

City of Taylorsville
CITY COUNCIL MEETING
Minutes

Wednesday, November 19, 2008
Council Chambers
2600 West Taylorsville Blvd., Room No. 140
Taylorsville, Utah 84118

BRIEFING SESSION

Attendance:

Mayor Russ Wall

Council Members:

Chairman Les Matsumura
Vice-Chairman Lynn Handy
Council Member Bud Catlin
Council Member Morris Pratt
Council Member Jerry Rechtenbach

City Staff:

John Inch Morgan, City Administrator
John Brems, City Attorney
Cheryl Peacock Cottle, City Recorder
Jessica Springer, Council Coordinator
Michael Meldrum, City Planner
John Taylor, City Engineer
Jeff Gallegos, Bailiff

Others: Sharon Wall, Katy Pond

BRIEFING SESSION

1. Review Administrative Report

18:00:54 Chairman Les Matsumura conducted the Briefing Session, which convened at 6:00 p.m. City Recorder Cheryl Peacock Cottle conducted a Roll Call, wherein all Council Members were present. The Administrative Report for the Community Development Department was then reviewed. Council Member Catlin inquired about ordinance enforcement and the Mayor gave clarification.

2. Review Agenda

18:07:19 The agenda for the City Council Meeting was reviewed and discussed. Council Member Handy noted a matter for subsequent consideration to be addressed during the regular meeting.

3. Adjourn

18:08:48 The City Council Briefing Session was adjourned at 6:08 p.m.

REGULAR MEETING

Attendance:

Mayor Russ Wall

Council Members:

Chairman Les Matsumura
Vice-Chairman Lynn Handy
Council Member Bud Catlin
Council Member Morris Pratt
Council Member Jerry Rechtenbach

City Staff:

John Inch Morgan, City Administrator
John Brems, City Attorney
Michael Meldrum, City Planner
Wayne Dial, Assistant Chief of Police
Cheryl Peacock Cottle, City Recorder
Jessica Springer, Council Coordinator
John Taylor, City Engineer
Jeff Gallegos, Bailiff
Scott McMahan, Bailiff
Ted Jensen, GIS Specialist
John Cooper, Police Sergeant

Citizens: Sharon Wall, Katy Pond, Members of Scout Troops 843 and 784, John Gidney, Jay Ziolkowski, Brian Pitts, Harlan Christmas, Kevin McDougal, Carson Davis, Clancy Campbell, Angela Murdock, Jayde Allison, Amanda Franson, Kristen Fuller, Rick Affleck, Gayle Burk, Dan Kabinsi, Andrea Coon, Gary Jeppson, Tonya Jensen, Steve Anderson, Cindy Perschon, Shellie McHaley, Brooks Bradshaw, Adam Cowgill, Janet Oviatt, Adrienne Sanders, Lowell Gallagher, Jeff Severt, Brent Holme

1. WELCOME, INTRODUCTION AND PRELIMINARY MATTERS

18:31:21 Chairman Les Matsumura called the meeting to order at 6:31 p.m. and welcomed those in attendance. City Recorder Cheryl Peacock Cottle conducted a Roll Call, wherein all Council Members were present.

1.1 Pledge of Allegiance – Opening Ceremonies – *Councilman Catlin*

18:31:48 Council Member Bud Catlin directed the Pledge of Allegiance.

1.2 Reverence – *Councilman Catlin* (Opening Ceremonies For December 3, 2008 to be arranged by Youth Council)

18:32:34 Council Member Morris Pratt offered the Reverence.

18:33:30 Chairman Matsumura recognized members of Scout Troops 843 and 784 who were in attendance.

1.3 Citizen Comments

18:34:37 Chairman Les Matsumura reviewed the Citizen Comment Procedures for the audience. He then called for any citizen comments.

