

City of Taylorsville
CITY COUNCIL MEETING
Minutes

Wednesday, January 18, 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
Jessica Springer, Council Coordinator
Mark McGrath, Community Development Director
John Taylor, City Engineer
Scott Harrington, Chief of Finance
Donald Adams, Economic Development Director
Aimee Newton, Public Relations Consultant

BRIEFING SESSION

1. Review Administrative Report

18:01:01 Chairman Rechtenbach conducted the Briefing Session, which convened at 6:00 p.m. City Recorder Cheryl Peacock Cottle conducted a Roll Call, wherein all Council Members were present except Council Member Ernest Burgess. Chairman Rechtenbach called for questions on the Administrative Report for the Community Development Department. Chairman Rechtenbach inquired about "Event Centers," as referenced in the report. Community Development Director Mark McGrath gave clarification on the definition of "Event Centers" in Taylorsville.

18:02:54 Council Member Larry Johnson inquired about limits placed on the number of animals allowed under Hobby Permits. Mr. McGrath clarified that there are no limits under the Animal Hobby application, but the Planning Commission must approve the request.

18:04:02 Council Member Overson referenced the business license permit for Oxygen Utah and asked why they are noted as a new business. Mr. McGrath confirmed that Oxygen Utah is an existing business that was licensed several months ago. He agreed to investigate issues surrounding the license and report back.

18:04:36 Council Member Ernest Burgess joined the meeting at 6:04 p.m.

2. Review Agenda

18:06:19 The agenda for the City Council Meeting was reviewed. City Administrator John Inch Morgan gave clarification on the Mutual Aid Agreement scheduled for consideration under Agenda Item 6.4.

18:08:11 Chairman Rechtenbach referenced citizen concerns related to complaints with the West Valley Animal Shelter. He noted that this matter is still being investigated. He said that the Council has prepared a statement to present during the regular Council Meeting in regard to animal shelter issues.

3. Adjourn

18:09:11 The Briefing Session was adjourned at 6:09 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
John Brems, City Attorney
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
Aimee Newton, Public Relations Consultant
Robin Bronson, Human Resources
Patrick Tomasino, Building Official
Marsha Thomas, Judge
Michael Kwan, Judge
Jean Ashby, Economic Dev. Admin. Asst.

Citizens: Jay Ziolkowski, Charles Christopher, Rhetta McIff, Brett McIff, Sharon Wall, Lee Yates, Members of Girl Scout Troop 2267, Israel Grossman, Lynn Handy, Marsha Rosati-Dykes, Cathy McKittrick, Brigette Reed, Alexandria Drakos, Nicole Engler, Glen Weeks, Gayle Douros, Michelle Johnson, Karen Bird, Nancy Ledford, Brenda Miller, J. B. Shandrew, Milagro Shandrew, Curt Cochran, Mitch Haycock, Ali Drakos, Reed Larsen, Colean Larsen, Jennifer Schwendiman

1. WELCOME, INTRODUCTION AND PRELIMINARY MATTERS

18:29:00 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 Barbour

18:29:49 Council Member Dama Barbour recognized Girl Scout Troop #2267, who presented the flag and directed the Pledge of Allegiance.

1.2 Reverence – Council Member Barbour (Opening Ceremonies For February 1, 2012 to be arranged by Youth Council)

18:32:00 Economic Development Committee Chair Lee Yates offered the Reverence.

1.3 Citizen Comments

18:33:25 Chairman Jerry Rechtenbach read a prepared statement from the City Council regarding allegations that are being investigated in regard to complaints about the Gas Chamber

at the West Valley Animal Shelter. He clarified that the City takes the concerns presented very seriously and is in the process of investigating the allegations.

18:36:32 Chairman Rechtenbach reviewed the Citizen Comment Procedures for the audience. He then called for any citizen comments.

18:37:30 Brenda Miller discussed the West Valley Animal Shelter with whom Taylorsville contracts for its animal services. She specifically addressed concerns surrounding the Gas Chamber used to euthanize animals at the shelter. She suggested that the West Valley Shelter is a model that is not working and the Salt Lake County Shelter is a proper model. She asked that Taylorsville discontinue contracting with West Valley City for animal services and stop the use of the gas chamber.

18:40:53 Charles Christopher spoke against gas euthanasia for animals. He shared several quotes. He also expressed concern about the lack of citizens attending City Council Meetings and inquired as to how the community might be better informed regarding meeting schedules.

18:42:57 Nancy Ledford expressed her objections to the euthanasia of animals. She described her experience attending a recent West Valley City Council Meeting. She asked that solutions be found to care for pets and not euthanize them.

18:45:36 Michelle Johnson relayed that she has been volunteering at the West Valley Animal Shelter. She cited a caring employee who was recently let go from the shelter. She spoke against euthanasia of animals. She stated that Animal Services Director Kelly Davis is in support of the Gas Chamber and is not an "animal lover." She suggested that a new director be hired.

18:47:43 Gayle Douros described herself and cited her great love of animals. She asked that animals be treated humanely.

18:50:09 Glen Weeks said that he hasn't always been an animal lover, but is now a disabled vet who owns a dog that cares for him. He cited the emotional nature of the issues surrounding euthanasia. He suggested that the problems in West Valley City are related to methodology and management. He suggested that Taylorsville would be better served by contracting for services through the Salt Lake County Shelter. Mr. Weeks asked that the adoption program be promoted to provide more homes and that euthanasia be conducted humanely.

