

**City of Taylorsville**  
**CITY COUNCIL MEETING**  
*Minutes*

**Wednesday, December 14, 2011**  
**Council Chambers**  
**2600 West Taylorsville Blvd., Room No. 140**  
**Taylorsville, Utah 84129**

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**COUNCIL RECEPTION**

**Attendance:**

Mayor Russ Wall

**Council Members:**

Council Chairman Jerry Rechtenbach  
Vice-Chairman Larry Johnson  
Council Member Dama Barbour  
Council Member Bud Catlin  
Council Member Morris Pratt

**City Staff:**

John Brems, City Attorney  
Cheryl Peacock Cottle, City Recorder  
Jessica Springer, Council Coordinator  
Mark McGrath, Community Development Director  
John Taylor, City Engineer  
Scott Harrington, Chief of Finance  
Donald Adams, Economic Development Director

**Excused:** City Administrator John Inch Morgan, Council Coordinator Jessica Springer

A reception was held in honor of outgoing City Council Members Bud Catlin and Morris Pratt. Refreshments were served to those in attendance.

## REGULAR MEETING

### Attendance:

Mayor Russ Wall

### Council Members:

Council Chairman Jerry Rechtenbach  
Vice-Chairman Larry Johnson  
Council Member Dama Barbour  
Council Member Bud Catlin  
Council Member Morris Pratt

### City Staff:

John Inch Morgan, City Administrator  
John Brems, City Attorney  
Mark McGrath, Community Development Director  
Del Craig, Chief of Police  
Cheryl Peacock Cottle, City Recorder  
John Taylor, City Engineer  
Scott Harrington, Chief of Finance  
Donald Adams, Economic Development Director  
Marsha Thomas, Judge  
Wayne Dial, Asst. Police Chief  
Brandy Stephens, Police Dept. Admin. Asst.  
Mike Ikemiyashiro, Detective  
Tessa Kohl, Victim Advocate  
Patrick Tomasino, Building Official  
Aimee Newton, Public Relations Consultant

**Excused:** City Administrator John Inch Morgan, Council Coordinator Jessica Springer

**Citizens:** Jay Ziolkowski, John Gidney, Ernest Burgess, Kristie Overson, Dave Ballou, Charles Christopher, Mitch Haycock, Anna Barbieri

### 1. WELCOME, INTRODUCTION AND PRELIMINARY MATTERS

18:30:57 Chairman Jerry Rechtenbach called the meeting to order at 6:30 p.m. and welcomed those in attendance. City Recorder Cheryl Peacock Cottle conducted a Roll Call, wherein all Council Members were present.

**1.1 Opening Ceremonies – Pledge of Allegiance  
– Council Member Pratt**

Council Member Johnson directed the Pledge of Allegiance.

**1.2 Reverence – Council Member Pratt (Opening Ceremonies  
For January 4, 2012 to be arranged by Youth Council)**

18:37:37 Council Member Pratt offered the Reverence.

**1.3 Review Administrative Report – Community Development Department**

Chairman Rechtenbach called for any questions on the Administrative Report, and there were none.

**1.4 Council Resolution**

18:42:19 Chairman Rechtenbach invited outgoing Council Members Morris Pratt and Bud Catlin to join him at the podium. Proclamations were read and presented to outgoing City Council Members Bud Catlin and Morris Pratt. On behalf of the City of Taylorsville, Chairman Rechtenbach thanked Mr. Catlin and Mr. Pratt for their many years of service. Plaques in recognition of their many contributions to the City were also presented.

18:45:12 Chairman Rechtenbach invited Council Members Pratt and Catlin to make remarks. Council Members Pratt and Catlin reflected on their years of public service and recognized those with whom they have served. They each expressed pleasure at being able to serve as elected officials in the City of Taylorsville. They thanked those in attendance for their support.

18:48:25 Mayor Wall asked for a point of personal privilege. He shared an e-mail written by City Administrator John Inch Morgan, who was not able to attend the meeting. Mr. Morgan expressed his appreciation for Mr. Catlin and Mr. Pratt. Mayor Wall also recognized the outgoing Council Members and thanked them for their service.

**1.5 Citizen Comments**

18:52:32 Chairman Jerry Rechtenbach reviewed the Citizen Comment Procedures for the audience. He then called for any citizen comments.

