

Minutes of the Hurricane City Council meeting held on May 7, 2015 at 5 p.m. in the Council Chambers at 147 N. 870 West, Hurricane, Utah.

Members present: Mayor John Bramall, Council members Darin Larson, Pam Humphries, Darin Thomas, and Ethelyn Humphries.

Member excused: Council member Kevin Tervort

Staff members present: Ash Creek Special Service District Superintendent Darwin Hall, Fire Chief Tom Kuhlmann, Police Chief Lynn Excell, Power Superintendent Dave Imlay, Public Works Director Mike Vercimak, City Engineer Arthur LeBaron, GIS Specialist Joe Rhodes, City Attorney Fay Reber, City Manager Clark Fawcett, Planning Director Toni Foran, and Bryce King, Recreation Director.

5:00 p.m. Pre-meeting - Discussion of Agenda Items, Department Reports

Tom Kuhlmann explained the process discussion he has been having for improving fire inspections for commercial and industrial buildings. He also stated the Fire Code limits the number of people in a vacation rental to keep it code compliant.

Chief Kuhlmann provided the cost estimates for the Hurricane Marathon and Hurricane Mud Run. Organizer Chris Mathison asked for an ambulance and personnel at the last minute after realizing it was free after Council approval. The Chief commented the WORX race draws people to the area and is a benefit to the community without asking for special considerations. Other events may not increase the traffic to local businesses and a cost/benefit analysis might be considered.

Pam Humphries asked about the U-Haul business tires that were supposed to be moved by the end of April and have just been moved around on the property line. Chief Kuhlmann said the District has talked to local businesses with tire storage and most are willing to come into compliance. He said they will likely be back to discuss the U-Haul business.

Chief Excell said K-9 Officer Paige was recertified last week. Testing is done with all the K-9's in the County each quarter. The dog has been responsible for 53 drug arrests since January. The Department has offered to use the dog to help speed up periodic jail searches.

The Chief announced today officially kicked off Project Lifesaver, which Hurricane is doing in conjunction with St. George, to provide tracking bracelets for children with autism. There are now two families in Hurricane with fewer worries because their children have the bracelets.

Chief Excell stated traffic control was well run in Hurricane for the IronMan event. They did write tickets for motorists who drove through the cones. An interesting issue was an athlete went down on the course on the Quail Lake Bridge and other athletes dragged her out of the race lane and into the traffic lane. Fortunately an IronMan SAG vehicle came and moved the cones to protect her until assistance arrived.

Pam Humphries thanked the Chief and Brandon Buell for the **Citizen Academy**. She enjoyed the fingerprinting and casting exercise done last night. The Department goal is to get the Council and key business owners through the Academy. Chief Excell said he has considered holding a 1-2 day Academy and bringing in the department heads.

Dave Imlay reported the Power Board members and staff are working diligently on a grid tied solar policy. The goal is to make solar an equitable situation for everyone. Dave explained that often people with solar panels will use less power because they are more conscious of their power usage.

A new power apprentice has been chosen and will start on May 18th. He is a 20 year old 2nd step apprentice from Pleasant Grove.

Dave Imlay explained they are trying to get the necessary easements for the 1150 West Power line. Tom Colemere has offered to sell the City the full 13 acre parcel but Power only needs a 30' easement for about \$8,000. The full property is listed at approximately \$200,000. Mayor Bramall stated he understands the City has been reluctant to purchase property but St. George City appears to be doing well selling property. Council members stated they are not really interested in purchasing the whole parcel at this time. Dave explained Plan B is to under-build on the existing Rocky Mountain Power line.

Bryce King reported the pool will open in a week. Baseball has 2-3 weeks left, soccer winds down in 2 weeks. Over 2,000 kids were involved in Spring Sports. They have updated the pool locker rooms and the snack shop including a soda fountain and ice machine.

