

MINUTES OF COUNCIL STUDY MEETING – SEPTEMBER 27, 2011

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THE WEST VALLEY CITY COUNCIL MET IN STUDY SESSION ON TUESDAY, SEPTEMBER 27, 2011, AT 4:30 P.M., IN THE MULTI-PURPOSE ROOM, WEST VALLEY CITY HALL, 3600 CONSTITUTION BOULEVARD, WEST VALLEY CITY, UTAH. THE MEETING WAS CALLED TO ORDER AND CONDUCTED BY MAYOR WINDER.

THE FOLLOWING MEMBERS WERE PRESENT:

Mike Winder
Russ Brooks
Steve Buhler
Carolynn Burt
Don Christensen
Corey Rushton
Steve Vincent (Left the meeting as noted)

Wayne Pyle, City Manager
Sheri McKendrick, City Recorder

STAFF PRESENT:

Paul Isaac, Assistant City Manager
Kevin Astill, Parks and Recreation Director
Layne Morris, CPD Director
Nicole Cottle, CED Director
Russell Willardson, Public Works Director
Jim Welch, Finance Director
John Evans, Fire Chief
Ryan Robinson, Acting City Attorney
Mike Wells, Acting Police Chief
Steve Lehman, CED Department
Steve Pastorik, CED Department
Claire Gillmor, Law Department
Kevin Nudd, Administration
Aaron Crim, Administration
Jake Arslanian, Public Works Department

1. **APPROVAL OF MINUTES OF STUDY MEETING HELD SEPTEMBER 13, 2011**
The Council read and considered Minutes of the Study Meeting held September 13, 2011. There were no changes, corrections or deletions.

After discussion, Councilmember Burt moved to approve the Minutes of the Study Meeting held September 13, 2011, as written. Councilmember Christensen seconded the motion.

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A roll call vote was taken:

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

Unanimous.

2. ARTS COUNCIL REPORT

City Manager, Wayne Pyle, reminded that the Council had previously requested to receive a report from the Arts Council. Upon direction, the Assistant City Manager, Paul Isaac, introduced the Arts Council Chairman, Johnny Hayes.

Johnny Hayes, Arts Council Chair, distributed written information and discussed matters summarized as follows:

- Annual schedule with events and projects
- PTA Reflections Program – serve as judges
- Shakespeare Tour in conjunction with the Utah Cultural Celebration Center's ArtRageous Tuesdays program for elementary school students
- Annual musical production – 2010 *Peter Pan* and 2011 *Forever Plaid*
- WestFest Talent Showcase
- Faces (sculpture exhibit) – serve as judges
- World Stage Dancers – host performers who entertain at the Utah Cultural Celebration Center
- Trees of Diversity – enter tree and/or wreath and serve as volunteers at the Utah Cultural Celebration Center as needed
- Overview of current and future projects along with long-range goals

During the above discussion, Mr. Hayes answered questions from members of the City Council.

Councilmember Vincent was excused and left the meeting.

3. REVIEW AGENDA FOR REGULAR MEETING SCHEDULED SEPTEMBER 27, 2011

City Manager, Wayne Pyle, stated one new item had been added to the Agenda for the Regular Council Meeting scheduled September 27, 2011, at 6:30 P.M. He discussed the new items and others, as follows:

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Item No. 6. B. – EMPLOYEE OF THE MONTH, SEPTEMBER, 2011 – UBALDO TAPIA, PUBLIC WORKS DEPARTMENT (*Rescheduled from Regular Meeting of September 13, 2011*)

City Manager, Wayne Pyle, stated the Employee of the Month for September 2011, was scheduled to be presented to Ubaldo Tapia, Public Works Department, at the Regular Council Meeting scheduled September 27, 2011, at 6:30 P.M. Mr. Tapia's nomination recognized his positive attitude and dependability.

Item No. 9.C. – RESOLUTION NO. 11-153, APPROVE RIGHT-OF-WAY CONTRACT BETWEEN WEST VALLEY CITY AND THE UTAH DEPARTMENT OF TRANSPORTATION FOR TRANSFER OF CITY PROPERTY LOCATED AT APPROXIMATELY 5055 SOUTH WESTRIDGE BOULEVARD

City Manager, Wayne Pyle, discussed proposed Resolution No. 11-153 which would approve a Right-of-Way Contract between West Valley City and the Utah Department of Transportation (UDOT) for transfer of City property located at approximately 5055 South Westridge Boulevard.

