

**KANAB CITY COUNCIL MEETING**  
**JUNE 13, 2017**  
**KANAB CITY COUNCIL CHAMBERS**

**PRESENT:** Mayor Robert D. Houston, Council Members Byard Kershaw, Jeff Yates, Brent Chamberlain and Joe B. Wright, Recorder Joe Decker, Attorney Jeff Stott and City Treasurer RaeLene Johnson. Council Member Michael East excused.

**WORK MEETING:** Work meeting began at 6:35. Mr. Paul Johnson with URMMA addressed the Council and presented training on land use. Planning Commission members present were: Joan Thacher, Celeste Meyeres and Mike Downward. Because of State Legislature the local control of City government is at risk. Everyone needs to study House Bill 232 which went into effect in May. Our ordinances should not be subject to interpretations. They need to be very clear. If there is a doubt on a conditional use, make it not allowed. The City is better off taking out a lot of their conditional uses. "In keeping with the character of the neighborhood" should not be used. That is subject to interpretation. If you can't predict what adverse affect could happen, make it a non-use. The City can write the ordinances, but they can't interpret them. If it meets the Ordinance, it is permitted. Having the correct ordinances can save the City a lot in court fees.

Prayer was offered by Council Member Chamberlain and the pledge was led by Council Member Kershaw. Mayor Houston called the meeting to order and roll call was taken.

**APPROVAL OF AGENDA:** A motion was made by Council Member Wright and 2<sup>nd</sup> by Council Member Chamberlain to approve the agenda for June 13<sup>th</sup>. Motion passed unanimously. Council Member East absent.

**APPROVAL OF MINUTES:** A motion was made by Council Member Yates and 2<sup>nd</sup> by Council Member Kershaw to approve the minutes of May 23<sup>rd</sup> with correction. Motion passed unanimously. Council Member Wright abstained since he was absent from that meeting. Council Member East absent.

**APPROVAL OF ACCOUNTS PAYABLE VOUCHERS:** A motion was made by Council Member Wright and 2<sup>nd</sup> by Council Member Chamberlain to approve the accounts payable vouchers and check register dated June 13<sup>th</sup> in the amount of \$197,335.33. Motion passed unanimously. Council Member East absent.

**PUBLIC COMMENT PERIOD:** Ms Connie Ball addressed the Council. She was concerned with a duplex being built on a vacant piece of property next to her. She said she lives in a single family residential zone. This will de-value the property. She wanted clarification on how this could happen. Mayor Houston explained to her that once the ordinance is in place, it has to be allowed. Under the current ordinance, this type of residence is allowed. The Planning Commission is revisiting the issue.

**RESOLUTION 6-1-17 R/A RESOLUTION APPROVING THE FORM OF THE LEASE/PURCHASE AGREEMENT WITH ZIONS BANK:** Mr. Decker explained that this is a standard lease from Zion's Bank. It is for the

lease purchase of a 2017 dump truck. The first payment of \$45,202.25 will be on July 5, 2017 and the last yearly payment will be on July 5, 2021. This would be a total of \$226,012.25 including principle and interest. The interest rate is 2.75%. A motion was made by Council Member Yates and 2<sup>nd</sup> by Council Member Wright to approve Resolution 6-1-17R approving the form of the Lease/Purchase Agreement with Zion's Bank and authorizing the execution and delivery there of a 2017 Dump Truck. Motion passed unanimously by roll call vote. Council Member East absent.

**ORDINANCE 6-1-17 O/AN ORDINANCE DESIGNATING RESTRICTED AREAS WITHIN KANAB CITY FOR THE DISCHARGE OF FIREWORKS.**

A motion was made by Council Member Kershaw and 2<sup>nd</sup> by Council Member Chamberlain to approve Ordinance #6-1-17O designating restricted areas within the City for the discharge of fireworks. Motion passed unanimously by roll call vote. Council Member East absent. The following areas are prohibited from discharging fireworks:

- A. All areas south of 750 South
- B. All areas west of 300 West
- C. All areas east of 600 East (east of Cemetery)
- D. These areas include all of Kanab Creek Ranchos, Cedar Heights, La Estancia, Sedona Valley, Mesa Hills, the Cove and Coral Cliff golf course subdivisions.

A motion to adjourn was made by Council Member Yates and 2<sup>nd</sup> by Council Member Chamberlain. Motion passed unanimously. Council Member East absent.

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MAYOR      ROBERT D. HOUSTON

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RECORDER      JOE DECKER