because there were market considerations and landscaping requirements, it might not actually be physically possible.
- Mr. Weyher pointed out that once a zone change was granted, it ran with the land and any future owners could do anything allowed by the zone.
- Mr. Chambers thought there were a lot of things about this project that benefited the Town. The acre of agricultural land in front was a significant benefit to the Town. He pointed out building size was not the only important issue; it was imperative they meet the landscaping requirements. That needed to be more fully addressed. The CE was very important, and if animals were to be allowed, they needed to be cared for and the CE needed to allow for them. Mr. Dansie said the Council was in the driver's seat, they could dictate exactly what the CE said. Mr. Weyher said the CE also needed to make sure the space wasn't neglected like the Watchman subdivision open space. The

Council discussed the CE, what it should say, how it would be drafted, how the agricultural ordinance would or wouldn't come into play, and how it needed to provide for protection of animals.

Louise Excell said she worked for a land trust and conservation easements were 'what they did.' Her advice was to get a conservation easement and ensure the easement required the owners to give up their development rights in perpetuity. The details could be negotiated. She didn't think the town needed to get to the 'nitty-gritty' now, except for the designation of a building pad for any structure they contemplated. She thought it possible future owners wouldn't be interested in having farm animals on the open space.

- Mayor Smith thought it might not be possible to work out all the details in this meeting.
- Matt Rayner said Mr. Stempel had just given him a workable maximum square footage number. He said they owners would be comfortable with a building limit of 4200 SF aggregate maximum size (including the garages.)
- Bill Bassett suggested the town say no and require a completed proposal.
- The Council discussed allowing the developer additional flexibility in building design by granting an aggregate (total) based on 4200 SF per building. That way, units of differing size could be constructed, based on buyer need and market demand. They determined no unit should be larger than 2500sf.

Motion by Mark Chambers: based on the Planning Commission recommendation and Council discussion, the Town Council finds that the proposed project supports General Plan (GP) objective 5.2.5, is compatible with GP Chapter 2, Town Appearance; is consistent with the Agricultural Residential land use designated on the Future Land Use Map. The Town Council further finds that a 2.3% density bonus allowing three duplex structures (six dwelling units) on the property is appropriate, given the design of the subdivision, preservation of the pasture land as well as limitation of second stories to 40% of the area of the main floor. Based on these finding, the Town Council makes the following motion: approve the zone change from Valley Residential (VR) to Valley Residential – Planned Development (VR-PD) on property at 1776 Zion Park Boulevard with the following conditions: 1) the aggregate structure is limited to 12,600 square feet and no unit may be more than 2500sf in total building size; 2) the owner will enter into a conservation easement that will ensure and assure that the owner and developer give up their development rights to the property in perpetuity and the Town Council will have the discretion to determine what the conservation easement allows, hoping to leave it agricultural; if farm animals are allowed, low impact buildings may be allowed to maintain comfort for the animals; 3) lots 1a and 1b, lots 2a and 2b, and lots 3a and 3b are required to be developed together with a single duplex structure such that the project consists of no more than three duplex structures and six dwelling units but that each structure be developed with two units so one building can be built at a time; 4) a side easement that connects the two open spaces shall be included in the conservation easement. Motion seconded by Bill Weyher;

Seconded by Bill Weyher:

Chambers: Aye

Player: Aye

Smith: Aye

Weyher: Aye

Motion passed unanimously.

Motion by Mark Chambers to approve the preliminary plat for a duplex-style subdivision at 1776 Zion Park Blvd with the following conditions: 1) Prior to the final plat approval, the applicant must demonstrate how the project will be developed in compliance with the landscaping requirements of the VR zone; the requirement to preserve 25% of the landscaping will be included in that demonstration; 2) the applicant must coordinate access off SR-9 into the subdivision with UDOT; 3) the applicant must coordinate utility service, culinary water, irrigation water and sewer with the town's public works department; 4) in lieu of installing curb, gutter and sidewalk along SR-9, the applicant must make a contribution to the Town for the installation of curb, gutter and sidewalks elsewhere in the town; the amount of the contribution shall be determined by a certified engineer's estimate of the probable cost of installation of curb, gutter and sidewalk along the frontage of the property fronting SR-9; 5) construction plans of the subdivision must include all the revisions requested by the Town Engineer; 6) the plat is subject

to a conservation easement entered into with the Town. The motion was seconded by Bill

Weyher:

Chambers: Aye

Player: Aye

Smith: Aye

Weyher: Aye

Motion passed unanimously.

