

City of Taylorsville
CITY COUNCIL MEETING
Minutes

Wednesday, March 4, 2009
Council Chambers
2600 West Taylorsville Blvd., Room No. 140
Taylorsville, Utah 84118

BRIEFING SESSION

Attendance:

Council Members:

Chairman Lynn Handy
Vice-Chairman Bud Catlin
Council Member Les Matsumura
Council Member Morris Pratt
Council Member Jerry Rechtenbach

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
Scott Harrington, Chief of Finance

Excused: Mayor Russ Wall

BRIEFING SESSION

1. Review Administrative Report

18:01:25 Chairman Lynn Handy conducted the Briefing Session, which convened at 6:01 p.m. City Recorder Cheryl Peacock Cottle conducted a Roll Call, wherein all Council Members were present. It was noted that Mayor Russ Wall was excused from the meeting. 18:02:19 Chairman Handy called for questions on the Administrative Report and there were none.

2. Review Agenda

18:02:32 The agenda for the City Council Meeting was reviewed and discussed. City Administrator John Inch Morgan noted an additional item for discussion under Other Matters.

3. Adjourn

18:05:29 The Briefing Session was adjourned at 6:05 p.m.

REGULAR MEETING

Attendance:

Council Members:

Chairman Lynn Handy
Vice-Chairman Bud Catlin
Council Member Les Matsumura
Council Member Morris Pratt
Council Member Jerry Rechtenbach

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
Jamie Brooks, Court Administrator
Marsha Thomas, Judge

Excused: Mayor Russ Wall

Citizens: Kathy Ricci, Ken Donarski, John Gidney, Raili Jaquet, Katy Pond, Paige Powell, Phil Weimer, Dexter Pearce, Members of Scout Troops #963 and #191, Alan Anderson, Bonnie Peters, Lorna Koci, Terry Begay, Meghan Maughan, Diane Spencer, Amy Braithwaite, Natalie Noakes, Nathan Murray, April Powell, Noel Gilbert, Jessica Beauchamp, Reagan Gabbitas, Dave Woodman, Bryon Muir, Gary Schow, Echo Ferrin, Kourtney Miles, Aubrey Thomson, Terri Geddes, Jeff Knight, Jennifer Knight, Rich West, Rebecca Palmer, Suzanne Leonali

1. WELCOME, INTRODUCTION AND PRELIMINARY MATTERS

18:30:39 Chairman Lynn Handy 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. Chairman Handy noted that Mayor Russ Wall was excused from this meeting.

**1.1 Pledge of Allegiance – Opening Ceremonies –
Youth Council Member Katy Pond**

18:31:08 Youth Council Member Katy Pond directed the Pledge of Allegiance.

**1.2 Reverence – Youth Council Member Brittany Slade (Opening Ceremonies
For March 18, 2009 to be arranged by Councilman Rechtenbach)**

18:32:27 Youth Council Member Paige Powell offered the Reverence.

18:32:31 Chairman Handy recognized members of Scout Troops #963 and #191, who were in attendance.

1.3 Citizen Comments

18:33:58 Chairman Lynn Handy reviewed the Citizen Comment Procedures for the audience. He then called for any citizen comments.

18:34:47 There were no citizen comments, and Chairman Handy closed the citizen comment period.

1.4 Mayor's Report

There was no Mayor's Report.

2. APPOINTMENTS

There were no appointments.

3. REPORTS

3.1 Youth Council – Youth Council Chair Natalie Noakes

18:35:12 Youth Council Chair Natalie Noakes reported on recent activities and upcoming events for the Taylorsville Youth Council. She cited preparations for the upcoming Youth Council Conference that will be held at Utah State University in Logan beginning March 12, 2009.

4. CONSENT AGENDA

4.1 Minutes – RCCM 2-18-09

18:36:13 Council Member Morris Pratt **MOVED** to adopt the Consent Agenda. Council Member Jerry Rechtenbach **SECONDED** the motion. Chairman Handy called for discussion on the motion. There being none, he called for a roll call vote. The vote was as follows: Rechtenbach-yes, Matsumura-yes, Pratt-yes, Catlin-yes, and Handy-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 Public Hearing – 6:30 p.m. – To Receive Public Comment on the Community Development Block Grant (CDBG) Funds – *Kathy Ricci*

18:37:02 CDBG Consultant Kathy Ricci explained that, according to HUD guidelines, a Public Hearing must be held annually for the City Council to receive requests for CDBG funds.