18:37:23 Angela Murdock, representing a group present on behalf of the German Shorthair Pointer Group of Utah, cited her background as a pet groomer and an emergency veterinary technician. She stated that she has assisted with and performed animal euthanasia through the use of both gas anesthetic and lethal injections. Ms. Murdock reviewed her concerns over the use of carbon monoxide and cited safety measures that can be used by animal control staff. She stressed the importance of sufficiently training animal handlers and referenced local training opportunities. She noted that Salt Lake City has implemented a policy against carbon monoxide for euthanasia and referenced standards set by the National Animal Control Association. Ms. Murdock asked Taylorsville City to implement a policy to mandate that no animals coming into the West Valley City shelter from Taylorsville be killed with carbon monoxide gas. She also requested that Taylorsville require the shelter to be accountable to the public for the way that the carbon monoxide chamber is used. Ms. Murdock noted the need to focus on the problem of pet over-population.

18:42:19 Amanda Franson stated that she is a concerned Taylorsville citizen and asked the City Council to prohibit use of a gas Chamber at the new animal shelter.

18:43:56 Janet Oviatt, a new resident of Taylorsville and a long-time veterinary technician, described the dangers of animal handlers being exposed to carbon monoxide.

18:46:25 Adrienne Sanders cited her concerns with the gas chamber being planned for the West Valley City animal shelter. She said that the chamber is an unnecessary expense and suggested that the use of lethal injection is more cost effective. She recommended that money saved be used toward public education for pet owners and spay/neuter programs. Ms. Sanders presented statements against the gas chamber that were submitted by reputable veterinarians.

18:47:55 Cindy Perschon, stated that she has been a Taylorsville resident for over 23 years. She and Trina Hogue presented an international petition to stop construction of the euthanasia gas chambers. She said that 930 people have signed the petition. Ms. Perschon reported that citizens from 43 states and 43 countries deplore the use of gas chambers for euthanizing companion animals.

18:49:11 Adam Cowgill indicated that he did not wish to make an oral statement, but he did submit a written comment to the Council stating his opposition to gas chambers as a means of euthanasia.

18:49:24 There were no additional citizen comments, and Chairman Matsumura closed the citizen comment period.

18:49:32 Mayor Russ Wall cited the many e-mails he has received regarding the issue of euthanasia. He said that he was challenged to witness euthanasia by both carbon monoxide and lethal injection and did so on November 17, 2008. He described the experience of witnessing both types of euthanasia as unpleasant. He stated that, based on what he witnessed, he prefers the use of the gas chamber over lethal injection. The Mayor reviewed procedures involving nets and squeeze gates that are sometimes used to facilitate lethal injections and said he does not consider these methods humane for animals or handlers. He said that he did not witness any obvious suffering of animals during the gas chamber euthanasia and that it was a speedy process. Mayor Wall cited his observation that technicians at the West Valley City Shelter love animals and hate assisting with any types of euthanasia. He stated his hope that healthy animals will be adopted from the shelter. He noted the issue of irresponsible pet owners who push abandoned animals onto the City.

18:54:04 Council Member Lynn Handy addressed concerns with potential danger to animal handlers. He inquired whether Taylorsville City has a voice on the issue of the gas chamber when contracting with West Valley City. Mayor Wall recommended leaving the decision for methods of euthanasia to the experts and trained animal handlers.

18:55:31 Council Member Rechtenbach asked for clarification regarding human risks and costs associated with the gas chamber.

18:57:00 Adrienne Sanders said that lethal injections are less expensive, particularly if the gas chamber is only used nine or ten times per year.

18:58:39 Council Chairman Matsumura referenced safety measures that have been described in literature previously provided to the Council.

18:59:06 Council Chairman Matsumura suggested that concerned citizens investigate options to assist with the issue and perhaps volunteer to work at the animal shelter. He noted that a representative from the West Valley City Animal Shelter was present at the meeting and would discuss options for volunteering at the shelter with interested parties.

1.4 Mayor's Report

1.4.1 Proclamation for Paul and Nancy Jensen – Utah Foster Care Foundations Foster/Adopted Dad and Mom of the Year Award

19:00:12 Mayor Russ Wall recognized Taylorsville Foster Parents Paul and Nancy Jensen and read a proclamation congratulating them for receiving the Utah Foster Care Foundations Foster/Adopted Dad and Mom of the Year Award. Mr. Jensen introduced his family and cited the continuing need for foster parents in the community.

