

PAROWAN CITY COUNCIL MEETING May 13, 2021 – 6:00 P.M. Parowan City Council Chambers 35 E. 100 N., Parowan, UT 84761

CITY COUNCIL MEMBERS PRESENT: Mayor Preston B. Griffiths

Councilmember David M. Burton, Sr. Councilmember Matthew Gale Councilmember James M. Harris Councilmember James W. Shurtleff Councilmember Patricia A. Veselv

CITY STAFF PRESENT: Cleve Matheson, City Manager; Justin Wayment, City Attorney; Callie Bassett, City Recorder; Judy Schiers, Treasurer; Stacy Gale, Deputy Treasurer; Heather Shurtleff, Deputy Recorder

PUBLIC PRESENT: Please see attached sign in sheet.

WELCOME AND CALL TO ORDER: Mayor Griffiths called the meeting to order at 6:00 p.m.

OPENING CEREMONIES: Mr. Dan Cowen offered the invocation. He then led the Council and the public in the pledge of allegiance.

DECLARATION OF CONFLICTS WITH OR PERSONAL INTEREST IN ANY AGENDA ITEMS: There were no conflicts.

****DUE TO THE TIME CONSTRAINTS OF SOME OF THE PRESENTERS, THE AGENDA WAS REARRANGED AS FOLLOWS:

1. PUBLIC HEARING TO HEAR COMMENTS REGARDING THE TENTATIVE BUDGET FOR FISCAL YEAR 2021-22 (3 minutes each):

MOTION: Councilmember Shurtleff moved to open the public hearing to hear comments

regarding the tentative budget for fiscal year 2021-22.

SECOND: Councilmember Gale seconded the motion.

VOTE: A roll call vote was taken as follows:

AYE NAY

Councilmember Vesely

Y

Councilmember Harris

Χ

AYE NAY

Councilmember Gale X
Councilmember Burton X
Councilmember Shurtleff X

The Council voted unanimously in favor of the motion. The motion carried. The public hearing was opened.

Comments: There were no comments from the public.

MOTION: Councilmember Gale moved to close the public hearing to hear comments regarding the tentative budget for fiscal year 2021-22.

SECOND: Councilmember Vesely seconded the motion.

VOTE: A roll call vote was taken as follows:

AYE NAY
Councilmember Vesely X
Councilmember Harris X
Councilmember Gale X
Councilmember Burton X
Councilmember Shurtleff X

The Councilmembers voted unanimously in favor of the motion. The motion carried. The public hearing was closed.

2. ACTION MEETING AGENDA ITEM 9 – APPROVAL OF MEDICAL BENEFITS FOR FISCAL YEAR 2021-22: Bill Phelps, with HUB International

Mr. Phelps discussed the medical benefits for the coming fiscal year. There is a 5.4% increase on the renewal rates with PEHP. This is a \$21,000 increase over last year's premiums. The plan designs stay the same. Mr. Phelps said that PEHP has called this year's renewal a "trend renewal," an adjustment made now so that the increases will not be so large in the future. With the Coronavirus this past year, people were not going in for their elective surgeries. The result was that claims were lower this year. However, they are afraid that people will rush in this coming year to have those services performed. Without this adjustment, rates could increase 9 or 10%.

PEHP is a state trust and is self- funded. When the plan runs well, they refund those premium dollars back to the participants. The City of Parowan has received refunds for the past several years. Last year's refund was \$9,000. PEHP has informed Mr. Phelps that this year's refund will be substantially greater.

MOTION: Councilmember Vesely moved to approve the medical benefits [with PEHP] for the fiscal year 2021-22.

SECOND: Councilmember Harris seconded the motion.

VOTE: All Councilmembers voted in favor of the motion. The motion carried.

3. SPECIAL PRESENTATION BY CHIEF MIKE BERG:

Chief Berg publicly expressed his appreciation for the fine officers who serve on the Parowan Police force. They are a diverse group of officers, and they each know what they are doing. He explained how stressful it is being a Law Enforcement Officer, and the affect that stress has on their families. He told the Council that there is a lot of anti-police rhetoric going on in Iron County, and even in Parowan. But, he said, he and his police officers don't care. They will serve and protect those people as they would anyone else. They are happy to do it.