Bryce King stated there is an individual who owns a fitness facility who would like to use the Community Center grounds for a private fitness program. He asked what the Council feeling is about commercial entities using City property for commercial gain. Other cities require licensing and insurance for this type of use. Bryce said there is no gray area in this issue – it is either yes or no. This is a hot topic in Parks and Recreation across the nation and it really does come down to liability. Darin Thomas questioned whether this is any different from people going to the park and getting hurt on the equipment. Bryce said he is okay with it but suggested maybe an annual fee for wear and tear on the park and proof of insurance. Mayor Bramall said there are some programs in other communities that offer fitness programs in parks.

Darin Larson asked about Anytime Fitness. Bryce reported they have signed a lease for a room at the Community Center for three months.

Mike Vercimak reported June 2nd and 3rd are set for the chip seal repair on 600 North from 3400 West to 200 West. A pre-construction meeting has been scheduled for the sewer system and Grandpa's Pond Park. A pad has been constructed for the Main Street trailhead and restrooms.

Arthur LeBaron said the 600 North project is going well. The goal for completion is by Memorial Day. The Road Respect event is May 29th at 9 a.m. and the Council members are all invited. The event will include a helmet give away, bike rodeo, and treats. Flyers have been sent home with all the children in

schools. Arthur said he is helping the Lions's Club with curb and gutter design on the triangle park by the Fire Station.

Darin Thomas said Kent Noble has been in to talk to him and he is requesting at his expense a couple of trees. He wants to plant decorative plum trees. John Bramall offered to auger the holes for tree planting. Arthur LeBaron said he would like to see a more global plan for landscaping throughout the project. There are irrigation sleeves under every driveway and services for irrigation water throughout the project.

Mayor Bramall called a break at 5:55 p.m.

Mayor Bramall called the meeting back to **order at 6:00** p.m. Volunteer Dan led the Pledge of Allegiance and Ethelyn Humphries offered prayer.

Approval of minutes – 04/02/2015 – Ethelyn Humphries motioned to approve the minutes, seconded by Darin Thomas. Motion carried with Darin Larson, Darin Thomas, and Ethelyn Humphries voting aye. Pam Humphries abstained.

Reconsideration of a request for local consent for a full restaurant liquor license for Barista's Restaurant – Applicant Stephen Ward was represented by attorney Eric Carson who asked what questions or concerns the Council may have with this application that he might address. Darin Larson asked why the Council is being asked to reconsider a decision they made two months ago. Mr. Carson said the applicant appealed to be sure the considerations were objective in order. He has listened to the audio of the March 5th meeting and felt the considerations may not have been discussed objectively. He feels an expanded license could bring benefits to the City of Hurricane. He said with all the talk and media the City might not have been able to consider the application objectively. Mr. Carson referred to Hurricane City Code Title 3 Section 2-5 and offered to go over the application requirements and conditions for issuance. Fay Reber explained to Mr. Carson that he is looking at the general licensing provisions of the Hurricane City code and that Mr. Ward is not asking for a license. The City does not grant the license for a full restaurant liquor license. All the City does is grant local consent and the standards for local consent are not the same as for a license. Fay Reber clarified the provisions of the code being quoted 32b in the Utah State Code which are incorporated by reference into the City's code and the factors in the State Code for local consent. Mr. Carson said the standards for a license include character, background management experience, and qualifications of the applicant, giving standards to consider, while not dismissing the valid concerns raised at the last meeting. He pointed out Mr. Ward has had a successful restaurant for seven years and has had no violations. Mr. Reber again pointed out the City is not considering granting a beer license and the standards Mr. Carson is citing do not deal with local consent for a State issued license.

Fay Reber again clarified the standards under consideration are provisions of the alcoholic beverage control act and include: consider the locality within which the proposed licensed premises is located, including: physical characteristics such as: (A) condition of the licensed premises; (B) square footage; and (C) parking availability; and operational factors such as: (A) tourist traffic; (B) demographics;

(C)population to be served; (D) proximity to and density of other state stores, package agencies, and retail licensees; and (E) the extent of and proximity to any community location; and consider the person's ability to manage and operate a retail license of the type for which the person is applying, including: management experience; past retail alcoholic product experience; and the type of management scheme to be used by the retail licensee. Other considerations include: consider the nature or type of retail licensee operation of the proposed retail licensee, including: the type of menu items that will be offered and emphasized; whether the retail licensee will emphasize service to an adult clientele or to minors; the proposed hours of operation; the seating capacity of the premises; the estimated gross sales of food items; and any other factor the commission considers necessary

Mr. Carson apologized for any misunderstanding regarding his presentation and stated he understands local consent is under consideration tonight.