The conservation easement would have to be completed and recorded with the final plat.

Public Hearing - Ordinance Revision: Ord. 2014-03 Proposal to add section 10-26: Historic Preservation to the Town Code.

Mr. Dansie explained the ordinance established an historic preservation commission, but no standards at this time.

Mr. Weyher said in his research of conservation easements, he had learned that California established preservation districts for historical pastures and orchards, which he thought was a very good idea and wanted people to be aware of the idea.

Motion to open public hearing by Mark Chambers, seconded by Adrian Player:

Chambers: Aye

Player: Aye

Smith: Aye

Weyher: Aye

Motion passed unanimously.

Lisa Zumpft thanked the Council for 'finally getting to this'. She thought it should have been done with when the town was incorporated. Nationally, historic buildings were not considered important, and in this town, more than a lot of towns, they were. She appreciated Mr. Weyher's comments about pastures, which she hadn't considered. That was a great preservation idea and there were others they might not be aware of. She supported this ordinance and was willing to serve on the committee, if it passed.

Motion to close public hearing by Adrian Player, seconded by Mark Chambers:

Chambers: Aye

Player: Aye

Smith: Aye

Weyher: Aye

Motion passed unanimously.

Mr. Chambers said Chapter 6 of the General Plan was all about historic elements and features. 6.1.1(a) called for a committee such as established by this ordinance. This ordinance completely supported the objectives of the GP.

Motion by Mark Chambers to adopt Ordinance 2014-03 establishing an Historic Preservation Commission to survey and inventory community historic places, to review proposed nominations to the National Register of Historic Places, to provide advice and information to Town officials and other governmental officials, and to support enforcement of State Historic Preservation Laws; seconded by Bill Weyher:

Chambers: Aye

Player: Aye

Smith: Aye

Weyher: Aye

Motion passed unanimously.

Consideration and possible direction to the Planning Commission regarding amending the sign ordinance's regulation of neon signs: Mr. Dansie explained that the town had been vigilant and active in regulating neon signs. About once a year the town notified violators, who complied for a few months then turned on the lights again. This year, a property owner had questioned why neon open signs were ok but other neon signs of the same size weren't.

- Mr. Chambers said he didn't think it was logical to send the commission more work about neon signs right now. There were other sign issues, like size, which he wanted to discuss. That was not on the agenda, so the Council suggested he place the question on the next agenda.
- Lisa Zumpft said the sign ordinance had many problems that needed to be worked on.
- Shaunna Young said the neon sign thing had been 'beaten to death.' It was a good ordinance and people needed to 'live with it.'
- The Council agreed they wouldn't send the neon sign matter to the Commission.

The Council adjourned for a short break.

Proclamation 2014 – 01 Proclaiming April 24, 2014 as Arbor Day in Springdale

Mr. Wixom said they would be planting a tree in the grassy area by the ball field. In the future, Mr. Lowery wanted to remove the old pears in the River Park and replace them with flowering pears. Mr. Weyher asked if those trees could be pruned. Lisa Zumpft suggested Rick Hefflebower, the county agent, could help.

Motion by Bill Weyher to proclaim April 24, 2014 as Arbor Day in Springdale, seconded by Mark

Chambers:

Chambers: Aye

Player: Aye

Smith: Aye

Weyher: Aye

Motion passed unanimously.

Ordinance Revision – Ord. 2014-04 Amendment to Title 1, Chapter 10 Records Access and

Management: This was a 'housekeeping' ordinance to make Springdale's ordinance consistent with State Code and identify the Town Manager as the Chief Administrative Officer. **Motion by Mark**

Chambers to adopt 2014-04 Amendment to Title 1, Chapter 10 Records Access and

Management, seconded by Bill Weyher:

Chambers: Aye

Player: Aye

Smith: Aye

Weyher: Aye

Motion passed unanimously.

Discussion and direction regarding recycling: The Mayor said he attended a meeting the previous week in which he had learned there was a preliminary effort to establish a county-wide curb-side recycling program to recycle everything except glass, which they said they couldn't sell. Cardboard would be part of it. The entire county would be involved, and the binnies would mostly disappear. They were still questioning whether it was feasible to come upriver to do the recycling. They might charge us. If there was an opt-in program and not enough people opted in, the binnies would stay. St. George City was pushing the idea. They would establish a program if the county didn't. Springdale needed to work out something for commercial cardboard. The Mayor asked how the Council and audience how they felt about the idea.

