

MINUTES OF COUNCIL REGULAR MEETING – MAY 21, 2013

-1-

THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, MAY 21, 2013, 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 AND CONDUCTED BY MAYOR PRO TEM RUSHTON AND MAYOR WINDER.

THE FOLLOWING MEMBERS WERE PRESENT:

Corey Rushton
Mike Winder (Arrived at 6:40 P.M.)
Steve Buhler
Tom Huynh
Karen Lang
Steve Vincent

Wayne Pyle, City Manager
DeAnn Varney, Acting City Recorder

STAFF PRESENT:

John Evans, Fire Chief
Layne Morris, CPD Director
Kevin Astill, Parks and Recreation Director
Eric Bunderson, City Attorney
Russell Willardson, Public Works Director
Jim Welch, Finance Director
Anita Schwemmer, Acting Police Chief
Jake Arslanian, Public Works Department

16166 **OPENING CEREMONY**

The Opening Ceremony was conducted by Karen Lang who led the Pledge of Allegiance to the Flag.

16167 **APPROVAL OF MINUTES OF REGULAR MEETING HELD MAY 7, 2013**

The Council read and considered Minutes of the Regular Meeting held May 7, 2013. There were no changes, corrections or deletions.

After discussion, Councilmember Christensen moved to approve the Minutes of the Regular Meeting held May 7, 2013, as written. Councilmember Huynh seconded the motion.

A roll call vote was taken:

MINUTES OF COUNCIL REGULAR MEETING – MAY 21, 2013

-2-

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mayor Pro Tem Rushton	Yes

Unanimous.

16168

COMMENT PERIOD

A. PUBLIC COMMENTS

Upon inquiry by Mayor Pro Tem Rushton the following individual addressed the City Council during the comment period:

Ruthann Hertal addressed the City Council and stated she would like to have chickens in her back yard.

B. CITY MANAGER COMMENTS

City Manager, Wayne Pyle, stated there were areas in the City zoned for chickens, however, the City Council had determined to allow animals and chickens only in the areas zoned and designated for that purpose.

C. CITY COUNCIL COMMENTS

Mayor Pro Tem Rushton expressed appreciation to the City's crossing guards.

Mayor Winder arrived at 6:40 P.M. and then conducted the remainder of the meeting.

Mayor Winder discussed pawnshops and check cashing businesses. He advised he recently received a phone call from Layne Batey complimenting a recent press event. He also discussed the event scheduled June 1st to recognize Merrill Hutchinson, a long-time scoutmaster.

16169

ORDINANCE NO. 13-22, ENACTING CHAPTER 18 OF TITLE 3 OF THE WEST VALLEY CITY MUNICIPAL CODE TO CODIFY THE ROLE, STRUCTURE AND PROCEDURES OF THE PROFESSIONAL STANDARDS REVIEW BOARD (PSRB)

City Manager, Wayne Pyle, presented proposed Ordinance No. 13-22 which would enact Chapter 18 of Title 3 of the West Valley City Municipal Code to codify the role, structure and procedures of the Professional Standards Review Board (PSRB).

MINUTES OF COUNCIL REGULAR MEETING – MAY 21, 2013

-3-

Mr. Pyle reminded that at the April 23, 2013, Study Meeting the City Council expressed a consensus of agreement with many of his recommendations regarding the Professional Standards Review Board. He stated the Board had operated for many years, but not according to a written set of rules and meetings had not been open to the public. He reported and discussed the following recommendations and changes which had been included in the proposed ordinance at the request of the City Council:

1. The regulations governing the PSRB were codified in the City Code.
2. The police Department was removed from the nomination process and from a voting role on the Board.
3. Additional training was required for PSRB members.
4. The PSRB will provide quarterly and annual reports that summarize the matters reviewed by the Board and that provide recommendations regarding City policing practices.
5. The PSRB will receive public comments regarding policing issues at the beginning of each PSRB meeting.

The City Manager further reported the ordinance, when combined with additional City efforts to publicize the activities and mission of the PSRB, would establish the PSRB as a leader in civilian oversight of policing.

After discussion, Councilmember Huynh moved to approve Ordinance No. 13-22, an Ordinance Enacting Chapter 18 of Title 3 of the West Valley City Municipal Code to Codify the Role, Structure and Procedures of the Professional Standards Review Board. Councilmember Buhler seconded the motion.

A roll call vote was taken:

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

Unanimous.

16170

RESOLUTION NO. 13-73, AUTHORIZE CITY TO ENTER INTO A RIGHT-OF-WAY PURCHASE AGREEMENT WITH MOUNTAIN VIEW MHP, LLC, FOR PROPERTY LOCATED AT 2795 SOUTH 2540 WEST, AND ACCEPT A WARRANTY DEED AND GRANT OF TEMPORARY

MINUTES OF COUNCIL REGULAR MEETING – MAY 21, 2013

-4-

CONSTRUCTION EASEMENT FOR CONSTRUCTION OF THE CROSS TOWN TRAIL PROJECT

City Manager, Wayne Pyle, presented proposed Resolution No. 13-73 which would authorize the City to enter into a Right-of-Way Purchase Agreement with Mountain View MHP, LLC, for property located at 2795 South 2540 West, and accept a Warranty Deed and Grant of Temporary Construction Easement for construction of the Cross Town Trail Project.

Mr. Pyle stated Mountain View MHP, LLC had signed the Right-of-Way Purchase Agreement, Warranty Deed and Grant of Temporary Construction Easement. He indicated the parcel located at the southeast corner of 2700 West and Parkway Boulevard was one of the properties affected by construction of the Cross Town Trail Project extending from approximately Decker Lake Boulevard to 2700 West along the south side of Parkway Boulevard. He stated the property was being acquired to provide room for the new ADA (Americans with Disabilities Act) pedestrian ramp and fencing along the right-of-way adjacent to a portion of the Trail. He reported compensation for the purchase of right-of-way and easement would be in the amount of \$3,000.00 per an appraisal prepared by Free and Associates, Inc.

After discussion, Councilmember Rushton moved to approve Resolution No. 13-73, a Resolution Authorizing the City to enter into a Right of Way Agreement with Mountain View MHP, LLC, for Property Located at 2795 South 2540 West, and to Accept a Warranty Deed and a Grant of Temporary Construction Easement. Councilmember Vincent seconded the motion.

A roll call vote was taken:

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

Unanimous.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY CITY COUNCIL, THE REGULAR MEETING OF TUESDAY, MAY 21, 2013, WAS ADJOURNED AT 6:49 P.M., BY MAYOR WINDER..

MINUTES OF COUNCIL REGULAR MEETING – MAY 21, 2013

-5-

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 21, 2013.

DeAnn Varney
Acting City Recorder