18:52:49 Brigitte Reed said that she has been attending the last few Council Meetings in West Valley City. She relayed that resistance has been met with West Valley City and asked that Taylorsville make efforts to solve the problems referenced. She stated that she is a volunteer at

the Salt Lake County Shelter and considers it a model shelter. She described favorable aspects of the Salt Lake County Shelter and suggested that West Valley adopt similar procedures.

18:54:34 Alexandria Drakos said that she has volunteered at the West Valley Shelter for many years, but was recently let go at the shelter because she was friends with employee Karen Burke. She stated that when the gas chamber was built, it was promised that it would only be used for feral animals but that has not been the case. She cited many negative aspects to the Gas Chamber.

18:57:25 Amy Menna spoke regarding volunteers at the West Valley Animal Shelter. She said that she has created a log of volunteers to provide to the City Council. She cited the total savings to the City because of volunteer work in the amount of \$65,274. She said that any volunteers who are against the gas chamber have been let go. She relayed that dogs were recently euthanized only because they had been there for 30 days and not because of lack of kennel space. Ms. Menna also suggested that there is discrimination taking place against the Pit Bull breed at the shelter.

19:00:29 Nicole Engler asked that more research be done on humane ways to euthanize animals. She said that she feels gas chambers are not humane.

19:01:18 Constance Smith encouraged Taylorsville to partner with the Salt Lake County Shelter because they know how to provide education and promote adoption. She noted that the Salt Lake County Shelter is basically a no-kill shelter right now.

19:03:01 Glen Weeks offered to provide emergency and home preparedness services to the City. He cited his website as www.homepreparednessconsultants.com. City Administrator John Inch Morgan agreed to contact Mr. Weeks regarding City services.

19:04:59 There were no additional citizen comments, and Chairman Rechtenbach closed the citizen comment period. Chairman Rechtenbach reiterated that the City will continue to investigate issues related to the West Valley Animal Shelter.

19:05:27 Mayor Wall cited Mr. Weeks' salute of the flag and commended him for his service in the Army.

1.4 Mayor's Report

No Mayor's Report was given.

2. APPOINTMENTS

2.1 ***Resolution No. 12-05 – Affirming the Appointment of City Council Members and City Representatives to Various Boards and City Committees – John Inch Morgan***

19:06:49 City Administrator John Inch Morgan presented the subject resolution to affirm the appointments of City Council Members and other City representatives to various boards and City committees. Mr. Morgan cited three vacant positions that must be assigned in addition to those indicated on Exhibit A of the subject resolution, i.e. Valley Emergency Communications Center (VECC) Board Member, Unified Fire Authority (UFA) Board Member, and Unified Police Department (UPD) Board Member. Mr. Morgan relayed that either a staff member or an elected official can serve on the VECC Board, but an elected official must be appointed to the UFA Board. He asked that Mayor Wall be allowed to continue serving as a member of the UPD Board.

19:07:48 Chairman Rechtenbach called for meeting times for the VECC and UFA Boards. Mayor Wall relayed that VECC Board Meetings are held on the third Thursday of each month at 2:00 p.m. UFA Battalion Chief Jay Ziolkowski indicated that UFA Board Meetings are held on the third Tuesday of each month at 7:30 a.m.

19:08:40 Chairman Rechtenbach stated that he will conduct further discussion about filling the two open positions on the UFA and VECC Boards at a later time.

19:09:27 Council Member Dama Barbour **MOVED** to approve Resolution No. 12-05 – Affirming the Appointment of City Council Members and City Representatives to Various Boards and City Committees, with the amendment that Mayor Wall be reappointed to serve on the UPD Board. Council Member Larry Johnson **SECONDED** the motion. Chairman Rechtenbach called for discussion on the motion. There being none, he called for a vote. The vote was as follows: Rechtenbach-yes, Barbour-yes, Burgess-yes, Johnson-yes, and Overson-yes. **All City Council members voted in favor and the motion passed unanimously.**

3. REPORTS

3.1 **Quarterly Report, Economic Development Department – Donald Adams**

19:10:25 Economic Development Director Donald Adams presented a quarterly report on economic development activity in Taylorsville. Mr. Adams outlined economic development activities via Power Point presentation.

Mr. Adams cited geographic areas and described concept planning for the following:

1. Carriage Square/Meadowbrook
2. 6200 South Redwood Road
3. 4800 South Redwood Road
4. 4700 South I-215
5. West Point Shopping Center
6. Community Revitalization

19:11:55 Mr. Adams cited centers on 4100 South and Redwood that are about 35+ years old and do not reflect the desired image for Taylorsville. He described improvements that need to be made to the streetscape in that area. He relayed that funds from the Wasatch Front Regional Council are being pursued for phases of the Redwood Road Streetscape Improvement Project. Mr. Adams explained that 4100 South and Redwood is part of the third Phase of that project, with the first phase having already been completed and the second phase covering the south area of the community.

19:12:56 Chairman Rechtenbach inquired about the 4100 South side of the project and Mr. Adams confirmed that the area would have to fall under a Community Development Area (CDA) to help implement some improvements there. He said there are no detailed plans for 4100 South, but there are detailed plans in place for Redwood Road.

19:13:30 Questions were addressed regarding existing conditions of the properties, property owners, etc. Mr. Adams reported that there are approximately 25 property owners in the 4100 South Redwood Road Project Area.

19:14:11 Mr. Adams described a successful conversion that Bountiful City has completed on a property similar to Carriage Square. He cited this as a good model for Taylorsville to follow with RDA-contributed funds. He stated that work is being done with property owners to consider a Special Assessment District.

