

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

**Wednesday, February 19, 2014**  
**Council Chambers**  
**2600 West Taylorsville Blvd., Room No. 140**  
**Taylorsville, Utah 84129**

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**BRIEFING SESSION**

**Attendance:**

Mayor Larry Johnson

**Council Members:**

Council Chairman Kristie Overson  
Vice-Chairman Ernest Burgess  
Council Member Daniel Armstrong  
Council Member Dama Barbour  
Council Member Brad Christopherson

**City Staff:**

John Taylor City Administrator  
John Brems, City Attorney  
Cheryl Peacock Cottle, City Recorder  
Scott Harrington, Chief Financial Officer  
Mark McGrath, Community Development Director  
Tracy Wyant, UPD Precinct Chief  
Mike Kelsey, UFA Assistant Chief  
Kristy Heineman, Council Coordinator

**Others:** Daryl Gudmundson, Douglas Arnesen, Aimee Newton

**BRIEFING SESSION**

**1. Review Administrative Report**

18:02:06 Chairman Kristie Overson conducted the Briefing Session, which convened at 6:02 p.m. City Recorder Cheryl Peacock Cottle conducted a Roll Call, wherein all Council Members were present. Chair Overson called for questions on the Administrative Report for the Community Development Department, and there were none.

## 2. Review Agenda

18:03:05 The agenda for the City Council Meeting was reviewed.

6:05:35 PM Chair Overson called for ideas on a design for the City's float for Taylorsville Dayzz this year. City Administrator John Taylor cited a suggestion from Howard Wilson to incorporate a theme for Taylorsville Dayzz and then plan the float around that event theme in conjunction with the Taylorsville Dayzz Committee. Mr. Taylor noted that the Taylorsville Dayzz Parade will be the first parade, of eight, in which the City float is entered. Council Member Dama Council agreed that Taylorsville Dayzz would be a great theme. Council Coordinator Kris Heineman agreed to email Jim Dunnigan to request that ideas be discussed at the next Taylorsville Dayzz Committee Meeting.

18:09:29 Council Member Burgess asked about the status of the City Council's team for the Urban Cart Dart. Chair Overson called for ideas on themes and costumes. Discussion ensued regarding plans for city participation in the event.

## 3. Adjourn

18:13:03 Chair Overson declared the Briefing Session adjourned at 6:13 p.m.

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## REGULAR MEETING

### Attendance:

Mayor Larry Johnson

### Council Members:

Council Chairman Kristie Overson  
Vice-Chairman Ernest Burgess  
Council Member Daniel Armstrong  
Council Member Dama Barbour  
Council Member Brad Christopherson

### City Staff:

John Taylor, City Administrator  
John Brems, City Attorney  
Mark McGrath, Community Development Director  
Tracy Wyant, UPD Precinct Chief  
Cheryl Peacock Cottle, City Recorder  
Scott Harrington, Chief Financial Officer  
Mike Kelsey, UFA Assistant Chief  
Kristy Heineman, Council Coordinator  
Wayne Harper, Economic Development Specialist

**Citizens:** Aimee Newton, Jay Ziolkowski, Daryl Gudmundson, Douglas Arnesen, Ricardo Maestas, Lynn Handy, Ted Jensen, John Gidney, Adam Gardner, Jeffrey Summerhays, Officer Grayson VanLeeuwen, Officer Chelsea Winslow, John Gidney, JoAnna Turner, Candy Caballero

## **1. WELCOME, INTRODUCTION AND PRELIMINARY MATTERS**

18:30:57 Chairman Kristie Overson 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 Christopherson (Opening Ceremonies for March 5, 2014 to be arranged by Youth Council)**

18:31:21 Daryl Gudmundson directed the Pledge of Allegiance.

### **1.2 Reverence – Council Member Christopherson (Opening Ceremonies For March 5, 2014 to be arranged by Youth Council)**

18:32:26 Council Member Brad Christopherson offered the Reverence.

