

City of Taylorsville
CITY COUNCIL MEETING
Minutes

Wednesday, April 4, 2012
Council Chambers
2600 West Taylorsville Blvd., Room No. 140
Taylorsville, Utah 84129

BRIEFING SESSION

Attendance:

Mayor Russ Wall

Council Members:

Council Chairman Jerry Rechtenbach
Vice-Chairman Dama Barbour
Council Member Ernest Burgess
Council Member Larry Johnson
Council Member Kristie Overson

City Staff:

John Inch Morgan, City Administrator
John Brems, City Attorney
Cheryl Peacock Cottle, City Recorder
Donald Adams, Economic Development Director
Mark McGrath, Community Development Director
John Taylor, City Engineer
Scott Harrington, Chief of Finance
Jessica Springer, Council Coordinator
Del Craig, Chief of Police
Kristy Heineman, Deputy Recorder

Citizens: Charles Christopher, Dave Nicponski

BRIEFING SESSION

1. Review Administrative Report

18:02:49 Chairman Rechtenbach 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. Chairman Rechtenbach called for questions on the Administrative Report. Chairman Rechtenbach inquired about specific closing dates for RFP's. Economic Development Director Donald Adams gave explanation on the need for Economic Development Broker Incentive

Services. Mayor Wall relayed the need to change the closing date for the Public Services RFP. City Engineer John Taylor reported that the bid for work on the Misty Hills Project has not yet gone out.

18:06:03 City Administrator John Inch Morgan confirmed that the demolition project at 3901 West 5400 South was for the West Point Shopping Center. He noted that costs for the demolition are as expected.

2. Review Agenda

18:06:56 The agenda for the City Council Meeting was reviewed. Mayor Wall relayed intent to periodically update the Council on major projects in the City during regular Mayor's Reports. It was noted that Dave Nicponski's report will need to be moved to later on the agenda during the regular meeting. The Mayor confirmed that Linda Hardman will report on behalf of the Taylorsville Exchange Club in place of Renee Sorensen.

18:09:43 Discussion was held on the Public Works budget for snow removal costs. City Administrator John Inch Morgan and City Engineer John Taylor reported on costs for snow removal during the previous months. Mr. Morgan referenced the Road Maintenance Plan to complete slurry seal and chip seal work, etc. Additional discussion was held regarding total expenditures for Public Works services.

18:15:16 Economic Development Director Donald Adams gave clarification on warranty work performed on LED streetlights. Mr. Morgan described work that was previously done on 6200 South and the related necessity to use pumps. He noted that maintenance is occasionally required on those pumps.

18:16:50 Mr. Taylor confirmed the need for water meter usage for irrigation/streetscape purposes.

18:17:26 Council Member Johnson inquired about road work that has been completed. Mr. Taylor agreed to provide a future report on specific road work.

18:18:01 Council Member Kristie Overson inquired about weed removal work. Mr. Morgan gave two different examples of the need for weed removal, i.e. recalcitrant property owners that require cleanup efforts through code enforcement; and noxious weeds that must be sprayed and removed in areas of the City such as freeway overpasses.

18:19:46 Mr. Morgan confirmed that the mower purchased by the City could be used for weed cleanup purposes. Mr. Johnson asked about the use of community service workers for property cleanup. Mr. Morgan acknowledged that hundreds of volunteers are used for hand-pulling

weeds and cleaning up medians. He cited potential liability issues in having volunteers use City equipment.

18:22:54 Mayor Wall clarified that Resolution No. 12-19 is needed to approve an interlocal agreement with Jordan Valley Water Conservancy District in order to complete the transaction on the UDOT property. He noted that this issue has been ongoing for several years, but the process has recently been sped up as a result of a personnel change at UDOT. Council Member Overson noted that the zip code cited in the proposed agreement/quit claim deed is incorrect. City Attorney John Brems explained that the referenced agreement was originally written six years ago.

3. Adjourn

18:24:40 The Briefing Session was adjourned at 6:24 p.m.