Darin Thomas asked Mr. Carson to address the slander and threats made by his client against the Council members in the newspaper and on video. Mr. Carson said he will not address whether or not the comments were actually slander but explained Mr. Ward has a lot of character and he self-promotes. People know who he is and know Baristas. For better or worse some people cannot stand it and some don't mind. Mr. Ward is also a passionate and extreme individual and this has brought him success in business endeavors. This is why he is willing to fight for this license. Mr. Carson described Mr. Ward's restaurant as different from most restaurants; high end, expensive, and fun. He stated part of that kind of atmosphere is the ability to buy a drink so his client's request is to bring a limited liquor license up to a full liquor license.

Pam Humphries asked if Mr. Ward will need a bartender or if he will act as his own bartender and if his business is catering more to tourists or to the local public. Mr. Carson said Mr. Ward is the business owner and is getting involved in his upcoming art gallery. He introduced Roger Wholey as the new full time manager Mr. Ward has hired as the "new face of Baristas." He stated Mr. Ward will not be there as a bartender. Neither Mr. Carson nor Fay Reber could explain the bartending requirements for full liquor license operations. Lynn Excell clarified the State training requirements.

Fay Reber asked if Mr. Ward will be involved in the day to day operations, such as being in the restaurant handling payments or contacting the customers. Mr. Ward responded and stated Roger is running everything. He said he will rarely have contact with the customers though some of them do ask to see Steve. He stated he is working on a new gallery for his mother's photography, stating she had recently passed, and is not that interested in the restaurant anymore. He explained there have been occasions when they are very busy and he has to take orders but he "tries to just hide in my cave." Mr. Ward explained they will be hiring a bartender who is trained and drinks will be mixed in a separate room.

Pam Humphries asked what level of decision making will involve Mr. Ward such as the types of drinks to be served. Mr. Ward explained he is against overconsuming alcohol and they are always in compliance at his restaurant. Ms. Humphries asked what kind of drinks will be served. Mr. Ward stated they intend

to keep them simple such as rum and coke – not elaborate drinks that take a lot of time to make. He said his prices are a big deterrent to alcoholism or overconsumption. He said there are people who are really just asking for a cocktail. Mr. Ward said they do have a strong local following at the restaurant and people come from around the area to enjoy it. He stated he understands from past experience that alcohol is a dangerous thing, especially hard alcohol. He said he will have large signs with his alcohol rules making it clear this is not a place to come and drink. It is a place to have a drink with a meal. Mr. Carson said the restaurant may be geared towards tourists because of the type of food is not what is common meat and potatoes fare. Fay Reber asked what the percentage of tourist s vs local people might be in the restaurant. Mr. Ward said probably 30% local with Washington County traffic and “a huge Salt Lake following.” He clarified some of the tourists are from other Southern Utah areas. Mr. Ward stated he has been hands off in the restaurant, maybe getting a water or something for a customer if needed and the customers love Roger Wholey.

Fay Reber asked if Mr. Ward would be willing to agree management, including greeting of customers and handling of customers, will be totally out of his control. He pointed out there have been 47 calls to the police department for incidents at Barista’s restaurant including angry customers, threats, abusive language, and other problems. He asked when this new management went into effect. Mr. Ward stated he is getting more mature and calmer and turning over a new leaf.

Darin Larson pointed out most of the 47 police calls are coming from the owner, Mr. Ward, because there have been conflicts with customers due to management or other problems caused by Mr. Ward. Mr. Larson asked Mr. Ward when he turned over this new leaf. Mr. Carson explained his law firm told his client after listening to the tape of the March meeting they would not be willing to represent him if changes were not made. He said the changes are fairly recent and could not assure the Council his firm could ensure the changes would be permanent. It was clarified Mr. Wholey has been acting as manager for the past three weeks.