18:32:40 Chair Overson recognized Salt Lake County Council Member Aimee Newton in attendance.

### **1.3 Citizen Comments**

18:33:57 Chairman Kristie Overson reviewed the Citizen Comment Procedures for the audience. She then called for any citizen comments.

18:34:22 Salt Lake County Council Member Aimee Newton introduced her aide Adam Gardner and stated that she has recently been appointed to the Salt Lake County Council to fill the remainder of David Wilde's term. She noted that she will be running for her own four-year term in November. She said that she currently serves, along with Council Member Dama Barbour, on the Wasatch Front Waste and Recycling District Board. Ms. Newton relayed that she also hopes to be appointed to the Jordan River Commission. She cited issues she is working on in relation to the Jordan River. She reported that another issue affecting Taylorsville is proposed HB 84 that would prevent inequitable school district splits. She noted that this bill recently passed out of committee and is now going to the House. She said that any support from the Taylorsville City Council would be great. Ms. Newton indicated that Taylorsville will be receiving a \$25,000 grant from Salt Lake County for use in the Family Center area for economic development purposes. She offered help in coordinating interested parties to meet on Taylorsville issues. Ms.

Newton recognized Mayor Larry Johnson and relayed compliments to him from the mayor of Murray City.

18:38:38 Daryl Gudmundson shared his thoughts on the potential ordinance regarding parking and snow removal. He stated that he may not oppose a do-nothing idea. He expressed his great anxiety over an “any snow” or “while snowing” proposal. He said that there has been no chance to address assertions made by snow plow drivers during last week’s Council Meeting. He observed that one of the maps shown illustrates how very many citizens must park on city streets. Mr. Gudmundson said that he will complain if his visiting adult children cannot park on the street near his property. He cautioned against ensuring the convenience of a few citizens at the expense of many.

18:43:06 There were no additional citizen comments, and Chairman Overson closed the citizen comment period.

#### **1.4 Mayor’s Report**

Mayor Johnson recognized UFA Bureau Chief Jay Ziolkowski for his 16 years of community service in Taylorsville both as UFA liaison with the City and through his role with the Taylorsville Dayzz Committee. The Mayor presented a plaque to Chief Ziolkowski in recognition of his many contributions to Taylorsville.

18:45:32 Chief Ziolkowski commented on his affiliation with Taylorsville and his involvement in community activities, i.e. Exchange Club and Taylorsville Dayzz. He expressed gratitude for the opportunity to serve in the community.

## **2. APPOINTMENTS**

### **2.1 Appointment of Jeffrey Summerhays to the Green Committee - *Vice-Chair Burgess***

18:46:57 Vice-Chair Ernest Burgess recognized Jeffrey Summerhays and nominated him to serve as a member of the Taylorsville Green Committee.

18:47:07 Council Member Ernest Burgess **MOVED** to appoint Jeffrey Summerhays as a member of the Green Committee. Council Member Dama Barbour **SECONDED** the motion. Chairman Kristie Overson called for discussion on the motion. There being none, she called for a roll-call vote. The vote was as follows: Christopherson-yes, Burgess-yes, Barbour-yes, Overson-yes, and Armstrong-yes. **All City Council members voted in favor and the motion passed unanimously.**

## **2.2 Appointment of Ricardo Maestas to the Green Committee - Vice-Chair Burgess**

Vice-Chair Ernest Burgess recognized Ricardo Maestas and nominated him to serve as a member of the Taylorsville Green Committee.

18:47:42 Council Member Ernest Burgess **MOVED** to appoint Ricardo Maestas as a member of the Green Committee. Council Member Brad Christopherson **SECONDED** the motion. Chairman Kristie Overson called for discussion on the motion. There being none, she called for a roll-call vote. The vote was as follows: Christopherson-yes, Burgess-yes, Barbour-yes, Overson-yes, and Armstrong-yes. **All City Council members voted in favor and the motion passed unanimously.**

## **3. REPORTS**

### **3.1 Introduction of Assistant Fire Chief Mike Kelsey - UFA Bureau Chief Jay Ziolkowski**

18:48:20 UFA Bureau Chief Jay Ziolkowski introduced Assistant Fire Chief Mike Kelsey as Taylorsville's new liaison with the Unified Fire Authority (UFA).