2. APPOINTMENTS

2.1 Resolution No. 08-49 – Appointing Council Member Morris Pratt as a Trustee to the Board of the South Salt Lake Valley Mosquito Abatement District – *Mayor Wall*

19:04:31 Mayor Wall noted that Taylorsville resident Keith Sorensen has long served as the City's Trustee to the Board of the South Salt Lake Valley Mosquito Abatement District. He stated that Mr. Sorensen has been an outstanding representative, but is no longer eligible to serve. The Mayor nominated Council Member Morris Pratt as a Trustee to the Board of the South Salt Lake Valley Mosquito Abatement District.

19:05:34 Council Member Lynn Handy **MOVED** to appoint Council Member Morris Pratt as a Trustee to the Board of the South Salt Lake Valley Mosquito Abatement District. Council Member Bud Catlin **SECONDED** the motion. Chairman Matsumura called for discussion on the motion. There being none, he called for a vote. The vote was as follows: Catlin-yes, Pratt-

yes, Handy-yes, Matsumura-yes, and Rechtenbach-yes. **All City Council members voted in favor and the motion passed unanimously.**

2.2 Roger E. Anderson, Public Safety Committee – *Chairman Matsumura*

19:06:10 Chairman Les Matsumura nominated Roger E. Anderson to serve as a member of the Public Safety Committee.

19:06:29 Council Member Catlin **MOVED** to appoint Roger E. Anderson as a member of the Public Safety Committee. Council Member Jerry Rechtenbach **SECONDED** the motion. Chairman Matsumura called for discussion on the motion. There being none, he called for a vote. The vote was as follows: Catlin-yes, Pratt-yes, Handy-yes, Matsumura-yes, and Rechtenbach-yes. **All City Council members voted in favor and the motion passed unanimously.**

3. REPORTS

There were no scheduled reports.

4. CONSENT AGENDA

4.1 Minutes – RCCM 11-05-08 & CCWS 11-12-08

19:07:10 Council Member Morris Pratt **MOVED** to adopt the Consent Agenda. Council Member Bud Catlin **SECONDED** the motion. Chairman Matsumura called for discussion on the motion. There being none, he called for a roll call vote. The vote was as follows: Catlin-yes, Pratt-yes, Handy-yes, Matsumura-yes, and Rechtenbach-yes. **All City Council members voted in favor and the motion passed unanimously.**

5. PLANNING MATTERS

5.1 *Public Hearing* – 6:30 p.m. – To Receive Comment Regarding a Proposed Boundary Adjustment with the City of Murray at Approximately 6000 South and 1250 West – *Mark McGrath*

19:07:45 City Planner Michael Meldrum illustrated the proposed boundary adjustment between the City of Taylorsville and the City of Murray at approximately 6000 South and 1250 West.

19:07:54 Mr. Meldrum noted that two written comments were received after the initial Staff Report was prepared on this matter and those have now been provided to Council Members. He said that one of the comments received was from a property owner inside the proposed

adjustment area and one comment came from a property owner just outside the proposed adjustment area. He noted that both individuals who have submitted letters oppose the proposed boundary adjustment. Mr. Meldrum relayed that Dr. Andrea Coon would like to have her property included in the adjustment into Murray and Mr. And Mrs. Gary Jeppson have indicated that they have not been notified about the adjustment.

19:09:04 Mr. Meldrum also provided a copy of a letter from Murray City Mayor Dan Snarr which states Murray City's objection to the proposed boundary adjustment. Mr. Meldrum relayed that Mayor Snarr proposes reverting to initial discussion and making all boundary adjustments at one time instead of doing them in a piecemeal process. Mr. Meldrum noted that the applicant for the boundary adjustment is present.

19:10:10 Council Member Pratt noted that since Murray City is unwilling to go forward with the proposed boundary adjustment, this matter is now a moot point.

19:10:51 Chairman Matsumura opened the public hearing and called for citizen comments.

19:11:24 Gary Jeppson read a letter of protest against the boundary adjustment and listed his reasons for opposition. He stated that this is the first time he has received information on the proposed adjustment. He relayed that he has personally paid for landscape improvements to help maintain City-owned property.

19:14:29 Jeff Severt, resident of the proposed adjustment area, cited numerous conversations he has had with neighbors and developer Brian Pitts regarding surrounding property. He stated that he is not opposed to his property being moved into Murray City.

19:17:03 Dr. Andrea Coon stated that she has not had any contact or received any information regarding the boundary adjustment. She stated concerns regarding the potential division of properties along Hidden Place.

