

City of Taylorsville
CITY COUNCIL MEETING
Minutes

Wednesday, July 6, 2011
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 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
Cheryl Peacock Cottle, City Recorder
Jessica Springer, Council Coordinator
John Taylor, City Engineer
Scott Harrington, Chief of Finance
Donald Adams, Grants Manager

Others: Kristie Overson, Andrea Gumm, Rajan Zed, John Gidney

BRIEFING SESSION

1. Review Administrative Report

18:04:29 Chairman Rechtenbach conducted the Briefing Session, which convened at 6:04 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, and there were none.

2. Review Agenda

18:08:33 The agenda for the City Council Meeting was reviewed. Council Member Barbour cited two typographical errors found in the minutes. City Recorder Cheryl Peacock Cottle agreed to make the necessary corrections.

18:08:39 Mr. Morgan noted a correction to the amendment for the Interlocal Agreement for Public Works Services and distributed a corrected copy of Exhibit A.

18:10:08 Chairman Rechtenbach inquired about ADA ramps and Mr. Morgan gave clarification. He explained that there is no set dollar amount, but the City must show it is making a conscientious effort toward compliance. He also gave explanation on what is included in pavement management.

18:12:03 Mr. Morgan asked that Resolution 11-21 be pulled from the agenda. He indicated that it is actually a duplicate of previously adopted Resolution 11-11.

18:12:56 Council Member Catlin requested that a brief discussion regarding Chairman Rechtenbach's e-mail on fireworks be held during Other Matters.

18:13:57 Mr. Morgan said that he would like to discuss a City Council Meeting topic planning schedule during Other Matters.

3. Adjourn

18:16:21 The Briefing Session was adjourned at 6:16 p.m.

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
Michael Meldrum, Principal Planner
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, Interim Econ. Dev. Director
Jean Ashby, Economic Dev. Admin. Asst.

Citizens: Kristie Overson, Rajan Zed, Andrea Gumm, Reagan Gabbitas, Israel Grossman, John Gidney, Rhetta McIff, Brett McIff, Rob Luse, Matt Zundel, Carrie Bohnsack, David Isaksen, Harold McKinley, Karen McKinley, Jacob Bailey, Dave Ballou, Dean Paynter, June Boyer, Charlie Bernstein, Harold Shewell, Madeline Wamsley, David Isaksen, Rhonda Isaksen

1. WELCOME, INTRODUCTION AND PRELIMINARY MATTERS

18:29:54 Chairman Jerry Rechtenbach called the meeting to order at 6:29 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 – *Maria Magallanes, Youth Council*

18:30:25 Youth Council Member Jacob Bailey directed the Pledge of Allegiance.

1.2 Reverence – *Rajan Zed, President of Universal Society of Hinduism* (Opening Ceremonies for July 20, 2011 to be arranged by Council Member Pratt)

Rajan Zed offered the Reverence.

1.3 Citizen Comments

18:35:19 Chairman Jerry Rechtenbach reviewed the Citizen Comment Procedures for the audience. He then called for any citizen comments.

18:36:20 David Isaksen, of 1430 Alder Road, spoke regarding the need for a fence or sound wall along 4100 South between Redwood Road and 1300 West. He cited issues with safety, noise, and trash. He submitted a petition signed by residents of the neighborhood.

18:39:53 Mayor Wall noted that this project was on the Master Plan, but it would cost approximately \$400,000. He relayed that there is currently no budget for such a project.

18:40:27 Council Member Catlin gave clarification on walls in the City that are on State Roads and are, therefore, state-funded. He said that the problem on 4100 South is that it is not a State road and improvements would have to be financed by the City. He clarified that the south half of the road belongs to Taylorsville and the north half belongs to West Valley City. Mr. Catlin said that the project has been considered for a long time, but acknowledged that funding is a problem.

18:42:34 City Administrator John Inch Morgan explained that 10-foot concrete walls would need to be installed to do the project right. He cited recent problems in the area with flooding and said those were previously addressed. City Engineer John Taylor confirmed that flooding issues in the neighborhood were resolved, but agreed that the second part of the project is very pricey.

18:43:30 Harold Shewell, 1458 West Alder Road, recognized budgetary concerns but said that his main concern is safety. He reported that he has had two cars that have ended up in his back yard and said other neighbors have had cars come into their yards, as well. He cited the need to prioritize projects and consider safety issues for citizens. He said that funding should be found to remedy this situation.

18:46:11 Mr. Morgan confirmed that the proposed wall would be similar to that on 5400 South.

18:46:45 Council Member Barbour agreed that this project needs to be made a priority.

18:47:12 Rob Luce said he personally built a 100-foot vinyl fence for his property, but said the City would not allow him to install the fence because it exceeded height requirements. He reported that he has already spent \$1500 out of his own pocket.