18:48:55 Chief Kelsey stated that he has been with UFA for about 23 years. He expressed his excitement in being able to represent Taylorsville. He noted that he previously worked at Station 117 in Taylorsville. He relayed that his first job as a young man was on the former farm land that is now the Taylorsville City Center property.

18:49:48 Chair Overson welcomed Chief Kelsey on behalf of the City Council.

### **3.2 UPD Taylorsville Precinct Quarterly Report - UPD Chief Tracy Wyant**

18:56:13 UPD Taylorsville Precinct Chief Tracy Wyant reported on law enforcement activities in Taylorsville for the second quarter. He cited statistics on general offenses, traffic offenses, and enforcement efforts within each Council District.

19:01:21 Chair Overson commended officers in her district for their excellent communication and response efforts.

19:03:38 Questions from the Council were addressed by Chief Wyant and clarification on the quarterly report was provided, as needed. The Chief gave explanation on parties arrested in connection with stolen vehicles.

19:04:59 Chief Wyant cited a notable decrease in District 3 for larceny offenses. He attributed that decrease to aggressive enforcement in service/retail areas.

7:06:16 PM Council Member Brad Christopherson expressed appreciation for the positive enforcement efforts and stated his support for an additional officer.

19:06:57 Council Member Dama Barbour referenced the high statistics in District 3 and noted that large retailers in that district significantly contribute to the large call volume.

7:07:10 PM Chief Wyant cited a notable decrease in family offenses in District 4.

7:07:58 PM Council Member Dama Barbour called for clarification on how traffic statistics are compiled along 5400 South. Chief Wyant explained that reporting depends on the exact west coordinate provided at the accident scene. He cited traffic flow during work commutes and indicated that an increase in accidents has not been seen in relation to the flex lanes on 5400 South. He relayed that there has actually been a decrease of accidents in that area. He observed that flex lanes only work if drivers pay attention and are not distracted.

19:10:58 Council Member Dan Armstrong inquired as to what constitutes a kidnapping. Chief Wyant explained that kidnapping offenses are almost exclusively related to child custody issues.

19:13:06 Chief Wyant reviewed response times. Chair Overson commented that the response times reported are very impressive.

19:14:02 Chief Wyant illustrated statistical maps for traffic accidents, traffic citations, narcotic-related offenses, burglaries, and burglary alarms.

19:18:00 Chief Wyant referenced activities of the Investigations Unit.

19:19:28 Council Member Ernest Burgess questioned how UPD is working in Taylorsville and whether statistics are better this year than last year. Chief Wyant said there was a seamless transition to UPD and it has been a win/win situation since that time, with an immediate cost savings to the City. He said the transition to UPD has benefitted both citizens and officers and service/response times have improved. He cited benefits as: more opportunities in upper mobility for officers, training opportunities, fleet improvements, etc.

19:22:21 Council Member Burgess commended Chief Wyant and the Taylorsville precinct for law enforcement services. Chair Overson cited the impressive accomplishments of the Investigations Unit and recognized the outstanding group of officers serving in Taylorsville.

19:23:57 Council Member Barbour stated her appreciation for regular updates on law enforcement activities in Taylorsville.

### **3.3 UPD Taylorsville Precinct Awards - UPD Chief Tracy Wyant**

18:50:38 UPD Taylorsville Precinct Chief Tracy Wyant commended UFA Bureau Chief Jay Ziolkowski for his tremendous service to Taylorsville. He welcomed UFA Assistant Chief Mike Kelsey aboard.

