

**City of Taylorsville**  
**CITY COUNCIL MEETING**  
*Minutes*

**Wednesday, August 12, 2009**  
**Council Chambers**  
**2600 West Taylorsville Blvd., Room No. 140**  
**Taylorsville, Utah 84118**

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**BRIEFING SESSION**

**Attendance:**

Mayor Russ Wall

**Council Members:**

Chairman Lynn Handy  
Vice-Chairman Bud Catlin  
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  
John Taylor, City Engineer  
Scott Harrington, Chief of Finance  
Keith Snarr, Economic Development Director

**Excused:** Council Member Les Matsumura

Others: Bob Springmeyer, Jon Springmeyer, Warren Rogers, Heidee Pehrson

**BRIEFING SESSION**

**1. Review Administrative Report**

Chairman Lynn Handy conducted the Briefing Session, which convened at 6:03 p.m. City Recorder Cheryl Peacock Cottle conducted a Roll Call, wherein all Council Members were present, except Council Member Matsumura who was excused. Chairman Handy called for

questions on the Administrative Report for the Community Development Department, and there were none.

## **2. Review Agenda**

18:03:39 The agenda for the City Council Meeting was reviewed.

18:05:43 Council Member Matsumura arrived to the meeting at 6:05 p.m.

18:06:08 Council Member Pratt noted that he has two other matters for discussion during the regular Council Meeting.

## **3. Adjourn**

18:07:24 The Briefing Session was adjourned at 6:07 p.m.

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## **REGULAR MEETING**

### **Attendance:**

Mayor Russ Wall

### **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  
Keith Snarr, Economic Development Director  
Marsha Thomas, Judge

**Citizens:** Warren Rogers, Paul Kehl, Jay Ziolkowski, Bob Springmeyer, Jon Springmeyer, Dave Goddard, John Gidney, Anthony Garcia, Heidee Pehrson, Raili Jacquet, Reagan Gabbitas, Connie Taney, Amy Braithwaite, Donald Frame, Jessica Beauchamp, Noel Gilbert, Delores

Martinez, Joe Martinez, Paul Keil, Margaret Player, Eric Belnap, Rick Roller, Jeff Nelson, Lori Burke, Kathy Cue, Julene Inskeep, Doug Inskeep, David Frost, Elizabeth Hanneman, Norman Hanneman, James Griego, Don Neff, Lynette Neff, Michael Lortsher, Marva Lortsher, Heidee Pehrson, Kathy Davies, Dan Davies, Hugh Bringhurst, Gay Bringhurst, John Duran, Jennie Duran, Larry Leishman, Oscar Cuya, Ana Cuya, James Mancheyo, Dave Wilson, Debbie Wilson

## **1. WELCOME, INTRODUCTION AND PRELIMINARY MATTERS**

18:30:05 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.

### **1.1 Pledge of Allegiance – Opening Ceremonies – *Youth Council Member Anthony Garcia***

18:30:39 Youth Council Member Anthony Garcia directed the Pledge of Allegiance.

### **1.2 Reverence – *Youth Council Member Reagan Gabbitas (Opening Ceremonies For August 19, 2009 to be arranged by Council Member Jerry Rechtenbach)***

18:31:41 Youth Council Member Reagan Gabbitas offered the Reverence.

### **1.3 Citizen Comments**

18:31:47 Chairman Lynn Handy reviewed the Citizen Comment Procedures for the audience. He then called for any citizen comments.

18:33:32 Dave Goddard, Chairman of the LARP Committee, thanked elected officials and City Administration for their efforts at the Millrace Park Bass Fishing Pond. He stated that the improvements there are outstanding. Mr. Goddard referenced the stagnant water in the pond.

18:35:03 Mayor Wall noted that the pond at Millrace Park includes a re-circulating pump to eliminate excess algae. City Engineer John Taylor affirmed that the pump has been running for approximately a week. Mayor Wall stated that the pond is currently below the anticipated level, due to water being pulled from the Taylorsville Bennion Improvement District. He noted that the pond will soon be ready and a grand opening will be held in September or October.