19:18:56 There were no additional citizen comments and Chairman Matsumura declared the public hearing closed.

19:19:02 Mr. Meldrum clarified that notice to residents in the subject area was provided. He said that discussion was held approximately one year ago when direction was given by the Council to have Mr. Pitts approach Murray City regarding options for service provision. Mr. Meldrum relayed that the matter was then brought back to the Council and a Resolution was adopted on September 17, 2008 declaring the City's intent to adjust the common boundary between Taylorsville and Murray at approximately 6000 South and 1250 West.

19:19:51 Mayor Wall clarified that no action can be taken by the Council tonight and the purpose of this public hearing is to provide information only, in order to start the boundary adjustment process.

19:20:44 Mr. Meldrum affirmed that the developer claims to have notified all residents.

19:21:49 Council Member Catlin cited his concerns with any boundary adjustments with Murray. He said that Taylorsville-Bennion Improvement District should be required by legislation to provide water and sewer services. He encouraged those affected property owners to contact their legislators.

19:23:19 Mayor Wall relayed that Senator Waddoups is carrying a bill to require utilities to serve properties within their boundaries. He said that a draft of the bill will be presented to the Council in the near future.

19:24:32 Council Member Pratt clarified that Murray City has provided notification that they will not approve the proposed boundary adjustment.

19:25:37 Brian Pitts stated that he represents the Boulder Development Firm and also Fern Hawkins, who owns a 2 ½ acre piece of property within the subject area. He apologized to Mr. Jeppson and Dr. Coon and gave explanation regarding notification issues. He said that he is more than willing to meet with the entire Hidden Place neighborhood and has not yet done so because of the tenuous nature of the boundary adjustment. He said that his firm is happy to develop the property within Taylorsville, but is not currently able to get gravity-flowing sewer service. He said that the City of Murray has refused to provide sewer service unless the property is in Murray. He noted that his firm is willing to cover expenses, including connection fees, construction costs, and restoration of properties, to connect all residents of Hidden Place to a new sewer system. Mr. Pitts stated that the basis for the proposed boundary adjustment was to provide sewer service to properties that currently don't have it. He mentioned that he was not previously aware that Dr. Coon's property was not on the Taylorsville-Bennion Improvement District system. He said that Murray City has declined to enter into an interlocal agreement regarding the provision of sewer service and has not acted in good faith after almost two years of assuring cooperation. He stated that his firm does not have an interest in developing the area unless sewer can be provided. He stated that the City of Taylorsville has acted in good faith, but he feels very betrayed by Murray City. Mr. Pitts referenced a recent e-mail he received from Murray Chief of Staff Jan Wells wherein she stated that the reason Murray City is now objecting to the boundary adjustment is because it does not include 1300 West.

19:30:54 Council Member Rechtenbach stated his concerns and said that Taylorsville has only considered the boundary adjustment because of the potential benefit to property owners in the area.

19:31:49 Mayor Wall stated that he personally believes the boundary adjustment should be all or none, but he has never proposed giving up 1300 West. He said that he hopes the solution will be a bill to legislate the Taylorsville-Bennion Improvement District.

19:35:44 Council Member Catlin noted that this matter has been an issue since the City was incorporated.

5.2 Public Hearing – 6:30 p.m. – Amending the Text of Section 13.48.190 and Creating Section 13.48.195 of the Taylorsville Zoning Ordinance, Regarding Electronic Message Center and Electronic Video Center Signs – *Mark McGrath*

19:35:56 City Planner Michael Meldrum stated that Staff anticipates that further discussion will be required regarding the subject ordinance before it is adopted. He said that discussion held in this meeting regarding electronic message center signs should be a starting point. He relayed the expectation that some modification and/or additional ordinance language will be needed to address any questions or concerns that arise during the public hearing.

19:36:49 Mr. Meldrum referenced a recent letter received and provided to the Council from Deanne Leatherman, Permit Specialist of Young Electric Sign Company. He noted that Brooks Bradshaw from Electrovision Signs is in attendance at this meeting.

19:37:24 Mr. Meldrum illustrated different types of electronic message center signs (text only) and electronic video center signs (includes pictures).