- Shaunna Young said she didn't understand the comment about not being able to recycle glass. She bought 'decorative' glass from a company that bought glass, broke it and tumbled it. Last year she sold 20,000 lbs of the tumbled glass and 30,000 lbs of the blue chunk glass. She didn't believe the glass couldn't be sold to recyclers.
- Lisa Zumpft asked if the County had done any analysis of the garbage to determine what was not being recycled. The Mayor said yes, and Washington county residents were very good recyclers, but the Solid Waste District knew curb side recycling would decrease trash and increase recyclables.
- There was a discussion about what to do with the glass if the county didn't handle it. Mr. Wixom said the initial recycling discussions required the collection company to handle all the commodities, not just some. WCSWD had been collecting money for a recycling program for many years before they actually instituted a program, so the recycling program was well-funded.

- Ms. Zumpft said she had learned that there was a certain amount of collected recycled materials that still went into a landfill. The Mayor said that was true. Regardless, WCSWD figured a curb-side program would extend the life of the landfill 50-75 years.
- Ms. Zumpft said if people were educated about that fact, it might provide more incentive to opt in. If the fee was part of the monthly fee, that would also be a reason to participate.
- Trisha Clark said some people would never use the binnies, but they would use bins they had at home.
- Mr. Wixom said another discussion that needed to happen 'someday' was whether Springdale Town should have some locally-managed collection bins for tourist use.
- The Council and townspeople present urged the Mayor to pursue the issue with the District. They suggested he write an article for the Mayor's Corner in the newsletter; put a survey out, etc.

Consent Agenda (One action motion for all items) – Invoices, Minutes of March 12 regular meeting and March 27 special meeting: Mr. Chambers had requested a clarification of the airplane discussion in the March 12 minutes and the clerk had prepared a revision for the council's review.

Motion by Mark Chambers to approve the consent agenda, including the revised minutes of March 12, seconded by Adrian Player:

Chambers: Aye

Player: Aye

Smith: Aye

Weyher: Aye

Motion passed unanimously.

Administrative Non-Action Items

Council Department Reports:

Streets: Mr. Weyher said he was trying to inventory the street lights. RMP owned some poles and the Town owned some poles. There were about 35 streetlights; all but three were on SR-9, and at least 19 more were needed. He wanted to form a committee including himself, the Clerk, the DCD and the Town manager. He still wanted them to explore alternatives but it was nearly time to begin design of the new system so it would be complete by 2016.

Irrigation: Mr. Player said the contractors had cleaned 1600 feet of irrigation line and gotten the pipes 97% clean, so it was money well spent. The first manhole was 14 feet deep instead of 6. Mr. Chambers asked when the system would be on consistently. Mr. Player said it was mostly on, but it would be intermittent as long as they had to install manholes. They had removed 18 yards of material in 1600 feet. Mr. Wixom said he would be meeting with the town engineer the following week to get the manholes designed.

Police: The Mayor asked the Council to review the police citation report and let him know if they were comfortable with how many were being issued. Mr. Chambers said he didn't know what kind of direction had been given to the police by the Mayor or previous Mayors. Mayor Smith asked if the Council would let him know what they thought were priorities for the police chief and his department. Did they think the drug task force should spend more time here? There were three full-time officers and one half-time officer. The department covered Virgin and Rockville, also. The Mayor asked them to email him with their priorities. Shaunna Young said the Council should bear in mind the County Deputies were here often, too.

Council Discussion:

- The Mayor said a resident near the campground had expressed grave concern about the smoke from the campground. The Fire District had inspected and found non-compliant situations. The campground had complied. The resident had also contacted the NPS. They had replied they would not limit campfires, either. He had not placed the question on the agenda, but was wondering if he should have. Mr. Chambers said he realized that fire pits and open burning were sometimes a real issue. Should smoke be part of the nuisance ordinance? Mr. Player said it didn't seem appropriate to change an ordinance on behalf of one person. If that person wanted to pay for an ordinance change, that was different. Mr. Wixom explained there really wasn't a process in the ordinance for a citizen to make a change to the code. The Mayor said he had really had second thoughts about not putting the item on the agenda. He thought he should have, and he was willing to put it on the next agenda. The council left it to his discretion.

- Shaunna Young said she had never heard one single person complain about smoke in the canyon. She thought if the Park could burn but the town made it illegal for townspeople, that would be unfair.
- The council discussed scheduling the budget meeting: April 30 at 10:00 – 1:00. The Officials' Training was scheduled for April 23. Both meetings would be at the CCC.

