

MINUTES OF COUNCIL STUDY MEETING – OCTOBER 2, 2012

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Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Rushton	Yes
Mr. Christensen	Yes
Mayor Winder	Yes

Unanimous.

2. **MARGARET PETERSON, COMMUNITY EDUCATION PARTNERSHIP (CEP) ANNUAL REPORT**

City Manager, Wayne Pyle, welcomed Margaret Peterson, Executive Director of Community Education Partnership (CEP) in attendance to provide the Council with an annual report of that organization. Councilmember Buhler introduced CEP board members also in attendance.

Ms. Peterson distributed written materials and used PowerPoint to discuss information summarized as follows:

- CEP is a non-profit organization
- Mission statement
- Goals and objectives
- Volunteers – Executive Committee and Board of Directors
- Programs funded by grants
- List of donors
- Program services partners
- Photos of students participating in after-school and other programs
- Program locations – 15 elementary schools, three junior high schools, two high schools and West Valley City Family Fitness Center
- Mini grant program and projects funded
- Teacher survey showing CEP after-school programs improve student outcomes
- Survey of junior high and senior high school students and their opinions regarding after-school programs

During the above presentation of information, Ms. Peterson answered questions from members of the City Council.

On behalf of the City Council, Mayor Winder thanked Ms. Peterson for the updated information and expressed appreciation to the board members for their attendance and all their efforts for the students in West Valley City.

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3. REVIEW AGENDAS FOR COUNCIL REGULAR, REDEVELOPMENT AGENCY AND HOUSING AUTHORITY MEETINGS SCHEDULED OCTOBER 2, 2012

City Manager, Wayne Pyle, stated no new items had been added to the Agenda for the Regular Council Meeting. He advised the Agenda for the Redevelopment Agency listed consideration of approval of minutes and the Housing Authority Agenda had consideration of approval of minutes and one resolution which he discussed.

City Manager, Wayne Pyle, answered questions from members of the City Council, and upon inquiry there were no further questions regarding the above scheduled agenda items.

4. DANYCE STECK, PRESIDENT OF UTAH GOVERNMENT FINANCE OFFICERS ASSOCIATION – PRESENTATION OF THE "DISTINGUISHED BUDGET PRESENTATION AWARD" FOR FISCAL YEAR 2012 TO WEST VALLEY CITY

City Manager, Wayne Pyle, stated Danyce Steck of the Utah Government Finance Officers Association (UGFOA) had been scheduled to present the “Distinguished Budget Presentation Award” to West Valley City at the Regular Council Meeting scheduled October 9, 2012, at 6:30 P.M.

5. EMPLOYEE OF THE MONTH, SEPTEMBER 2012 – CINDY HOBBS, FINANCE DEPARTMENT

City Manager, Wayne Pyle, stated Councilmember Rushton would read the nomination of Cindy Hobbs, Finance Department, to receive the Employee of the Month for September 2012, at the Regular Council Meeting scheduled October 9, 2012, at 6:30 P.M.

6. ORDINANCE NO. 12-40, AMEND SECTION 17-2-101 AND ENACT SECTION 17-2-119 OF THE WEST VALLEY CITY MUNICIPAL CODE REGULATING SPECIAL EVENT PERMITS FOR ALCOHOL SALES

City Manager, Wayne Pyle, discussed proposed Ordinance No. 12-40 which would amend Section 17-2-101 and enact Section 17-2-119 of the West Valley City Municipal Code regulating special event permits for alcohol sales.

Mr. Pyle stated West Valley City periodically issued local consent for Special Event Permits which were not clearly defined in the Code. He also stated the Maverick Center and USANA Amphitheater periodically had events that required a Special Event Permit from the Utah Division of Alcoholic Beverage Control (DABC), which required local consent for issuance. He indicated the City Code did not clearly set forth the circumstances under which the City issued local consent for these types of permits. He explained the City rarely received requests for local consent for a Special Event Permit from an entity/individual unrelated to a Concert Venue (defined as Maverick Center,

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USANA Amphitheater, Rocky Mountain Raceway, the Utah Cultural Celebration Center (UCCC) and Hale Center Theatre). He stated Concert Venues were the most compatible facilities for events that included alcohol sales.

Eric Bunderson, City Attorney, further reviewed and discussed the proposed Ordinance and answered questions from members of the City Council.

The City Council will consider proposed Ordinance No. 12-40 at the Regular Council Meeting scheduled October 9, 2012, at 6:30 P.M.

7. **RESOLUTION NO. 12-141, APPROVE AN AGREEMENT WITH THE UTAH DEPARTMENT OF TRANSPORTATION (UDOT) FOR LANDSCAPE MAINTENANCE ON PROPERTY LOCATED AT 5400 SOUTH 7000 WEST ON STATE ROUTE 173**

City Manager, Wayne Pyle, discussed proposed Resolution No. 12-141 which would approve an Agreement with the Utah Department of Transportation (UDOT) for landscape maintenance on property located at 5400 South 7000 West on State Route 173.