REGULAR MEETING

Attendance:

Mayor Russ Wall

Council Members:

Council Chairman Jerry Rechtenbach
Vice-Chairman Dama Barbour
Council Member Ernest Burgess
Council Member Larry Johnson
Council Member Kristie Overson

City Staff:

John Inch Morgan, City Administrator
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Mark McGrath, Community Development Director
Del Craig, Chief of Police
Cheryl Peacock Cottle, City Recorder
Jessica Springer, Council Coordinator
John Taylor, City Engineer
Scott Harrington, Chief of Finance
Donald Adams, Economic Development Director
Kristy Heineman, Deputy Recorder
Aimee Newton, Communications Director

Citizens: Charles Christopher, Dave Nicponski, Kevyn Smeltzer, John Gidney, Pam Roberts, Royce Larsen, Roger Barker, Mitch Haycock, Gerrie Shaw, Linda Hardman, Doug Shupe, Sue Shupe

1. WELCOME, INTRODUCTION AND PRELIMINARY MATTERS

18:31:28 Chairman Jerry Rechtenbach 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 Opening Ceremonies – Pledge of Allegiance – *Council Member Overson*

18:32:17 Council Member Kristie Overson recognized Roger Barker, who was recently awarded the “Outstanding Community Service Volunteer Award” at the Taylorsville Awards Banquet.

18:36:24 Roger Barker directed the Pledge of Allegiance.

1.2 Reverence – *Council Member Overson* (Opening Ceremonies For April 25, 2012 to be arranged by Youth Council)

18:32:51 Roger Barker offered the Reverence.

1.3 Citizen Comments

18:36:48 Chairman Jerry Rechtenbach reviewed the Citizen Comment Procedures for the audience. He then called for any citizen comments.

18:37:56 There were no citizen comments, and Chairman Rechtenbach closed the citizen comment period.

1.4 Mayor’s Report

18:38:10 Mayor Russ Wall noted that Jet Blue Employees will conduct a “Day of Service” on City property on April 28, 2012 in conjunction with a Tree Planting Project.

1.4.1 Report on the Progress of Major Projects in the City

18:39:46 Mayor Wall cited his intent to have the City Engineer present periodic reports on major projects in the City. Mayor Wall then turned the time to City Engineer John Taylor for his report.

18:40:49 Mr. Taylor relayed that the Food Pantry expansion is currently under contract and moving quickly. He confirmed that this project is being funded by grant and CDBG funds.

18:41:23 Mr. Taylor reported that the demolition project on 5400 South to remove the Innovative Audio and Ortega structures is near completion. He noted that signs should be down by next week.

18:41:53 Mr. Taylor stated that the 1500 West Road Construction Project is underway and should be completed by May 15, 2012. He invited interested parties to walk through and examine culverts.

18:42:54 Mr. Taylor relayed that construction of the flex lanes on 5400 South will begin within approximately a week and should be operational by the end of summer, 2012.

18:43:33 Council Member Johnson inquired about businesses that were recently demolished on 5400 South. Economic Development Director Donald Adams reported that Mr. Ortega is now working in a different salon and Innovative Audio has relocated to West Jordan.

18:44:26 It was noted that an update was previously given during the Briefing Session on the Misty Hills Project.

2. APPOINTMENTS

2.1 Resolution No. 12-16 – Appointing a Deputy Recorder, Kristy Heineman – Mayor Wall

18:44:40 Mayor Wall gave explanation regarding the reorganization of certain administrative duties in the absence of retired employee Elaine Waegner. He said that recently hired employee Kristy Heineman will be handling the coordination of City events and will also assist with responsibilities in the Recorder's Office. He clarified that this is not a new position, but rather a reallocation of duties within the City. City Administrator John Inch Morgan confirmed that Ms. Heineman's position is being funded by Administration's budget. The Mayor stated his desire to appoint Kristy Heineman as a new Deputy Recorder for the City. He then called for the advice and consent of the City Council.