18:37:56 Chairman Handy opened the public hearing on this matter and called for comments.

18:38:09 Phil Weimer, of Community Health Centers, stated that 26 low income uninsured residents from Taylorsville were served at the Health Center from July through December, 2008.

18:39:55 Mr. Weimer addressed questions from the Council regarding specific types of health care services provided.

18:43:21 Mr. Weimer made additional clarification on the number of individuals served in Taylorsville.

18:46:18 Lorna Koci, of Utah Food Bank Services, described the “Services for Seniors” Program (SHHIP) that provides minor home repairs for senior citizens with low incomes. She noted that services to start up and shut off swamp coolers are also provided. She stated that 184 Taylorsville residents were served last year, although funding from Taylorsville was depleted by May, 2008. Ms. Koci said that it is anticipated that funds may also run low this year. She relayed that last year’s grant was for \$30,000, and \$35,000 is being requested for the upcoming year.

18:50:24 Ms. Koci addressed questions from the Council and gave clarification regarding the difference between the SHHIP Program and the ASSIST Program. She noted that the jobs SHIPP does are much smaller. She reported that \$21,000 is being requested for labor and \$14,000 for home repair parts. Ms. Koci explained that these amounts cover portions of salaries for the handyman and the scheduler/coordinator, but no benefits or overhead are included. She confirmed that the workers used are not licensed contractors.

18:53:39 Terry Begay, Clinical Director for the House of Hope, thanked Taylorsville for assistance in purchasing playground equipment for the Utah Alcoholism Foundation Living Facility. She described the foundation's substance abuse treatment program designed to assist battered or abused women and children. She noted that the majority of individuals served through the program are homeless. Ms. Begay stated that the \$2,500 requested is to pay half the costs of completing a fence around the women and children's residential facility.

18:55:20 Ms. Begay addressed questions regarding facilities in the valley and reported that 14 women from Taylorsville received services during the prior year.

18:57:58 Diane Spencer, of the Family Support Center, described the child abuse prevention and treatment agency that has operated for the past 30 years. She stated that the Center provides services to approximately 50 residents from Taylorsville each year, most whom are low income individuals. Ms. Spencer relayed that funds are being requested to provide a new roof and floor coverings for a building donated by Intermountain Healthcare at 4805 South 1760 West in Taylorsville. Ms. Spencer said that the Family Support Center's mission is to protect children, strengthen families, and prevent child abuse. She cited short term care offered for children in the Center's Crisis Nursery. She also reviewed counseling services that are provided and a housing and self sufficiency program that is offered.

19:03:47 Ms. Spencer stated that the bulk of the Family Support Center's funding comes from local and federal government sources. She affirmed that there are no physicians at the Center, but several Licensed Clinical Social Workers are affiliated.

18:59:29 Ms. Spencer described the Parent Advocate Program that is provided and training being offered through the LifeStart Village.

19:06:13 Ms. Spencer noted that individuals served at the Family Support Center are not deemed as seriously or persistently ill as those treated through Valley Mental Health.

19:06:57 Dave Woodman, Emergency Home Repair Coordinator for ASSIST, outlined the program to provide home repairs for low income individuals. He noted that all repairs are made by licensed and insured contractors.

19:08:27 Mr. Woodman described communication efforts and coordination that exists between agencies. He cited statistics for jobs performed in Taylorsville residences and said that 46% of repairs are related to plumbing.

19:09:21 Mr. Woodman addressed questions from Council Members.

19:11:13 Toni Geddes, of the Boys and Girls Clubs of South Valley, described the "After School" Program provided to 150 Taylorsville children, primarily from Plymouth Elementary.

19:12:51 Ms. Geddes cited a funding request for \$10,000 for After School and Summer Programs, including a "Bikes for Kids" event.

19:13:42 Ms. Geddes stated that the organization has been in operation for 42 years. She noted that 98% of the children served are from families with low or moderate income.