18:36:41 There were no additional citizen comments, and Chairman Handy closed the citizen comment period.

#### **1.4 Mayor's Report**

18:36:46 Mayor Russ Wall referenced the beautiful park improvements at the Millrace Park and described aspects of the Bass Fishing Pond project.

18:37:40 The Mayor reported on the baseball complex project and reported on a recent visit to the facilities. He said that the complex will be in operation for baseball leagues next spring. The Mayor described the history of the site, which was previously used as a landfill, and reported on many materials that were able to be recycled from the area.

18:40:01 The Mayor stated that the baseball park is a beautiful facility. He thanked Council Member Matsumura, City Administrator John Inch Morgan, and City Engineer John Taylor for their efforts on this project. The Mayor noted that a ribbon cutting for the new complex will be announced in the near future.

#### **1.5 Recognition of the Best of Taylorsville Home & Business Beautification Awards – *Dave Goddard, LARP Chairman***

18:40:42 LARP Chairman Dave Goddard recognized the Cecala Family of Taylorsville and presented them with the Best of Taylorsville Home & Business Beautification Award for the month of June. Mr. Goddard thanked Crown Trophies and Great Harvest for their sponsorship of this award.

### **2. APPOINTMENTS**

There were no appointments.

### **3. REPORTS**

#### **3.1 Youth Council – *Youth Council Chair Amy Braithwaite***

18:42:17 Youth Council Chair Amy Braithwaite reported on recent activities and upcoming events for the Taylorsville Youth Council. She stated that the Taylorsville Community Yard Sale will be held on Saturday, August 29<sup>th</sup>, with proceeds going to the City's planned Veterans Day Memorial.

#### 4. CONSENT AGENDA

##### 4.1 Minutes – RCCM 7-8-09 & RCCM 08-05-09

18:43:13 Council Member Morris Pratt **MOVED** to adopt the Consent Agenda. Council Member Bud Catlin **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 Resolution No. 09-22 – Accepting a Grant from the Commission on Criminal and Juvenile Justice – *John Inch Morgan*

18:44:06 City Administrator John Inch Morgan asked Police Chief Del Craig to present the subject resolution.

18:44:21 Chief Craig referenced a grant from the Utah State Commission Criminal and Juvenile Justice Department in the amount of \$10,034. He stated that the monies are collected through the State Asset Forfeiture and will be used by the City to purchase a K-9 and K-9 supplies for the upcoming year. He relayed that there are currently two K-9's in the City Police Department, but one is ailing.

18:45:50 Chief Craig answered questions from Council Member Matsumura regarding the division of state forfeiture assets. Chief Craig gave explanation on how grants are awarded.

18:47:02 Council Member Les Matsumura **MOVED** to adopt Resolution No. 09-22 – Accepting a Grant from the Commission on Criminal and Juvenile Justice. 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.**

**6.2     Resolution No. 09-23 – Authorizing the Acceptance of a Grant from the State of Utah Office of Crime Victim Reparations in the Amount of \$32,056.28 for the Fiscal Year 2009-2010 – *Chief Del Craig***

18:47:51 Chief Del Craig stated that the subject resolution funds the Victim Advocate Program for the City.

18:48:22 City Administrator John Inch Morgan affirmed that the grant funds are already represented in the budget.

18:48:38 Council Member Bud Catlin **MOVED** to adopt Resolution No. 09-23 – Authorizing the Acceptance of a Grant from the State at Utah Office of Crime Victim Reparations in the Amount of \$32,056.28 for the Fiscal Year 2009-2010. 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.**

**6.3     Resolution No. 09-24 – Acknowledging Receipt of Property from Taylorsville Cemetery, Authorizing Expenditures and Appropriations for the Operation and Maintenance of the Taylorsville Cemetery, Authorizing Any Other Acts Consistent with Such Operation and Maintenance, and Directing an Appropriate Mid Year Budget Adjustment Consistent with this Resolution for the Budget Year of July 1, 2009 to June 30, 2010 – *John Brems***

18:49:18 City Attorney John Brems stated that the subject resolution acknowledges receipt of the Taylorsville Cemetery property and authorizes expenditures for its maintenance. He noted that these funds were not included in the budget, but the resolution allows for a mid-year budget adjustment to reflect funds and expenses.