19:38:27 Mr. Meldrum noted that the Planning Commission has given a positive recommendation for this application.

19:40:18 Mr. Meldrum cited issues regarding electronic message center signs.

19:41:03 Council Member Catlin asked for clarification on controlling the brightness intensity of signs. Mr. Meldrum provided information on methods for controlling intensity and said that Staff recommends including requirement for an auto dimming feature in the ordinance.

19:42:37 Mr. Meldrum addressed a question from Council Member Handy regarding maintenance and safety issues with electronic signs.

19:43:29 Council Member Rechtenbach referenced an intensely bright sign on Redwood Road belonging to The Carpet Guy establishment.

19:44:01 Mr. Meldrum noted ways that signs can be dimmed. Council Member Catlin cited the potential impact on traffic from bright signs.

19:45:06 Brooks Bradshaw, representing Electrovision Signs and Displays, described automatic dimming capabilities and safeguards that are installed to control the brightness of electronic signs. He recommended limiting brightness to 75%. He said that the City of Murray adopted an ordinance with a 15% night-time limitation.

19:47:03 Mr. Meldrum provided clarification on the 25% size limitation of electronic video center signs.

19:47:43 Mr. Bradshaw referenced data provided in a study from Virginia Tech.

19:49:03 Council Member Handy requested clarification on the difference between message center signs and video signs.

19:49:56 Mr. Brooks recommended a 50% size limitation across the board and suggested labeling all electronic signs as electronic message centers, rather than differentiating between the two types.

19:50:54 Mr. Meldrum cited some benefits of electronic message center signs, i.e. visibility of large text. He reviewed the recommended criteria and rationale for electronic signs.

19:52:50 Mr. Meldrum described the zoning districts that have been designated for the two sign types.

19:53:20 Mr. Meldrum reviewed staff recommendations for requiring a 250 foot setback/buffer between commercial and residential uses for electronic video center signs, in order to mitigate impact to surrounding residential properties and so as not to compete with traffic lights.

19:54:19 Mr. Meldrum asked that the Council hold the scheduled public hearing and then continue discussion on the proposed ordinance until a future City Council Meeting.

19:54:34 Mr. Rechtenbach asked for clarification on the 250 foot setback requirement.

19:56:22 Mr. Meldrum agreed that further consideration should be given to the issue of potential new signs.

19:56:39 Council Member Rechtenbach cited the effect of the Carpet Guy sign on surrounding home owners and traffic in the area.

19:57:34 Mr. Meldrum referenced verbiage from the ordinance regarding a traffic analysis that “may” be required. He suggested using the same verbiage regarding the light study.

19:58:25 Council Member Rechtenbach questioned the need for a traffic study.

19:58:37 City Engineer John Taylor clarified that the study would be more of a safety study. Council Member Catlin suggested calling it a specific safety study in the ordinance, rather than using a broad term.

19:59:32 Chairman Matsumura opened the public hearing on this matter and called for citizen comments.

20:00:00 Brooks Bradshaw suggested combining the designations of electronic signs as one instead of two. He also recommended requiring a mandatory turn off at 10:00 p.m. within 250 feet of a residential home. He expressed his opinion that studies are very expensive and unnecessary.

20:01:22 There were no additional citizen comments and Chairman Matsumura declared the public hearing closed.

5.2.1 Ordinance No. 08-25 – Amending the Text of Section 13.48.190 and Creating Section 13.48.195 of the Taylorsville Zoning Ordinance

20:01:26 Council Member Bud Catlin **MOVED** to postpone action on Ordinance No. 08-25 and table it until further discussion is held. Council Member Lynn Handy **SECONDED** the motion. Chairman Matsumura called for discussion on the motion. There being none, he called for a roll call vote. The vote was as follows: Catlin-yes, Pratt-yes, Handy-yes, Matsumura-yes, and Rechtenbach-yes. **All City Council members voted in favor and the motion passed unanimously.**

5.3 Public Hearing – 6:30 p.m. – Amending the Text of Sections 13.14.060 and 15.24.120 S. of the Building Code, Regarding Front Yard Setbacks for Mobile Homes in Established Mobile Home Communities

20:02:41 City Planner Michael Planner stated that he lately received word from the applicant that they did not receive a copy of the staff report in time to be present at this meeting; therefore, Kingsley Management Corporation has requested that this matter be postponed.