Chief Berg expressed his concern about the mental health and well-being of each of his officers and their families. He said it is so important to talk about mental health and making sure that each officer and family member receives the support they need.

Chief Berg talked about a call that Officer Kwiatkowski responded to. Parowan is 24/7 agency. Officer Kwiatkowski received an attempt to locate call in the early morning hours regarding a subject who was having a mental health crisis live on Facebook Live video. This post had 9,000 shares at the time dispatch called Chief Berg. Dispatch was taking hundreds of calls in their dispatch center. This subject posted a post that said, "Light Warriors Unite, Exit 45, Utah". The subject was wanted out of Oklahoma for a non-custodial kidnapping 7 days prior. The 2 year old and the 5 year old were in the vehicle. The subject told the children that the police were going to kill her, and the children should not let them take her. She was in an absolute mental crisis.

Officer Kwiatkowski was able to pull the car over, remove the subject from the car and reassure her that her children would be safe and taken care of. Chief Berg said Officer Kwiatkowski was the right man for the call. He handled it completely differently than Chief Berg would have, and it had a very positive ending. Departments in Oklahoma and Chicago as well as many other agencies were watching the Facebook Live, and commented on what an excellent job Officer Kwiatkowski did in handling the situation. Chief Berg said these officers know what they are doing, and they are good at what they do.

Chief Berg said the officers of the Parowan Police Department serve their communities because they want to be here to serve them. They have all had opportunities to go somewhere else. There is a reason they stay. It is because of a Council that supports them and understands their needs when it comes to training and new unfunded mandates.

Councilmember Harris told Chief Berg that he had a brother that was with the Highway Patrol who died chasing a speeding car. He was 32. Councilmember Harris said Parowan has the best Police Department they have ever had, because the Council has been willing to pay. He said he doesn't ever want any of our officers to not come home to their families. He pled with the officers to never let their guard down. He said he hopes the audience understands that these men are just dads and husbands. They are just like us, but they do a job that has to be done. He said he is really proud of Officer Kwiatkowski. He said we are proud of our police department because they do a dang good job.

Councilmember Harris also said there is going to be a run on "disarm the citizen". He said what everyone needs to understand is this country would be anarchy, and no police department could function if the citizenry wasn't armed. It's happened in history thousands of times, so don't ever buy that. If the police don't have backup, which is us, we will become an anarchy state. He asked the audience to support their police because they do a great job.

Chief Berg told the Council how much he appreciates their support. He appreciates the open line of communication they have. He said the police force is doing some neat things in Parowan, and they are able to do that because of the Council's support.

Mayor Griffiths told Chief Berg the complaints against the police department are way down, and the compliments are up. He thanked him for doing a great job.

4. **REGULAR PUBLIC COMMENTS:** There were no public comments.

CONSENT MEETING:

- 5. Approval of Minutes from City Council Meeting, April 8, 2021
- 6. Approval of Warrant Register
- 7. Approval of Beer Licenses
- 8. Approval of Gibb Minor Subdivision
- **9.** Approval of Shade Tree Committee Members Randall "Randy" Frantz, Ron Roth, Linda Smith

MOTION: Councilmember Harris moved to approve the consent agenda items 4-8 [5-9].

SECOND: Councilmember Shurtleff seconded the motion.

VOTE: All councilmembers voted in favor of the motion. The motion carried.

ACTION MEETING:

10. Approval of Tentative Budget for Fiscal Year 2021-22

MOTION: Councilmember Harris moved to approve the tentative budget for fiscal year 2021-22.

SECOND: Councilmember Vesely seconded the motion.

VOTE: All Councilmembers voted in favor of the motion. The motion carried.

11. Employee Notice of Business Interest and Transaction with Parowan City Providing for Compensation:

Councilmember Burton said they did a cost comparison with other farmers in the area and the cost estimates that Mr. John Dalton provided. They found that Mr. Dalton's figures were in the reasonable, especially since Mr. Dalton is an employee and would be in site anyway. They felt this should be approved. Mr. Wayment added that Mr. Dalton's rates are below the 2018 Utah Farm Custom Operation Rates. He said Mr. Dalton's rates are very reasonable.

*This item was approved at the previous council meeting based on agreeable research findings. The findings were well within the desired 5%.