19:15:07 Celeste Eggert, of The Road Home Homeless Shelter, reported that 70 individuals from Taylorsville were served at shelters last year. She noted that the Downtown Shelter has experienced a 42% increase.

19:16:43 Ms. Eggert stated that License Clinical Social Workers are available at the Shelter. She clarified that, in addition to the main Downtown Shelter, a temporary shelter in Midvale is provided during winter months.

19:17:48 Rich West, Executive Director of the YMCA of Greater Salt Lake, stated that the YMCA After-School Program served 161 children from Taylorsville in elementary schools during 2008. He noted that 70 Taylorsville children are already enrolled for 2009. Mr. West explained that the YMCA has plans to build its own Youth Community Center to be located on John C. Fremont Elementary property. He stated that owning its own facility will allow the YMCA Program to extend hours and to offer summer and holiday camps during times that schools are not open.

19:22:31 Suzanne Leanali, of Big Brothers Big Sisters, presented a request for \$2800 for a program conducted at Vista Elementary in Taylorsville. She stated that the program serves 55 children at the school. Ms. Leanali noted that many of the mentors in the Big Brothers Big Sisters Program are recruited from Taylorsville High School.

19:26:15 Ms. Leanali addressed questions from Council Members.

19:28:30 Kathy Ricci reported that the federal government has not yet approved any CDBG budgets. She noted that requests are, therefore, conservative. Ms. Ricci relayed that official funding amounts should be released within a couple of weeks.

19:29:46 Ms. Ricci addressed questions from the Council. She stated that Taylorsville will be receiving an additional \$99,000 in CDBG funds, which will probably be designated for capital improvements.

19:31:11 There were no additional citizen comments, and Chairman Handy declared the public hearing closed.

6.2 Discussion of City Council Strategic Planning Priorities – *John Inch Morgan*

19:31:15 City Administrator John Inch Morgan described new steps taken in budget planning this year and referenced the Strategic Planning Priority Sheet previously distributed to City Council Members. He stated that Chief of Finance Scott Harrington and City Engineer John Taylor have assembled the information received from the Council through the Strategic Planning Priority lists. Mr. Morgan noted that sales tax showed a cumulative reduction of approximately 9% at the time the Mid-Year Budget was submitted. He relayed that statewide sales tax decreased by 19% over the previous year during February, 2009. Mr. Morgan noted the effect of the economy on the City's capital projects. He said that all projects funded out of the bond proceeds will be completed this year, but there is very little available funding for additional projects.

19:34:43 Mr. Morgan made clarification for the Council regarding available state and federal funding. He stated that the drop in sales of automobiles has had a significant impact on statewide tax distribution. Mr. Morgan acknowledged that the State of Utah received 1.5 billion dollars of the Stimulus Package and approximately \$300 million has been designated for roads and other capital projects within the State.

19:34:33 Mr. Morgan described three State projects within Taylorsville that will be funded through recommendations of the Wasatch Front Regional Council. He confirmed that there is currently no federal funding available for the building of a Multi-Purpose Center in Taylorsville. He explained that in order to qualify for funding through the Stimulus Package, projects must already be engineered and be determined to be "shovel ready." He relayed reasons that the proposed Bike Trail Project along 5400 South is not eligible for federal funding.

19:37:52 City Engineer John Taylor reviewed the Strategic Planning Project Priority List, as submitted by the City Council. He noted that data has been compiled to reflect Council priorities, based on averages.

19:38:19 Mr. Taylor reviewed State Projects on the Stimulus list, as follows: Continuous Flow Intersection at 6200 South Redwood Road; Continuous Flow Intersection at 5400 South Redwood Road; and Dual Left Hand Turns at all points of the 4700 South Redwood Road

Intersection. He relayed that the State Projects at 5400 South and 4700 South are both under design and close to construction.

19:39:01 Mr. Taylor stated that the State is also considering projects to improve intersections at 6200 South Bangerter and 5400 South Bangerter. He noted that he is not yet aware of specific design plans, but continuous flow intersections may be considered.

19:40:42 Mr. Taylor confirmed that the City has not had input on the 5400 South Redwood Road State Project.