Mr. Pyle stated UDOT desired to acquire 21.3 acres of property and two easements over property owned by the City for construction of the Mountain View Corridor. He advised because the properties were part of West Ridge Golf Course, the entire Course needed to be redesigned and reconstructed. He reported UDOT had offered \$17,415,935.00 as the "cost to cure" for the golf course pursuant to another agreement with UDOT entitled "Agreement Concerning UDOT's Partial Acquisition of West Valley City's West Ridge Golf Course Property." He further reported as part of that transfer, the City would also convey two easements to UDOT.

City Manager, Wayne Pyle, further discussed and reviewed the proposed Resolution and answered questions from members of the City Council.

The City Council will consider proposed Resolution No. 11-153 at the Regular Council Meeting scheduled September 27, 2011, at 6:30 P.M.

Item No. 9.D. – RESOLUTION NO. 11-143, APPROVE AGREEMENT BETWEEN WEST VALLEY CITY AND PRISTINE ALPINE ENTERTAINMENT GRANTING A PARKING EASEMENT OVER PROPERTY ACQUIRED BY THE CITY AS A RESULT OF THE MOUNTAIN VIEW CORRIDOR PROJECT (*Continued from Regular Meeting of September 20, 2011*)

City Manager, Wayne Pyle, discussed proposed Resolution No. 11-143 which would approve an Agreement between West Valley City and Pristine Alpine Entertainment granting a parking easement over property acquired by the City as a result of the Mountain View Corridor Project.

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Mr. Pyle stated the subject easement agreement would take the place of a previous easement agreement executed in 2002. He also stated the easement would give Pristine Alpine Entertainment, the company that operated USANA Amphitheater, easements for parking over land the City had acquired as a result of the Utah Department of Transportation (UDOT) Mountain View Corridor Project.

Mr. Pyle indicated this matter was continued from the Regular Council Meeting held September 20, 2011, to provide additional time for finalization of the agreement. He distributed a final draft of the proposed agreement and answered questions from members of the City Council.

The City Council will consider proposed Resolution No. 11-143 at the Regular Council Meeting scheduled September 27, 2011, at 6:30 P.M.

Upon inquiry by the City Manager, there were no further questions from members of the City Council regarding items scheduled on the referenced Agenda.

4. AWARDS, CEREMONIES AND PROCLAMATIONS SCHEDULED OCTOBER 4, 2011:

A. PROCLAMATION RECOGNIZING THE MONTH OF OCTOBER 2011 AS NATIONAL DOMESTIC VIOLENCE AWARENESS MONTH

City Manager, Wayne Pyle, stated Councilmember Brooks would read a Proclamation recognizing the month of October 2011, as National Domestic Violence Awareness Month, at the Regular Council Meeting scheduled October 4, 2011, at 6:30 P.M.

5. RESOLUTION NO. 11-154, REQUESTING RECERTIFICATION OF THE WEST VALLEY CITY JUSTICE COURT BY THE UTAH JUDICIAL COUNCIL AND THE JUSTICE COURTS STANDARDS COMMITTEE

City Manager, Wayne Pyle, discussed proposed Resolution No. 11-154 which requested recertification of the West Valley City Justice Court by the Utah Judicial Council and the Justice Courts Standards Committee.

Mr. Pyle stated the West Valley City Justice Court operated under the authority of the Utah Code and the rules of the Utah Judicial Council and was certified by the Utah Judicial Council and the Justice Courts Standards Committee. He advised that every four years the Justice Court was required to be recertified by these entities to ensure the Justice Court operated in compliance with applicable laws and regulations.

The City Manager reported the City had recently been notified by the Administrative Office of the Courts that the West Valley City Justice Court was due for recertification. He explained the proposed resolution would affirm the City's willingness to continue to meet all necessary and reasonable requirements set forth by the Utah Code and the Utah Judicial Council for continued operation of the Justice Court for another four year term.

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Assistant City Manager, Paul Isaac, introduced the Justice Court Administrator, Kevin Nudd, who reviewed the proposed Resolution and answered questions from members of the City Council.

The City Council will consider proposed Resolution No. 11-154 at the Regular Council Meeting scheduled October 4, 2011, at 6:30 P.M.