Mr. Thomas stated Mr. Ward has indicated only 30% of his clientele is from Washington County, not even Hurricane, so he does not see how the population to be served by granting a full liquor license would be the local community. The people of Hurricane, whom Mr. Thomas stated the Baristas owner has referred to as “fat burrito eating Mormons” are not the people being served. He stated it appears Mr. Ward dislikes the community and he is not willing to sign off that the proposed license meets the standard of serving the community.

Mr. Ward clarified he actually did not say “fat” or “Mormon” but did say “burrito eating punks”. Mr. Carson stepped in and noted these incidents are indicators of Mr. Ward’s passionate personality. A question was raised of whether or not Mr. Ward would be willing to put in writing that he will not manage day to day operations in the restaurant. Mr. Carson said as far as the question of whether or not this will benefit the community maybe the Council should go beyond the comments of a passionate individual and look at the financial benefit to the community in having a successful business.

The group discussed the proximity to the high school. Even though the entrance to the restaurant meets the technical regulations for distance, Fay Reber pointed out proximity is a factor to be determined by the City if the health, safety, and welfare of residents or people attending school activities will be endangered by the hard alcohol being served. Darin Thomas stated the door in the back does not move the business any further away from the school.

Ethelyn Humphries said she is interested in deciding if this is in the best interest of the public health, safety, and welfare. She stated she does not feel anyone should have a hard liquor license in the City. The City is still too small. Mr. Carson stated he believes some of the things that have been done at Baristas including moving the entrance to the back and the rules beyond the State requirements for serving alcohol and hiring Mr. Wholey can be considered efforts to protect the safety and welfare of the public. Mr. Carson said he does not drink and Hurricane is a wonderful small town but there are already seven limited restaurant licenses in Hurricane and Mr. Ward is just looking to up from limited to full service. Ms. Humphries stated, "I wouldn't grant one to anyone. There is no big demand for it."

Pam Humphries stated people are not always looking for a drink and a good restaurant does not have to have a liquor license.

John Bramall offered sympathy for the loss of Mr. Ward's mother. He stated he has noticed there are more customers at Barista's recently. Mr. Ward stated he is going to get complaints about his business because that is the nature of being in business but he is slowly stepping out of the business. Mr. Wholey said he does not get bothered when people leave because of the prices. He stated, "If I see Steve I make him go hide. I get along with him because I know how to handle him." Mr. Wholey stated he has been working at the restaurant for three weeks.

Mr. Carson said one of the reasons they wanted to come in is to stress that Mr. Ward is willing to sign an agreement to go six months under new management before asking for the full license. The goal is to get a full liquor license approval. Mr. Carson said their hope is that a new manager could be part of the reciprocation for the local consent. He stated the Council can make a decision. Pam asked for clarification on time frames for reconsidering an application for a full license. Mr. Carson stated they would be happy to stipulate that they won't even try to apply for six months while the City has time to see what affect the new management might have.

Fay Reber commented the City wouldn't lose anything by giving six months. Mr. Carson stated he would like to work with Mr. Reber to set the terms for the agreement and asked that it include a good faith reconsideration by the Council. Mr. Reber said the Council always acts carefully and considers items in good faith. Mr. Ward objected to the idea of an agreement, stating anyone can file a complaint or ask someone not to park in front of the restaurant or write a bad review within the next six months and then he is again subjected to a denial. He felt the City Council was blocking his right for commerce.

Mayor Bramall commented maybe six months can make a difference. He said he knows there are local people who love the restaurant and want to eat there.

Darin Thomas motioned to deny local consent for a full restaurant license with no six month reconsideration agreement because it does not fit the proximity, management style, or population to be served, seconded by Ethelyn Humphries. Motion unanimously approved with Darin Larson, Pam Humphries, Darin Thomas, and Ethelyn Humphries all voting aye.

Mr. Carson asked for a denial in writing as called for in the business licensing code but Mr. Reber clarified this is a denial of local consent not a business license so that section of the code does not apply.

Mayor Bramall commented he believes in the right to commerce and the right to do business but when the public clamor gets to the point where it has in Hurricane over the last two weeks he becomes concerned about even allowing the business to be licensed. He referred to mayors in other cities that have denied business licenses due to bad management and public clamor. He stated "I am going on record saying I want this business to be successful and want to notice the change in management."