Chief Wyant presented *Officer of the Month Awards* for the months of December, 2013 and January, 2014, as follows:

The *Officer of the Month Award* for December, 2014 was presented to Officer Grayson VanLeeuwen for conducting pro-active patrol at Redwood Road and successfully recovering two stolen vehicles in a short period of time. Chief Wyant commended Officer VanLeeuwen for his fine work ethic and attention to detail. It was also mentioned that Officer VanLeeuwen willingly covered traffic enforcement efforts for Officer Richard Bullock during his recent leave of absence.

The *Officer of the Month Award* for January, 2014 was presented to Officer Chelsea Winslow for a strong work ethic on a daily basis and for pro-active law enforcement efforts in Taylorsville. The Chief stated that Officer Winslow shows great self-initiation and attention to detail. He relayed that she has helped successfully solve various crimes in Taylorsville.

## **4. CONSENT AGENDA**

### **4.1 Minutes – RCCM 02-05-14**

19:24:56 Council Member Brad Christopherson **MOVED** to adopt the Consent Agenda. Council Member Dan Armstrong **SECONDED** the motion. Chairman Kristie Overson called for discussion on the motion. There being none, she called for a roll-call vote. The vote was as follows: Christopherson-yes, Burgess-yes, Barbour-yes, Overson-yes, and Armstrong-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 Public Comments on a Proposed Amendment Regarding the Number of Children Allowed in a Home Daycare**

19:25:37 Community Development Director Mark McGrath cited a request submitted to increase the maximum number of children allowed in a home day care from 12 to 16 children. He

relayed that the request was first heard in October 2013. He explained that having nine children or more in a home daycare requires an additional caregiver in the home and the applicant believes that increasing the number of children allowed will help cover costs for an additional caregiver.

Mr. McGrath relayed that the Planning Commission initially gave a negative recommendation to the City Council for this application, due to the potential added intensity in neighborhoods. He explained that the City Council heard the request on October 16, 2013 and remanded the matter back to the Planning Commission for further consideration. Mr. McGrath reported that the Planning Commission has discussed the application two times since then (November, 2013 and January, 2014). He noted that Planning Commissioners instructed staff to look at other cities and discussed a number of ideas to mitigate the impact. He relayed one idea to allow 12 children for one year and then consider increasing the amount after that year if no problems are reported. He said a number of options have been considered.

19:29:40 Mr. McGrath relayed that the Planning Commission also discussed a need for play area space for children. He noted that the current code requires 35 square feet per child for play area, but there is no requirement in current city code for the provision of a scaled floor plan to demonstrate the location of play areas. He said Planning Commissioners ultimately still felt there was no way to mitigate the potential impact of a daycare of this magnitude on a neighborhood and have again sent a negative recommendation to the City Council regarding increasing the number of children allowed from 12 to 16. Mr. McGrath reported that the Planning Commission did recommend one change in the ordinance to include the requirement of a scaled floor plan demonstrating the play area (to be submitted with the business license application).

19:30:53 Mr. McGrath indicated that the ordinance in Council packets represents the recommendation of the Planning Commission and not necessarily the request of the applicant. He said if changes are recommended by the City Council, the proposed ordinance will need amendment. He confirmed that the proposed ordinance keeps the limit at 12 children for a home daycare and requires a scaled floor plan.

19:31:52 Council Member Dan Armstrong inquired about requirements for fire exits. Mr. McGrath clarified that fire exits are not addressed in the proposed ordinance, but the fire code is implemented by the Salt Lake County Health Department and very closely regulated by the City.

19:32:42 Chair Overson opened the public hearing on this matter and called for citizen comments.

19:32:47 Applicant Joanna Turner confirmed that fire marshals do come and inspect home daycare locations for the provision of required fire escapes.

19:33:54 UFA Chief Jay Ziolkowski confirmed that regular inspections are implemented by inspectors and UFA is involved in that process.

