



**MINUTES OF THE SPRINGDALE TOWN COUNCIL MEETING HELD  
WEDNESDAY, JUNE 10, 2020**

**This Council meeting did not have an anchor location and was conducted entirely via electronic means. Council members connected remotely. The meeting was available to the public for live viewing/listening.**

Meeting convened at 4:00pm

**MEMBERS PRESENT:** Mayor Stanley J. Smith, Council members Randy Aton, Lisa Zumpft, Adrian Player and Suzanne Elger

**ALSO PRESENT:** Town Manager Rick Wixom, Director of Community Development Tom Dansie, Town Attorney Greg Hardman, Town Attorney Devin Snow, Deputy Clerk Katy Brown, and Town Clerk Darci Carlson recording. See attached sheet for attendees signed into the meeting.

**Motion made by Lisa Zumpft to approve the special meeting agenda. Seconded by Randy Aton.**

**Player: Aye**

**Zumpft: Aye**

**Aton: Aye**

**Elger: Aye**

**Smith: Aye**

**Motion passed unanimously.**

**Motion made by Lisa Zumpft to go into closed session for discussion of pending or reasonably imminent litigation. Seconded by Suzanne Elger.**

**Player: Aye**

**Zumpft: Aye**

**Aton: Aye**

**Elger: Aye**

**Smith: Aye**

**Motion passed unanimously.**

The Closed Session commenced at 4:03pm.

**MEMBERS PRESENT:** Mayor Stanley J. Smith, Council members Randy Aton, Lisa Zumpft, Adrian Player and Suzanne Elger

**ALSO PRESENT:** Town Manager Rick Wixom, Director of Community Development Tom Dansie, Town Attorney Greg Hardman, Town Attorney Devin Snow, Deputy Clerk Katy Brown, and Town Clerk Darci Carlson recording. See attached sheet for attendees signed into the meeting.

Closed session ended at 4:59pm.

No action was required of the Closed Session.

Regular meeting convened at 5:03pm

**MEMBERS PRESENT:** Mayor Stanley J. Smith, Council members Randy Aton, Lisa Zumpft, Adrian Player and Suzanne Elger

**ALSO PRESENT:** Town Manager Rick Wixom, Director of Community Development Tom Dansie, Town Attorney Devin Snow, Town Treasurer Dawn Brecke, Police Chief Garen Brecke, Public Works Superintendent Rob Totten, Parks and Recreation Director Ryan Gubler, Streets Department Robert George, Deputy Town Clerk Katy Brown, and Town Clerk Darci Carlson recording. See attached sheet for attendees signed into the meeting.

**Motion made by Lisa Zumpft to approve the agenda for June 10, 2020. Seconded by Randy Aton.**

**Aton: Aye**

**Elger: Aye**

**Zumpft: Aye**

**Player: Aye**

**Smith: Aye**

**Motion passed unanimously.**

**A. Discussion and Information**

**1. General announcements:** Mr. Aton said the Bureau of Reclamation issued the draft Environmental Impact Study (EIS) for the Lake Powell Pipeline. Substantive public comments were due September 8<sup>th</sup>. Sources, such as Conserve Southwest Utah, had summaries and pertinent points. Mr. Aton encouraged comments from all residents.

Mr. Aton mentioned a large camping development had been proposed for Kolob Mountain. Consideration of this item would go before the Washington County Planning Commission at their June 23<sup>rd</sup> meeting.

- Ms. Zumpft asked to discuss this topic in more detail later in the meeting.

Given the unrest currently going on in the nation, Mayor Smith wanted to publicly express support for the Springdale Police Department. Mayor Smith said the police department would not be disbanded as long as he was Mayor.

**2. Zion National Park update:** Superintendent Bradybaugh reported.

- May visitation was down 66% compared to last May; year-to-date visitation was down 50%. In 2019, there were 1,400,000 by this time compared to 696,000 visitors for the current year.
- Lower Emerald Pools trail would be open on weekends. Trail crews would work on Middle Emerald Pools during weekdays. The Park was on track to have the Middle Emerald Pools trail completed by July 4<sup>th</sup>. Upper Emerald Pools trail was accessible via the Kayenta Trail.
- Canyon Overlook trail was now open after crews replaced planks on the boardwalk.
- Parking continued up canyon with approximately 1,000-1,100 cars being cycled in the upper canyon every day. People were also riding bikes or walking up canyon.
- The Park was working to get shuttle operations running but needed to conduct safety/mechanical checks and retrofit busses to accommodate coronavirus requirements. The target start date for in-Park shuttles was the end of the month. The Park was considering a timed-ticket option for shuttle riders. Normally a bus would seat 68 people, with up to 80-90 at full standing-room-only. Under COVID standards only 33 seated people would be allowed on the bus. Springdale shuttles would not run at this time since there was a limitation on drivers. Private shuttle companies with commercial use authorization would continue.