19:15:26 Mr. Adams reviewed possible redevelopment schemes for Carriage Square Shopping Center and Meadowbrook Plaza.

19:15:40 Mr. Adams outlined possible development schemes for 6100 South Redwood Road. He said that recommendation is being made for the location of a new commercial access road. He said that proper access will be the key to successful development on this corridor along Redwood Road. He illustrated a new shared access road connecting all of the developments.

19:16:07 Mr. Adams cited future developments which could include Class A and B Office, as well as a hotel and supporting restaurants. He indicated that the City is working with property owners, i.e. Swains and Doug Young (who owns Gold Medallion Building). He said that they have recently purchased one of the homes in the area and are in the process of purchasing the

second. He relayed that they are very interested in providing the combined access. Mr. Adams explained plans for constructing the new access road which can be funded via the tax increment received through the existing redevelopment project area. He recommended that actual construction of the roadway be conducted through the summer or late fall of this year.

19:17:32 Mr. Adams stated that there are tenants who have expressed interest in the Swain Property and may help rejuvenate at least a portion of that property. He said that UDOT is working toward selling the property on the corner of 6200 South and Redwood and it is assumed that Doug Young will be the first one to make an offer on that property for future office uses in the area.

19:18:12 Chairman Rechtenbach expressed his concern for residents on 6020 South and said he would like to see some type of access provided for them as part of Phase 1.

19:19:09 Mr. Adams cited efforts to improve access to 6020 South that will be closely tied to access through Labrum Park to the west. Mayor Wall observed that those improvements are proposed as part of this year's budget.

19:20:22 Chairman Rechtenbach referenced the possibility of facilitating two-way ingress and egress at Redwood Road.

19:20:11 Mayor Wall relayed that 6020 South residents do not want to mix commercial and residential traffic. He suggested that allowing 6020 South residents access to the Jordan Canal Road is a first priority, but will be funded differently through the City's Capital Fund Budget.

19:21:46 Chairman Rechtenbach reiterated the need to alleviate access problems for 6020 South as soon as possible.

19:22:30 Mayor Wall noted that the park is not in the CDA. Mr. Adams said there is potential for partial contribution from the Redevelopment Agency; however, the majority would come out of the Capital Fund.

19:23:01 Chairman Rechtenbach clarified that he would like to see alternate access out of the back road included as part of Phase 1; however, if that can't be done, he would like to see a temporary access provided.

19:23:27 Council Member Johnson asked for clarification on the location of the proposed access road and it was given. Mr. Adams said that he is not proposing allowing commercial access to the Canal Road in this design; rather, going to the back of the existing office structures and connecting all the parking lots together to provide unified access to commercial frontage along Redwood Road.

19:24:15 Additional explanation was given to Council Member Johnson regarding proposed access through the entrance to Labrum Park.

19:24:58 Mr. Adams suggested that plans to address 6020 South issues be brought back at a later time when more information is available.

19:25:09 City Administrator John Inch Morgan relayed intent to come back to the City Council with a better defined access plan within 30 days, after further discussion with 6020 South residents.

19:25:40 Mr. Adams addressed proposed changes at 4800 South Redwood Road. He cited the overbuilt commercial nature of the City of Taylorsville and said this area is one that no longer functions as a commercial center. He referenced the existing amenities in the area, i.e. the Senior Center, the Park, the Heritage Museum, and the Trail System. He relayed that there is a need to support the Taylorsville Town Center.

19:27:18 Mr. Adams suggested that the best development scheme for the 4800 South Redwood Road area is to concentrate on senior housing, while capitalizing on existing amenities. He noted that the older commercial space can easily be transitioned to ancillary uses, i.e. doctors and dentists offices, in order to support senior housing without detrimental impact to the surrounding community.

19:29:06 Council Member Larry Johnson expressed his belief that Taylorsville is becoming a "Senior Center." He suggested that town homes and younger people should be brought into the City because soon the City will be "walking around in wheelchairs."

19:29:24 Mr. Adams observed that the proposed redevelopment schemes dovetail well into community revitalization and bringing in younger folks. He cited a substantial amount of town homes that exist in Taylorsville. He stated that the City really needs to focus on taking "empty nesters" out of the five and six bedroom house in the neighborhood and giving them a good place to live with less maintenance and upkeep.

19:30:34 Council Member Johnson cited the new Senior Apartment Complex on 2700 West. Mr. Adams relayed that demographic profiles illustrate that in the next 10 to 20 years, Taylorsville will have more senior citizens than it knows what to do with. He suggested that there is a need to blend that population into the community and also open it up for younger families to balance out demographics.

19:31:00 Council Member Johnson reiterated that he would like children and young families to move in and vitalize the City.

19:31:21 Mayor Wall noted that all Taylorsville schools, from elementary through high school, have portable units for teaching classes because there are a lot of children in the City. He said he values the senior citizens in the community and observed that they use fewer police and fire services, etc.

19:32:08 Chairman Rechtenbach noted that children attending schools here now won't necessarily live in Taylorsville when they are young adults raising their own families.

19:32:15 Mr. Adams looked at plans for 4700 South and I-215, near Taylors Landing and Westwood Village. He cited existing deteriorating conditions at those centers and the transitory nature of tenants. He observed that this is a prime regional location just off the freeway. He suggested that it would be advantageous to combine the two centers, realign the traffic signal to create better access, attract a larger anchor tenant, and complete redevelopment of the pad sites.