20:04:06 Chairman Matsumura opened the public hearing and called for citizen comments.

20:04:26 Council Member Pratt suggested that Mr. Meldrum make his presentation before comments are received and Chairman Matsumura concurred.

20:05:43 City Planner Michael Meldrum relayed the applicant's request that the front yard setbacks for mobile homes in mobile home communities be reduced for properties in the R-M and R-4-8.5 zoning districts. He stated that the applicant is the owner of Majestic Oaks and Majestic Meadows Mobile Home Parks. He said that this request is based on the longer units that are now being manufactured, versus those from several years ago. Mr. Meldrum relayed that the applicant is requesting that these units be allowed to have a minimum front setback of 5 feet for the unit and 2 feet where an awning, steps, etc. may be located in front of the home.

20:06:42 Mr. Meldrum illustrated pictures of setbacks existing in Majestic Meadow Mobile Homes and presented examples of both compliant and non-compliant homes. He also provided information on road spacing in Majestic Meadows and Majestic Oaks. Mr. Meldrum referenced the option of adjusting rear yard setbacks, rather than pulling homes closer to the roads.

20:08:55 Mr. Meldrum reviewed current regulations in mobile home communities and existing setback requirements.

20:09:35 Mr. Meldrum cited safety concerns with the request for shorter setbacks, i.e. visibility and accommodations for snow removal.

20:11:18 Mr. Meldrum reviewed the current and proposed zoning in the subject areas.

20:11:30 Mr. Meldrum asked that the public hearing be conducted, but that no action be taken by the Council since the applicant is not in attendance. He confirmed that the staff report was mailed to the applicant on November 10, 2008, and a copy was also faxed to them earlier today.

20:12:21 Steve Anderson, Vice President of the Utah Manufactured Homeowners Action Group, stated that his group vigorously opposes the two foot setback, but does support the alternative proposal. He stated that he works for the Salt Lake County Assessors Office and confirmed that manufactured homes do fit within lots using 5 foot setbacks. Mr. Anderson cited concerns of Kingsley Management and said that his group has known about the scheduled public hearing for approximately one month. He relayed that Kingsley has threatened to close their park if this request is not granted. Mr. Anderson suggested that they may consider selling the park to residents instead.

20:15:25 Shellie McHaley, representing the owners of the Monte Vista Community, cited existing marketing issues due to the fact that manufactured homes are getting longer. She referenced pictures she has taken in her community and said she is not even comfortable with a 4- ½ foot setback. She illustrated old porch designs that shoot toward the street. She cited

concerns with potential street parking. She suggested that adjusting backyard setbacks is a better option for safety reasons.

20:18:08 Lowell Gallagher suggested placing homes in parallel positions in order to resolve the issue. He cited a need to preserve manufactured home parks, rather than close them.

20:17:51 Mr. Meldrum noted that Monte Vista has maintained large setbacks in their community.

20:19:24 There were no additional citizen comments and Chairman Matsumura declared the public hearing closed.

5.3.1 Ordinance No. 08-26 – Amending the Text of Sections 13.14.060 and 15.24.120 of the Taylorsville Zoning Ordinance and Section 15.24.120 S. of the Building Code

20:19:48 Council Member Pratt noted that Kingsley Management heard the Planning Commission's recommendation and stated that he has personally known about the scheduled public hearing for about a month. He cited concerns that 7 ½ feet does not provide enough visibility and stated that he would like to see setbacks even higher, rather than lower. Mr. Pratt questioned whether the senior community has a call for larger homes, based on fixed incomes.