Adjourn: Motion by Adrian Player to adjourn at 8:04 PM, seconded by Bill Weyher:

Chambers: Aye

Player: Aye

Smith: Aye

Weyher: Aye

Motion passed unanimously.



Fay Cope, Town Clerk

APPROVED 

Z-Arts Monthly Report to Springdale Town Council
Wednesday April 9, 2014

1. We'll be changing out the Visual Arts show in the Canyon Community Center this weekend. A combined show called "The Color of Light" will feature Springdale photographer Paul Mailloux and glass sculptor Douglas Gregg. There will be an artist reception next Tuesday April 15th from 7 to 8 pm.
2. On Friday night of this coming weekend at 7 pm at the CCC, author Hal Ackerman will speak about his recent detective novel "Stein, Stung". It's about bee keepers, colony collapse and the La Brea tar pits.
3. Also on a Literary note, the 2014 Z-Arts writing contest is going on right now with an April 18th deadline for submissions.
4. And we'll be getting together on what should be a fabulous spring day this Saturday April 12th at the Town Gazebo for a Community pot luck. This informal community get-together is the culmination of a year-long Humanities series celebrating local foods.
5. On May 2nd Z-Arts is presenting a free film and lecture featuring the movie "Stories We Tell". Springdale resident and Dixie State University department chair Dr. Mark Jeffreys will lead a discussion after the film. Mark has doctorate degrees in both English and Anthropology.
6. In the past month Z-Arts has submitted two grants for Performing Arts support towards next winter's performances - a solo pianist and a flamenco dance group.
7. More information about all of the above-mentioned events along with board meeting minutes and a request for volunteers to serve on the board as program chairs and co-chairs can be found on our website zarts.org.

Community Question – Cash Bail Audit – 9 April 2014 – Dan Mabbutt

In the Town Council meeting of August 8, 2012, Kathy LaFave, acting as Mayor pro tem, noted that "... a Council member had expressed concern to her that the Town Council now had knowledge that the Town had collected cash bail for longer than the audit repayment period ..." The Council then went into executive session and at the conclusion, this motion was reported as being passed.

"Motion by Louise Excell to locate and get bids from auditing firms independent of our existing auditors, preferably from outside Washington County, to perform an audit of issues specifically related to the collection of cash bail practices and procedures that we have been discussing as referenced in the findings and recommendations report #12-CIT-8 from Utah State Auditor dated 6/8/2012 and the scope of that audit cover the period beginning 2004-5 through 2010-11."

That should be "No. 12-CIT-A" ... just a typo in the minutes.

My question is, "What is the status of the audit the Town Council asked for on August 8, 2012?"

Community Question – Quarterly Meeting Police Advisory Committee – 9 April 2014 – Dan Mabbutt

In the Town Council meeting of July 10, 2013, the following motion was passed by the Springdale Town Council according to the approved minutes:

“Ms. Excell said ... she had just learned there was a police advisory committee that met quarterly to review police stats, etc. The committee was comprised of the town manager, the mayor and representatives of the other two towns. She understood they were privy to information not readily available to the council. She asked that following each quarterly meeting, a formal report be made to the council. The mayor suggested the council receive the same information provided to the committee.”

“Motion by Louise Excell that the town council be advised by email of the agenda and information provided for each quarterly Police Advisor Committee meeting and that following each of these meetings, any concerns or issues that arose be reported to the council either at a council meeting or a subsequent email.”

No further mention of this meeting and no indication that the order of the council has been carried out can be found in subsequent minutes. In an email, Mayor Smith wrote, “there has only been one meeting since the referenced material. It was earlier this month and all there was only briefings going on since all three mayors are new. I was unaware of the past council's desires to be briefed. It is my policy to do briefings by each on the council during town council meetings unless there is something urgent that cannot wait until then.”

In light of Mayor Smith’s response, I have waited until a full quarter has elapsed since the beginning of his term of office to renew my question.

My question is, “What is the status of the formal report to the council of the quarterly meeting of the police advisory committee?”

Community Question – Survey Community Discussion Event – 9 April 2014 – Dan Mabbutt

In the town council meeting of December 11, 2013, the council requested that the Springdale planning commission schedule and hold a community discussion event for the purpose of clarifying the results of the 2013 survey of Springdale citizens. To date, no such meeting has been announced.

My question is, “Does the Springdale town council still intend for this event to be held?”

