

MINUTES OF COUNCIL REGULAR MEETING – NOVEMBER 10, 2015

-1-

THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, NOVEMBER 10, 2015, 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 BIGELOW.

THE FOLLOWING MEMBERS WERE PRESENT:

Ron Bigelow, Mayor
Corey Rushton, Councilmember At-Large
Lars Nordfelt, Councilmember At-Large
Tom Huynh, Councilmember District 1
Steve Buhler, Councilmember District 2
Karen Lang, Councilmember District 3

ABSENT: Steve Vincent, Councilmember District 4 (Excused)

STAFF PRESENT:

Wayne Pyle, City Manager
Nichole Camac, City Recorder

Paul Isaac, Assistant City Manager/HR Director
Nicole Cottle, Assistant City Manager/CED Director
Eric Bunderson, City Attorney
Jim Welch, Finance Director
Lee Russo, Police Chief
John Evans, Fire Chief
Layne Morris, CPD Director
Russell Willardson, Public Works Director
Kevin Astill, Parks and Recreation Director
Sam Johnson, Strategic Communications Director
Jake Arslanian, Public Works Department

_____ **OPENING CEREMONY**

Lars Nordfelt conducted the opening ceremony and presented a video honoring members of the armed forces in recognition of Veterans Day.

_____ **SPECIAL RECOGNITIONS – SCOUTS**

Mayor Bigelow welcomed Scout Troop No. 1261 in attendance to complete requirements for the Citizenship in the Community and Communications merit badges.

MINUTES OF COUNCIL REGULAR MEETING – NOVEMBER 10, 2015

-2-

_____ **APPROVAL OF MINUTES OF REGULAR MEETING HELD OCTOBER 27, 2015**

The Council read and considered Minutes of the Study Meeting held October 20, 2015. There were no changes, corrections or deletions.

Councilmember Nordfelt moved to approve the Minutes of the Study Meeting held October 27, 20-15. Councilmember Huynh seconded the motion.

A voice vote was taken and all members voted in favor of the motion.

_____ **PROJECT SAFE NEIGHBORHOODS (PSN) AWARDS PRESENTATION – UNITED STATES ATTORNEY FOR THE DISTRICT OF UTAH, JOHN HUBER**

Upon recognition, John Huber, the United States Attorney for the District of Utah, addressed the City Council. Mr. Huber discussed the Project Safe Neighborhoods (PSN) Program and presented 5 plaques to police officers in recognition of their success with the program. He also presented a plaque to the City Council and expressed appreciation to the City for its years of participation in the program.

_____ **PRESENT APPRECIATION AWARD TO CLOYD BELL AND JOAN BURRELL FOR SERVICE ON THE PROFESSIONAL STANDARDS REVIEW BOARD**

Mayor Bigelow presented plaques to Cloyd Bell and Joan Burrell in recognition and appreciation for their over ten years of service on the Professional Standards Review Board.

_____ **COMMENT PERIOD**

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

A. **PUBLIC COMMENTS**

Bruce Hastings, 3759 South Brookhurst Circle, addressed the City Council and provided a letter to each member of the Council. He discussed his concerns and recommendations as outlined in the letter that requested review and change of West Valley City's zoning setback policy.

Jeff Harwood, 3751 Moshier Lane, addressed the City Council. Mr. Harwood stated he was in agreement with comments made by Mr. Hastings. He indicated he had been forced to remove a structure on his property due to setback limitations. He also expressed frustration that there were other structures in the City that looked unattractive and were still able to remain.

B. **CITY MANAGER COMMENTS**

City Manager, Wayne Pyle, stated he appreciated the input of the two gentlemen making comments and staff would move forward based on the City Council's

MINUTES OF COUNCIL REGULAR MEETING – NOVEMBER 10, 2015

-3-

direction.

C. CITY COUNCIL COMMENTS

Councilmember Rushton stated he would like the Council to direct staff to bring information on setbacks to the Council for review. He expressed appreciation to the presenters and thanked residents for coming to the meeting and expressing concerns and interest in their City.

Mayor Bigelow concurred.

PUBLIC HEARING, ACCEPT PUBLIC INPUT REGARDING APPLICATION NO. ZT-4-2015 FILED BY WEST VALLEY CITY, REQUESTING AN AMENDMENT TO THE ZONING ORDINANCE GOVERNING THE REZONING OF PROPERTY WITHIN THE CITY

Mayor Bigelow informed a public hearing had been advertised for the Regular Council Meeting scheduled November 10, 2015, in order for the City Council to accept and consider public input regarding Application No. ZT-4-2015 filed by West Valley City, requesting an amendment to the Zoning Ordinance governing the rezoning of property within the City.

Mayor Bigelow presented proposed Ordinance No. 15-34 related to the proposal to be considered by the City Council subsequent to the public hearing, thereby incorporating information into the record as follows:

Proposed Ordinance No. 15-34 would amend Section 7-5-101 to allow zone change applications to the RM zone under certain conditions and to allow zone change applications to the R-1-7, R-1-8, R-1-10 and R-1-12 zones on infill parcels less than two acres in area.

In July of 2015 the Council adopted Ordinance No. 15-27 that, among other changes, limited future zone change applications to the A-2, A-1, A, RE, C-1, C-2, C-3, BRP, MXD, CC and M Zones. To provide some flexibility to this restriction, the Council had directed preparation of an ordinance that would allow rezones to the RM under certain conditions and allow lots smaller than 15,000 square feet on infill parcels less than two acres.