**3. Council department reports:**

Mr. Aton reported:

- The Hurricane Valley Fire District April/May call report was provided with the meeting packet. A new brush truck at the fire station. Also, the ambulance had engine problems but was replaced by another. Crews were deployed for one wildfire and continued to work to reduce fuel loads. A fireworks prohibition was in effect for the entire Hurricane Valley area.

- The Streets Department had pressure washed cross walks, painted 'no parking' curbs, striped the Majestic View parking area, patched multi-use trails, and installed all pedestrian wayfinding signs. Repair of buckling sidewalks due to heat would begin and finish by Friday.

Ms. Elger reported:

- The History Center Committee would meet on Friday. Two contractors would provide a bid for hazardous materials removal. Also, Korral Broschinsky had conducted an Intensive Level Survey on the property.
- The paid parking program was reinstated however use was minimal at this point.
- River Park was very busy but would likely ease since tubing finished. Staff painted directional arrows, installed post and rope, installed bike racks, and intended more enforcement presence to help manage the parking in this area.
  - Ms. Zumpft mentioned curbs painted with 'no parking' were not noticeable.
- All water stations on the Town trail were working.

Ms. Zumpft reported:

- The Housing Consultant met with stakeholders in Town to collect information. Ms. Zumpft attended the Washington County Housing Action Coalition quarterly roundtable and would relay relevant information from this meeting to the consultant.
- VIPERS weeded the Community Center today. She thanked them for their work.
- The Zion Regional Collaborative (ZRC) Guiding Committee would meet later in June to discuss how to keep the full-time coordinator position for this group.
- Ms. Zumpft participated in ULCT LUAU training. She indicated these trainings provided good, general information for Planning Commissioners or others.
- She participated in a number of calls related to COVID and economic recovery.

Mr. Player reported:

- Public Works sandblasted, painted and reinstalled filters 3 and 4 at the water treatment plant. This was their key project for the month.

Mayor Smith reported:

- The Fourth of July parade and the Lions Club Pancake Breakfast had been canceled.
- Negotiations continued between the Solid Waste District and Republic Waste for land fill and recycling services. The rate for recycling would increase for residents but the opt-out period would likely start in July. Recycling was no longer mandatory. Mayor Smith indicated more information would come.
- The Transit Committee would meet in a week to discuss the move forward plan. Based on the completed study, transit from St. George to Springdale was viable for at least 15 years.

**4. Community questions and comments:** None were asked.

## **B. Legislative Action Items**

**1. Public Hearing for Ordinance 2020-04 – Addition of the Erosion Hazard Zone, establishing regulations for development in erosion hazard risk areas:** This agenda item was born from recommended strategies in the Virgin River Management Plan (VRMP) adopted last year. The goal of the ordinance was to regulate new development in erosion hazard areas to protect the natural function and flow of the river, and to protect development from harm or damage associated with erosion hazards.

The Town contracted with Rosenberg Associates to conduct an analysis and identify areas at risk. They had produced maps indicating areas of high and moderate erosion hazard zones.

Before new development in areas of risk could be approved, a hydrology engineer must conduct a study to identify specific erosion issues and mitigation strategies. The mitigation strategies favored natural, bio-engineered improvements over hard, structural improvements.

Rick Rosenberg was in attendance to answer technical questions.

**Questions from Council to staff:** Under section 10-13E-7C(6) Ms. Zumpft referenced the approved plant list and asked where this could be found.

- Mr. Dansie said the list was adopted as part of the Town's landscape ordinance. It was available on the Town's website.

