

City of Taylorsville
CITY COUNCIL MEETING
Minutes

Wednesday, August 15, 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

City Staff:

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

Excused: Council Member Kristie Overson

BRIEFING SESSION

1. Review Administrative Report

18:00:51 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 Overson who was excused. It was noted that Council Member Overson will be participating later in the regular City Council Meeting via electronic means. Chairman Rechtenbach called for questions on the Administrative Report for Community

Development. Council Member Barbour noted that the number of building permits issued has recently increased.

2. Review Agenda

18:03:18 The agenda for the City Council Meeting was reviewed. Community Development Director Mark McGrath gave clarification on the notice of a pending ordinance change for electronic billboards.

18:07:28 City Attorney John Brems cited a couple of minor changes to the language in the interlocal agreement for bailiff services.

18:09:14 It was agreed that the presentation by Unified Fire Authority (UFA) representatives will be moved up in the meeting and heard following the Sanitation Report. Ryan Perry gave clarification on the public hearing planned by the Salt Lake Valley Fire District. Discussion was held regarding the process for adopting the final FY 2012-2013 Budget.

3. Adjourn

18:16:01 The Briefing Session was adjourned at 6:16 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

City Staff:

John Inch Morgan, City Administrator
John Brems, City Attorney
Mark McGrath, Community Development Director
Wayne Dial, Police Lieutenant
Cheryl Peacock Cottle, City Recorder
Donald Adams, Economic Development Director
Jessica Springer, Council Coordinator
John Taylor, City Engineer
Scott Harrington, Chief of Finance
Aimee Newton, Communications Director
Marsha Thomas, Judge
Jean Ashby, Administrative Assistant

Excused: Council Member Kristie Overson (participated electronically during last portion of meeting)

Others Present: Ryan Perry, Royce Haakenson, Royce Larsen, Dave Ballou, Rhetta McIff, Pam Roberts, Jennifer Schwendiman, Gabe Johnson, Luke Johnson, Sari Johnson, Lynn Handy, Tom Ollis, Leslie Ollis, Dave Ballou, Ashley Ballou, Patrick Johnson, Kirstin Johnson, Abby Johnson, Curt Cochran, Laura Lewis, Dale Kehl, Jerry Milne

1. WELCOME, INTRODUCTION AND PRELIMINARY MATTERS

18:31:02 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, except Council Member Kristie Overson who was excused. It was noted that Council Member Overson will be participating later in the meeting via electronic means.

1.1 Opening Ceremonies – Pledge of Allegiance – Council Member Johnson

18:31:54 Three of Council Member Larry Johnson's grandchildren, Gabe, Luke, and Sari Johnson, directed the Pledge of Allegiance.

1.2 Reverence – Council Member Johnson (Opening Ceremonies For September 5, 2012 to be arranged by Youth Council)

18:34:53 Council Member Larry Johnson 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.

18:36:56 There were no citizen comments, and Chairman Rechtenbach closed the citizen comment period.

1.4 Mayor's Report

No Mayor's Report was given.

2. APPOINTMENTS

2.1 Tom Ollis, Economic Development Committee -- *Mayor Wall*

18:38:12 Mayor Russ Wall recognized Tom Ollis and nominated him to serve on the Taylorsville Economic Development Committee.

18:38:14 Council Member Larry Johnson **MOVED** to approve the appointment of Tom Ollis to the Taylorsville Economic Development Committee. Council Member Dama Barbour **SECONDED** the motion. Chairman Rechtenbach called for discussion on the motion. There being none, he called for a vote. The vote was as follows: Johnson-yes, Rechtenbach-yes, Barbour-yes, Burgess-yes, and Overson-excused. **All City Council members present voted in favor and the motion passed unanimously.**

2.2 Re-Appoint Steven Faurschou, Planning Commission, District 4 - *Chairman Rechtenbach*

2.3 Re-Appoint Curt Cochran, Planning Commission, Alternate - *Chairman Rechtenbach*

18:38:55 Chairman Rechtenbach nominated Steven Faurschou (District 4) and Curt Cochran (Alternate) for reappointment to the Planning Commission.