18:46:06 Council Member Dama Barbour **MOVED** to approve Resolution No. 12-16 – Appointing Kristy Heineman as a Deputy Recorder. Council Member Kristie Overson **SECONDED** the motion. Chairman Rechtenbach called for discussion on the motion. There being none, he called for a vote. The vote was as follows: Overson-yes, Johnson-yes, Rechtenbach-yes, Barbour-yes, and Burgess-yes. **All City Council members voted in favor and the motion passed unanimously.**

**2.2 Mitch Haycock, Chair of the Ordinance Review Committee
– Chairman Rechtenbach**

18:46:57 Chairman Rechtenbach recognized Mitch Haycock and nominated him to serve as Chair of the Ordinance Review Committee.

18:47:30 Council Member Larry Johnson **MOVED** to appoint Mitch Haycock to serve as Chair of the Ordinance Review Committee. Council Member Ernest Burgess **SECONDED** the motion. Chairman Rechtenbach called for discussion on the motion. There being none, he called for a vote. The vote was as follows: Overson-yes, Johnson-yes, Rechtenbach-yes, Barbour-yes, and Burgess-yes. **All City Council members voted in favor and the motion passed unanimously.**

3. REPORTS

3.1 Update from Lobbyist – Dave Nicponski

18:48:07 Lobbyist Dave Nicponski reported on recent legislative efforts on behalf of the City of Taylorsville. He relayed that his primary focus and main concern was to obtain funding for the Bus Rapid Transit (BRT) Program. He noted that \$4 million was successfully secured under Transportation House Bill (HB) 173 for this project. Mr. Nicponski observed that this amount allows for a good start toward the \$42 million BRT Project. He clarified that the \$4 million amount will come to Taylorsville by June or July of 2013.

18:49:53 Mr. Nicponski reported on HB 140 that was successful in preventing the elimination of vehicle checkpoints (roadblocks).

18:50:31 Mr. Nicponski reviewed HB 249 which allows the Good Landlord Practice to stay in place. He cited a change that will allow landlords to qualify through only one training session and eliminates the requirement to complete training in multiple cities.

18:51:15 Mr. Nicponski reported on HB 33 regarding fireworks and cited amendments that will now shorten the window of time that fireworks may be used. He reviewed the new timeframes, as follows: July 1 through July 7, from 11:00 a.m. to 11:00 p.m. (July 4 until midnight); and July 21 through July 27, from 11:00 a.m. to 11:00 p.m. (July 24 until midnight).

18:52:30 Mr. Nicponski reported on HB 94 that was defeated in regard to studies being required for any commercial activity.

18:53:01 Mr. Nicponski described amendments made to the incorporation process.

18:53:35 Mr. Nicponski reported on legislation that was considered regarding billboards. He stated that such legislation would have taken away the City Council's rights regarding billboards placed in communities. He noted that lengthy negotiations took place before this bill folded.

18:54:15 Mr. Nicponski referenced HB 173 and congratulated the City for recently bringing on Representative Wayne Harper as a City employee. He suggested that Mr. Harper will be an asset in helping to keep the BRT project moving forward. He also noted that Senate President Michael Waddoups has been an invaluable stalwart and will be greatly missed in that regard.

18:55:15 Council Member Dama Barbour thanked Dave Nicponski, Gerrie Shaw, and Mayor Wall for their lobbying efforts on behalf of Taylorsville. Mr. Nicponski recognized his associate Gerrie Shaw and praised her hard work.

3.2 Taylorsville Exchange Club, Preventing Child Abuse Campaign – Linda Hardman

18:56:26 Linda Hardman, of the Taylorsville Exchange Club, noted that Renee Sorensen was unable to be in attendance. Ms. Hardman reported on the Child Abuse Prevention Campaign. She cited the "Field of Pinwheels" that will be displayed on the City Center property on Saturday, April 6, 2012 to recognize the importance of preventing child abuse.

18:58:36 Ms. Hardman cited some statistics related to child abuse and described the goals of the child abuse prevention program.

18:59:16 Ms. Hardman recognized four Taylorsville residents who are members of the team that recently won the Women's National USA Hockey Tournament Championship.

18:59:53 Ms. Hardman cited a \$2,000 donation made to the Taylorsville Food Bank that she helped garner through a foundation she started with Coldwell Banker.