19:34:16 Mr. Adams listed examples of tenants that are regional draws. He cited the need for general merchandising centers such as Target, Smith's Market Place, etc.

19:35:01 Chairman Rechtenbach inquired about any interest from existing property owners in redevelopment plans. Mr. Adams said there are currently discussions taking place with potential developers and existing owners regarding the sale of the property. He said letters of interest are currently trading back and forth. He confirmed that 4700 South is not a UDOT road at that location. He said that the actual road is controlled by the City, but coordination is required with UDOT because of its proximity to the State inter-change. Mr. Adams referenced a study that UDOT is currently entering into to evaluate the inter-change and consider some revisions. He said that there is a need to coordinate with UDOT in order to ensure appropriate land use transitions and signal designs.

19:35:39 Mr. Adams discussed conditions at 5400 South and Bangerter Highway. He noted that existing conditions are desolate, as the West Point Shopping Center is basically empty. He reviewed potential development schemes for the area, i.e. façade and landscape improvements, better signage, etc. He said that the Shopping Center requires two anchor tenants, most likely in the form of grocery or general merchandisers. He indicated that discussions have been held with both of these types of users.

19:37:36 Mr. Adams cited the option of creating an additional pad space in front of the West Point Shopping Center in order to garner additional revenue for the City. He confirmed that a signalized intersection will be installed in early 2012. He stated that necessary property acquisitions were just recently completed.

19:37:55 Mr. Adams referenced two anchor tenant incentive packages that have been discussed previously with the Council. He said those packages remain constant and there have not been many changes as the market is shopped.

19:38:09 Council Member Johnson inquired whether there is any definite interest from tenants as a result of the new intersection. Mr. Adams indicated that potential tenants do not want to commit to a site until they see the actual physical improvement. He said he believes once the signal goes in, interest will pick up.

19:38:46 Council Member Johnson suggested that the West Point Shopping Center is of top priority among the proposed projects. Mr. Adams confirmed that great efforts are being made to attract tenants and said he expects more interest once the roadway and signal are placed.

19:39:33 Mr. Adams acknowledged that at the signal location, two properties must be demolished and storm water improvements must be made, etc.

19:40:05 Mr. Adams illustrated the long range plan for 5400 South Bangerter. He cited UDOT improvements being made along 5400 South in Taylorsville and westward into Kearns that will cause some influx for awhile during construction.

19:40:43 Council Member Johnson inquired about the hold up on the signalized intersection. Mr. Adams explained that the property acquisitions were very delicate negotiations and created a complex, time-consuming process. He said that construction is currently awaiting good weather. He confirmed that the design development is at least 95% completed.

19:41:28 Mr. Adams addressed community revitalization as a component in economic development. He cited declining neighborhoods in the City and said it is necessary to create a healthy community where residents maintain and invest in their homes and yards. He suggested that if the residential piece of the City is ignored, the commercial piece will not follow. He said tenants and developers will not be drawn to the community without attractive subdivisions.

19:42:01 Mr. Adams cited ongoing discussions regarding plans for aging homes and population. He relayed that Taylorsville is competing with other cities to attract families, as well as commercial developers. He stated that code enforcement is very important, along with quality parks and trails, neighborhood cleanups, etc. Mr. Adams suggested a need for City investment on the neighborhood side, along with the commercial side.

19:43:33 Council Member Barbour agreed that neighborhood revitalization is extremely important and said it goes hand in hand with economic development. She inquired about any specific plan in that regard. Mr. Adams relayed that community revitalization concepts are being addressed as part of the Strategic Plan. He said there is no single document in place, but the City

has many documents that address the issue of neighborhood revitalization. He said the Economic Development Team will continue to work with the City Council and the Mayor to include such points on the one, three, five, and ten-year City Strategic Plan.

19:44:27 Council Member Barbour suggested that every property owner in the City needs to be concerned about neighborhood revitalization because of the effect on property values.

19:44:54 Council Member Overson asked what areas are specifically being considered for neighborhood revitalization, or whether the concern is City-wide. Mr. Adams suggested that there is a neighborhood or two in every district that needs work.

19:45:33 Mr. Adams said there has not been time to prioritize the problem neighborhoods, but noted that some neighborhoods for focus will be adjacent to the project areas outlined and others that are of vital interest to the community are nowhere near commercial areas.

19:45:57 Council Member Overson inquired whether there are some CDA monies available for neighborhood revitalization projects. Mr. Adams explained that there is money available when a Redevelopment Project Area is done, as 20% must be set aside for housing projects. He noted that the redevelopment areas will not generate that money until later years. He suggested that this is a project that must be tackled annually for a decade or two to stay ahead of the curve. Mr. Adams said that funding sources will be explored, but it will be a challenge to do revitalization correctly.

19:47:20 Mr. Adams confirmed that monies must come from multiple sources. Council Member Overson commented that the Economic Development Team is very creative in its thinking. She said she appreciates the many alternatives that are being evaluated and applauds them for their efforts.

19:48:18 Council Member Johnson cited businesses that have been lost. He inquired whether the new business, Wing Nutz, came to the City or whether the City found them. Mr. Adams said it was a little bit of both. Council Member Johnson observed that there is a shortage of good restaurants in the City and asked that they be pursued.

19:49:05 Mr. Adams affirmed that restaurants are being sought and cited data provided in the Council packet. He described diligent efforts being made with property owners to create attractive centers in which restaurant businesses will want to locate.

19:51:00 Council Member Johnson reiterated the need for good restaurants in Taylorsville.