One of the conditions required to apply for the RM Zone would be frontage on a street with a planned right-of-way width of at least 80 feet as indicated in the Major Street Plan, or adjacency to existing multi-family residential development on two sides. For reference, a copy of the adopted Major Street Plan had been included with documentation previously provided to the Council. Also provided was a copy of the proposed Major Street Plan to be considered later this month by the Planning Commission as part of the General Plan update.

MINUTES OF COUNCIL REGULAR MEETING – NOVEMBER 10, 2015

-4-

The purpose of the requirement to have frontage on a major street would be the General Plan directed density to major streets where transit service was available. For reference a copy of UTA's Salt Lake County Transit System Map had also been provided to members of the City Council.

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

Upon discussion, Councilmember Lang stated she felt there was a safety concern for increased traffic from RM zoning on streets less than 100 feet in width.

Councilmember Rushton stated zone changes were not automatically granted and were reviewed by the Planning Commission and the City Council on a case-by-case basis. He also stated each individual case could be looked at separately.

Councilmember Lang expressed concern regarding properties two acres and above.

Councilmember Rushton stated he could see how this could be an issue and concurred.

ACTION: ORDINANCE NO. 15-34, AMENDING SECTION 7-5-101 OF THE WEST VALLEY CITY MUNICIPAL CODE GOVERNING THE REZONING OF PROPERTY WITHIN THE CITY

The City Council previously held a public hearing regarding Application No. ZT-4-2015 and proposed Ordinance No. 15-34 that would amend Section 7-5-101 of the West Valley City Municipal Code governing the rezoning of property within the City.

Mayor Bigelow called for a motion.

Councilmember Lang moved to amend Ordinance No. 15-34 as proposed, limiting RM development on property 2 acres or greater to roads 100 feet wide or larger. Councilmember Rushton seconded the motion.

A roll call vote was taken:

Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Rushton	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

MINUTES OF COUNCIL REGULAR MEETING – NOVEMBER 10, 2015

-5-

Hearing no further discussion, Mayor Bigelow called for a motion regarding proposed Ordinance No. 15-34, as amended.

Councilmember Buhler moved to approve Ordinance No. 15-34, as amended. Councilmember Lang seconded the motion.

A roll call vote was taken:

Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Rushton	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

RESOLUTION NO. 15-184, APPROVING AN AGREEMENT FOR PROFESSIONAL SERVICES WITH DLS CONSULTING, INC.

Mayor Bigelow presented proposed Resolution No. 15-184 that would approve an agreement in the amount of \$80,000.00, made in ten monthly payments of \$8,000 each, for professional services with DLS Consulting, Inc.

Written information provided indicated the subject agreement would be on an annual basis and nothing had changed this year as far as cost and purpose. Mr. Stewart's representation had resulted in the receipt of significant appropriation and provided the City with protection from regulations that could have been detrimental. Mr. Stewart had exceptional knowledge of the City and its needs and was able to represent West Valley City effectively. DLS would provide the City with professional services by interacting with other governmental agencies, including lobbying the Utah Legislature on issues important to the City. The subject agreement would run through the 2015-2016 fiscal year with a 90-day termination provision.

Upon discussion, Councilmember Rushton stated it was good to have an official working contract that was renewed yearly.

Mayor Bigelow called for a motion.

Councilmember Huynh moved to approve Resolution No. 15-184, a Resolution Approving an Agreement for Professional Services with DLS Consulting, Inc. Councilmember Lang seconded the motion.

MINUTES OF COUNCIL REGULAR MEETING – NOVEMBER 10, 2015

-6-

A roll call vote was taken:

Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Rushton	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

CONSENT AGENDA

A. RESOLUTION NO. 15-185, RATIFY THE CITY MANAGER’S APPOINTMENT OF HEATHER CAMPBELL TO THE PROFESSIONAL STANDARDS REVIEW BOARD, TERM: NOVEMBER 10, 2015 – JULY 1, 2017

Mayor Bigelow presented proposed Resolution No. 15-185 that would ratify the City Manager’s appointment of Heather Campbell to the Professional Standards Review Board (PSRB) for the term November 10, 2015 through July 1, 2017.

B. RESOLUTION NO. 15-186, RATIFY THE CITY MANAGER’S APPOINTMENT OF BROCK BRUERTON TO THE PROFESSIONAL STANDARDS REVIEW BOARD, TERM: NOVEMBER 10, 2015 – JULY 1, 2017

Mayor Bigelow presented proposed Resolution No. 15-186 that would ratify his appointment of Brock Bruerton to the Professional Standards Review Board (PSRB) for the term November 10, 2015 through July 1, 2017.

Documentation provided indicated people with different backgrounds and perspectives had been added to the PSRB over the years. Heather Campbell had over 20 years of paramedic experience and Brock Bruerton was an IT Customer Service Representative who lived in the Diamond Summit neighborhood.

Upon inquiry, the City Council members had no further questions or concerns.

Councilmember Rushton moved to approve Resolution Nos. 15-185 and 15-186 as presented on the Consent Agenda. Councilmember Nordfelt seconded the motion.

A roll call vote was taken:

Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes

MINUTES OF COUNCIL REGULAR MEETING – NOVEMBER 10, 2015

-7-

Mr. Rushton	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

MOTION TO ADJOURN

Upon motion by Councilmember Huynh all voted in favor to adjourn.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL THE REGULAR MEETING OF TUESDAY, NOVEMBER 10, 2015, WAS ADJOURNED AT 7:23 P.M. BY MAYOR BIGELOW.

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, November 10, 2015.

Nichole Camac
City Recorder