Mr. Pyle stated the proposal would authorize an agreement between the City and UDOT for installation and maintenance of landscaping within the public right-of-way along the frontage of Hexcel Corporation on 5400 South. He indicated UDOT would only enter into a landscape maintenance agreement with the City and not with a private entity. He explained for that reason the City would enter into the agreement with UDOT that required the City to maintain the landscaping within the right-of-way and the City would, in turn, have a landscape maintenance agreement with Hexcel who would actually maintain the landscaping.

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

The City Council will consider proposed Resolution No. 12-141 at the Regular Council Meeting scheduled October 9, 2012, at 6:30 P.M.

8. **RESOLUTION NO. 12-142, APPROVE AN AGREEMENT WITH HEXCEL CORPORATION FOR LANDSCAPE MAINTENANCE ON PROPERTY LOCATED AT 5400 SOUTH 7000 WEST ON STATE ROUTE 173**

City Manager, Wayne Pyle, discussed proposed Resolution No. 12-142 which would approve an Agreement with Hexcel Corporation for Landscape Maintenance on property located at 5400 South 7000 West on State Route 173.

Mr. Pyle stated the proposal would authorize a landscape maintenance agreement with Hexcel Corporation under which Hexcel would maintain landscaping within the public right-of-way along the Hexcel Corporation frontage on 5400 South (SR 173). He further stated the Utah Department of Transportation (UDOT) would only enter into a landscape

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maintenance agreement with the City and not with a private entity. He explained for that reason the City would enter into the agreement with UDOT that required the City to maintain the landscaping within the right-of-way and the City would, in turn, delegate its rights and responsibilities for the landscaping to Hexcel.

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

The City Council will consider proposed Ordinance No. 12-142 at the Regular Council Meeting scheduled October 9, 2012, at 6:30 P.M.

9. **RESOLUTION NO. 12-143, AUTHORIZE CHANGE ORDER NO. 1 TO THE CONTRACT WITH M.C. GREEN AND SONS FOR THE FAIRBOURNE STATION PHASE 1 ROADWAY PROJECT**

City Manager, Wayne Pyle, discussed proposed Resolution No. 12-143 which would authorize Change Order No. 1 to the contract with M.C. Green and Sons, in the amount of \$71,064.80, for the Fairbourne Station Phase 1 Roadway Project.

Mr. Pyle stated the change order covered the cost of various items of work added to the project. He indicated that during installation of the storm drain on Market Street old existing infrastructure in a previous unknown configuration became apparent and required a change in the storm drain design. He reported the subject change order would cover the cost to replace approximately 300 lineal feet of deteriorating storm drain pipe in Market Street. He explained other costs incurred included in the proposed change order covered the cost to modify the storm drain design to work around existing utilities and also to address unknown conditions. The City Manager reported funding for the additional work would be covered by Storm Water Utility fees.

City Manager, Wayne Pyle, further reviewed and discussed proposed Resolution No. 12-143 and answered questions from members of the City Council.

The City Council will consider proposed Resolution No. 12-143 at the Regular Council Meeting scheduled October 9, 2012, at 6:30 P.M.

10. **RESOLUTION NO. 12-144, APPROVE PURCHASE OF A NEW 14 PASSENGER BUS FOR USE BY THE PARKS AND RECREATION DEPARTMENT**

City Manager, Wayne Pyle, discussed proposed Resolution No. 12-144 which would approve purchase of a new 14-passenger bus, in an amount not to exceed \$46,705.00, for use by the Parks and Recreation Department.

Mr. Pyle stated the existing 24 passenger bus had mechanical problems and recently stopped working while being used to transport seniors to the Olympic Park in Park City. He also indicated the City Shop personnel responded and the bus was towed back to the Shop where mechanic personnel found the motor needed to be rebuilt. He stated the bus

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was a 1994 making it 18 years old and had been a used vehicle when originally purchased by the City. He indicated it had provided a lot of service but was worn out and Shop personnel recommended replacement rather than repair. He also advised a significant amount of time and money had already been expended to keep it in operating condition.

The City Manager reported bids had been solicited for a 14 passenger bus and four bids received, as follows:

Intermountain Coach	\$40,280.00
Lewis Transportation	\$46,705.00
Nations Bus	\$47,220.00
Arizona Bus	\$51,470.00

Mr. Pyle stated the lowest responsible bid had been received by Lewis Transportation, who also had local parts and service available. He reported Intermountain Coach had not submitted sufficient information to evaluate their bid and failed to respond to the City's attempts to contact them.

Parks and Recreation Director, Kevin Astill, further reviewed and discussed the proposed Resolution and answered questions from members of the City Council.

The City Council will consider proposed Resolution No. 12-144 at the Regular Council Meeting scheduled October 9, 2012, at 6:30 P.M.