Discussion regarding support for Dixie Applied Technology College (DXATC)– Mayor Bramall explained the college wants local support for more funding to move the college to its own campus. Kelle Stephens, DXATC Campus President, stated, "I think this is the coolest thing in Washington County giving residents the opportunity to get a certificate in a year and go out and get a good living." She explained the City of St. George bought the Tonaquint Center when the lease ran out on Dixie College. The Board determined exactly what DXATC needs with the programs they offer. The architects say they believe the college needs 250,000 square feet. The board decided on 175,000 square feet. They went to the State Legislature to request \$49 million but got \$31.9 million. They have to raise an additional \$13 million The legislative motion said not one dollar of state money can be spent until they have the \$13 million in hand. The only way they can do that is to bond. They spend \$700,000 a year on lease payments and hoped to apply that to bond payments. They do not have the authority to issue bonds so they are going to the entities to get support for bonds. Ms. Stephens told the Council about 700 students a year from Hurricane participate in the program. She said it looks like the college is going to need some help in the form of financial commitment. She stated a lease revenue bond is possible but they will still need the money for a bond payment. She said the County is willing to bond for them. Ms. Stephens said she came tonight to share the vision and the very significant problem, hoping at some point everyone in Washington County can kick in and make this happen. She said there is a history of getting things done in Dixie.

Council members said they can support the DTAX campus but would have to see numbers to make a decision on a financial commitment. Ms. Stephens stated the cost would be \$52 per person per year – about \$28,000 to \$35,000 a year commitment.

A suggestion was made to approach the Legislature again to fund the whole project. The school and the ground will belong to the State of Utah. Ms. Stephens said they are trying to do everything legislatively and would rather have just a \$5 million bond. She said, "I just need to know the Council wants to see this happen as much as I do. The majority of jobs are in the Applied Technology fields."

Darin Thomas said he supports the idea of an opportunity for education alternatives. Pam pointed out every city is having difficulties being able to pay the bills and does not know how well it will work to take that money for the college. Ms. Stephens encouraged everyone to "Put our heads together and come up with a solution." The site chosen for the college is up on the old St. George Airport site which will all become an education and high tech business park. She thanked the Council for letting her present.

Darin Larson was excused at 7:25 p.m.

Consideration and possible approval of a proclamation declaring May 17-23, 2015 as National Public Works Week – Mayor Bramall explained this honors the City personnel who make it possible for residents to get power, water, sewer service and drive on roads

Pam Humphries motioned to approve the proclamation declaring May 17-23, 2015 as National Public Works Week, seconded by Darin Thomas. Motion unanimously approved with Pam Humphries, Darin Thomas, and Ethelyn Humphries all voting aye.

Consideration and possible approval of a proclamation declaring May as National Bike Month-Arthur LeBaron explained he is an advocate of cycling and believes both children and adults should commute on bicycles. He issued a challenge for Council members to commute somewhere by bicycle this month. Darin Thomas asked what it would take to have bike lanes in the City of Hurricane so residents can ride safely. Arthur stated the City might have to eliminate parking on one side of the street to accommodate a bike lane.

Darin Thomas motioned to approve the proclamation declaring May as National Bike Month, seconded by Pam Humphries. Motion unanimously approved with Pam Humphries, Darin Thomas, and Ethelyn Humphries all voting aye.

Presentation from Richard Black, Beautification Committee Chairman, regarding bronze statue program- Mr. Richard Black thanked the Council for the opportunity to present proposals to:

#1 – Provide an opportunity to introduce bronze art into the City of Hurricane; and

#2 – Establish an Art in the Park Foundation with a primary goal of fundraising to pay for bronze art and making recommendations for the placement of art.

One of the places they feel is appropriate is in the new wayside park. He stated they understand there will be a replica of the Hurricane Canal and feel it would be fitting to have a full size ditch rider on a horse. He explained the cost for the horse, rider, and tack would be about \$140,000

Other locations suggested were along the path on the north side of the Community Center, in front of the Fine Arts Center, and in the front of the old cabin on The Wells Fargo property.