6. **COMMUNICATIONS:**

A. **COUNCIL UPDATE**

City Manager, Wayne Pyle, stated the City Council previously received a Memorandum outlining upcoming meetings and events as follows: September 1 – October 11, 2011: 99 Names Exhibit, UCCC; September 28, 2011: Furthur, Maverik Center, 7:00 P.M.; October 3, 2011: Groundbreaking – Oquirrh Meadows Assisted Living, 2950 S. Redwood Road, 11:00 A.M. – 11:45 A.M.; October 4, 2011: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; October 6, 2011: ChamberWest Awards Gala, Hilton Salt Lake Airport, 6:00 P.M. – 8:00 P.M.; October 11, 2011: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; October 11, 2011: Foo Fighters, Maverik Center, 7:00 P.M.; October 12, 2011: Meet the Candidates Night for Municipal General Election, UCCC, 7:00 P.M.; October 18, 2011: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; October 20, 2011: Annual ChamberWest Breakfast, Pioneer Valley Hospital, 9:30 A.M.; October 22, 2011: Jason Aldean, Maverik Center, 7:30 P.M.; October 25 – November 4, 2011: Early Voting for Municipal General Election, City Hall; October 25, 2011: Council Study Meeting, 4:30 P.M.; Regular Council Meeting, 6:30 P.M.; October 26, 2011: Waste Management Press Event, City Hall, 10:00 A.M.; October 26, 2011: So You Think You Can Dance, Maverik Center, 7:00 P.M.; November 1, 2011: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; November 2, 2011: Celtic Thunder, Maverik Center, 7:30 P.M.; November 4, 2011: Judas Priest, Maverik Center, 6:30 P.M.; November 8, 2011: Municipal General Election (Polls open from 7:00 A.M. to 8:00 P.M.); November 8, 2011: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; November 9-12, 2011: National League of Cities Conference, Phoenix, Arizona; November 15, 2011: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; November 22, 2011: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; November 22, 2011: Canvass of Municipal General Election during Regular Council Meeting; November 24, 2011: Thanksgiving Holiday – City Hall closed; November 25, 2011: Santa Christmas Parade & 5K Santa Run, 9:00 A.M.; December 6, 2011: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; December 13, 2011: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; December 20, 2011: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; and December 26, 2011: Christmas Holiday – City Hall closed.

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B. INFORMATION REGARDING PAPERLESS AGENDAS AND COUNCIL PACKETS

City Manager, Wayne Pyle, informed staff had viewed a presentation regarding a component of SIRE Agenda Plus that would allow for paperless agendas and Council information packets. The City Manager advised that Councilmember Christensen and he would be “guinea pigs” and try out the system before making a recommendation to move forward.

C. OTHER

City Manager, Wayne Pyle, updated the City Council regarding an incident in which the Police Department was currently responding and that could possibly receive media attention.

7. COUNCIL REPORTS

A. COUNCILMEMBER RUSS BROOKS – STELLA #5 AT UCCC AND TELEPHONE-LIGHT POLES

Councilmember Brooks stated he enjoyed the Stella #5 activity held at the Utah Cultural Celebration Center (UCCC) the previous week.

Councilmember Brooks requested follow up information regarding his previous inquiry about telephone/light poles, wires and trees, and maintenance of right-of-way on individual properties. City Manager, Wayne Pyle, advised he would obtain the information as requested.

B. COUNCILMEMBER DON CHRISTENSEN – STELLA #5 AT UCCC, WASATCH 2020 CONSORTIUM MEETING, UTA BROCHURE AND STATISTICS AND WEST RIDGE GOLF COURSE MEDIA EVENT

Councilmember Christensen spoke about the recent Stella #5 event and stated it had been very well attended.

Councilmember Christensen reported regarding a recent meeting of the Wasatch 2020 consortium. He indicated issues discussed had been the same as those discussed two years ago.

Councilmember Christensen distributed “fast facts” UTA brochures to members of the City Council. Upon inquiry by members of the City Council, Ms. Necia Christensen, UTA board member, discussed ridership statistics and answered questions from members of the City Council regarding the new West Valley and Mid-Jordan TRAX lines.

Councilmember Christensen reported regarding a media event at West Ridge Golf Course held the previous week.