18:54:07 There were no additional citizen comments, and Chairman Rechtenbach closed the citizen comment period.

## 1.6 Mayor's Report

18:50:18 Mayor Russ Wall reported that he has had opportunity to attend a number of open houses over the last couple of weeks. He relayed that he has held some positive conversations with developers and has received praise for the City of Taylorsville. He recognized City Staff, particularly Economic Development Donald Adams and Public Relations Consultant Aimee Newton, for their contributions.

## 2. APPOINTMENTS

### 2.1 Dave Ballou, Ordinance Review Committee – *Chairman Rechtenbach*

18:54:16 Chairman Rechtenbach nominated Dave Ballou to serve on the Ordinance Review Committee.

18:54:54 Council Member Larry Johnson **MOVED** to approve the appointment of Dave Ballou to the Ordinance Review Committee. Council Member Morris Pratt **SECONDED** the motion. Chairman Rechtenbach called for discussion on the motion. There being none, he called for a vote. The vote was as follows: Pratt-yes, Catlin-yes, Barbour-yes, Rechtenbach-yes, and Johnson-yes. **All City Council members voted in favor and the motion passed unanimously.**

### 2.2 VAWA and VOCA Grants Report – *Chief Craig, Detective Mike Ikemiyashiro, and Tessa Kohl*

18:55:30 Chief Del Craig recognized Detective Mike Ikemiyashiro and Victim Advocate Tessa Kohl from the Taylorsville Police Department.

18:58:25 Detective Ikemiyashiro reported on services provided by the VAWA and VOCA Grants. He also referenced statistics on the programs as contained in the Council Packets provided.

19:00:00 Ms. Kohl relayed that both she and Detective Ikemiyashiro were the recipients of awards this year for their accomplishments through victim advocacy in the City.

## 3. REPORTS

### 3.1 Quarterly Report, Taylorsville Police Department – *Chief Craig*

19:00:49 Police Chief Craig noted that the City has already been awarded the VAWA and VOCA grants for the upcoming year. He commended Detective Ikemiyashiro and Victim

Advocate Tessa Kohl for their efforts. He reported on recent activities in the Taylorsville Police Department. He said that major crimes have decreased overall within the City.

19:01:52 The Chief cited recent successes in capturing burglars. He relayed that the ATM-Bandit Robbery has been solved and the arrested individual was responsible for about 23 crimes in the area. He relayed that violent crimes are down and calls for service are trending pretty even with last year.

19:02:30 Chief Craig reported on traffic issues and noted that the top locations for incidents were at 5400 South Redwood and 5400 South Bangerter. He made a clarification on the number of accidents actually occurring and noted that there were 27 accidents during the previous quarter at 5400 South Bangerter Highway and 27 accidents at 5400 South Redwood Road. The Chief relayed that most accidents are congestion-related. He said that accidents at 6200 South Redwood have been fewer recently. He cited a recent hit and run fatality and noted that the driver in that incident has now come forward.

19:04:13 Chief Craig called for questions from the Council.

19:04:23 Council Member Johnson asked about accidents at 2700 West 5400 South. Chief Craig cited 18 accidents at that location. Mr. Johnson inquired whether the signal light at that intersection might be delayed. Chief Craig and City Engineer John Taylor agreed to follow up with some possible changes to the signal.

19:05:41 Council Member Barbour asked about the Continuous Flow Intersection (CFI) at 5400 South Bangerter. Economic Development Director Donald Adams confirmed that the project was completed about 2 ½ months ago. It was noted that the next report should reflect any improvements at that intersection.

19:06:26 Council Member Barbour inquired about the 5400 South Redwood Road intersection. She relayed that she has observed vehicles making illegal turns there.

19:07:23 Chief Craig acknowledged that the intersection at 5400 South Redwood can be confusing and said there is a learning curve associated with navigating the new CFI intersections.

19:07:53 Council Member Catlin observed that traffic enforcement is down and said he never sees enforcement at intersections. Chief Craig addressed Mr. Catlin's concerns and said that 6200 South Bangerter construction has contributed to problems at 5400 South Bangerter.

19:09:25 Council Member Catlin cited the frequency of traffic accidents at intersections and asked how much emphasis is being placed on enforcement. Chief Craig indicated that enforcement at intersections is a high priority and is regularly emphasized with officers on a

weekly basis. He clarified that the new officers hired are finishing up training with a Field Training Officer and should begin regularly duty in February.