12. Recommendations from Water Board Regarding Culinary and Pressurized Irrigation Use and Fees

Councilmember Shurtleff said the Water Board has recommended that both the culinary and pressurized irrigation rates be increased by 1.50% to prevent a huge jump in rates in the future.

*This will be approved when the fee schedule for fiscal year 2021-22 is approved.

13. Future Pool Concept and Report Presented by the Pool Committee - Wendy Lauer:

Mrs. Lauer reminded the Council of the pool committee membership: Councilmember Burton, Councilmember Vesely, Wendy Lauer, Rochelle Topham, Mollie Halterman, and Jamie Bonnett (alternate). She reported that the pool committee has done a huge amount of research on municipal pools. They have toured many municipal pool facilities (in communities with similar populations) and talked with municipal leaders and managers over their pools. They have come to the following conclusions on what would be best for Parowan City:

- An Indoor/Year-Round Pool with 6 25 yard lanes, with a Separate Kiddie Pool
 - Fitness Classes
 - Learn-to-Swim Classes
 - Aqua Therapy
 - Lap Swimming
 - High School Swim Team/Water Polo
 - 12 ft. Deep Diving Board
 - Fenced Gathering/Grilling Area
 - Reunions
 - Birthday Parties
 - Community Activities
- Well-Defined Safe Entrance
- ADA Compliant
- Complete Build Goal \$3-4M Donations/In-Kind Support
- Solar Heat Transfer Panels
- Stamped Concrete Where Applicable Providing Lower-Cost Maintenance
- Retractable Roof Openings with Screens
- Energy Efficient Boiler
- Side Openings for Cross Ventilation
- Careful Lay Out and Design for All Abilities
- Water Smart Pumps and Drains

Building Accents:

- Smart-Designed Lobby
- Multi-Purpose/Training Rooms

- First-Aid/Triage Area
- Wind Friendly Structure
- Bike Racks
- Sign/Marquee
- Covered Picnicking/Grilling Area
- Ample Public and Private Storage Space and Deck Areas
- Spectator Seating
- Adequate Parking

The pool committee feels strongly that this facility will improve the quality of life for everyone in our community. They feel that this will help the community come together. Councilmember Harris thanked Mrs. Lauer and the committee for the time they have put in to their research.

Councilmember Burton explained to the Council what a fantastic job these ladies have done on researching this information. They not only looked into what they would like the pool to look like, but they researched all of the mechanical operations of a pool as well. Councilmember Burton couldn't say enough good things about how detailed and organized these women were.

Councilmember Gale asked if the committee talked to anyone about operating costs. Councilmember Burton said they did. Mollie Halterman said they found that the operating costs were \$150,000 - 185,000 per year, including employees.

Mr. Mick Lauer addressed the council. He said when you think about this pool, he said it is more of an investment than anything. He said he and Mr. Matheson are working hard on bringing in businesses. He said he can bring in the businesses, he can hire the people, but he can't tell them where to live. He wants them to live in Parowan. A pool is part of the things they are going to look at for their children.

Mrs. Halterman addressed the council. She said when the committee was formed and they met together, they were very open to the responsibility they were charged with. They were not set on anything. They discussed redoing the old pool. They even discussed what would happen if they closed the pool forever. She said they toured a pool similar to the one we have that is under construction, and was already a nightmare. They talked about building a year round pool which, she said, felt very indulgent. As they looked at the various options, she said they came to the conclusion that the only responsible and prudent option from a financial and maintenance perspective was the indoor year-round pool. She said they can break it all down financially, but what it comes down to is it stops you from having to continually re-do, re-do, re-do. These pools last.

She said the committee is already into this project over 100 hours, and probably closer to 200 hours with research, meetings, phone calls, and a field trip. She said they knew if they studied it and talked to other municipalities and pool managers, city managers, financial professionals, they could learn what they needed to do for Parowan. She said they all recognize that this is a

ton of work and a ton of responsibility. They have learned what to do and what not to do. She said they had more than one pool manager tell them they were jealous because they wished they could have done what this committee is doing before they built their pool. She said this has been a great approach.

They were asked to approve a concept. She said we had an old building. The community said let's just re-do it. They talked about that. The talked about it not being the best for the health and well-being of the people that had to work there. They talked about it not serving the community – the community had outgrown it. They made the decision to build a new facility. She said they never thought they would see that happen. She said she thinks they are still a little surprised in a lot of ways.