11. **COMMUNICATIONS:**

A. **COUNCIL UPDATE**

City Manager, Wayne Pyle, stated the City Council previously received a Memorandum outlining upcoming meetings and events as follows: September 11-October 24, 2012: Intermountain Society of Artists' Annual Fall Show, UCCC; October 3, 2012: Falcon Crest Neighborhood Park Dedication, 7009 West 4065 South, 6:00 P.M. – 7:30 P.M.; October 4, 2012: ChamberWest 2012 Legacy Awards Gala, Hilton Salt Lake City Airport, 5151 Wiley Post Way, 6:00 P.M.; October 5, 2012: WVC Employee Golf Tournament, Stonebridge Golf Course, Registration at 7:00 A.M. & Shotgun Start at 8:00 A.M.; October 9, 2012: Pete Harman Day, Harman Senior Center, 4090 South 3600 West, Entertainment at 11:00 A.M. & Lunch at Noon; October 9, 2012: Grizzlies Face-Off Luncheon, Maverik Center Centennial Room, 11:30 A.M. – 1:00 P.M.; October 9, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; October 10, 2012: Carrie Underwood, Maverik Center, 7:30 P.M.; October 16, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; October 19-21, 2012: Sesame Street Live, Maverik Center; October 23, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; October 23 – November 2, 2012: Early Voting Period for General Election at City Hall; October 30, 2012: No Council Meeting Scheduled (5th Tuesday); October 31 –

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November 4, 2012: Cirque du Soleil: Quidam, Maverik Center; November 6, 2012: General Election; November 6, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; November 9-10, 2012: Monster Truck Spectacular, Maverik Center; November 12, 2012: Veteran's Day – City Hall closed; November 13, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; November 17, 2012: Eric Church, Maverik Center, 7:30 P.M.; November 20, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; November 22, 2012: Thanksgiving – City Hall closed; November 27, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; November 28, 2012: National League of Cities (NLC) Conference, Boston, MA; December 4, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; December 11, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; December 18, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; and December 24 & 25, 2012: Christmas Holiday – City Hall closed.

B. **CITY MANAGER UPDATE**

City Manager, Wayne Pyle, advised he would be out of town for the most part of the next two weeks, during which time Paul Isaac would be the Acting City Manager.

12. **COUNCIL REPORTS:**

A. **COUNCILMEMBER COREY RUSHTON – SISTER CITY FUNCTIONS AND REQUEST FOR REQUEST FOR UPDATE REGARDING GRIZZLIES HOCKEY TEAM**

Councilmember Rushton reported regarding the recent Sister City functions which he attended. He also discussed hosting two delegates from Nantou, Taiwan, as guests for dinner at his home.

He requested an update regarding the status of the Grizzlies Hockey Team due to the league player lockout.

B. **COUNCILMEMBER DON CHRISTENSEN – SISTER CITY DELEGATION**

Councilmember Christensen reported regarding the Sister City delegation's recent visits to homes and stated those from Nantou, Taiwan, had expressed enjoyment of those activities. He indicated any information and issues brought to light during the visit would be discussed with the Sister City Committee at an upcoming meeting.

C. **COUNCILMEMBER TOM HUYNH – SISTER CITY VISIT**

Councilmember Huynh stated he had enjoyed the events occurring with the recent visit from the Sister City, Nantou, Taiwan.

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D. COUNCILMEMBER STEVE BUHLER – THEFTS AT UCCC FACILITY
Councilmember Buhler inquired if there had been recent thefts of equipment at the Utah Cultural Celebration Center (UCCC) facility. Assistant City Manager, Paul Isaac, advised staff would secure all equipment.

E. MAYOR MIKE WINDER – SISTER CITY VISIT AND OPENING OF CHINESE GATE

Mayor Winder expressed pride in the City regarding the recent visit of the Sister City delegation from Nantou, Taiwan, and the celebration held regarding the opening of the Chinese Heritage Friendship Gate. He stated many people who attended that event had never been to the Utah Cultural Celebration Center (UCCC) facility.

Mayor Winder expressed some concerns regarding the amount and types of foods served at the events held the previous Friday and Saturday nights. He stated he had heard many good comments from those who attended and participated in the events, including the VIP dinner on Friday and the opening of the Chinese Gate on Saturday. He also expressed congratulations to all those involved in making the event successful and memorable.

13. DOMESTIC VIOLENCE AWARENESS PROGRAM

Upon adjournment of the Study Meeting, the City Council and City staff attended the Domestic Violence Awareness Program held in the Lobby of City Hall at 6:00 P.M.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL, THE STUDY MEETING OF TUESDAY, OCTOBER 2, 2012, WAS ADJOURNED AT 5:40 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 of the West Valley City Council held Tuesday, October 2, 2012.

Sheri McKendrick, MMC
City Recorder