18:50:33 City Administrator John Inch Morgan and Finance Director Scott Harrington gave explanation on funds that have already been received from the cemetery and relayed that they will be set up in an enterprise fund.

18:51:37 Mr. Morgan addressed questions on maintenance of the cemetery. He stated that several options will be examined. He noted that, for the remainder of this year, the City will pay individuals that have previously maintained the cemetery to continue doing so.

18:52:49 Mr. Brems stated that the cemetery has been well taken care of and is in good condition. He stated that there is some equipment in association with the cemetery that has been transferred to the City, i.e. backhoe, mower, pickup, etc.

18:53:42 Mr. Morgan noted that some of the equipment will need to be replaced in the future.

18:54:14 Council Member Morris Pratt **MOVED** to adopt Resolution No. 09-24 – Acknowledging Receipt of Property from Taylorsville Cemetery, Authorizing Expenditures and Appropriations for the Operation and Maintenance of the Taylorsville Cemetery, Authorizing Any Other Acts Consistent with Such Operation and Maintenance, and Directing an Appropriate Mid Year Budget Adjustment Consistent with this Resolution for the Budget Year of July 1, 2009 to June 30, 2010. Council Member Bud Catlin **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. OTHER MATTERS

### 7.1 Discussion Regarding Adding Chapter 9.09, Prevention and Removal of Graffiti – *John Brems*

18:54:45 City Attorney John Brems described the proposed ordinance to amend City code in order to deal with two aspects: (1) making it illegal to possess graffiti implements within 50 feet of identifiable public facilities that have potential for tagging; and (2) establishing a City program to educate the public about graffiti and a procedure for City personnel to remove graffiti in the City within 48 hours. Mr. Brems suggested that the proposed ordinance be changed to require the Community Development Department to submit a report on graffiti, rather than the Mayor.

18:57:00 Mr. Brems clarified that the ordinance, as proposed, only references public property and does not apply to private property. Council Member Catlin suggested examining the ordinance further to address graffiti on private property and making the ordinance all inclusive.

18:58:35 Mayor Wall noted that the proposed ordinance has been recommended by the City's Ordinance Review Committee. He stated that he feels current City ordinance may be sufficient regarding graffiti and civil prosecution of offenders.

18:59:53 Discussion was held regarding the intent of the proposed ordinance.

19:00:13 Mayor Wall said that Administration is not certain that the ordinance is needed.

19:00:50 Council Member Matsumura described reasons that the Ordinance Review Committee has recommended the ordinance in order to create more accountability for offenders.

19:01:57 Council Member Rechtenbach suggested removing the distance requirement and writing the ordinance to target anyone caught in possession of graffiti implements.

19:02:20 Mr. Brems cited potential problems with removing the 50 feet requirement.

19:02:58 Input was given by Chief Del Craig regarding graffiti on public and private property.

19:04:30 Direction was given to Mr. Brems to review and re-work the proposed graffiti ordinance and bring it back before the Council for further consideration.

19:05:28 Council Member Catlin explained reasons that he would like to see a broader ordinance implemented.

19:05:18 Mr. Brems provided explanation on waivers that are required from private property owners in order to allow the City to conduct cleanup of graffiti on such property.

19:05:43 Mr. Brems gave additional clarification on efforts to prosecute graffiti offenders.

## **7.2 Discussion of a Proposed Memorandum of Understanding Between Granite School District and the City of Taylorsville – *John Inch Morgan***

19:06:39 City Administrator John Inch Morgan reported that he was recently approached by James Taylor, Principal of the Granite School District Agricultural Program, regarding the potential to use the Jones Dairy/Taylorsville Bennion Heritage Center property to run the agricultural program. Mr. Morgan referenced the proposal, as submitted by the Granite School District, and called for input and consideration by the Council. He noted that the proposal has also been reviewed by the Historic Preservation Committee.