18:39:37 Council Member Ernest Burgess **MOVED** to reappoint Steven Faurschou and Curt Cochran as members of the Planning Commission. Council Member Dama Barbour **SECONDED** the motion. Chairman Rechtenbach called for discussion on the motion. There being none, he called for a vote. The vote was as follows: Johnson-yes, Rechtenbach-yes, Barbour-yes, Burgess-yes, and Overson-excused. **All City Council members present voted in favor and the motion passed unanimously.**

3. REPORTS

3.1 Quarterly Report, Sanitation -- *Pam Roberts*

18:40:45 Sanitation Director Pam Roberts presented the Quarterly Report for sanitation services in Taylorsville.

18:43:52 Ms. Roberts reviewed results from a recent waste audit and discussed effectiveness rates for recycling. She noted that increased costs for fuel, etc. have been absorbed. Ms. Roberts cited a wide need for cart repairs and potential increased costs for can replacement. She relayed

that it is anticipated that over 100,000 cans (both black and blue) will need to be replaced over the next ten years, at an approximate cost of \$5 million.

18:48:55 Ms. Roberts described plans for the Area Cleanup Program in Taylorsville that is scheduled from September 21 to October 23, 2012. She noted that one container will be provided per every four homes. She relayed that customers are encouraged to call ahead to schedule the removal of large amounts of green waste.

18:50:22 Ms. Roberts reviewed the process for the Sanitation District to become its own organization effective January 1, 2013. She reported that the official name selected for the new sanitation district is the Wasatch Front Waste and Recycling District.

18:54:10 Council Member Dama Barbour **MOVED** to adjust the agenda and address Agenda Item 7.1, regarding the UFA Critical Path, at this time. 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: Johnson-yes, Rechtenbach-yes, Barbour-yes, Burgess-yes, and Overson-excused. **All City Council members present voted in favor and the motion passed unanimously.**

4. CONSENT AGENDA

4.1 Minutes – RCCM 07-18-12 & RCCM 08-01-12

19:00:54 Council Member Dama Barbour **MOVED** to adopt the Consent Agenda. 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: Johnson-yes, Rechtenbach-yes, Barbour-yes, Burgess-yes, and Overson-excused. **All City Council members present voted in favor and the motion passed unanimously.**

5. PLANNING MATTERS

5.1 Ordinance No. 12-22 - Establishing a Notice of Pending Ordinance Change Regarding Electronic Billboards - Mark McGrath

19:01:19 Community Development Mark McGrath explained that the subject ordinance does three things: (1) gives notice that the ordinance is under review and provides notice that anyone applying for electronic billboards will have to comply with the City's final ordinance; (2) notifies the Planning Commission that an ordinance must be amended; and (3) dictates that the pending Ordinance expires on February 15, 2013. He noted that this ordinance will be reviewed by the Planning Commission on August 21, 2012; the Planning Commission will then provide recommendations to the City Council.

19:03:18 Mr. McGrath addressed questions from the Council and gave clarification regarding specifications for electronic billboards and potential language to be included in the forthcoming ordinance amendment.

19:04:51 Mr. McGrath confirmed that no one has expressed any interest in transitioning to an electronic billboard in Taylorsville, as of yet.

19:04:59 Council Member Larry Johnson **MOVED** to adopt Ordinance 12-22 - Establishing a Notice of Pending Ordinance Change Regarding Electronic Billboards. 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: Johnson-yes, Rechtenbach-yes, Barbour-yes, Burgess-yes, and Overson-excused. **All City Council members present voted in favor and the motion passed unanimously.**

6. FINANCIAL MATTERS

6.1 ***Resolution No. 12-29 - Approving an Interlocal Agreement Between Salt Lake County and the City of Taylorsville for Bailiff and Security Services at the Taylorsville Municipal Justice Court - John Inch Morgan***

19:05:52 City Administrator John Inch Morgan noted that after fully contracting for Police services with the Unified Police Department, the only remaining members of the Taylorsville Police Department are the bailiffs. He explained that Administration recommends that the City's two remaining bailiffs be integrated into Salt Lake County Sheriff's Protective Services, which is an agency that provides bailiff services to many other entities. Mr. Morgan cited a needed language modification in the agreement in order to cover all scheduled and calendared court sessions.