19:41:24 Council Member Jerry Rechtenbach noted his concerns with continuous flow intersections. Mr. Taylor cited reasons that engineers favor continuous flow intersections, due to traffic volumes and functionality. Discussion was held regarding the impact of the State projects on properties located at the 5400 South and 6200 South Redwood Road intersections.

19:45:04 Mr. Morgan referenced significant traffic problems at the 5400 South Bangerter and 6200 South Bangerter intersections. He cited the efforts of Representative Wayne Harper to identify funding for improvements at those locations.

19:46:22 Mr. Taylor reviewed the Council's six "number one" priorities identified on the Strategic Planning List, as follows: the Bass Fishing Pond; the Baseball Complex; the 6200 South Redwood Road Intersection; the 1175 West Reconstruction Project; Surface Transportation and Capital Sidewalks; and the Redwood Business District Enhancement Project.

19:47:47 Mr. Taylor addressed questions from the Council regarding the status of particular projects. A typographical error on the Priority List relating to budget for the 1175 West Reconstruction Project was noted by Council Member Pratt (correct amount is \$1,000,000).

19:48:40 Mr. Taylor relayed that the contract is in place for design of the Redwood Business District Project. He stated that discussion of this project will be scheduled at an upcoming City Council Meeting.

19:49:02 Mr. Taylor listed other projects, which have been designated as lower priorities, i.e. Street Lighting Capital Improvements, the Opticom System, the Congestion Mitigation Study at 4700 South 2700 West; and two Wall Projects.

19:50:39 Mr. Taylor cited the need to review congestion problems along 2700 West, from border to border.

19:51:00 Mr. Taylor described the three design phases for the Redwood Business District Enhancement Project. He confirmed that the first priority is the south border of the project.

19:51:50 Mr. Morgan described specific plans for developing landscape along Redwood Road and stated that property developers may be required to be consistent with the City's overall design plan.

19:52:15 Mr. Morgan noted that the Bass Fishing Pond is fully funded. He cited potential plans for next year to landscape and install curb and gutter at the front of the Bass Fishing Pond Project.

19:53:19 Mr. Morgan stated that the City is approximately \$991,000 short of completing all four phases of the Baseball Field Project. He stated that several members of the Salt Lake County Council have expressed interest in finding funds to finish all phases of the Baseball Project while the contractor is still on board.

19:53:44 Mr. Morgan stated that there is no extra funding available for projects other than the top priorities listed.

19:54:46 Mr. Morgan predicted that in the upcoming budget, there will be no more than \$100,000 available for transfer to capital projects from the General Fund. He referenced unknown factors related to the current economic state.

7. OTHER MATTERS

7.1 ***Ordinance No. 09-09*** – Requesting Indemnification and Legal Representation Stemming from a “Notice of Fact” Given to the City by Gary Christensen – John Brems

19:56:02 City Attorney John Brems described a “Notice of Fact” that the City of Taylorsville and many of the City's employees received from Gary Christensen. Mr. Brems explained that Mr. Christensen's residence has been found in non-compliance with City code and the “Notice of Fact” represents a response received from Mr. Christensen following code enforcement efforts.

19:56:33 Mr. Brems noted that Mr. Christensen's intent is unclear and the notice has not been filed in any court. Mr. Brems stated that, out of an abundance of caution, the City is viewing the document as a Notice of Claim and is following the normal process for indemnification.

19:56:57 Mr. Brems illustrated the subject document and gave additional clarification for Council Members. He referenced several City employees who were named in Mr. Christensen's notice. Mr. Brems stated that he has notified the Utah Local Governments Trust, who has retained counsel in this matter.

19:58:08 Mr. Brems agreed to provide the address of Mr. Christensen's property to Council Member Matsumura following the meeting. Mr. Brems noted that the City has previously obtained a judgment against Mr. Christensen in District Court, including an abatement order.

19:59:29 Mr. Brems relayed that an additional set of documents has been received from Mr. Christensen and indemnification relating to the second notice will be addressed at the March 18, 2009 City Council Meeting.