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C. COUNCILMEMBER COREY RUSHTON – WEST VALLEY UNITED GROUP, UTAH AIR BOAT ASSOCIATION INVITATION, JORDAN RIVER COMMISSION, HISTORICAL SOCIETY AND PAINTINGS

Councilmember Rushton discussed an e-mail received from the West Valley United group and requested an update regarding that organization. Upon direction, Aaron Crim, Administration, discussed and gave an update regarding West Valley United.

Councilmember Rushton reported regarding an invitation from the Utah Air Boat Association and his participation in one of those activities.

Councilmember Rushton reported regarding the Jordan River Commission.

Councilmember Rushton inquired if a place had been designated to display the paintings held by the Historical Society. Upon direction, Jake Arslanian, Public Works Department, discussed background information as to why the paintings had been moved from City Hall to the Utah Cultural Celebration Center (UCCC) and reasons for displaying them at that facility. Mr. Arslanian indicated he would find locations to display the paintings at City Hall if the Council so directed. It was mentioned that Mayor Winder and Councilmember Burt would attend the Historical Society meeting the following week and would choose several paintings to be displayed at City Hall. Councilmember Burt stated she desired a certain Arnold Freiberg painting be displayed in the City Council Chambers. City Manager, Wayne Pyle, directed staff to bring all of the paintings to City Hall to be reviewed by the Council at the next study session.

D. MAYOR MIKE WINDER – PHOTO HISTORY BOOK, TELEVISION INTERVIEW, STELLA #5 EVENT, SALT LAKE VALLEY CONFERENCE OF MAYORS AND FUTURE OF SALT LAKE COUNTY COMMITTEE

Mayor Winder stated he had been working on a photo history book for the Historical Society and would give them an update soon.

Mayor Winder advised he and other mayors had been interviewed about their respective communities and the interviews aired on ABC Channel 4.

Mayor Winder stated he also had attended the Stella #5 event. He discussed observations and made suggestions to consider for upcoming events, especially those events needing translators.

Mayor Winder discussed a recent meeting of the Salt Lake Valley Conference of Mayors. He discussed issues raised by representatives of Salt Lake County including a partnership inventory (shared services, i.e., cities with cities and/or cities with county).

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Mayor Winder reported regarding the Future of Salt Lake County Committee and a meeting that he and staff had attended. City Manager, Wayne Pyle, gave an overview of how City staff and elected officials would be involved in this organization. He also discussed proposed agenda items and direction for that committee in going forward. Mr. Pyle recommended the City Council engage in policy discussions so the City's position on various issues would be clear for future meetings of that committee.

Councilmember Burt discussed a recent newspaper article related to land use issues.

City Manager, Wayne Pyle, clarified issues he would propose for policy discussion. He also advised that he, and the CED Director, Nicole Cottle, had made a presentation regarding Fairbourne Station to the Salt Lake County Council earlier today.

8. MOTION FOR EXECUTIVE SESSION

After discussion, Councilmember Christensen moved to adjourn and reconvene in an Executive Session for discussion of potential litigation. Councilmember Burt seconded the motion.

A roll call vote was taken:

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

Unanimous.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL, THE STUDY MEETING OF TUESDAY, SEPTEMBER 27, 2011, WAS ADJOURNED AT 5:50 P.M., BY MAYOR WINDER.

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THE WEST VALLEY CITY COUNCIL MET IN AN EXECUTIVE SESSION ON TUESDAY, SEPTEMBER 27, 2011, AT 5:51 P.M., IN THE MULTI-PURPOSE ROOM, 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
Russ Brooks
Steve Buhler
Carolynn Burt
Don Christensen
Corey Rushton
Steve Vincent (Left the meeting as noted)

Wayne Pyle, City Manager
Sheri McKendrick, City Recorder

STAFF PRESENT:

Paul Isaac, Assistant City Manager
Ryan Robinson, Acting City Attorney

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY CITY COUNCIL, THE EXECUTIVE SESSION OF SEPTEMBER 27, 2011, WAS ADJOURNED AT 6:24 P.M., BY MAYOR WINDER.

I hereby certify the foregoing to be a true, accurate and complete record of the proceedings of the Study Meeting and Executive Session of the West Valley City Council held Tuesday, September 27, 2011.

Sheri McKendrick, MMC
City Recorder