She said they have approved a concept. She said when you think about the old pool, you can think about it in exactly the same way as the city office building. We know these things. Parowan needs a pool for the kids. It needs to be indoor and year-round. It has a similar operation cost to an outdoor, 3 month pool. She said it is hard to believe, but it can be broken down for the Council. She said they can pull them into meetings with people who have been there and done that. She said we then have 12 months to make up the difference with offset revenue. She said this the difference. She said they have just started scraping the surface of the ways they will generate this revenue. They feel very confident about that.

Mrs. Halterman said the community needs a hub and a place to gather to unite. The old pool was wonderful. The new pool will be wonderful, but it will serve many more people in the community of all ages and all abilities. It will be a place to unite, a place to come together, and a place to be proud of something that is ours – the citizens of Parowan.

Mrs. Halterman said we often hear, "Well, it's just Parowan", as if we shouldn't have very high expectations. She said she like why not. Why shouldn't we have high expectations for Parowan? She said instead we should say, "Because it's Parowan, we deserve it, and our children deserve it." She said she thinks about the people that have gone through what it takes to make Parowan what it is, we deserve it. The people of Parowan deserve it.

Mrs. Halterman said because Parowan is their top priority, the committee pledges to continue to work, research, investigate and study out the safest, most cost effective, best design for Parowan's future pool. She said they understand that pool lose money. She said they pledge to close the gap between profit and loss in every decision that they make on behalf of Parowan City. Parowan, and the people of Parowan, are always first.

Mrs. Halterman said she called [Dominion Energy] and was on the phone with them for two and half to three hours discussing what they could do in terms of helping Parowan with a design strategy and plan to make this a really energy efficient pool. They are very excited to get involved with this project and help make this a win for Parowan and make this a model pool. She said they also talked about \$10,000 to \$20,000 in rebates. She said their designs can save us 30-40% on gas and water. She said this doesn't feel scary. This feels exciting.

Mayor Griffiths thanked the committee for all they have done. He said the amount of time and work they have put into this is obvious.

Councilmember Burton said this Council agreed to move forward in building a new pool. He said they made a commitment, and they have to build this pool. They cannot wait. The clock is ticking.

Callie Bassett thanked the committee for their hard work and the information they presented. She asked what the next step is for the committee. They said the next step is getting the RFP. Councilmember Gale said he appreciates all that the committee has done. He said he wants to stress with the committee that they find the hidden costs right now instead of when we are ready to close and find out we need more money. He said it sounds like the committee is doing that, and encouraged them to keep digging. He said he appreciates that very much.

Rochelle Topham said that initially they thought they could do a pool for \$2-3 million. After investigating the cost of different boilers, etc., they have found that it will actually cost more like \$3-4 million.

MOTION: Councilmember Burton moved to accept the Pool Committee's recommendation and to move forward on working on an RFP.

SECOND: Councilmember Vesely seconded the motion.

Councilmember Harris said the committee has given the Council a list of the things they want. They will work with the city engineers to make sure that the things that the committee wants, what the community wants, are in that RFP. He said we have to get an RFP so that we can get costs so we know what we are looking at.

Mr. Matheson said what the committee proposed is giving the council a whole lot of boxes to check. Once the RFP is out, there will be engineering firms come in and make presentations. He said he really thinks the committee should be there for the presentations and let them decide if all of the boxes have been checked.

Councilmember Burton expressed again his sense of urgency to move forward and not delay in the decision process. Councilmember Gale wanted to make sure that the City has the money in the budget at this time to move forward with the RFP. He was assured that the money is there, it will be taken from the current pool budget.

Mr. Matheson pointed at that the committee will see the presentations and make their recommendation, but the Council will make the final approval on the RFP.

Mrs. Halterman said the committee knows this is just the beginning and recognizes how much work is in front of them. She said if they are welcome, they would like to be there for each step of the process. Councilmember Vesely said that you can see in this group that every day they get pleasure out of learning something new that they didn't know the day before and how it fits

in what they want to do and what the final project is going to be. She said it's not like they are working blind. They really do have an understanding of what the City needs, when they can get it, and they will know how much it costs before they start.

VOTE: The Council voted unanimously in favor of the motion. The motion carried.