19:51:41 Mr. Adams clarified that the project areas were not presented in any prioritized order, although West Point is a top priority. He relayed that a plan for a Project Area will be brought

forth to the RDA Board in two weeks time because there is an interested tenant requiring an incentive package. He said there should be an active tenant soon near 4100 South and noted that the access road near 6100 South Redwood will also be discussed in February.

3.2 Court Report – Judge Kwan

19:54:12 Judge Michael Kwan reported on recent activity in the Taylorsville Municipal Justice Court.

19:55:17 Judge Kwan reviewed traffic filings and dispositions, traffic case analysis, criminal filings and dispositions, criminal case analysis, civil filings and dispositions, civil case analysis, month-by-month comparisons of cases, revenue collection, revenue comparisons, court expenses, expense to revenue comparison, and apples to apples comparison,

Judge Kwan summarized the Court Report by relaying that the decrease in traffic filings has had a negative impact on Court revenues and expenses; criminal and civil cases are above FY 2011 year-to-date; budget revenue projection is unrealistic given current case filings; and the court budget expense exceeds FY 2011 year-to-date, due to the added Bailiff expense.

20:00:48 Judge Kwan addressed questions and gave explanation regarding the drop in criminal cases that are disposed. He said more criminal cases will be scheduled, but cases are not being closed as quickly as in past years due to a lack of incentives, etc.

20:03:06 The Judge reviewed month-to-month tracking on criminal filings. He clarified what is included in criminal filings and said all cases are misdemeanors or infractions. He noted that filings have remained fairly constant recently.

20:05:11 Judge Kwan outlined statistics for civil cases.

20:10:28 Council Member Barbour noted that the Judge set the bar for his own Court Budget, not the Council.

20:12:56 Council Member Burgess inquired what is being done differently in the Court. The Judge reviewed changes that have been implemented in the Court to collect more revenue, etc.

20:14:07 Council Member Johnson questioned whether are there any new avenues to pursue in order to improve collections. The Judge indicated that there may be some things that could be done, but said a cost analysis should first be performed.

20:15:55 Discussion was held regarding the benefits of using outside agencies to pursue collections.

20:16:58 Council Member Barbour asked about any plan to bring expenses in line with revenue.

20:18:13 The Judge described grants that have been pursued. He cited some expenses he cannot control, i.e. indigent defense needs, jury witness fees, etc.

20:19:40 Judge Kwan said that what he can control is payroll. He relayed that no comp time or over time is being allowed for Court employees, although there is plenty of work to be done.

20:20:21 Judge Kwan suggested that there are some things that can be done to improve Court efficiency. He said that if the City desires to implement another Drug Court, discussion should be held in that regard.

20:20:59 The Judge noted that some Court trends must be attributed to the economy.

20:22:24 Mayor Wall inquired whether indigent defense is given for traffic cases. The Judge stated that is not currently happening, as no one has asked recently. He said traffic cases are being made infractions.

20:23:52 Chairman Rechtenbach suggested that future reports minimize statistics on filings and focus more on financial aspects of the Court. He said he would like to see trend lines on financial indicators.

20:26:06 Council Member Burgess asked what two things the Judge would do if he could to improve Court revenue. The Judge relayed that he would like to bring filings up to the 2006 level. He said another idea to pursue is the beginning of a new Drug Court. He noted that there is a grant available to help implement a new Drug Court Program. Judge Kwan also observed that in 2006, the Police Department was given traffic overtime. He commended Taylorsville Police Officers as the best he's ever worked with in the country.

Chairman Rechtenbach noted that overtime for traffic enforcement is not currently authorized. Judge Kwan stressed the importance of investing in safe City streets.

4. CONSENT AGENDA

4.1 Minutes – RCCM 01-04-12

20:30:47 Council Member Dama Barbour **MOVED** to adopt the Consent Agenda. 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: Rechtenbach-yes, Barbour-yes, Burgess-yes, Johnson-yes, and Overson-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 ***Ordinance No. 12-02 – Restates, Amends and Rescinds Previous Compensation Ordinances – John Brems, City Attorney***

20:31:25 City Attorney John Brems presented the subject ordinance regarding compensation. He relayed that, based on instruction given in the previous Council Work Session, changes have been made to the subject ordinance. He cited the added provision on Page 3 of the Ordinance that stipulates the Council will be provided with supplemental information regarding grades and titles on an annual basis.

20:32:05 Chairman Rechtenbach inquired about the whereabouts of Exhibits 1 and 2 to Ordinance 06-32. City Recorder Cheryl Cottle noted that the previous ordinances and related exhibits in question were e-mailed to the Council earlier in the month. It was clarified that the previous ordinances in question are being repealed, but are not attached for adoption as part of the proposed subject ordinance.

20:34:56 Chairman Rechtenbach inquired why a document including job titles and grades can not be included as part of the budget, rather than as a supplemental document. He described his intent in bringing forth the new ordinance as a desire to clean up conflicting older ordinances and avoid confusion. He observed that once the Council has approved budgets for individual departments, the authority should be given to Administration to do performance evaluations, award raises, set salaries, establish new positions as needed, and refine different grades. Chairman Rechtenbach said that he, therefore, does not believe a document outlining titles, grades, etc. should be included with the proposed ordinance. He recommended, rather, that it be included as a budget tab for adoption.

20:37:46 Mr. Brems stated his belief that the direction had been clear not to make the title and grade document part of the budget. Chairman Rechtenbach said he believes some clarification is still needed.