19:08:03 Mr. Morgan addressed questions from the Council and confirmed that the City will not be liable for the actions of bailiffs.

19:09:30 City Attorney John Brems clarified that the bailiffs will become employees of Salt Lake County and no indemnification is required by either party. He noted that the language contained in the proposed contract is standard.

19:10:43 Mr. Brems reviewed the language amendment needed in the agreement, as follows: (1) in Paragraph 2A, add "on post" following the phrase "eight hours per day;" and (2) at the end of that same sentence, add the phrase "including staggering officer shifts to meet the needs of the Court." He noted that two typographical errors have also been fixed in the agreement.

19:12:14 Council Member Dama Barbour **MOVED** to adopt Resolution 12-29 -- Approving an Interlocal Agreement Between Salt Lake County and the City of Taylorsville for Bailiff and Security Services at the Taylorsville Municipal Justice Court, to include recommended changes as suggested by the City Attorney. 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: Johnson-yes, Rechtenbach-yes, Barbour-yes, Burgess-yes, and Overson-excused. **All City Council members present voted in favor and the motion passed unanimously.**

7. OTHER MATTERS

7.1 Discussion of Unified Fire Authority Critical Path -- *UFA Representative*

18:56:27 Unified Fire Authority Representative Ryan Perry reviewed the time line and process for Taylorsville's annexation into the Salt Lake Valley Fire Service Area (SLVFSA). He relayed that each Taylorsville property owner will be notified of the process and the required public hearing.

18:56:54 Mr. Perry suggested a tentative date/time/location of September 12, 2012, at 6:00 p.m., at Taylorsville City Hall, for a public hearing to be facilitated by the SLVFSA. Mr. Perry indicated that the date for the public hearing still must be confirmed, but it will be necessary to hold the hearing sometime during the first two weeks in September.

18:58:30 Discussion was held regarding possibly holding the SLVFSA Public Hearing immediately following the City Council Work Session on September 12, 2012.

18:59:53 Council Member Larry Johnson inquired about the timeline for imposing taxes related to the Fire District. Mr. Perry indicated that the full tax rate will probably not be determined by the Council until sometime down the road and will be part of the City's budgeting process. He noted that a letter to residents will need to go out no later than the last week of August. He observed that whatever financial information has been provided by that time will be included in the mailing.

7.2 Council Chairman to Convene Electronic Meeting & Conduct Roll Call in Order to Allow Council Member(s) to Participate by Electronic Means; Review Electronic Meeting Procedures - *Chairman Rechtenbach*

19:13:26 Chairman Jerry Rechtenbach convened an Electronic Meeting of the Taylorsville City Council and conducted a roll call of those in attendance. All City Council Members were present, with Council Member Kristie Overson participating via speaker telephone conference.

7.3 Ordinance No. 12-20 - Adopting a Final Budget; Making Appropriations for the Support of the City of Taylorsville for the Fiscal Year Beginning July 1, 2012 and Ending June 30, 2013; and Determining the Rate of Tax and Levying Taxes Upon All Real and Personal Property within the City of Taylorsville, Utah - *John Inch Morgan*

19:14:49 Chairman Rechtenbach noted that the City Council adopted a tentative budget for FY 2012-2013 on June 20, 2012 and a final budget must now be adopted. It was noted that a Truth in Taxation Hearing was held on August 14, 2012.

19:15:54 Council Member Johnson cited budget amounts allocated for the proposed wall project. He noted that the tax increase will produce approximately \$600,000 in additional revenue and inquired how the City will use that amount.

19:17:22 City Administrator John Inch Morgan cited two components for use of the additional revenue resulting from the tax increase, as follows: (1) \$410,000 used for safety walls on 4100 South; and (2) \$205,000 for streetscape maintenance.