18:48:12 Mayor Wall clarified that any fence over six feet only requires a building permit with engineering. Principal Planner Michael Meldrum echoed the requirements cited by the Mayor.

18:50:13 Mayor Wall clarified that Administration has submitted everything for the project, but it was pulled out of the budget by the Council. Chairman Rechtenbach acknowledged that this is one of the concerns in depleting the fund balance and cited a need to be able to fund these types of emergencies.

18:51:22 Mayor Wall asked if the Council desires the Administration to put something together on the project. Mr. Shewell agreed to work with the City as a representative of the neighborhood. He said that he will provide pictures to the Mayor of incidents/accidents in the area.

18:52:01 Charlie Bernstein stated that he recently moved to the area and is currently in charge of the Family Center in Taylorsville. He expressed his wish to introduce himself to the Council and said he is happy to meet with City officials to discuss future plans for the property.

18:53:45 Council Member Pratt inquired whether there is any chance that storm drain funds could be used on the Alden Road Project. Mr. Taylor explained that those funds could not be used.

18:54:56 There were no additional citizen comments, and Chairman Rechtenbach closed the citizen comment period.

1.4 Mayor's Report

18:55:04 Mayor Russ Wall referenced his previous e-mail to the City Council indicating that Keith Snarr is no longer employed with the City as Economic Development Director. He indicated that the job has been put out for advertisement and closes on July 11, 2011. He announced that the Interim Economic Development Director is Donald Adams.

18:56:28 Mayor Wall cited the success of the recent Taylorsville Dayzz Event and thanked all those involved for their efforts. He referenced damage caused by a vehicle to the new lawn at City Hall and said a citation has been issued.

18:57:50 The Mayor recognized Dean Paynter and described a neighborhood party/parade held in his Bennion Estates neighborhood. The Mayor said this was a great community event with over 250 attendees. He referenced the cleanup efforts made by this neighborhood.

18:59:03 City Engineer John Taylor reported on flooding issues in the City. He explained that, to date, there has been no structural damage along Jordan River, although the water is high. He relayed that Salt Lake County has been very responsive to neighborhoods in the area. He noted that many sandbagging efforts have prevented flooding and said the area is being monitored daily. Mr. Taylor suggested that if the weather holds out, the City will be okay in relation to flooding and, if not, emergency action will be taken. He cited another issue at 1300 West and 5400 South and said that road was closed approximately two weeks ago to local traffic only. He indicated that the road will remain closed until such time as a report is received from the Geotechnical to determine stability analysis.

19:01:19 Chairman Rechtenbach stated that the City is fortunate to have some storm drain funds, but noted that those funds are limited. He suggested that these funds are nearly exhausted and future issues will have to be addressed through the General Fund.

1.5 Recognition of the Best of Taylorsville Home & Business Beautification Awards – Rhetta McIff, LARP Chair

19:02:27 LARP Chair Rhetta McIff recognized June Boyer and presented her with the *Best of Taylorsville Home & Business Beautification Award*. Ms. Boyer described the origin of some of the flowers in her ward and shared some of her gardening tips.

2. APPOINTMENTS

There were no appointments.

3. REPORTS

3.1 Youth Council – Reagan Gabbitas, Youth Council Chair

19:07:34 Youth Council Reagan Gabbitas reported on recent activities and upcoming events for the Taylorsville Youth Council. She relayed that the Youth Council assisted with the Taylorsville Dayzz Event and is now preparing for the Community Yard Sale in August. She noted that proceeds from the Yard Sale will go to the Veterans Memorial. On behalf of Youth Council Members, Ms. Gabbitas wished a happy birthday to the Mayor last week and also to Chairman Rechtenbach next week.

**3.2 Bangerter Highway Design Build Project Report
– Matt Zundel, UDOT Region 2 Project Manager**

19:08:54 UDOT Region 2 Project Manager Matt Zundel presented an update on the Bangerter Highway Design Build Project. (A copy of Mr. Zundel's Power Point Presentation is attached and incorporated herein as part of this record.)

19:23:54 Mr. Zundel called for questions from the Council.

19:23:00 Chairman Rechtenbach asked for clarification on criteria for CFI's at 6200 South and 7000 South and for the grade separation interchange planned for 7800 South. Mr. Zundel cited the 2005 East-West Study which examined major blocks to traffic movement in the Salt Lake Valley. He noted that Bangerter Highway and Redwood Road were determined to be major blocks through that study. He said that, based on traffic volume, it was determined to be most feasible to put grade-separated interchanges beginning at 7800 South and extending southward to I-15. He noted that funds are limited and there is a significant cost differential between constructing a CFI and constructing an interchange.

19:25:12 Mr. Zundel acknowledged that originally the study showed that there should be an interchange at 6200 South, as well.