3.3 Quarterly Report, Public Works – Kevyn Smeltzer

19:00:08 Kevyn Smeltzer, of Salt Lake County Public Works, reported on public works services in Taylorsville. He clarified that the first quarter where snow removal was referenced was the period of July through September and this is the reason for zero costs during that time. He illustrated graphs regarding the effects of maintenance on pavement. Mr. Smeltzer stressed the importance of conducting preventative maintenance.

19:03:38 Mr. Smeltzer described the difference between a slurry seal (performed on subdivision roads) and a chip seal (oil sprayed on roads first, with rocks rolled in later). He reviewed specific costs for slurry seals, chip seals, and road overlays.

19:05:29 Mr. Smeltzer reported that a slurry seal adds approximately 3 to 5 years to a road, depending on traffic; a chip seal would add 5 to 7 years; and an overlay adds 10 to 15 years. He confirmed that chip seals are done in August every year. City Engineer John Taylor cited roads on which chip seals were most recently performed (1300 West and 2700 West).

3.4 Quarterly Report, Sanitation – Pam Roberts

19:06:04 Sanitation Director Pam Roberts reported on sanitation services provided to Taylorsville during the previous quarter.

19:07:02 Ms. Roberts reviewed statistics for 2011 Year-End collections in Taylorsville. She cited the success of green waste collection last year.

19:08:37 Council Member Barbour inquired about the potential to hold the Area Cleanup twice per year. She noted that Taylorsville's Area Cleanup is being held in September of this year. She said that a proposal is being made to the Sanitation Board to hold that cleanup in Taylorsville twice per year beginning in 2013.

19:09:18 Council Member Kristie Overson inquired how determination is made of the amount of green waste collected. Ms. Roberts cited the hope to eventually have separate green waste collection handled through rear loaders. She indicated that if approval is received from the Sanitation Board, more information will be brought back.

19:10:45 Ms. Roberts confirmed that recycling collection has increased to weekly. She noted that recycling collection amounts have not been as high as originally anticipated. She reported on trends and explained that Taylorsville took a little longer to catch on to the change to weekly recycling. Council Member Johnson noted that the recycling fee was raised but collection amounts haven't doubled. Ms. Roberts clarified that doubling recycling amounts was not anticipated, but the hope is to eventually climb to a 30% increase. She said she realizes the process will be incremental and take time. She described educational efforts being made in regard to recycling.

19:13:21 Council Member Ernest Burgess observed that blue recycle bins are not as sturdy as the black garbage bins. Ms. Roberts acknowledged performance issues with the recycle bins. She reported that the bins are currently being monitored for performance and the Sanitation District will work with the vendor to avoid future issues.

19:15:01 Ms. Roberts reviewed the results of the 2011 Customer Satisfaction Survey. She cited a correction to the bottom bullet should be made on the Taylorsville side to reflect 35%.

19:16:31 Council Member Johnson inquired about any specific complaints in regard to collection. Ms. Roberts said there were not many specific comments in regard to refuse; for recycling, comments mainly expressed the desire for weekly pickup.

19:17:44 Ms. Roberts noted that the Area Cleanup Program is the most popular. She relayed that the District is hoping not to raise rates in 2013. She described cost analysis made for curbside pickup.

19:19:27 Ms. Roberts recognized Saul Lopez, who was recently named as "Driver of the Year."

19:20:12 Ms. Roberts noted that the Sanitation District will be participating in the "Emergency Utah Shake Out Event" on April 17 through 19, 2012.

19:20:56 Ms. Roberts welcomed Council Member Dama Barbour as a new member of the Administrative Control Board for the Sanitation District.

19:21:14 Council Member Kristie Overson commented on her positive experience in recently renting a green waste trailer. She observed that the Sanitation District provides great services in Taylorsville at a good cost.

4. CONSENT AGENDA

There were no items on the Consent Agenda.

5. PLANNING MATTERS

There were no planning matters.

6. FINANCIAL MATTERS

6.1 Resolution No. 12-17 – Accepting a Matching Grant from the Economic Development Corporation of Utah in the Amount of \$2,000 – Donald Adams

19:22:52 Economic Development Director Donald Adams presented the subject resolution to accept a matching grant in the amount of \$2,000 from the Economic Development Corporation of Utah.