19:18:07 Council Member Johnson cited the potential for a heavy tax increase in relation to Taylorsville joining the Fire District. He stated that he cannot agree to a 15% tax increase in addition to that amount. He reiterated that he opposes a 15% tax increase.

19:19:07 Council Member Ernest Burgess cited unknown factors in the ultimate tax increase related to the Fire District and referenced the potential ability to make future adjustments next year.

19:20:30 Council Member Larry Johnson **MOVED** to adopt Ordinance 12-20 – to approve the Final Budget without the 15% tax increase imposed. Council Member Jerry Rechtenbach **SECONDED** the motion. Chairman Rechtenbach called for discussion on the motion. Mayor Wall observed that the motion made may be illegal, because if the 15% tax increase is taken out, the budget will not be balanced. He observed that the City Council cannot adopt an unbalanced budget. The Mayor noted that the Council must make an adjustment to cover the \$615,000 deficit that removing the tax increase would cause. Further discussion ensued regarding possible budget options. The motion on the table was ultimately withdrawn.

19:25:34 Chairman Rechtenbach proposed making a motion to pass the budget without the 15% tax increase and removing the allocations for the wall project and the street maintenance in order to offset and balance the budget. Council Member Dama Barbour objected to removing the wall project that is needed for safety issues or the street maintenance allocation that is needed to enhance economic development.

19:28:55 Council Member Ernest Burgess **MOVED** to adopt Ordinance 12-20, with the tentative budget as presented, and including the 15% tax increase. Council Member Dama Barbour **SECONDED** the motion. Chairman Rechtenbach called for discussion. Council Member Larry Johnson reiterated his concerns about excessive tax increases. Council Member Barbour called for the question and Chairman Rechtenbach asked for a roll-call vote. The vote was as follows: Johnson-no, Rechtenbach-no, Barbour-yes, Burgess-yes, and Overson-yes. **All City Council members voted and the motion passed with a three-to-two vote.**

19:30:58 Chairman Rechtenbach adjourned the "electronic" portion of the meeting and reconvened the regular meeting.

8. NEW ITEMS FOR SUBSEQUENT CONSIDERATION (No Action)

There were no new items for subsequent consideration.

9. NOTICE OF FUTURE PUBLIC MEETINGS (NEXT MEETING)

19:31:19

- 9.1 **RDA Meeting -- Wednesday, August 15, 2012 -- 7:00 p.m.**
- 9.2 **Town Meeting Open House -- Wednesday, August 29, 2012 - 6:00 - 7:00 p.m.**
- 9.3 **City Council Briefing Session - Wednesday, September 5, 2012 - 6:00 p.m.**
- 9.4 **City Council Meeting - Wednesday, September 5, 2012 - 6:30 p.m.**
- 9.5 **City Council Work Session - Wednesday, September 12, 2012 - 6:00 p.m.**

10. CALENDAR OF UPCOMING EVENTS

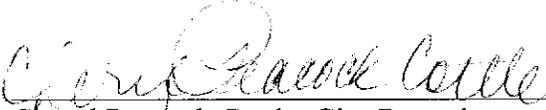
19:31:52

- 10.1 **Neighborhood Cleanup Dumpsters - This year the dumpsters in Taylorsville will be delivered between September 21, 2012 and October 23, 2012. Residents will receive a postcard a few weeks before telling them the exact days the dumpster will be in their neighborhood. Any bulk waste is welcome in the dumpsters. For more information on these services, please contact Sanitation at 385-468-6325 or their website at: www.sanitation.slco.org**

11. ADJOURNMENT

19:32:03 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: Johnson-yes, Rechtenbach-yes, Barbour-yes, Burgess-yes, and Overson-yes. **All City Council members voted in favor and the motion passed unanimously.** The meeting was adjourned at 7:32 p.m.

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Cheryl Peacock Cottle, City Recorder

Minutes approved: CC 09-05-12

Minutes Prepared by: Cheryl Peacock Cottle, City Recorder