Mr. Black said there is some local bronze art in the area that might be available for long term lease. This would be art that has already been created.

He stated they do not expect a large amount from the City budget. The bulk would have to come from the foundation. Mr. Black offered credit to Corrine Stout for originating this idea and stated the Beautification Committee fully supports it.

Mayor Bramall said he supports the idea of art in the triangle park and in front of the Fine Art building.

Darin Thomas said fund raising would have to be very intense to reach that kind of goal. He asked if the foundation would be a subcommittee or a separate foundation. Clark Fawcett explained the foundation will be its own entity.

Mr. Black said they have asked for \$15,000 in the City budget so the community members could see some leased art to encourage the fund raising. He stated the foundation will be tax exempt but will be interested in continuing contributions from the City.

Pam Humphries said she thinks this is a great idea but believes the foundation should raise the money on its own. With the budget right now looking like it may not even fund continuing operations of the city art is probably not likely to be funded this year.

Those present discussed details of forming a foundation. Council members clarified there is no money coming from the City for this effort unless it is approved with the budget. Clark Fawcett reported he got the first RAP tax allocation of \$25.00. It is just beginning to trickle into the City.

Consideration and possible decision regarding appeal of zoning for a vacation rental property located at 2194 W 200 S-Scott Telford

Scott represented his dad Robert Telford who is the property owner. He explained they wanted to keep the house so the family could come and use it. They have been renting with a 30 day minimum but would like to have a vacation rental. Mr. Telford said the neighborhood is full of rentals right now. Scott stated they are trying to figure out a way for family to keep the house and use it as a vacation rental. He said they have found people who vacation rent are cool people because they treat the house well. He said they charge the transient taxes, use local businesses to take care of the property, and provide information on local attractions and businesses. He stated, "I see this as a plus for the neighborhood rather than long term rentals." They only allow up to six people to rent at a time, using the two bedrooms and a hide-a-bed.

Mr. Telford said he likes the idea of the application process and feels the neighborhood should be consulted.

It was explained the property is located in the Santa Fe Hills PDO overlay and vacation rentals were not a use approved in the PDO.

Pam Humphries motioned to deny vacation rental use for Mr. Telford because the City does not have a track record of vacation rentals in the PDO. Motion died for lack of a second.

Darin Thomas motioned to send the item back to the Planning Commission to discuss PDO zoning and vacation rentals. Ethelyn Humphries seconded the motion. Pam Humphries voted no and Darin Thomas and Ethelyn Humphries voted yes. Motion failed.

Mr. Telford was told he could come back for another opinion when there is a full Council.

Presentation of available services to the city by CEC-TV-Marcus Farnsworth – this item was continued to next meeting.

Discussion regarding possible annexation of additional areas in the future annexation area - Mayor Bramall said there are some unallocated water sources on the East Bench and he would like to annex that area. He expressed concern with the possibility of a Grand Canyon Parashant National Monument limiting development in this area. He stated the City would also like to annex the Sand Mountain area into the City. Mayor Bramall stated this is a long process and this is just the beginning discussion. He said there are 44 OHV clubs in favor of protecting Sand Mountain for open recreation and he has discussed it with the Utah congressional and senate delegations. He said his proposal is for 64000 acres in Sand Mountain and 2000 acres up on East Bench with the goal of protecting recreation areas. Mayor Bramall stated the land is primarily BLM with limited private land on the East Bench and 1280 acres owned by SITLA and 80 acres privately owned in Sand Mountain. He recommended they be annexed with an open space with recreation zoning. Fay Reber asked if BLM and SITLA would be willing to sign a petition for annexation. He will look at the annexation procedure under the City's annexation policy plan and the State statutes.

Public Hearing to take comments on 2015-2016 preliminary budget - Darin Thomas motioned to open the public hearing, seconded by Pam Humphries. Motion unanimously approved with Darin Thomas, Pam Humphries, and Ethelyn Humphries voting aye. Hearing opened at 8:20 p.m. There being no public comments, Darin Thomas motioned to close the public hearing, seconded by Pam Humphries. Motion unanimously approved with Darin Thomas, Pam Humphries, and Ethelyn Humphries voting aye. Hearing closed at 8:21 p.m.