19:26:04 Chairman Rechtenbach stated his belief that there is more traffic/accidents at 5400 South/Bangerter than at 7800 South/Bangerter. He said that UDOT's removal of the ramp at 5400 South/Bangerter contradicts the "partnering with businesses" theory cited in Mr. Zundel's report. Chairman Rechtenbach suggested that the decision was a political move.

19:27:03 Mayor Wall relayed that the Chairman of the Transportation Committee represents both West Jordan and Taylorsville and it was decided that after all the other money given to Taylorsville for road projects, something must go to West Jordan.

19:27:42 Mayor Wall cited a positive factor in that 7800 South may be more attractive to pass-through traffic once the Mountain View Corridor Project is complete.

19:28:13 Chairman Rechtenbach stated that removal of the ramp at 5400 South/Bangerter killed businesses at the West Point Shopping Center. He noted that Taylorsville has had to fight UDOT to get an intersection installed at the shopping center on 5400 South.

19:29:11 Matt Zundel noted that UDOT has a responsibility to move people safely from one area to another and having signalized intersections very close to a major thoroughfare can be a safety risk. Chairman Rechtenbach said those signalized intersections were installed by UDOT against the recommendations of engineers. Mr. Zundel stated that the department has a limited budget and there's only so much that can be done.

4. CONSENT AGENDA

4.1 Minutes – RCCM 06-01-11 & RCCM 06-15-11

19:30:27 Council Member Dama Barbour **MOVED** to adopt the Consent Agenda, with the typographical corrections previously noted. Council Member Larry Johnson **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. 11-20 – Approving an Interlocal Agreement Between Salt Lake County Public Works and the City of Taylorsville for Public Works Services in Fiscal Year 2011-2012 – *John Inch Morgan*

19:31:07 City Administrator John Inch Morgan presented the subject resolution to approve an interlocal agreement between Salt Lake County Public Works and the City. He noted that the total contract amount should be \$1,309,000 and cited an amendment needed to reflect that amount in the title and in the first paragraph of the resolution. Mr. Morgan referenced the amended Exhibit A to the contract, as previously distributed, which contains the corrected amount. He said the difference is a result of budget adjustments made for street sign identifiers and for street light maintenance. He noted that the street light maintenance amount was folded into the CDBG budget.

19:32:39 Council Member Catlin asked for clarification on the \$100,000 referenced for street signs. Mr. Morgan confirmed that the original amount for new street signs was removed from the budget, but the City will continue to replace damaged signs through the regular contract.

19:33:45 Council Member Morris Pratt **MOVED** to adopt Resolution No. 11-20 – Approving an Interlocal Agreement Between Salt Lake County Public Works and the City of Taylorsville for Public Works Services in Fiscal Year 2011-2012, with the inclusion of the amended Exhibit A for \$1,. Council Member Bud Catlin **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.**

6.2 Resolution No. 11-21 – Approving an Interlocal Agreement Between the City of Taylorsville and Salt Lake County Public Works Regarding Storm Drain Cleaning in the Amount of \$250,000.00 – *John Inch Morgan*

Council Member Pratt noted that this resolution is a duplicate of previously adopted Resolution 11-11, and asked that it, therefore, be removed from consideration.

19:34:43 Council Member Morris Pratt **MOVED** to strike Resolution No. 11-21 – Approving an Interlocal Agreement Between the City of Taylorsville and Salt Lake County Public Works Regarding Storm Drain Cleaning in the Amount of \$250,000.00. 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.**

7. OTHER MATTERS

7.1 **Resolution No. 11-22 – Approving the 2011 Municipal Voting Precincts and Polling Places for Taylorsville, Utah – Cheryl Peacock Cottle, City Recorder**

City Recorder Cheryl Peacock Cottle presented the subject resolution to approve the 2011 Municipal Voting Precincts and Polling Places for the City of Taylorsville.

19:36:11 Council Member Bud Catlin **MOVED** to adopt Resolution No. 11-22 – Approving the 2011 Municipal Voting Precincts and Polling Places for Taylorsville, Utah. 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.**

19:36:38 Chairman Rechtenbach cited concerns with fireworks in his neighborhood. He stated that he does not like the new law. He referenced several e-mails he has received from constituents complaining about fireworks. He acknowledged the State law, but said there is nothing to prevent a City ordinance that is more restrictive.

19:38:11 Council Member Pratt suggested asking Jim Dunnigan to come and explain the new legislation. Chairman Rechtenbach cited safety issues as a result of the changes in law.

19:39:00 Council Member Barbour stated that she has great respect for Representative Dunnigan, but does not agree with the new law. She suggested that the City go back to the original law.

19:39:29 Council Member Catlin described issues with fireworks in his neighborhood.