19:22:54 Council Member Dama Barbour **MOVED** to adopt Resolution No. 12-17 – Accepting a Matching Grant from the Economic Development Corporation of Utah in the Amount of \$2,000. Council Member Kristie Overson **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: Overson-yes, Johnson-yes, Rechtenbach-yes, Barbour-yes, and Burgess-yes.
All City Council members voted in favor and the motion passed unanimously.

6.2 Resolution No. 12-19 – Approving an Interlocal Cooperative Agreement with Jordan Valley Water Conservancy District for, Among Other Things, the Exchange of Certain Real Property Located at Approximately 3200 West 6200 South; Granting Jordan Valley Water Conservancy District an Easement for Ingress and Egress to its Facilities; Granting Jordan Valley Water Conservancy District an Easement Allowing the Discharge of Storm Drain Water and Tank Draining into the Taylorsville Storm Drain System; and Construction of Curb, Gutter, and Sidewalk and Other Improvements – John Brems

19:23:32 City Attorney John Brems presented the subject resolution and called for approval of an interlocal agreement with Jordan Valley Water Conservancy District for the exchange of property at 3200 West 6200 South. He illustrated City-owned property via aerial photos. Mr. Brems described the repositioning of drainage in conjunction with the 6200 South Improvement Project. Mr. Brems illustrated the access point to allow for tank maintenance. He cited the need for a temporary Construction Easement to construct the access. Mr. Brems gave clarification on property trades made with Jordan Valley for specific parcels.

19:26:39 Council Member Johnson questioned whether the subject property is the former garbage dump. City Administrator John Inch Morgan confirmed that the subject property is owned by the City and will become a park. Mr. Brems referenced provisions for curb, gutter and sidewalk improvements. He noted the need to clean up boundaries on the parcels.

19:28:13 Mayor Wall confirmed that the property will be grassed for a park and may be used as an adult soccer field.

19:29:38 Mr. Brems explained that the City owns the property all the way to the subdivision fence.

19:30:12 Mr. Brems confirmed that the low area of the property is part of the City-owned parcel. He cited flexible building options, other than building on the cap. He noted that additional property was requested in order to provide access on 3200 West.

19:31:51 Council Member Dama Barbour **MOVED** to adopt Resolution No. 12-19 – Approving an Interlocal Cooperative Agreement with Jordan Valley Water Conservancy District for, Among Other Things, the Exchange of Certain Real Property Located at Approximately 3200 West 6200 South; Granting Jordan Valley Water Conservancy District an Easement for Ingress and Egress to its Facilities; Granting Jordan Valley Water Conservancy District an Easement

Allowing the Discharge of Storm Drain Water and Tank Draining into the Taylorsville Storm Drain System; and Construction of Curb, Gutter, and Sidewalk and Other Improvements. Council Member Ernest Burgess **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: Overson-yes, Johnson-yes, Rechtenbach-yes, Barbour-yes, and Burgess-yes. **All City Council members voted in favor and the motion passed unanimously.**

7. OTHER MATTERS

19:32:32 Council Member Larry Johnson cited a report previously furnished by Kelly Davis of West Valley Animal Services. He stated that he was not satisfied with the report or the statistics given. Mr. Johnson referenced a proposal to raise rates for animal services. He expressed concern with the potential raise to fees and inquired where the funds will go.

19:34:18 Mayor Russ Wall noted that even doubling fees would not cover actual Taylorsville costs for animal services. He said that the City "goes in the hole" for animal services and cannot hope to collect enough to cover such. He offered to provide specifics of the animal services contract to the City Council.

19:36:02 The Mayor agreed to provide a financial structure/breakdown of the contract with Animal Services to be presented at the next meeting.

19:37:27 Finance Director Scott Harrington reported that approximately \$16,000 was collected in Taylorsville as fees toward animal services in the City. The Mayor cited fees that go toward the bond on structure of the new animal shelter.