19:10:51 Chairman Rechtenbach asked about including trends on accident histories in future reports for traffic accidents at the new intersections. Chief Craig agreed to include such.

19:12:20 Chief Craig provided details on recent traffic accidents.

19:12:36 Council Member Barbour inquired about two boys that were recently hit on bicycles. Chief Craig gave clarification that only one boy was actually injured.

#### 4. CONSENT AGENDA

##### 4.1 Minutes – RCCM 11-16-11

19:13:31 Council Member Morris Pratt **MOVED** to adopt the Consent Agenda. Council Member Dama Barbour **SECONDED** the motion. Chairman Rechtenbach called for discussion on the motion. There being none, he called for a roll call vote. The vote was as follows: Pratt-yes, Catlin-yes, Barbour-yes, Rechtenbach-yes, and Johnson-yes. **All City Council members voted in favor and the motion passed unanimously.**

#### 5. PLANNING MATTERS

There were no planning matters.

#### 6. FINANCIAL MATTERS

##### 6.1 ***Resolution No. 11-37 – Accepting a Grant from the Utah Department of Health – Division of Disease Control and Prevention in the Amount of \$500.00 – John Inch Morgan***

19:14:02 In the absence of City Administrator John Inch Morgan, Chief of Finance Scott Harrington presented the subject resolution to accept a grant from the Utah Department of Health. He noted that the grant may be used in any way desired, but plans are in place to use it for Healthy Taylorsville programs.

19:15:04 Mayor Wall noted that this grant is a result of the work of the Healthy Taylorsville Volunteer Committee.

19:15:31 Council Member Bud Catlin recognized the efforts of the volunteers serving on the Healthy Taylorsville Committee. He noted that they are primarily individuals working in medical fields.

19:16:06 Council Member Bud Catlin **MOVED** to adopt Resolution No. 11-37 – Accepting a Grant from the Utah Department of Health – Division of Disease Control and Prevention in the Amount of \$500.00. Council Member Morris Pratt **SECONDED** the motion. Chairman Rechtenbach called for discussion on the motion. There being none, he called for a roll call vote. The vote was as follows: Pratt-yes, Catlin-yes, Barbour-yes, Rechtenbach-yes, and Johnson-yes. **All City Council members voted in favor and the motion passed unanimously.**

## 7. OTHER MATTERS

### 7.1 Discussion Regarding Ordinance No. 11-09 – Prohibiting Smoking On or In City-Owned Parks, Trails and Recreation Facilities – *John Brems, City Attorney; Mitch Haycock, Ordinance Review Committee & Council Member Larry Johnson, Ordinance Review Committee Advisor*

19:16:37 City Attorney John Brems presented the subject ordinance regarding smoking in public places. He noted that it was previously brought before the Council, but has since been fine tuned by the Ordinance Review Committee (ORC) and himself. Mr. Brems noted that all previous suggestions from the City Council were incorporated and the ORC is now recommending that the proposed ordinance be adopted.

19:17:00 Council Member Johnson cited his participation in discussions with the ORC on this ordinance and relayed that he supports it as now amended.

19:18:13 Council Member Pratt relayed that the part of the ordinance he was previously concerned with has been removed, and he now believes it is a good ordinance. Council Member Barbour agreed.

19:18:47 Chairman Rechtenbach asked about the potential to enforce the ordinance. Mr. Brems noted that this ordinance gives officers authority to write tickets to offenders.

19:19:25 Mitch Haycock, of the Ordinance Review Committee, relayed some issues the Committee had related to enforcement. He suggested that the City post signs in all parks.

19:21:11 Mayor Wall commented on problems experienced with smoking at the Taylorsville Dayzz event, the Veterans Day event, etc.

19:22:22 Council Member Catlin called the ordinance a “feel good ordinance” and said it is difficult to enforce. He suggested that officers will not want to go to court on a smoking ticket. He observed that most people will accommodate no-smoking requests if asked and said an ordinance is not necessary.

19:23:04 Mayor Wall affirmed that signs will be posted in all City parks. He relayed that there is an ADA requirement at the Bass Fishing Pond and described reasons it is appropriate to have an ordinance that can be enforced.