20:00:04 Council Member Jerry Rechtenbach **MOVED** to adopt Ordinance No. 09-09 – Requesting Indemnification and Legal Representation Stemming from a “Notice of Fact” Given to the City by Gary Christensen. Council Member Les Matsumura **SECONDED** the motion. Chairman Handy called for discussion on the motion. There being none, he called for a roll call vote. The vote was as follows: Rechtenbach-yes, Matsumura-yes, Pratt-yes, Catlin-yes, and Handy-yes. **All City Council members voted in favor and the motion passed unanimously.**

7.2 Discussion of Sanitation Services – *Mayor Wall*

20:00:30 City Administrator John Inch Morgan called for direction from the Council regarding the sanitation services provided in Taylorsville. Discussion was held regarding alternatives for sanitation services. The majority of Council Members were in favor of seeking formal proposals from additional providers. Mr. Morgan agreed to send out a Request for Proposals (RFP) for sanitation services.

20:04:53 Mr. Morgan referenced the draft provided of a “sample” resolution that has been generated by the Utah League of Cities and Towns regarding gas tax. Mr. Morgan reviewed the history of the B & C Road Funding System and described the resolution being proposed to encourage State legislators to continue that funding.

20:08:45 Discussion was held regarding gas tax and possible methods for supplementing State road funds. Mr. Morgan described ways that the City of Taylorsville utilizes B & C Road funds. Council Member Catlin suggested drafting a letter to legislators in support of sharing B & C Road Funds and the Council concurred. Mr. Morgan will prepare a letter for signatures of the Mayor and City Council Chair by Friday, March 6, 2009.

20:09:54 It was noted that the Utah Legislative session ends Thursday, March 12, 2009.

8. NEW ITEMS FOR SUBSEQUENT CONSIDERATION (No Action)

There were no new items for subsequent consideration.

9. NOTICE OF FUTURE PUBLIC MEETINGS (NEXT MEETING)

20:10:10

- 9.1 City Council Work Session – Wednesday, March 11, 2009 – 6:00 p.m.
- 9.2 City Council Briefing Session – Wednesday, March 18, 2009 – 6:00 p.m.
- 9.3 City Council Meeting – Wednesday, March 18, 2009 – 6:30 p.m.
- 9.4 City Council Briefing Session – Wednesday, April 1, 2009 – 6:00 p.m.
- 9.5 City Council Meeting – Wednesday, April 1, 2009 – 6:30 p.m.

10. CALENDAR OF UPCOMING EVENTS

20:10:34

- 10.1 Weekly Gardening Classes – Thursdays in March – 6:30 p.m. – Taylorsville Community Greenhouse, 1488 W. 4800 S. Cost is \$15 per class. Contact Toni Lenning at 801-265-1328 or 801-414-4192 for information.
- 10.2 Annual Art Show – Saturday, March 21, 2009 – Noon to 4:00 p.m. Taylorsville City Hall, 2600 W. Taylorsville Blvd. The event is sponsored by the Arts Council. For information, contact Joan White at 801-265-8478. Free Admission. Entries may be submitted Thursday, March 19, 2009 from 4:00 p.m. to 8:00 p.m., or Friday, March 20, 2009 from 10:00 a.m. to 4:00 p.m.
- 10.3 Auditions for *OKLAHOMA!* -- Saturday, March 28, 2009 – 10:00 a.m. to 1:00 p.m. – Community Room – Fire Station 118, 5317 S. 2700 W. Come prepared to sing an upbeat song. An accompanist will be provided. Sponsored by Taylorsville Arts Council. Contact Howard Wilson for information at 801-831-7107.

11. ADJOURNMENT

20:11:26 Council Member Jerry Rechtenbach **MOVED** to adjourn the City Council Meeting. Council Member Morris Pratt **SECONDED** the motion. Chairman Handy called for discussion. There being none, he called for a vote. The vote was as follows: Rechtenbach-yes, Matsumura-yes, Pratt-yes, Catlin-yes, and Handy-yes. **All City Council members voted in favor and the motion passed unanimously.** The meeting was adjourned at 8:11 p.m.

Cheryl Peacock Cottle, City Recorder

Minutes approved: CC 03-18-09

Minutes Prepared by: Cheryl Peacock Cottle, City Recorder