19:38:34 Council Member Johnson questioned why fees haven't been raised previously. The Mayor explained that the problem with raising fees is that fewer people may license animals. He suggested examining ways to encourage people to license pets. He said that a potential fee increase could be used to incentivize and educate citizens regarding animal licensing. Mayor Wall noted that the more people that license, the less the subsidy amount. He observed that any time government imposes a fee, it is a tax.

19:41:01 Mr. Harrington agreed to prepare a report by April 18, 2012. Mayor Wall confirmed that Mr. Davis is preparing a more in-depth report for his next presentation.

19:41:42 The Mayor explained how estimates are garnered on animals licensed in Taylorsville.

19:42:30 Council Member Ernest Burgess recommended moving ahead with licensing incentives.

19:43:11 The Mayor observed that the real purpose of licensing animals is not to raise revenue, but rather to ensure that animals are vaccinated, animal owners are responsible, and neighborhoods are safe. He suggested that it is beneficial to raise the percentage of licensed animals in the City.

19:44:00 Council Member Johnson observed that no time was cited on a Priority One Call. He called for a full report on animal service calls. The Mayor acknowledged that the last report was not sufficient and said that Administration takes responsibility. He ensured the Council that future reports will be accurate and complete.

19:45:24 Council Member Larry Johnson cited the planned election ordinance amendment regarding election caps and asked when that amendment will be presented. City Attorney John Brems indicated that he will need a couple of months to complete the amendments.

19:45:52 Council Member Johnson inquired about the procedure if the Council should want to put a big issue on the ballot. Mr. Brems explained that there is a specific procedure if a change in the form of government is desired. He said that citizen initiatives are done outside of the Council. He noted that the City Council may put issues on the ballot with three votes, or with four votes if the Mayor vetoes.

19:47:34 Mr. Brems noted that normally a citizen initiative is to override an action taken by the Council.

19:48:03 Mayor Wall cited the City's Good Landlord Policy. He explained that one of the issues is in dealing with a home that is owned by a landlord renting to a family member. He recalled that the intent of the Council was to provide an exemption in that case. The Mayor said he will ask the City Attorney to add an addendum to allow family members; landlords are still required to license, but fees and training requirements would be waived. Mayor Wall gave examples of different scenarios. He said that this amendment will probably be brought back for Council consideration the first week in May.

19:50:56 Council Member Ernest Burgess cited a family hardship situation where fees were waived. He said that it is important for the City to be compassionate in such scenarios.

8. NEW ITEMS FOR SUBSEQUENT CONSIDERATION (No Action)

There were no new items for subsequent consideration.

9. NOTICE OF FUTURE PUBLIC MEETINGS (NEXT MEETING)

19:51:38

- 9.1 City Council Work Session – Wednesday, April 18, 2012 – 3:30 p.m.
- 9.2 City Council Briefing Session – Wednesday, April 25, 2012 – 6:00 p.m.
- 9.3 City Council Meeting – Wednesday, April 25, 2012 – 6:30 p.m.
- 9.4 City Council Briefing Session – Wednesday, May 2, 2012 – 6:00 p.m.
- 9.5 City Council Meeting – Wednesday, May 2, 2012 – 6:30 p.m.

10. CALENDAR OF UPCOMING EVENTS

19:52:18

- 10.1 Annual Taylorsville Easter Egg Hunt – April 7, 2012 – 9:00 a.m. – Two locations: Valley Regional Park, 5100 South 2700 West; and T. John Labrum Park, 1850 West 6100 South

11. ADJOURNMENT

19:52:36

Council Member Dama Barbour **MOVED** to adjourn the City Council Meeting. Council Member Ernest Burgess **SECONDED** the motion. Chairman Rechtenbach called for discussion. There being none, he called for a vote. The vote was as follows: Overson-yes, Johnson-yes, Rechtenbach-yes, Barbour-yes, and Burgess-yes. **All City Council members voted in favor and the motion passed unanimously.** The meeting was adjourned at 7:52 p.m.

Cheryl Peacock Cottle, City Recorder

Minutes approved: CC 04-25-12

Minutes Prepared by: Cheryl Peacock Cottle, City Recorder