

MINUTES OF COUNCIL REGULAR MEETING – MAY 10, 2011

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THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, MAY 10, 2011, AT 6:30 P.M., IN THE COUNCIL CHAMBERS, WEST VALLEY CITY HALL, 3600 CONSTITUTION BOULEVARD, WEST VALLEY CITY, UTAH. THE MEETING WAS CALLED TO ORDER BY MAYOR WINDER.

THE FOLLOWING MEMBERS WERE PRESENT:

Mike Winder
Steve Buhler
Carolynn Burt
Don Christensen
Corey Rushton
Steve Vincent

Wayne Pyle, City Manager
DeAnn Varney, Acting City Recorder

ABSENT: Russ Brooks

STAFF PRESENT:

Paul Isaac, Assistant City Manager
Nicole Cottle, CED Director
Kevin Astill, Parks and Recreation Director
Jim Welch, Finance Director
John Evans, Fire Chief
Buzz Nielsen, Police Chief
Russell Willardson, Public Works Director
Layne Morris, Community Preservation Director
Eric Bunderson, Acting City Attorney
Jake Arslanian, Public Works Department
Aaron Crim, Administration

15320 **OPENING CEREMONY**

The Opening Ceremony was conducted by Don Christensen who invited Sarah Christensen to sing the *National Anthem*.

15321 **SCOUTS**

Mayor Winder welcomed Scout Troop Nos. 13, 1197 and 1465 in attendance at the meeting to complete requirements for the Citizenship in the Community and Communications merit badges.

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15322 **APPROVAL OF MINUTES OF REGULAR MEETING HELD APRIL 26, 2011**

The Council read and considered Minutes of the Regular Meeting held April 26, 2011. There were no changes, corrections or deletions.

After discussion, Councilmember Christensen moved to approve the Minutes of the Regular Meeting held April 26, 2011, as written. Councilmember Vincent seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Buhler	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mr. Christensen	Yes
Mayor Winder	Yes

Unanimous.

15323 **COMMENT PERIOD**

Upon inquiry by Mayor Winder, the following individuals addressed the City Council during the comment period:

Clayson Lyman, addressed the City Council. Mr. Lyman stated District No. 5420 in the State of Utah had 22 communities and they did not have Rotary Clubs. He distributed written information to members of the City Council. Mr. Lyman indicated West Valley City had a Rotary Club albeit not a large one as there should be at least 130 Rotarians in a club. He informed of a proposal to have 20 members by July 1st ready to serve the City and he asked members of the City Council to contact him if they knew of anyone in the community who might be interested in participating in the Rotary Club in West Valley City.

Gwinnafore Wilson addressed the City Council. Ms. Wilson stated there were residents running businesses out of homes in her area at 3965 South 2565 West and 3965 South 2548 West. She stated second story additions on some homes had been under construction for over two years. She also advised cats were a nuisance at 2496 Dublin. She indicated neighbors were requesting assistance with these concerns.

Sharon Smith and Chris Wright addressed the City Council. They stated the traffic study regarding the 3500 South ramp would show what the traffic flow was now and then again after the ramp was installed. They also stated Costco had

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created traffic issues with speed, parking and volume of traffic. Councilmember Burt informed she had requested a study prior to construction of Costco and that information was on file.

15324

PUBLIC HEARING, ACCEPT PUBLIC INPUT REGARDING DECLARING A PARCEL OF PROPERTY LOCATED AT APPROXIMATELY 5292 S. UPPER RIDGE ROAD (PARCEL NUMBER 20-11-376-001) TO BE SURPLUS PROPERTY AND AUTHORIZING ITS SALE

City Manager, Wayne Pyle, stated a public hearing had been advertised in order for the City Council to hear and consider public comments regarding declaring a parcel of property located at approximately 5292 S. Upper Ridge Road (Parcel Number 20-11-376-001) to be surplus property and authorizing its sale. He discussed proposed Resolution No. 11-61 to be considered by the City Council subsequent to the public hearing, as follows:

City Manager, Wayne Pyle, presented proposed Resolution No. 11-61 which would declare a parcel of property located at approximately 5292 S. Upper Ridge Road to be surplus and approve a Right-of-Way Agreement, Quit Claim Deed and Temporary Easement Agreement authorizing its sale to the Utah Department of Transportation.

Mr. Pyle stated the Utah Department of Transportation (UDOT) desired to purchase the subject property for the proposed Mountain View Corridor project.

The City Manager reported UDOT had offered \$40,700.00 for purchase of 2.332 acres of the 26.967-acre parcel along 5400 South based on an appraisal prepared by Bodell-Van Drimmelen Commercial Appraisers, Inc.

Mayor Winder opened the public hearing. There being no one to speak either in favor or in opposition, Mayor Winder closed the public hearing.