20:22:12 Council Member Morris Pratt **MOVED** to uphold the Planning Commission's recommendation to deny Ordinance No. 08-26 – Amending the Text of Sections 13.14.060 and 15.24.120 of the Taylorsville Zoning Ordinance and Section 15.24.120 S. of the Building Code. Council Member Bud Catlin **SECONDED** the motion. Chairman Matsumura called for discussion on the motion. Chairman Matsumura inquired as to whether Mr. Pratt was comfortable recommending denial without hearing from the applicant and based on Staff's recommendation to table the matter. Mr. Pratt stated that he has already been furnished with the applicant's comments in full detail and does not feel there is anything else to add. Mr. Meldrum clarified that the applicant was informed that Staff would recommend tabling decision on the ordinance, but said that Staff made no promise that action would not be taken. Further discussion was held and Council Members expressed concern with the proposed setbacks and safety. Chairman Matsumura then called for a roll call vote on the motion to deny the ordinance. The vote was as follows: Catlin-yes, Pratt-yes, Handy-yes, Matsumura-yes, and Rechtenbach-yes. **All City Council members voted in favor and the motion passed unanimously.**

20:28:13 Mayor Wall stated that he believes this issue will still come up and asked the Council's permission to have Staff continue working with mobile home parks to resolve problems with newer and larger homes.

20:29:29 Clarification was made that this is the second time this issue has been before the Council for discussion, but this is the first time the question of mobile home park setbacks has been before the Council as an action item.

20:31:03 Chairman Matsumura referenced issues with manufactured homes and said that the City needs to continue to work on resolutions.

20:33:04 Mr. Meldrum referenced the option Staff provided concerning the setbacks of rear yards and clarified that any change would only affect new homes coming in and would not impact existing homes.

5.4 Public Hearing – 6:30 p.m. – Amending the Zoning Designation for Property Located at 3141 West 4700 South from C-1 to C-2 – *Mark McGrath*

20:33:48 City Planner Michael Meldrum referenced a request received from Hercules Credit Union located at 3141 West 4100 South. He illustrated the subject property on aerials photos and maps. He described the applicant's request to change zoning from C-1 to C-2 in relation to electronic message center signs. He noted that the C-1 district does not allow for electronic message center signs. Mr. Meldrum relayed that Staff recommends taking positive action to approve the zoning amendment.

20:35:32 Council Member Pratt inquired about neighboring residential properties, and Mr. Meldrum made clarification on existing landscaping and fencing buffers.

20:37:05 Mr. Meldrum reviewed permitted land uses that are allowed in the C-2 zoning district and are not permitted in C-1.

20:40:39 Council Member Pratt suggested that it may be a better solution to allow electronic message center signs in a C-1 zone.

20:41:53 Mayor Wall said that options have been considered for changing signs in the C-1 district, but it was determined that a precedent might be set. He noted that the applicant originally asked for a text change, but the City suggested that he apply for a zone change instead.

20:43:33 Chairman Matsumura opened the public hearing on this matter and called for citizen comments.

20:43:43 Brent Holme, Manager of Hercules Credit Union, cited an intention to try and draw business with the addition of a new electronic sign.

20:45:23 There were no additional citizen comments and Chairman Matsumura declared the public hearing closed.

5.4.1 Ordinance No. 08-27 – Amending the Zoning Designation for Property Located at 3141 West 4700 South from C-1 to C-2

20:45:29 Council Member Morris Pratt **MOVED** to adopt Ordinance No. 08-27 – Amending the Zoning Designation for Property Located at 3141 West 4700 South from C-1 to C-2. Council Member Lynn Handy **SECONDED** the motion. Chairman Matsumura called for discussion on the motion. There being none, he called for a roll call vote. The vote was as follows: Catlin-yes, Pratt-yes, Handy-yes, Matsumura-yes, and Rechtenbach-yes. **All City Council members voted in favor and the motion passed unanimously.**

6. FINANCIAL MATTERS

6.1 Discussion Regarding Senate Bill 19, Modifying the Utah State Retirement and Insurance Benefit Act – *John Inch Morgan*

20:46:10 City Administrator John Inch Morgan referenced previous discussion during the Council Budget Session on the issue surrounding Senate Bill 19, which modifies the Utah State Retirement Insurance Benefit Act by allowing participating employers to provide an enhanced maximum annual cost-of-living adjustment for certain public safety retirees. He relayed that Senate Bill 19 took affect on July 1, 2008 and provides a maximum cost of living adjustment of 4% in lieu of the current 2.5%. Mr. Morgan noted that the City has until December 1, 2009 to indicate whether or not it elects to participate in this benefit.

20:47:49 Mr. Morgan provided additional clarification on the potential impact to future public safety retirees and the City's obligation to such retirees.