**Questions from the public to staff:** None were asked.

**Motion made by Lisa Zumpft to open public hearing for Ordinance 2020-04 addition of the Erosion Hazard Zone, establishing regulations for development in erosion hazard risk areas. Seconded by Adrian Player.**

**Aton: Aye**

**Elger: Aye**

**Player: Aye**

**Zumpft: Aye**

**Smith: Aye**

**Motion passed unanimously.**

**Public comment:** No public comments were made.

**Motion made by Lisa Zumpft to close public hearing. Seconded by Adrian Player.**

**Aton: Aye**

**Elger: Aye**

**Zumpft: Aye**

**Player: Aye**

**Smith: Aye**

**Motion passed unanimously.**

**Council deliberation:** Mayor Smith disclosed he owned land shown on the map area. He did not have an issue with the map but noted how much land it incorporated. Mayor Smith raised concern with the definition of 'land disturbance' in section 10-13E-5 which could require a permit and engineer analysis for smaller projects such as a patio or garden. He suggested the draft be reworked to consider the unintended consequences to property owners for projects of this nature.

- In order to accomplish this, Mr. Rosenberg said the ordinance would need more detail to identify which projects would require a permit and engineering analysis. He agreed the projects the Mayor described were minimal. Intensive fill activities or removal of native vegetation would have the most impact. Mr. Rosenberg suggested a permit be required regardless of project. This provided an opportunity for the applicant to be educated which would ultimately benefit the Town.

Ms. Elger questioned the thought behind the 1,000 square feet called out in the 'land disturbance' definition.

- Mr. Rosenberg said it was an attempt to quantify an application. Many activities would fall under this amount and not require a review.
- Mr. Dansie clarified this was consistent with the cut-off for a grading permit.

Ms. Elger reiterated the purpose of the ordinance was to protect the river. She felt a patio would stress the land and have an impact.

- Mayor Smith agreed the bank was sensitive and should be protected; however, the map encompassed a much larger area that went up toward SR-9.

Mr. Rosenberg reviewed the definition of 'land disturbance' with the Council. Depending where a project was located, some could be done without a permit assuming it did not disturb existing riparian vegetation or add fill. The key was educating the public.

- Mr. Dansie agreed there was value in defining activities that required a permit to avoid issues of ambiguity.

Ms. Zumpft confirmed other strategies and ordinances would come out of the VRMP to address policies and management practices related to riparian areas. She referenced comments in the staff report from Kavarra Corr.

- Mr. Dansie agreed. Staff had begun work on recreational use of the River Park and a demonstration project. Additional strategies would be implemented over time.

**Motion made by Lisa Zumpft to direct staff to edit the ordinance under section 10-13E-5 Definitions related to 'land disturbance' and bring it back to Council during the next regular Council meeting. Seconded by Adrian Player.**

**Aton: Aye**

**Elger: Aye**

**Player: Aye**

**Zumpft: Aye**

**Smith: Aye**

**Motion passed unanimously.**

### **C. Administrative Action Items**

**1. Public Budget Hearing – Resolution 2020-05 to discuss and adopt the final budget for Fiscal Year 2020-21:** Since the tentative budget approval in May, only minor adjustments had been made. Mr. Wixom outlined these changes in the staff report.

**Questions from Council to staff:** No questions were asked.

**Questions from the public to staff:** No questions were asked.

**Motion made by Suzanne Elger to open public hearing for Resolution 2020-05, the annual budget for the Town of Springdale. Seconded by Randy Aton.**

**Aton: Aye**

**Elger: Aye**

**Player: Aye**

**Zumpft: Aye**

**Smith: Aye**

**Motion passed unanimously.**

**Public comment:** Ric Rioux asked how COVID affected the budget.

- Mr. Wixom said the Town was watching how changes in tourism during March, April, and May affected the current budget. For the FY 2020-21 budget, several General Fund and Utility Fund elements had been adjusted down in anticipation of a slower economy. The Town would use retained funds from the Fund Balance to offset anticipated losses. Additionally, a number of expenses were deferred such as road projects, vehicle purchases, and equipment purchases. If revenues turned out better than expected, projects could be brought back.

Mr. Rioux noted the state of Utah was taking a 3-year return to normal approach.

- Mr. Wixom did not think Springdale would take that long. He referenced the 2008 recession and said the Town took a year to bounce back. Assuming there was not a second wave of the virus, and public confidence in travel returned, Springdale would likely return to normal sooner. The budget would be monitored each month and the Council could open and amend it at any time. Mr. Wixom expected amendments to happen several times as the economy changed.

