

PENDING

Cedar Highlands, Ut Town Council Work Meeting Minutes

Date 5/9/2019

Location: Cedar City Public Library Cedar City, Utah

1. Roll Call: All council members present

2. Agenda Motion: Beth proposed to move Reed Erickson's presentation to first item on agenda. Seconded by Susan, all voted yea.

3. Local Transportation Preservation fund Presentation: Reed Erickson presented an account of the process of the Local Transportation Preservation fund. He reviewed the process which Mayor Swann took to obtain funds for a grant of \$160,000 to obtain high of way lands to re-engineer the 17% grade and then answered questions from the council about the use of the lands and the requirements to reimburse the \$160,000 to the fund from the first of any proceeds obtained by the Town if the lands or any portion of them are sold by the Town. The Town is required to utilize the land for building an alternative access road and any other use is secondary to that, but is not precluded as long as that is the final intent and use. The road does not have a time limit attached to the agreement. While there is no formal contract or agreement governing this arrangement the stated understanding of the use of the land is contained in the document presented to the County Commissioners and the minutes of that meeting.

4. Emergency Appropriation Request: Paul proposed obtaining a road appropriation request to repair town roads damaged by winter and rain runoff:

Road Equipment and Materials Allocation Request:

The Road Crew group is requesting an annual allocation of \$1,000 for 12 months from the annual Public Works budget to obtain a backhoe to be utilized by the town for road repair and snow clearing work. And an appropriation of an additional \$14,000 for road rock materials, culvert pipe, safety equipment and fuel/tank equipment to begin road repair work in the May and June time. This quote also includes training for the initial road crew to qualify for the Utah Trust insurance policies. Anyone trained on the equipment must already have at least 100 hundred hours of backhoe or other like heavy equipment experience to qualify. The attached lease/rental agreement has been created based upon the State of Utah vendor bid pricing and Wheeler Machinery Co. based in Cedar City for the following equipment. It includes all major servicing other than normal wear and damage. The Utah Trust policy will then be used to cover theft and other damage from accident etc.

Motion by the Mayor to accept, seconded by Beth, the vote by Paul, Steve, Beth and Susan was yea, Linda abstained.

5. Executive Session: An executive session was motioned by the Mayor and seconded by Beth to discuss pending litigation issues concerning the Town road maintenance and repair, All voted yea. Discussion continued about pending litigation issues concerning the roads and the legal need for an interlocal agreement to be created by Town attorney Scott Garrett. Scott will create an agreement with input from the Mayor and Council. Adjourned from executive session, motion by Paul and seconded by Linda, all in favor.

6. Adjourned council meeting: Motioned by Linda and seconded by Paul, all were in favor. Meeting concluded about 11:10am.

Meeting minutes recorded by Mayor Swann