WORK MEETING:

14. Fee Schedule for FY22

The council reviewed the proposed fee schedule for FY2021-22. Mr. Matheson said that Councilmember Gale has been told by the people that rent the ballfields that the City isn't charging enough for those. The recommendation is to change the daily rental to \$100 per field or \$300 for the complex.

Mr. Matheson asked the Council to review the fee schedule throughout the week and if there were any changes the wanted to make to let him know. There was discussion about the on/off fee to turn water on or off in non-emergency situations.

15. Reports and Updates – Elected Officials and Staff:

Councilmember Vesely reported that the theater board has brought in a couple of people who would like to direct plays. There isn't much more going on than that right now.

Councilmember Harris reported that the Economic Health and Development committee met. He said he needs to get with Cleve and look at their priorities and see if they can get funding for these. The Power Board didn't meet this month.

Councilmember Gale didn't have anything to report.

Councilmember Burton reported that the Shade Tree Committee tried to meet, but they didn't have a quorum. It looks like they will have a quorum now and will be able to proceed with their projects. The Planning and Zoning Commission met. They are going to hold their meetings at 5:30 p.m. They would like to work out a retreat with the Council, most likely the first of the year. They are still editing the General Plan and hope to be done by the end of July.

Councilmember Shurtleff reported that the Historical Preservation Committee met and approved the temporary fire wood stand on 200 South next to the Pizza Barn. He reported that he and Mr. Matheson attended in person the Iron County Coordinating Committee meeting for the first time in over a year. There was a presentation by the Cedar City police chief on the drug task force. He said the Council needs to seriously consider proposals coming from Chief Berg because Parowan does not have a representative on the drug task force, so we aren't receiving the benefit of that group. He said that is something that we need to think about.

Councilmember Shurtleff also reported that the Water Board discussed the wasteful use of culinary water. There is a resident using 600,000 gallons of culinary water in a month. Mr. Matheson advised the board that there is an ordinance in place that allows the Water Master to deal with these type of situations. He said they also need to consider this on the fee

schedule because currently a person who uses 600,000 gallons of water is paying the same amount per gallon as someone who uses 15.001+ gallons. Councilmember Shurtleff said that Sam Halterman brought up that the Parowan Valley Pumpers formed an organization very similar to the Iron County Water Conservancy in Cedar City to protect the underground water rights of Parowan Valley. The state is cracking down and if they don't come up with a plan to help recharge the aquifer, the state will start eliminating water rights. He said will not only affect the farmers, but the City as well with some of their most recent water rights purchases. Parowan City should be involved with this. There will be a voluntary donation requested of approximately \$1500. This will need to be approved by the Council.

16. Closed Session to Discuss the Purchase, Exchange or Lease of Real Property; and the Sale of Real Property, Including Any Form of Water Rights or Water Shares:

MOTION: Councilmember Vesely moved to go into closed session to discuss the purchase, exchange or lease of real property; and the sale of real property, including any form of water rights or water shares.

SECOND: Councilmember Harris seconded the motion.

VOTE: A Roll Call Vote was taken as follows:

N

All Councilmembers voted in favor of the motion. The motion carried and the Council moved into closed session at 8:53 p.m.

Present in the closed session: Mayor Griffiths, Councilmembers Vesely, Harris, Gale, Burton, and Shurtleff, City Manager Cleve Matheson, City Recorder Callie Bassett and Mr. Rex Burton.

MOTION: Councilmember *** moved to move out of closed session.

SECOND: Councilmember *** seconded the motion.

VOTE: All Councilmembers voted in favor of the motion. The Council moved out of closed session at 9:35 p.m.

ACTION MEETING

17. Any Action Necessary as a Result of the Closed Session: No action was taken

18. Adjournment:

MOTION: Councilmember Burton moved to adjourn. **SECOND:** Councilmember Gale seconded the motion.

VOTE: All Councilmembers voted in favor of the motion. The motion carried.

The meeting was adjourned at 9.35 p.m.