**Motion made by Lisa Zumpft to close public hearing. Seconded by Suzanne Elger.**

**Aton: Aye**

**Elger: Aye**

**Zumpft: Aye**

**Player: Aye**

**Smith: Aye**

**Motion passed unanimously.**

**Council deliberation:** There was no additional Council discussion.

**Motion made by Lisa Zumpft to approve Resolution 2020-05 for the final budget for fiscal year 2020-2021 and direct the Mayor to sign. Seconded by Adrian Player.**

**Aton: Aye**

**Elger: Aye**

**Zumpft: Aye**

**Player: Aye**

**Smith: Aye**

**Motion passed unanimously.**

**2. Approval of the Secondary Water Grant Agreement with the Bureau of Reclamation:** Last summer the Town applied for a small system water efficiency grant to be used to install secondary water meters on the Town connections and Town customer connections. Mr. Wixom said there were 70-72 connections ranging in size from 1" to 4". The grant was approved and the Town had been working with the Bureau of Reclamation and Badger Meter. Sunrise Engineering would design and survey all the connections, and develop the scope of work for bidding. Mr. Wixom indicated the project would be bid over the winter followed by installation of the meter boxes and setters.

Mr. Aton asked how many connections were 1".

- Mr. Wixom answered the vast majority. He mentioned the Town was testing a setter and meter at the River Park to be sure everything was operational.

If all the meters were not installed by June 2021, Ms. Zumpft asked if the Bureau of Reclamation would extend the agreement if the supplier was unable to meet the deadline.

- Mr. Wixom said there were options to extend the agreement if necessary.

**Motion made by Lisa Zumpft to approve the Secondary Water Grant Agreement with the Bureau of Reclamation and direct the Mayor to sign. Seconded by Adrian Player.**

**Aton: Aye**

**Elger: Aye**

**Zumpft: Aye**

**Player: Aye**

**Smith: Aye**

**Motion passed unanimously.**

**3. Approval of the RAP Tax Award Notification and Agreement for the Zion Forever Project:**

There was no Council discussion.

**Motion made by Randy Aton to approve the RAP Tax Award Notification and Agreement for the Zion Forever Project and direct the Mayor to sign. Seconded by Adrian Player.**

**Aton: Aye**  
**Elger: Aye**  
**Zumpft: Aye**  
**Player: Aye**  
**Smith: Aye**

**Motion passed unanimously.**

**4. Approval of the RAP Tax Award Notification and Agreement for The Mesa:** Additional information from The Mesa had been provided in packets.

**Motion made by Randy Aton to approve the RAP Tax Award Notification and Agreement for The Mesa and direct the Mayor to sign. Seconded by Suzanne Elger.**

**Aton: Aye**  
**Elger: Aye**  
**Zumpft: Aye**  
**Player: Aye**  
**Smith: Aye**

**Motion passed unanimously.**

**5. Approval of the RAP Tax Award Notification and Agreement for Z-Arts:** Mayor Smith appreciated that the statue would become the property of Springdale and that the Town would provide more direction concerning its placement.

- Mr. Wixom said approval of the sculpture by the Art Review Board was added to the agreement.

**Motion made by Lisa Zumpft to approve the RAP Tax Award Notification and Agreement for Z-Arts. Seconded by Adrian Player**

**Aton: Aye**  
**Elger: Aye**  
**Zumpft: Aye**  
**Player: Aye**  
**Smith: Aye**

**Motion passed unanimously.**

**D. General Council Discussion**

Ms. Zumpft reopened the discussion of the proposed Kolob Mountain camping development. A public petition was circulating. Ms. Zumpft spoke with County Planning Director Scott Messel to learn more about this complicated project. She raised issue with the development being at the headwaters to the Town's drinking water and recommended the Council take some action to express concern.

- Mayor Smith said this project would have huge impact. Since vehicles would go through Zion National Park property, he hoped the Park Service would not be in favor of the traffic increase. The developer was seeking a Conditional Use Permit which could be denied if there were health and safety concerns. There was a lot of momentum in opposition. Since the developers were required to conduct a traffic study, the meeting on June 23<sup>rd</sup> would likely not happen. Mayor Smith encouraged action from the Town and individuals.
- Mr. Player was in favor of Council action but wanted to ensure facts were straight regarding any water issues. Staff would draft a letter for Council consideration.
- Superintendent Bradybaugh anticipated Zion National Park would submit an extensive letter. He said there were a number of serious issues.