19:35:16 Joanna Turner said she would agree with the idea of allowing 12 children for a year and then having an increase considered after that time.

19:35:57 Chair Overson invited Planning Commissioner Ted Jensen to provide any additional input.

19:36:18 Ted Jensen relayed that the Planning Commission's main concern was the overall long-term effect on a neighborhood.

19:37:07 Council Member Barbour observed that nothing is changed in the proposed ordinance over the current ordinance, except adding the requirement for a scaled floor plan. Mr. McGrath confirmed that to be accurate.

19:37:52 Mr. McGrath gave additional clarification on the application process for a text amendment.

19:38:04 There were no additional comments and Chair Overson declared the public hearing closed.

**5.1.1 Ordinance No. 14-02 - Amending Sections 13-11-04, 13-36-05, and 13-36-09 of the Taylorsville Land Development Code Regarding the Number of Children Allowed in a Home Daycare - *Mark McGrath***

19:38:23 Council Member Dama Barbour **MOVED** to adopt Ordinance No. 14-02 - Amending Sections 13-11-04, 13-36-05, and 13-36-09 of the Taylorsville Land Development Code Regarding the Number of Children Allowed in a Home Daycare. Council Member Brad Christopherson **SECONDED** the motion. Chairman Kristie Overson called for discussion on the motion. There being none, she called for a roll-call vote. The vote was as follows: Christopherson-yes, Burgess-yes, Barbour-yes, Overson-yes, and Armstrong-no. **All City Council members voted and the motion passed with a four-to-one vote.**

**6. FINANCIAL MATTERS**

There were no financial matters.

## 7. OTHER MATTERS

### 7.1 **Ordinance No. 14-03 - An Ordinance Amending Title 11 of the Taylorsville Code of Ordinances by Amending Section 11.20.080 - John Taylor**

19:39:40 City Administrator John Taylor cited the public hearing that was previously held for this matter. He described the process to solicit citizen comments regarding a proposed amendment to city ordinance in regard to on-street parking related to snow removal. He cited many passionate arguments on both sides of this issue. He referenced four options that have been proposed to the Council for consideration in amending the ordinance, as follows: (1) make no change to the ordinance, but deal with issues through enforcement efforts; (2) enforcement based on a period of time following a storm; (3) enforcement based on an amount of snowfall; and (4) no on-street parking while there is any snow accumulation on the road. Mr. Taylor said that the option with the most public and staff support is the option to prohibit on-street parking for a period of 24-hours after a snow event.

19:41:04 Council Member Christopherson cited future opportunity to change the code if any unintended consequences are seen once a solution is tested and if it does not work. He stressed that there is always future opportunity to amend ordinances that are not seen to be working.

19:41:50 Mr. Taylor reiterated Administration's proposal to prohibit any on-street parking while a storm is occurring until 24 hours after the event is done. He noted that enforcement will stay as it is currently stipulated. He said that code enforcement officers will issue warnings and notices as applicable and then tickets will be written if warnings are not heeded. He said towing of vehicles will only be an option when there is a public safety issue. Mr. Taylor said that all of the proposed options are better than what is contained in the current City ordinance in regard to on-street parking during snow events.

19:43:37 Council Member Burgess expressed appreciation for the length of time taken to evaluate this issue.

19:44:06 Chair Overson reviewed all three proposed options and clarified that the ordinance proposed in the Council packet contains Option 1.

19:45:18 Council Member Dan Armstrong cited some potential enforcement issues in measuring accumulations and said the ordinance must be enforceable. Mr. Taylor clarified that code enforcement notices will just be issued as warnings and the Police Department will enforce continued parking violations as needed, through ticketing. He said tickets will be issued until vehicles become public nuisances or safety concerns, and then towing may be utilized as a final resort.

19:47:46 Mr. Taylor indicated that code enforcement officers will be sent out to issue warnings to violators and the City will work toward educating citizens in regard to the ordinance change.