Preston Griffiths, Mayor

Callie Bassett, City Recorder

Date Approved: <u>5/27/2021</u>



PAROWAN CITY COUNCIL MEETING MAY 13TH, 2021

For the purposes of COVID-19 Organizational Oversight,
Please Print Your Name and Contact Information (Phone# or Email Address)

NAME:	CONTACT INFORMATION:
Judy Schiers	Caylor & Conna Matheeva
Stacy Gale	Addison & Adams
Jamie Bonnett	Down & Karissa Kwiatkowski
Rochell Top ham	Merinda, Madison, Wason, McKer
Diane Sipnan	
Niw & ammile Hypson	
Bog Whitelaw	
Ren D. Bu-ton	
mollie Hutzernan	
Wendy + Mick Lauer	

2021/2022 Beer Licenses							
NAME	CLASS	POLICE APPROVAL	DATE	CITY COUNCIL APPROVAL	DATE		
Calvario's Family Restaurant	С	a eny	5/4/21	Ast.	05.13.2021		
Hart's Gas and Food, LLC dba KB Express	A	m la V	5/11/21	Ali 1	05.13,2021		
Maverik	Α	mento	5/4/21	46.11	05.13.2021		
Pizza Barn	С	meny	5/11/21	W.	05.13.2021		
Southern Country Stores	A	melacy	5/11/21	A.	05:13:6021		
TA Operating Corp dba Travel Centers of America	A	m3 m/	5/4/21	1 1× //	06.13.2021		

EMPLOYEE NOTICE OF BUSINESS INTEREST AND TRANSACTION WITH PAROWAN CITY PROVIDING FOR COMPENSATION

Employee Information:

John Dalton Parowan City Public Works Department 405 N Main St. Parowan City, UT 84761

City Information:

Parowan City Municipality 35 East 100 North Parowan City, UT 84761

I, John Dalton, do hereby disclose that I am part owner/operator of certain farm equipment owned by D9 Farms LLC, which Parowan City desires to lease for the improvement of land owned and operated by the City which is located adjacent to the City sewer lagoons. As a result of the City's temporary need of farm equipment to prepare field/ground for the City's future disposal, by land application, of certain sewer water, I have been requested to lease said farm equipment to the City for its use to prepare the field for irrigation and cropping. Equipment will be leased at the following rates:

Track filin Disking: Rolling: Drilling:	g: \$90.00 per hour x 16 hours \$164.90 per/hour x 12 hours \$75.26 per/hour x 8 hours \$100.00 per/hour x 8 hours	= 5	\$1,440.00 \$1978.80 \$602.08 \$800.00	
Estimated Total T	ime: 44 hours			
Total Estimated C	ost:\$4820.88			
Approved by the	City Council of Parowan City, U	tah this	ohn Dalton day of Preston B. Griffiths, Mayor	, 2021.

PAROWAN POOL COMMITTEE FUTURE POOL CONCEPT AND REPORT

"PLAN FOR WHAT YOU WANT IT TO BECOME"

Pool Features:

- Indoor/Year-Round, 6/25-yd Lanes w/Separate Kiddie Pool
 - Fitness Classes
 - Learn-To-Swim Classes
 - Aqua Therapy
 - Lap Swimming
 - High School Swim Team/Water Polo
 - 12-feet Deep for Diving Board
 - Fenced Gathering/Grilling Area
 - Reunions
 - Birthday Parties
 - > Community Activities
- Well-Defined Safe Entrance Durable Project
- Improves Quality of Life for Everyone in Our Community
- ADA Compliant
- Complete Build Goal of \$3-4M Donations/In-Kind Support
- Solar Heat Transfer Panels for Pool Heating
- Stamped Concrete Where Applicable Providing Lower-Cost Maintenance
- Retractable Roof Openings with Screens
- Energy-Efficient Boiler
- Side Openings for Cross Ventilation
- Careful Lay Out and Design for All Abilities
- Water Smart Pumps and Drains

Building Accents:

- Smart-Designed Lobby
- Multi-Purpose/Training Rooms
- First-Aid/Triage Area
- Wind-Friendly Structure
- Bike Racks
- Sign/Marquee
- Covered Picnicking/Grilling Area
- Ample Public and Private Storage Space and Deck Areas
- Spectator Seating
- Adequate Parking

Thank you for your time and consideration. We have been educated and make this recommendation to the best of our abilities. The Committee looks forward to furthering this process and seeing this pool become more than a concept. Wendi Lauer

PAROWAN POOL COMMITTEE MEMBERS

Councilman Burton

Councilwoman Patti

Mollie Halterman

Rochell Topham

Wendi Lauer