19:07:32 Council Member Pratt expressed some concerns regarding exclusive uses of the Heritage Center Property. He said that some refinements need to be made within the agreement in relation to the green house. He also cited some improvements that still need to be made to the property, prior to use by the Agricultural Program. Mr. Pratt stated that he believes that the partnership is a great concept, but will require more time and review.

19:09:37 Council Member Rechtenbach discussed aspects of the proposed MOU and agreed that more detail must be considered and included in the agreement.

19:10:37 Margaret Player, Co-Chairman of the Taylorsville Historic Preservation Committee, commented on the proposed agreement. She stated that the Committee feels the partnership has potential, but has some concerns about details of the proposed MOU.

19:13:23 Connie Steadman Taney commented on the Historic Preservation Committee's vision for the subject property and reviewed aspects of the potential partnership with Granite School District. She stated that she supports the partnership, but agrees that more detail needs to be worked out.

Further discussion regarding the proposed Memorandum of Understanding with Granite School District was held by Council Members. The consensus was that the Council is generally in favor of the partnership with Granite School District, but details need to be further discussed and refined. Council Member Pratt, Council Advisor to the Historic Preservation Committee, and City Administrator John Inch Morgan will hold additional discussions with the Historic Preservation Committee and ultimately Granite School District in order to work out more specifics of any potential partnership.

#### **8. NEW ITEMS FOR SUBSEQUENT CONSIDERATION (No Action)**

19:16:33 Council Member Pratt described his experience in the recent Planning Commission Meeting and cited reasons that it is critical to interview potential Planning Commissioners and fill the two current vacancies as soon as possible. Chairman Handy noted that the Council is aware of the vacancies and will follow up.

19:17:51 Council Member Pratt reported on issues presented at the last Planning Commission Meeting and noted that State and Federal Government requires each municipality to adopt an ordinance for residential facilities for persons with disabilities.

19:18:24 Discussion ensued regarding potential establishment of an ordinance to reasonably disburse such residential facilities throughout the community. It was determined to have the Ordinance Review Committee consider this issue and provide feedback for future Council consideration. Chairman Handy asked that Mr. Pratt e-mail the rest of the Council with additional information regarding the potential ordinance.

19:20:41 Mayor Wall noted that both homes referenced in the recent Planning Commission Meeting did not have the required business licenses.

#### **9. NOTICE OF FUTURE PUBLIC MEETINGS (NEXT MEETING)**

19:21:18

- 9.1 RDA Meeting – Wednesday, August 12, 2009 – 7:00 p.m.**
- 9.2 City Council Briefing Session – Wednesday, August 19, 2009 – 6:00 p.m.**
- 9.3 City Council Meeting – Wednesday, August 19, 2009 – 6:30 p.m.**
- 9.4 City Council Briefing Session – Wednesday, September 2, 2009 – 6:00 p.m.**
- 9.5 City Council Meeting – Wednesday, September 2, 2009 – 6:30 p.m.**

## 10. CALENDAR OF UPCOMING EVENTS

19:21:32

- 10.1 **UDOT Open House – Thursday, August 13, 2009 – 4:00 p.m. to 7:00 p.m. – Taylorsville City Hall, 2600 West Taylorsville Blvd – Regarding the 6200 South Redwood Road CFI Project. The Public is invited to attend.**
  
- 10.2 **Community Yard Sale – Saturday, August 29, 2009 – 8:00 a.m. to 1:00 p.m. – Hosted by the Taylorsville Youth Council, reserve your spot today. Spaces are \$20 for a parking spot size area. Contact Jessica at 801-963-5400 or [jspringer@taylorsvilleut.gov](mailto:jspringer@taylorsvilleut.gov) for more information.**

## 11. ADJOURNMENT

19:21:57 Council Member Les Matsumura **MOVED** to adjourn the City Council Meeting. Council Member Jerry Rechtenbach **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 7:21 p.m.

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Cheryl Peacock Cottle, City Recorder

Minutes approved: CC 08-19-09

*Minutes Prepared by: Cheryl Peacock Cottle, City Recorder*