

**Kanab City Council Meeting
February 9, 2021
City Council Chambers
26 North 100 East Kanab, UT
6:30PM**

Jeff Yates offered the prayer and the pledge was led by Michael East. Mayor Houston called the meeting to order and roll call was taken.

In Attendance: Mayor Robert D Houston, Council Members Arlon Chamberlain, Celeste Meyeres, Michael East, Jeff Yates and Byard Kershaw, Attorney Jeff Stott, Recorder Joe Decker and Treasurer Katherine Ohlwiler.

Approval of Agenda: A motion was made by Michael East and 2nd by Jeff Yates to approve the meeting agenda for February 9, 2021. Motion passed.

Approval of Minutes: A motion was made by Jeff Yates and 2nd by Michael East to approve the meeting minutes from January 26, 2021. Motion passed.

Approval of Accounts Payable Vouchers and Check Registers: A motion was made by Byard Kershaw and 2nd by Michael East to approve the accounts payable vouchers and check registers dated February 2, 2021 in the amount of \$58,085.56 and for February 9, 2021 in the amount of \$199,655.73. Motion passed.

Public Comment: None.

Discuss – Vote on appointment of Megan Smith to the Library Board with a term ending 12/31/2024: Celeste Meyeres expressed she spoke with Library Director Jenny Chatwin and she felt Megan Smith would be a good choice for the Library Board. A motion was made by Celeste Meyeres and 2nd by Byard Kerhsaw to appoint Megan Smith to the Library Board with a term ending 12/31/2024. Motion passed.

Discuss – Vote on giving the Kanab Irrigation Company approval to place a new irrigation line in the 600 East right of way: Joe Decker explained 600 East is the new road the City is building that connects from Hillside Drive to 1100 South. There is a 12-inch water line going in there and the Irrigation Company would like to loop their line with the new line. They don't have a franchise agreement or any agreement to use the right of way so the vote just needs to be so they can use the right of way. Danny Button explained this line improvement will help the west end of the system gain better pressure and volume. A motion was made by Michael East and 2nd by Byard Kershaw to give the Kanab Irrigation Company approval for the new irrigation line in the 600 East right of way. Motion passed.

Discuss – Vote on Zone Change from RA to RR-1 on Parcel K-17-37-Annex (1027 South Hillside Drive) Applicant Alan Seilhammer: Arlon Chamberlain explained the applicant is wanting to break the lot into three units at one acre a piece. Planning and Zoning couldn't see any reason not to approve this. The properties attach to the 600 East road. Mr. Chamberlain explained that a neighbor, Ms. Painter, would need an easement as her water line goes across

that property. Joe Decker explained that once 600 East is done Ms. Painter will get a new water meter with a line coming from 600 East. The zone change meets all City requirements. A motion was made by Arlon Chamberlain and 2nd by Celeste Meyeres to approve the zone change from RA to RR-1 on Parcel K-17-37-Annex (1027 South Hillside Drive). Motion passed by roll call vote.

Discuss – Vote on Ordinance 2-1-21 O “An Ordinance amending Kanab City Land Use Ordinance concerning Chapter 4-18 Curbs, Gutters, and Sidewalks”: Arlon Chamberlain explained the Planning Commission went over this ordinance and made some changes. Jeff Stott explained that this came up because it has been the City’s practice for several years to require in commercial zones that a developer put in curb, gutter and sidewalk but what happened when looking closer at the ordinance it was only require if it was contiguous with already existing curb, gutter and sidewalks. The practice wasn’t consistent with what the ordinance said. They ended up removing the requirement to put in curb, gutter and sidewalk in a residential zone. It is still required in major subdivisions but not if you lived downtown and built a house with curb, gutter and sidewalk next to the lot. Michael East explained that sidewalks, curbs and gutters are also to help maintain the roads and is an added expense. Joe Decker showed one lot in the downtown area that would be contiguous with sidewalk that is already there. Celeste Meyeres expressed concerns with having to require curb, gutter and sidewalk which would compel Kanab into feeling less rural and she wasn’t sure that is who Kanab is and whether they still consider themselves a “Western Classic”. Mayor talked about needing sidewalks on one side of the road or the other near 100 East as it is dangerous for people to walk. Arlon Chamberlain agreed with Celeste and doesn’t think they should require people to put in curb, gutter and sidewalks yet when they are building a house. The Council went through the changes of the ordinance and clarified the subjective sections. Changing the word “expanded” to “adjoining” and cleaning up the language in the first section of 4-18-1.1. They added the word “or” in section 4-18-1.1 to be read ...” The installation of curb, gutter and/or sidewalks...” and lower in the section...” the long-range transportation plan as it relates to curb, gutter and/or sidewalk improvements.” They deleted subsection i and kept subsection ii. Subsection iii changed to say “The cost to add sidewalk, curb and gutter would be 15% or \$25,000 (the greater of) based on the amount it will cost of the overall project.” The Council chose to strike subsection iv and also struck subsection vi. A motion was made by Michael East and 2nd by Jeff Yates to approve Ordinance 2-1-21 O, an ordinance amending Kanab City Land Use Ordinance concerning 4-18 Curbs, Gutters and Sidewalks as amended. Motion passed by roll call vote with Arlon Chamberlain voting nay, Celeste Meyeres voting nay, Michael East voting aye, Jeff Yates voting aye and Byard Kershaw voting aye.

A motion was made by Jeff Yates and 2nd by Byard Kershaw to adjourn the meeting. Motion passed.

Mayor

Recorder