Consideration and possible approval of a resolution approving the 2015-2016 preliminary budget – Darin Thomas asked for the difference between the proposed budget and the money available. Clark Fawcett explained the General Fund will need to be cut about \$2 million. The next step is to get the cost of complete from all the departments and schedule a meeting at the end of May or the beginning of June to meet with department heads and make the cuts. A balanced budget must be passed by June 18th.

The total budget for all the funds is over \$34 million dollars.

Darin Thomas motioned to approve the resolution approving the 2015-2016 preliminary budget, seconded by Pam Humphries. Motion unanimously approved with Darin Thomas, Pam Humphries, and Ethelyn Humphries voting aye.

Discussion regarding proposed Southwest Regional Sports Complex – Mayor Bramall reported he has been meeting with different entities about the project. They have formed a 501(c)3 private, non-profit corporation to look into the creation of a complex. He stated they have support from people with money and are not proposing this for any City funds except maybe recreation impact fees. He stated they are proceeding with formation of a corporation to help move the project forward. Resident Don Triptow stated he understands the Seattle Mariners have a 20 year contract for winter training camp with Peoria, Arizona that was just renewed and won't expire until 2034. He asked, "Why would the City want to try to compete with the Peoria facilities." Mayor Bramall said they have talked to Ted Hite from the Mariners.

When asked for a location of the complex Mayor Bramall explained, "We are looking at SITLA property, WCWCD property, and the property north of Sand Hollow Resort designated for a school and a park." He said supporters are asking that the City own the land. They have not yet done a feasibility study. He thanked Don Triptow for the information on the Mariners. Mr. Triptow stated it is apparent the mayor is actively supporting this proposal and information on it should be available to the public. Mayor Bramall clarified the only mayor donations have been time and effort and he is bringing up this information for the public.

Resident Heidi Anderson said her concern is that the residents who live in Sand Hollow Resort did not buy into the area to have a huge sports park in their back yard. Clark Fawcett said the residents should talk to their developer because the developers were the ones who originally presented this idea. Mayor Bramall said he has been bringing up the idea of impact on the houses and property owners in the meetings. The City's property was intended for a park and a possible ball field in the Sand Hollow Resort plans and the School District property was shown with future schools. Mayor Bramall said schools would not be taken out of the plan. Sports fields would only be developed in consideration of future school facilities.

Ms. Anderson stated the Sand Hollow Resort developers are not sharing what they are pushing and there have been changes so the residents who invested there are uncomfortable.

Clark Fawcett said he feels it is important to hear what the residents are concerned about because they have so far only heard from the developer at Sand Hollow.

Ms. Anderson asked who created the 501(c)3. Mayor Bramall named Terry Alan, Dave Wilkey, himself, and other board members as the creators. He stated Robert Roche said he will put up the money for a feasibility study but none has been commissioned.

Mayor, Council and Staff reports

Pam Humphries Court, Water, Power, Hurricane Fire and Ambulance Department – There will be a public hearing on May 21st regarding the Fire District. Pam will miss the meeting on the 21st. Pam asked Chief Kuhlmann about an ambulance in New Harmony to help prevent an underserved area as an island in the County.

Ethelyn Humphries Sewer District, Fire District, Solid Waste, Building Inspector – Ethelyn announced the Sewer District Manager position has been offered to Michael Chandler from St. George. Second in line is Nathan Hall. Darwin Hall will be retiring in early summer.

Darin Thomas Recreation, Parks & Cemetery, Swimming Pool, Board of Adjustment, Historical Preservation, Beautification – Darin announced there will be a Trails Committee meeting next week.

Mayor Airport, Administration, Building, Police, Animal Control, School Crossing Guards, Emergency Management, Victim Services, Public Works, Engineer

Darin Thomas motioned to close the meeting to discuss pending or possible litigation, seconded by Pam Humphries. Motion unanimously approved with Darin Thomas, Pam Humphries, and Ethelyn Humphries voting aye. Meeting closed at 8:40 p.m.