20:55:40 Mr. Morgan recommended that the City hold to its previous plan to address this issue in the upcoming budget session and the Council concurred.

7. OTHER MATTERS

There were no other matters to consider.

8. NEW ITEMS FOR SUBSEQUENT CONSIDERATION (No Action)

20:56:24 Council Member Lynn Handy referenced discussion he recently had with Taylorsville resident Franz Kolb, of the Governor's Office of Economic Development. Mr. Handy relayed Mr. Kolb's suggestion that Taylorsville become a Sister City with another city in the world,

possibly somewhere in Europe. Council Member Handy recommended considering the request and called for input from the Council.

20:57:39 Mayor Wall said that he supports the concept, but noted that it may be cost prohibitive. Mayor Wall agreed to e-mail information he has to the Council concerning costs related to the Sister City Program.

20:59:43 Council Member Pratt inquired about any further discussion regarding citizen concerns with the carbon monoxide chamber at the new animal shelter.

21:01:05 Mayor Wall said that City Administration supports the decision of animal experts at West Valley City.

21:01:34 Council Member Rechtenbach said that he believes the Council has limited information and he would like to see additional data from other states that have banned carbon monoxide chambers.

21:02:54 Council Member Catlin agreed that he is conflicted on the issue and would like to receive additional information on the subject.

21:03:44 Council Member Handy said that he would also like to receive additional information, especially concerning handler safety. He stated that he feels the City owes it to citizens to give more consideration to the matter.

21:04:28 Chairman Matsumura said that he has spent considerable time researching the euthanasia issue and is comfortable with moving forward.

21:05:10 The Council was polled and Council Members Pratt, Handy and Matsumura indicated that they are fine with moving on. Council Members Rechtenbach and Catlin would like to see more information.

21:06:39 Council Member Rechtenbach reiterated that he would like to review information from other states that have banned gas chambers in animal shelters.

21:08:01 Chairman Matsumura asked Council Coordinator Jessica Springer to do some additional research to help answer Council Member Rechtenbach's questions.

9. NOTICE OF FUTURE PUBLIC MEETINGS (NEXT MEETING)

21:08:46

- 9.1 City Council Briefing Session – December 3, 2008 – 6:00 p.m.**
- 9.2 City Council Meeting – December 3, 2008 – 6:30 p.m.**

- 9.3 City Council Briefing Session – December 10, 2008 – 6:00 p.m.
- 9.4 City Council Meeting – December 10, 2008 – 6:30 p.m.

10. CALENDAR OF UPCOMING EVENTS

21:09:05

- 10.1 Thanksgiving Day Holiday, November 27, 2008 – City Offices will be closed.
- 10.2 Applications are being accepted for the City of Taylorsville Youth Council 2009; applications are due by Friday, November 28th at 5:00 p.m. You can download an application at www.taylorsvilleut.gov or contact Jessica Springer at 963-5400 for more information.
- 10.3 Saturday with Santa, Saturday, December 6, 2008, Noon until 4:00 p.m.; get your child's picture taken with Santa! We will be at our Taylorsville locations. Check our website at www.taylorsvilleut.gov for location information.
- 10.4 Christmas Tree Lighting and Caroling – Saturday, December 6, 2008 – 5:30 p.m. – City Council Chambers. Bring your family and friends to the Christmas Tree Lighting Ceremony and enjoy a traditional Carol Sing-Along and a visit from Santa. Sponsored by Taylorsville Arts Council.
- 10.5 “Messiah” Sing In – Saturday, December 6, 2008 – 7:30 p.m. Contact John Gidney at 801-967-8957 for information.

11. ADJOURNMENT

21:10:10 Council Member Jerry Rechtenbach **MOVED** to adjourn the City Council Meeting. Council Member Morris Pratt **SECONDED** the motion. Chairman Matsumura called for discussion. There being none, he called for a vote. The vote was as follows: Catlin-yes, Pratt-yes, Handy-yes, Matsumura-yes, and Rechtenbach-yes. **All City Council members voted in favor and the motion passed unanimously.** The meeting was adjourned at 9:10 p.m.

Cheryl Peacock Cottle, City Recorder

Minutes approved: CC 12-03-08

Minutes Prepared by: Cheryl Peacock Cottle, City Recorder