20:38:07 Mayor Wall said that Administration does not believe it is in the authority of the Council to set grades and titles, but rather only to adopt the budget. He noted that Administration is happy to provide the information to the Council, but does not feel it is appropriate to have to come back to the Council every time an adjustment is made.

20:38:43 Discussion took place regarding salary schedules, compensation ranges, grades, and titles. Mr. Brems gave an example of when it might be necessary to change a job title and related grade. He noted that if these are set by the Budget Ordinance, it would be necessary to come back to the Council and open the budget every time Administration makes a change. Chairman Rechtenbach stated that he can understand that argument.

20:40:20 Council Member Johnson said he understood from last week's discussion that direction was given to include job titles and grades with the proposed ordinance. Mr. Brems said he may have misunderstood the direction given because that was not what he perceived.

20:40:56 Mayor Wall clarified that it is not Administration's intention to include job titles and grades with the subject ordinance.

20:40:59 Council Member Johnson cited his concern that an "open book" will be left and employees can be given grade adjustments by Administration. He called for a need for structure in the ordinance.

20:42:31 Mr. Brems referenced two checks for the Council in regard to grade adjustments: (1) the Council would be notified of the grade adjustment, and (2) the Council sets the budget and Administration is bound by those parameters.

20:43:03 Council Member Johnson expressed his concern that salary ranges are too high. Mr. Brems reiterated that the Council gives Administration a budget and Administration cannot overspend the budget.

20:43:46 Chairman Rechtenbach said he does not believe Mr. Brems misunderstood the direction at the previous meeting. He cited his understanding that direction was given that the supplement on titles/grades should not be made part of the ordinance. He stated that he does not want to create another situation where ordinances are incorrect or conflicting.

20:44:59 Chairman Rechtenbach said he agrees that Administration has the authority to set salaries, grades, etc. and believes that authority should be made clear in the new ordinance. He reiterated that the Council has opportunity to approve departmental budgets, including salaries, every year. He stated that the Council's check and balance lies with approval of the budget.

20:46:19 Council Member Barbour observed that this issue has been rehashed for a number of meetings and years. She said she is now prepared to make a motion.

20:46:44 Council Member Johnson suggested that a new compensation schedule be included with this ordinance. It was affirmed that such a schedule is already included as Exhibit A.

20:47:50 The potential need for an expiration date on the compensation schedule exhibit was discussed.

20:48:19 Mayor Wall clarified that Administration is happy to report back to the Council regarding any adjustments made to grades, titles, etc. but it is troublesome to include that documentation as part of the ordinance because any future changes would require opening the budget.

20:48:30 Council Member Johnson inquired whether Administration plans on changing some salary scales.

20:49:03 Mayor Wall confirmed that Administration does intend to make three changes and will be asking for a related mid-year budget adjustment.

20:49:48 Chairman Rechtenbach clarified that Exhibit A is included in the subject ordinance. Council Member Johnson said he would still like to see the job titles and related grades also included in the ordinance.

20:50:37 Chairman Rechtenbach cited his concerns over including the grades and titles.

20:51:01 City Administrator John Inch Morgan reviewed practical reasons that Administration may need to adjust grades and titles, i.e. newly assigned job tasks, etc. He cited day-to-day operations that are generally acknowledged as Administrative functions. He said that Administration will report on and justify any changes made, with the inclusion of market data, etc.

20:52:50 Council Member Johnson questioned the meaning of the word "significant" in the proposed ordinance. Mayor Wall called for suggestions from the Council for alternate or more specific wording.

20:53:38 Council Member Barbour said that the Council adopts a budget and gives the City Departments dollar amounts to work within. She suggested that once that is done, the Council has done its job and Administration should then be allowed to administer the budget that has been adopted. Council Member Barbour stated that she is ready to make a motion.

20:54:11 Chairman Rechtenbach asked Mr. Johnson if he has a recommendation for different wording in the ordinance. Council Member Johnson said he would still like to see the job titles and grades included. Mayor Wall observed that discussion should be held until after the motion is made.

20:54:37 Council Member Dama Barbour **MOVED** to adopt Ordinance No. 12-02 – An Ordinance of the City of Taylorsville Repealing Ordinances 07-21 with Respect to Exhibit B, 06-32 with Respect to Exhibits 1 and 2, and 06-22 and Removing and Eliminating Tab 53 Labeled Personnel and Entitled “Employee Single Line List” From Resolution 11-16; Restating (for Clarification Purposes Only and Not for a Change to Elected Officials Compensation) the Compensation Offered to Elective, Statutory, and Appointive Officer; and Compensation Scheduled for Employees. City Attorney John Brems asked for clarification on whether an expiration date of June 30, 2012 should be included on Exhibit A. Council Member Barbour agreed to make that part of her motion. Council Member Kristie Overson **SECONDED** the motion. Chairman Rechtenbach called for discussion on the motion. Council Member Burgess asked for clarification on the meaning of any significant changes. Mayor Wall agreed that a significant change could mean a change in pay grade or the creation of a new position. Council Member Burgess asked that such verbiage be included in the ordinance. Council Member Barbour amended her motion to include the language recommended, as follows: “... significant changes, i.e. changes in a pay grade or additional job titles.” Council Member Overson reaffirmed her second of the motion. There being no further discussion, Chairman Rechtenbach called for a roll call vote. The vote was as follows: Barbour-yes, Burgess-yes, Overson-yes, Johnson-no, and Rechtenbach-yes. **All City Council members voted and the motion passed with a 4 to 1 vote.**

6.2 *Resolution No. 12-04 – Authorizing the Use of Funds in the Capital Fund to Jointly Participate with Rocky Mountain Power in the Construction of a Concrete Wall Along 2700 West at Approximately 5300 South*
– John Inch Morgan

20:59:30 Mayor Wall presented the subject resolution regarding participating in the construction of a concrete wall around the substation at 2700 West and 5300 South. He cited the \$197,000 amount that the City previously received from Rocky Mountain Power and clarified that the money cannot simply be used in another City project. He explained that if the City accepts the money from Rocky Mountain Power, it really belongs back in the State Road Funds; however, there is a second option to put that amount back into Rocky Mountain Power’s own property. The Mayor said the money was specifically earmarked and confirmed that use of the money is complicated.