19:24:12 Mr. Haycock explained that the ORC initially didn’t believe the ordinance was enforceable, but the LARP Committee and Healthy Taylorsville Committee have asked that it be pursued.

19:25:04 Mr. Catlin asked about the ability to make rules rather than ordinances. Mr. Brems clarified that rules at the Dog Park were incorporated by ordinance.

19:25:59 Council Member Catlin further detailed his reasons for not believing an ordinance is needed to monitor smoking.

19:27:09 Mayor Wall observed that rules are difficult to enforce if not backed by ordinance.

19:29:20 The Council agreed to bring the ordinance back for consideration at the first meeting in January. No additions or corrections were recommended.

**7.2 Discussion of the Proposed *Land Development Code, Chapters 32, 33 and 34 – Mark McGrath***

19:30:09 Community Development Director Mark McGrath called for discussion on Chapters 32 (Site Plan Review), Chapter 33 (Administrative and Non-Administrative Conditional Use Permit), and Chapter 34 (Appeals and Variances).

19:30:29 Council Member Pratt raised a question regarding verbiage on page six and Chairman Rechtenbach gave clarification.

19:31:11 Council Member Johnson inquired whether any additional studies required are provided by the builder or developer. Mr. McGrath confirmed that the applicant would be liable.

19:32:14 Chapter 33, regarding Administrative Conditional Use, was addressed.

19:33:32 Mr. McGrath confirmed that the Conditional Use Permit goes with the land, rather than the applicant. Clarification was given on the expiration of permits.

19:35:20 Chapter 34, regarding Appeals and Variances, was discussed. It was noted that this is an area where State code has been altered in the last few years. Mr. McGrath gave explanation on the requirement for an Appeal Authority and the standards for review and approval. He confirmed that variances also run with the land.

#### 8. NEW ITEMS FOR SUBSEQUENT CONSIDERATION (No Action)

There were no new items for subsequent consideration.

#### 9. NOTICE OF FUTURE PUBLIC MEETINGS (NEXT MEETING)

- 9.1 Swearing In Ceremony – Wednesday, January 4, 2012 – 6:00 p.m.
- 9.2 City Council Meeting – Wednesday, January 4, 2012 – 6:30 p.m.
- 9.3 RDA Board Meeting – Wednesday, January 4, 2012 – 7:00 p.m.
- 9.4 City Council Work Session – Wednesday, January 11, 2012 – 6:00 p.m.
- 9.5 City Council Briefing Session – Wednesday, January 18, 2012 – 6:00 p.m.
- 9.6 City Council Meeting – Wednesday, January 18, 2012 – 6:30 p.m.

#### 10. CALENDAR OF UPCOMING EVENTS

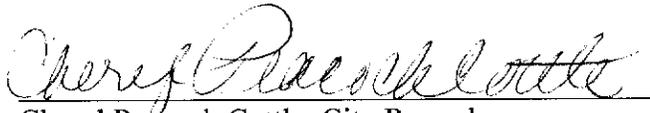
- 10.1 City Hall Closed in Observance of the Christmas Holiday, Monday, December 26, 2011
- 10.2 City Hall Closed in Observance of New Year's Day – Monday, January 2, 2012
- 10.3 Swearing In Ceremony for the City of Taylorsville Newly Elected Officials, Jerry W. Rechtenbach, Kristie S. Overson and Ernest Burgess – Wednesday, January 4, 2012 – 6:00 p.m. – refreshments will be provided

19:39:02 Council Member Larry Johnson wished everyone a Merry Christmas and a Happy New Year. Other Council Members echoed the sentiment.

#### 11. ADJOURNMENT

19:39:26 Council Member Larry Johnson **MOVED** to adjourn the City Council Meeting. Council Member Morris Pratt **SECONDED** the motion. Chairman Rechtenbach called for discussion. There being none, he called for a vote. The vote was as follows: Pratt-yes, Catlin-yes, Barbour-yes, Rechtenbach-yes, and Johnson-yes. **All City Council members voted in favor and the motion passed unanimously.** The meeting was adjourned at 7:39 p.m.

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A handwritten signature in cursive script, reading "Cheryl Peacock Cottle", written over a horizontal line.

Cheryl Peacock Cottle, City Recorder

Minutes approved: CC 01-04-12

*Minutes Prepared by: Cheryl Peacock Cottle, City Recorder*