ACTION: RESOLUTION NO. 11-61, DECLARING A PARCEL OF PROPERTY LOCATED AT APPROXIMATELY 5292 S. UPPER RIDGE ROAD TO BE SURPLUS AND APPROVING A RIGHT-OF-WAY AGREEMENT, QUIT CLAIM DEED AND TEMPORARY EASEMENT AGREEMENT AND AUTHORIZING ITS SALE TO THE UTAH DEPARTMENT OF TRANSPORTATION

The City Council previously held a public hearing regarding declaring a parcel of property located at approximately 5292 S. Upper Ridge Road to be surplus and approving a Right-of-Way Agreement, Quit Claim Deed and Temporary Easement Agreement and authorizing its sale to the Utah Department of Transportation.

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After discussion, Councilmember Vincent moved to approve Resolution No. 11-61, a Resolution Declaring a Parcel of Property Located at Approximately 5292 S. Upper Ridge Road to be Surplus and Approving a Right-of-Way Agreement, Quit Claim Deed, and Temporary Easement Agreement, and Authorizing Its Sale to the Utah Department of Transportation. Councilmember Christensen seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Buhler	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mr. Christensen	Yes
Mayor Winder	Yes

Unanimous.

15325

RESOLUTION NO. 11-62, APPROVE AN INTERLOCAL COOPERATION AGREEMENT WITH SALT LAKE COUNTY AND ACCEPT A QUIT CLAIM DEED FROM SALT LAKE COUNTY FOR PROPERTY IDENTIFIED AS PARCEL NO. 20-14-100-008

City Manager, Wayne Pyle, presented proposed Resolution No. 11-62 which would approve an Interlocal Cooperation Agreement with Salt Lake County and accept a Quit Claim Deed from Salt Lake County for property identified as Parcel No. 20-14-100-008.

Mr. Pyle stated the Utah Department of Transportation (UDOT) desired to acquire the subject property for the proposed Mountain View Corridor project.

The City Manager reported the subject parcel had been conveyed to Salt Lake County in 1976 for widening of 5400 South Street. He indicated that recently UDOT requested Salt Lake County sell the parcel to them for an off-ramp for the Mountain View Corridor. He explained since West Valley City had annexed the area in which this parcel was located, it was the District Attorney's opinion the City had equitable title to the subject property and therefore the County would quit claim it to the City via the attached Interlocal Cooperation Agreement.

After discussion, Councilmember Rushton moved to approve Resolution No. 11-62, a Resolution Approving an Interlocal Cooperation Agreement between West Valley City and Salt Lake County and Accepting a Quit Claim Deed from Salt Lake County for Property Identified as Parcel No. 20-14-100-008. Councilmember Burt seconded the motion.

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A roll call vote was taken:

Mr. Vincent	Yes
Mr. Buhler	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mr. Christensen	Yes
Mayor Winder	Yes

Unanimous.

15326

RESOLUTION NO. 11-63, DECLARE PARCEL NO. 20-14-100-008 TO BE SURPLUS PROPERTY AND APPROVE EXECUTION OF A QUIT CLAIM DEED FROM WEST VALLEY CITY TO THE UTAH DEPARTMENT OF TRANSPORTATION

City Manager, Wayne Pyle, presented proposed Resolution No. 11-63 which would declare Parcel No. 20-14-100-008 to be surplus property and approve execution of a Quit Claim Deed from West Valley City to the Utah Department of Transportation.

Mr. Pyle stated the Utah Department of Transportation (UDOT) desired to acquire the subject property for the proposed Mountain View Corridor project.

The City Manager reported this parcel had been conveyed to Salt Lake County in 1976 for the widening of 5400 South Street. He stated recently UDOT had requested Salt Lake County sell the parcel to them for an off-ramp for the Mountain View Corridor. He explained that since the City had annexed the area in which this parcel was located, it was the District Attorney's opinion the City had equitable title to the subject property and therefore the County would quit claim it to the City. He further stated as the property was originally deeded to Salt Lake County for road purposes the City would quit claim the property to UDOT.

After discussion, Councilmember Burt moved to approve Resolution No. 11-63, a Resolution Declaring Parcel No. 20-14-100-008 to be Surplus Property and Approving the Execution of a Quit Claim Deed from West Valley City to the Utah Department of Transportation. Councilmember Rushton seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Buhler	Yes
Ms. Burt	Yes

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Mr. Rushton	Yes
Mr. Christensen	Yes
Mayor Winder	Yes

Unanimous.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL, THE REGULAR MEETING OF TUESDAY, MAY 10, 2011, WAS ADJOURNED AT 7:00 P.M., BY MAYOR WINDER.

I hereby certify the foregoing to be a true, accurate and complete record of the proceedings of the Regular Meeting of the West Valley City Council held Tuesday, May 10, 2011.

DeAnn Varney
Acting City Recorder