19:40:26 Mayor Wall said he shares the concerns of Council Members relating to fireworks. He cited his experience in “ride-alongs” during fireworks season with the Police Department and said the City does not have enough manpower to control the fireworks situation. He noted that the majority of the problems can be attributed to illegal fireworks. He suggested taking the issue back to the legislature for reconsideration.

19:42:03 Chief Del Craig confirmed that it is difficult to enforce laws related to fireworks.

19:41:43 Chairman Rechtenbach said he is perplexed that the City is considering an ordinance to prohibit smoking in public places, but is willing to turn its back on fireworks enforcement.

19:42:01 Chief Craig said the department does not wish to turn its back on the issue, but it is realistically difficult to get to all the calls related to fireworks.

19:42:43 Mayor Wall clarified that neither the Administration nor the Police Department have asked for a non-smoking ordinance. He said the ordinance referenced has been recommended by the Ordinance Review Committee. The Mayor said he believes the non-smoking ordinance would be great, but agreed that it would be unenforceable.

19:43:15 Council Member Dama Barbour cited issues with fireworks that extend from June 26 through July 26 and said Taylorsville neighborhoods deserve better.

19:44:02 Chairman Rechtenbach suggested that City Attorney John Brems and the Ordinance Review Committee research the current law relating to fireworks and bring suggestions back. It was also recommended that Representative Dunnigan be invited to address issues with the legislation. Mayor Wall said that the motive behind the legislation is related to the potential for increased tax revenue in the State.

19:45:15 Council Member Johnson suggested that issues also be examined surrounding fireworks at the Taylorsville Dayzz event. He cited complaints from his constituents about the fireworks. Mayor Wall noted that he also received many calls from concerned residents. He relayed that Administration intends to tell the Taylorsville Dayzz Committee that fireworks must be limited to one night at future events.

19:46:34 The consensus of the Council was to discuss the fireworks issue at the August Work Session and ask Representative Dunnigan to participate in that discussion. Council Member Barbour noted Taylorsville is the most densely populated city in the valley. Mr. Brems was asked to examine current law and give feedback. Council Member Catlin asked Chief Craig to track data on calls relating to fireworks during the holiday.

19:49:22 Mayor Wall cited his plans to take this issue to the Council of Governments (COG) to discuss a potential county-wide ordinance in regard to fireworks. Chairman Rechtenbach said he would like to see some sort of regulation on neighborhood streets.

19:50:07 City Administrator John Inch Morgan presented ideas regarding planning for Council Meetings and identifying Work Session discussion topics on a quarterly basis.

19:51:07 Mr. Morgan suggested that general budget discussions be held each trimester to come together as a team and identify desired service levels, delivery plans, contracting methods, etc.

19:52:16 Council Member Barbour cited the need to tie budget discussions to "Year 1" of the City's Strategic Plan.

19:52:54 The consensus of the Council was that Mr. Morgan's idea is good. Mr. Morgan agreed to put something together for the August Work Session. Council Member Johnson suggested not scheduling too many topics during the May/June budget season.

19:53:49 Chairman Rechtenbach confirmed that systematic review of the Development Code will begin next week. He noted that Council Members have copies of the code and suggested that review of such be given. Donald Adams confirmed that review will begin with Chapter Three of the Code.

Council Member Johnson inquired whether the City will need a Primary Election for the upcoming municipal election. City Recorder Cheryl Peacock Cottle confirmed that a Primary Election will be held.

8. NEW ITEMS FOR SUBSEQUENT CONSIDERATION (No Action)

19:54:49 There were no new items for subsequent consideration.

9. NOTICE OF FUTURE PUBLIC MEETINGS (NEXT MEETING)

19:54:52

- 9.1 City Council Work Session – Wednesday, July 13, 2011 – 6:00 p.m.**
- 9.2 City Council Briefing Session – Wednesday, July 20, 2011 – 6:00 p.m.**
- 9.3 City Council Meeting – Wednesday, July 20, 2011 – 6:30 p.m.**
- 9.4 City Council Briefing Session – Wednesday, August 3, 2011 – 6:00 p.m.**
- 9.5 City Council Meeting – Wednesday, August 3, 2011 – 6:30 p.m.**

19:56:04

10. CALENDAR OF UPCOMING EVENTS

- 10.1 Community Yard Sale – Saturday, August 27, 2011 – 8:00 a.m. to 1:00 p.m.**
– Hosted by the Taylorsville Youth Council, reserve your spot today. Spaces are \$35 for a parking spot size area. Contact Jessica at 801-963-5400 or jspringer@taylorsvilleut.gov for more information.

11. ADJOURNMENT

19:56:08 Council Member Dama Barbour **MOVED** to adjourn the City Council Meeting. Council Member Bud Catlin **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 7:56 p.m.



Cheryl Peacock Cottle, City Recorder

Minutes approved: CC 07-20-11

Minutes Prepared by: Cheryl Peacock Cottle, City Recorder