20:59:36 Chairman Rechtenbach referenced discussions that have been held on use of the funds and cited new information that has come to light.

20:59:52 Council Member Johnson stated that he does not believe the wall on 2700 West will beautify the City. He said he would like to see a wall all the way around or beautify the existing wall with newer slats or trees.

21:00:37 Mayor Wall said that beautifying the existing wall is not an option with Rocky Mountain Power.

21:00:43 City Engineer John Taylor affirmed that there are two options for the funds referenced: to spend the money on the 2700 West Rocky Mountain Power Wall or to put it back in the UDOT Project.

21:01:04 Council Member Johnson asked Mayor Wall whether he has approached Rocky Mountain Power about improving the existing fence. Mayor Wall described conversations he has been conducting with Rocky Mountain Power ever since he's been Mayor. He explained that Rocky Mountain Power has now budgeted funds for a beautification wall project to comply with the City's beautification requirements. The Mayor reiterated that the City's only options are to do the wall project as proposed or send the \$197,000 back to UDOT for the 6200 South Project.

21:02:12 Mayor Wall and City Administrator John Inch Morgan gave clarification on how much fence could potentially be installed.

21:03:19 Inaudible side discussions were held by Council Members away from the microphones at this time.

21:03:31 Council Member Burgess asked for further clarification on how much of the property will be fenced. Mayor Wall gave explanation on replacement of the higher wall that can be done on the north side.

21:04:37 Mayor Wall relayed that he is meeting with Rocky Mountain Power on January 19, 2012, and if the City Council adopts the subject resolution, the project can be put out to bid. He noted that bids will determine final costs and the actual amount of fencing that can be done. He said Administration will make diligent efforts to get as much fencing as possible with the funds provided.

21:06:39 Chairman Rechtenbach stated that if they are not able to fence all of the north side, he would not want a partial wall.

21:06:42 Council Member Overson called for additional clarification on the planned fencing. She questioned where the money will go if it does not go to the wall project. Mayor Wall said his understanding is that the money would go back to the State if not used for the wall.

21:08:07 Mr. Taylor said the funds could possibly be used for the right hand turn at 6200 South Redwood. Mayor Wall said the State should be paying for the right hand turn anyway, so if the State gets the money back they will use it for something for which they should have already paid.

21:08:24 Council Member Overson noted that a beautification wall along 2700 West is part of the Strategic Plan, but is scheduled for further down the road. She observed that if the City does not accept this gifted money, it may eventually complete the 2700 West Wall solely through City funds and without any participation.

21:09:04 Council Member Johnson inquired how long the City has had the \$197,000. It was confirmed that the City received it approximately six months ago.

21:09:20 Council Member Johnson questioned the appearance of the proposed wall. Mayor Wall relayed that it will look like a 10-ft version of the wall along 5400 South. Mr. Johnson suggested that the City only contribute funds if Rocky Mountain Power agrees to run the fence up the other side. The Mayor said he will push for that, but there is no guarantee.

21:10:19 The Mayor observed that getting a business to contribute \$200,000 toward a project that they are not required to otherwise do is a win for the City. Council Member Johnson said it is not a win if the job is half done. Chairman Rechtenbach suggested that an open mind be kept.

21:10:46 Council Member Burgess cited some plusses in obtaining the wall since it fits into the City's Strategic Plan.

21:11:08 City Attorney John Brems clarified that the \$197,000 amount is a State earmark that is administered by UDOT.

21:11:34 Council Member Johnson asked for additional information on exactly what the \$197,000 might be used for if not on the wall project. Mr. Taylor reiterated that the City cannot use the money, as it is administered by UDOT. Mayor Wall observed that UDOT will be fixing the corner of the 6200 South Project anyway.

21:12:16 Council Member Barbour said she understands that either the City accepts the \$197,000 and use it for the wall project, with a \$200,000 contribution from Rocky Mountain Power, or the money goes back to a project that UDOT will fully fund anyway.

21:13:50 Council Member Johnson suggested that the wall may get done only halfway and then sit for three or four years before it gets finished. Mayor Wall said that if there is not enough money to do both portions, he recommends only doing the north section. He clarified that there is not sufficient funds to do the south or west side of the fence, but he is hoping there are enough funds to do the east side facing 2700 West and the north side that faces the baseball field.

21:14:20 Mayor Wall gave background information on how the money came to be refunded for relocation of power lines at the 6200 South Project. He repeated the two options before the City for use of the \$197,000 amount.