For the time being before meetings, Ms. Zumpft requested staff ask Council their preference for a Zoom meeting or live public meeting. She said it was still important to protect our high-risk people.

- Mayor Smith reminded that once the Governor’s Executive Order was rescinded the Town would resume live public meetings.

**E. Consent Agenda**

Invoice Date	Invoice No.	Vendor	Amount	Budgeted	Description
5/4/2020	20E0007	Chemtech-Ford	\$ 760.00	Y	Water Sample Testing
5/4/2020	20C0809	Chemtech-Ford	1,375.00	Y	Disinfection Byproducts
5/5/2020	5410	City of St. George	2,783.75	Y	Quarterly Dispatch Fees
4/19/2020	town71415	Direct Edge Media	540.00	Y	Welcome Kit Design/Layout
6/1/2020	10721	HedgeHog Electric	509.00	Y	CCC Gallery Lighting Rewire
5/11/2020	5/11/2020	HHS Scholarship	500.00	Y	2020 Scholarship Fund
5/20/2020	SGCM10004160	Jones Paint & Glass	1,759.97	Y	Town Hall Lobby Glass
6/3/2020	8	Old School Construction	700.00	Y	Lobby Counter Addition
5/28/2020	IV116764	Parkeon Services	2,256.00	Y	Parking Kiosk Monthly Fees
5/9/2020	5/20/1913	R&B Surveying, Inc.	1,355.00	Y	Wayfinding Sign Survey
4/30/2020	0233-000661812	Republic Services	812.48	Y	Dumpster Service
5/5/2020	Consolidated	Rocky Mountain Power	3,919.61	Y	Electric Service
5/28/2020	05/28/20 WTP	Rocky Mountain Power	796.70	Y	WTP Electric Service
5/6/2020	108404	Snow Jensen & Reece	6,475.00	Y	General Representation
5/6/2020	108405	Snow Jensen & Reece	145.00	Y	Historic Cemetery Quiet Title Action
5/6/2020	108406	Snow Jensen & Reece	585.00	Y	Springdale v. Canyon Springs Estates OA
5/6/2020	108407	Snow Jensen & Reece	8,232.00	Y	Springdale v. Springdale Lodging LLC
5/6/2020	16961	Straight Stripe Painting	10,178.64	Y	Red Hawk/Zion Shadows/Majestic Seal Coat
2/12/2020	108380	Sunrise Engineering	1,560.00	Y	Irrigation Master Plan Progress Billing
5/12/2020	110020	Sunrise Engineering	11,700.00	Y	Irrigation Master Plan Progress Billing
5/12/2020	110023	Sunrise Engineering	2,050.00	Y	Wastewater Master Plan Progress Billing
5/12/2020	110025	Sunrise Engineering	2,100.00	Y	Stormwater Master Plan Progress Billing
6/1/2020	6/1/2020	Zac Weiland	1,200.00	Y	Monthly Prosecution Retainer
5/27/2020	SS000277122	Wheeler Machinery Co.	2,630.77	Y	Generator PM1 WTP Repair/Parts
			<b>\$ 64,923.92</b>		

**Motion made by Randy Aton to approve the Consent Agenda. Seconded by Adrian Player.**

- Aton: Aye**  
**Elger: Aye**  
**Zumpft: Aye**  
**Player: Aye**  
**Smith: Aye**

**Motion passed unanimously.**

**Adjourn**

**Motion to adjourn at 6:32pm made by Lisa Zumpft. Seconded by Adrian Player.**

- Aton: Aye**  
**Elger: Aye**  
**Zumpft: Aye**  
**Player: Aye**  
**Smith: Aye**

**Motion passed unanimously.**

\_\_\_\_\_  
 Darci Carlson, Town Clerk

APPROVAL: \_\_\_\_\_ DATE: \_\_\_\_\_

**A recording of the public meeting is available by contacting the Town Clerk’s Office. Please call 435-772-3434 or email [springdale@infowest.com](mailto:springdale@infowest.com) for more information.**





PO Box 187 118 Lion Blvd Springdale UT 84767

## REMOTE MEETING ATTENDANCE RECORD

### Meeting: Town Council Regular Meeting 06/10/20

Janet Mika

Jeff Bradybaugh

Chuck Passek

Devin Snow

Greg Hardman

Tom Kenaston

Julie McKown

Fr. Scott Medlock

Eric Rioux

Rick Rosenberg