19:48:13 Council Member Brad Christopherson **MOVED** to adopt Ordinance No. 14-03 - An Ordinance Amending Title 11 of the Taylorsville Code of Ordinances by Amending Section 11.20.080, with substitution of Option 3 (instead of Option 1), to say: until after any snow and ice accumulation is cleared. Council Member Dan Armstrong **SECONDED** the motion. Chairman Kristie Overson called for discussion on the motion. Council Members called for additional clarification on the proposed options and related restrictions. Mr. Taylor provided further explanation. Additional discussion ensued until Council Member Barbour called for question on the motion. Chair Overson called for a roll-call vote. The vote was as follows: Christopherson-yes, Burgess-no, Barbour-yes, Overson-yes, and Armstrong-yes. **All City Council members and the motion passed with a four-to-one vote.**

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

Chair Overson cited discussion previously held in the Council Briefing Session regarding the need for a Taylorsville float design and plans for the upcoming Urban Cart Event.

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

19:54:39

- 9.1 City Council Briefing Session - Wednesday, March 5, 2014 - 6:00 p.m.
- 9.2 Regular City Meeting - Wednesday, March 5, 2014 - 6:30 p.m.
- 9.3 Planning Commission Meeting - Tuesday, March 11, 2014 - 7:00 p.m.
- 9.4 City Council Work Session - Wednesday, March 12, 2014 - 6:00 p.m.
- 9.5 City Council Briefing Session - Wednesday, March 19, 2014 - 6:00 p.m.
- 9.6 Regular City Council Meeting - Wednesday, March 19, 2014 - 6:30 p.m.

#### **10. CALENDAR OF UPCOMING EVENTS**

19:55:27

- 10.1 *Taylorsville Symphony Orchestra Concert* - Fri., February 28, 2014 - 7:30 p.m.
- 10.2 *Taylorsville Arts Council Annual Art Show* - February 28, 2014 - 3:30 p.m. to 7:00 p.m. and March 1, 2014 - 10:00 a.m. to 4:00 p.m. - Taylorsville City Council Chambers
- 10.3 *Taylorsville Urban Cart Dart* - Saturday, March 1, 2014 - 10:00 a.m. - Location TBD

**11. CLOSED SESSION (Conference Room 202)**

19:55:55

**11.1 Strategy Session to Discuss the Sale or Purchase of Real Property**

19:55:58 Council Member Dama Barbour **MOVED** to convene a Closed Session to discuss the sale or purchase of real property. Council Member Brad Christopherson **SECONDED** the motion. Chairman Kristie Overson called for discussion on the motion. There being none, she called for a roll-call vote. The vote was as follows: Christopherson-yes, Burgess-yes, Barbour-yes, Overson-yes, and Armstrong-yes. **All members of the City Council present voted and the motion carried by a unanimous vote.**

**CLOSED SESSION - Sale or Purchase of Real Property**

Those in attendance at this Closed Session were: Mayor Larry Johnson, Council Members Barbour, Burgess, Christopherson, Armstrong, and Overson; City Attorney John Brems; City Administrator John Taylor; Economic Development Specialist Wayne Harper; Chief Financial Officer Scott Harrington; and City Recorder Cheryl Peacock Cottle.

Minutes for the Closed Session were taken and are now on file as a Protected Record.

**12. ADJOURNMENT**

Council Member Brad Christopherson **MOVED** to adjourn the Closed Session and the City Council Meeting. Council Member Dama Barbour **SECONDED** the motion. Chairman Kristie Overson called for discussion on the motion. There being none, she called for a roll-call vote. The vote was as follows: Christopherson-yes, Burgess-yes, Barbour-yes, Overson-yes, and Armstrong-yes. **All City Council members voted in favor and the motion passed unanimously.** The meeting was adjourned at 8:46 p.m.

  
Cheryl Peacock Cottle, City Recorder

Minutes approved: CC 03-05-14

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