21:16:18 Council Member Dama Barbour **MOVED** to adopt Resolution 12-04 -- Authorizing the Use of Funds in the Capital Fund to Jointly Participate with Rocky Mountain Power in the Construction of a Concrete Wall Along 2700 West at Approximately 5300 South. 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: Rechtenbach-yes, Barbour-yes, Burgess-yes, Johnson-yes, and Overson-yes. **All City Council members voted in favor and the motion passed unanimously.**

6.3 Resolution No. 12-03 – Declaring Computers, Laptops, Printers, Scanners, Fax Machines, Monitors, Copiers and Other Miscellaneous Computer Equipment as Surplus Property – *John Inch Morgan*

21:16:57 City Administrator John Inch Morgan presented the subject resolution regarding the declaration of certain equipment as surplus property. He noted that the once or twice a year the City puts items that have been capitalized up for surplus. He clarified that if no bids are received for the equipment, it will be donated to schools.

21:17:52 Council Member Johnson asked whether his old laptop computer is included on the list. Chief of Finance Scott Harrington confirmed that it is not. Mr. Morgan said that Mr. Johnson's computer can be surplussed at a later time and he will be given opportunity to purchase it.

21:18:23 Council Member Overson inquired how the items are advertised. Mr. Morgan explained that notices will be placed on the City website, and companies that salvage old computers, parts, etc. will be contacted. He reiterated that anything left over will be given to a school.

21:19:10 Council Member Larry Johnson **MOVED** to adopt Resolution No. 12-03 – Declaring Computers, Laptops, Printers, Scanners, Fax Machines, Monitors, Copiers and Other Miscellaneous Computer Equipment as Surplus Property. 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: Rechtenbach-yes, Barbour-yes, Burgess-yes, Johnson-yes, and Overson-yes. **All City Council members voted in favor and the motion passed unanimously.**

**6.4 Resolution No. 12-06 – Adopts an Interlocal Agreement Between Salt Lake Valley Law Enforcement Agencies for Mutual Aid Assistance
– *John Inch Morgan***

21:20:00 City Administrator John Inch Morgan presented the subject resolution regarding the renewal of an interlocal agreement with Salt Lake Valley Law Enforcement Agencies for mutual Aid Assistance. He explained that if the City has an event that requires outside assistance from

another law enforcement agency, this agreement allows for that. He relayed that each participating agency pledges that they will send help out for extraordinary events; however, the Police Chief has the right to decline to help if staff is not available.

21:21:41 Council Member Kristie Overson inquired whether all parties listed will sign the interlocal agreement. Mr. Morgan clarified that State statute requires that if two or more organizations come together to provide a service an interlocal agreement must be adopted. He noted that history shows, and Administration believes, that all law enforcement agencies listed will cooperate.

21:23:19 Council Member Kristie Overson **MOVED** to adopt Resolution No. 12-06 – Adopts an Interlocal Agreement Between Salt Lake Valley Law Enforcement Agencies for Mutual Aid Assistance. 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: Rechtenbach-yes, Barbour-yes, Burgess-yes, Johnson-yes, and Overson-yes. **All City Council members voted in favor and the motion passed unanimously.**

7. OTHER MATTERS

There were no other matters.

8. NEW ITEMS FOR SUBSEQUENT CONSIDERATION (No Action)

There were no new items for subsequent consideration.

9. NOTICE OF FUTURE PUBLIC MEETINGS (NEXT MEETING)

21:25:17

- 9.1 **RDA Meeting – Wednesday, January 18, 2012 – 7:00 p.m.**
- 9.2 **Strategic Planning Session – Saturday, January 28, 2012 – 8:00 a.m. to Noon**
- 9.3 **City Council Briefing Session – Wednesday, February 1, 2012 – 6:00 p.m.**
- 9.4 **City Council Meeting – Wednesday, February 1, 2012 – 6:30 p.m.**
 - 9.4.1 **State of the City Address – Mayor Wall**
- 9.5 **City Council Work Session – Wednesday, February 8, 2012 – 6:00 p.m.**

10. CALENDAR OF UPCOMING EVENTS

21:26:10

- 10.1 **Open House Honoring Bud Catlin and Morris Pratt – Thursday, January 19, 2012 – 6:00 p.m. to 7:00 p.m. – Please join us as we celebrate these Taylorsville Council Members for their many years of dedicated service to the City of Taylorsville, light refreshments will be provided**

- 10.2 **Taylorsville Baseball Registration – Saturday, February 4, 11 & 25, 2012 – 9:00 a.m. to 1:00 p.m. at Taylorsville High School – this registration includes Cal Ripken, Babe Ruth and Girls Fast Pitch Softball, for more information visit: <http://taylorsville.baberuthonline.com>**
- 10.3 **Taylorsville Art Show Registration – February 21 & 22, 2012 – 4:00 p.m. to 8:00 p.m. – for more information and entry forms visit: www.taylorsvilleut.gov/arts.main.html**
- 10.4 **Taylorsville Iditarod – Saturday, March 3, 2012 – 10:00 a.m. - Registration is now open for the Taylorsville Iditarod! For more information visit: <http://taylorsvilleurbaniditarod.blogspot.com>**

11. ADJOURNMENT

21:26:52 Council Member Dama Barbour **MOVED** to adjourn the City Council Meeting. Council Member Larry Johnson **SECONDED** the motion. Chairman Rechtenbach called for discussion. There being none, he called for a vote. The vote was as follows: Rechtenbach-yes, Barbour-yes, Burgess-yes, Johnson-yes, and Overson-yes. **All City Council members voted in favor and the motion passed unanimously.** The meeting was adjourned at 9:27 p.m.



Cheryl Peacock Cottle, City Recorder

Minutes approved: CC 02-01-12

Minutes Prepared by: Cheryl Peacock Cottle, City Recorder