

**MINUTES OF COUNCIL REGULAR MEETING – APRIL 5, 2016**

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THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, APRIL 5, 2016, 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  
Don Christensen, Councilmember At-Large  
Lars Nordfelt, Councilmember At-Large  
Steve Buhler, Councilmember District 2  
Karen Lang, Councilmember District 3  
Steve Vincent, Councilmember District 4

ABSENT: Tom Huynh, Councilmember District 1

STAFF PRESENT:

Paul Isaac, Acting Manager  
Nichole Camac, City Recorder  
  
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  
Mark Nord, Acting CED Director  
Jake Arslanian, Public Works Department

\_\_\_\_\_ **OPENING CEREMONY**

Councilmember Lang conducted the Opening Ceremony and requested members of the City Council, City staff and the audience to rise and recite the Pledge of Allegiance.

\_\_\_\_\_ **APPROVAL OF MINUTES OF REGULAR MEETING HELD MARCH 8, 2016**

The Council read and considered Minutes of the Regular Meeting held March 8, 2016. There were no changes, corrections or deletions.

Councilmember Vincent moved to approve the Minutes of the Regular Meeting held March 8, 2016. Councilmember Lang seconded the motion.

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

\_\_\_\_ **EMPLOYEE OF THE MONTH AWARD, APRIL 2016 – ISAIA AUELUA, PUBLIC WORKS DEPARTMENT**

Mayor Bigelow informed presentation of the Employee of the Month Award had been rescheduled and would be presented at a future meeting since Mr. Auelua had been unable to attend due to personal reasons.

\_\_\_\_ **DIVISION OF THE QUARTER AWARD – FLEET MAINTENANCE, PUBLIC WORKS DEPARTMENT**

Councilmember Christensen read the nomination of the Fleet Maintenance Division of the Public Works Department to receive the Division of the Quarter Award. He presented the award to members of the Fleet Maintenance Division in attendance at the meeting. The Division had been nominated for their professionalism, quality of services provided, and thoroughness, as well as their professionalism and cooperative spirit.

\_\_\_\_ **PRESENTATION OF ENGLISH LANGUAGE AWARDS TO STUDENTS FROM ENGLISH SKILLS LEARNING CENTER AND GRANITE PEAKS LEARNING CENTER**

Mayor Bigelow stated students were in attendance to receive the English Language Awards from the English Skills Learning Center and the Granite Peaks Learning Center. Students present at the meeting were invited to come to the podium and make self-introductions including their land of origin.

All students receiving the award included the following:

Adela Lemus-Deguevara  
Ana Canaba  
Ana Laura Camilo  
Araceli Navarrete  
Chantho Tang  
Chien Mai  
Claudia Perez  
Estela Guzman  
Fatima Mohamed  
Hilda Sanchez Galvan  
Josbelyn Pacheco  
Juan Olvera  
Lien Thi Nguyen  
Luz Maria Castro  
Luz Pelayo-Mendez  
Maria del Rocio Montes

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Maria Hernandez Fragoso  
Marisela Hernandez-Valle  
Marisol Ramirez  
Maximiliano Toj Simaj  
Miguel Delgado  
Natalie Tuyet Dieu  
Norma Carolina Gonzalez  
Obed Rodriguez  
Otero Simon  
Rafael Rodriguez  
Rigoberto H. Jaunillo  
Sabiha Palalic  
Sara Estrada  
Victoria Vetrova  
Viridiana Ramirez

Members of the City Council congratulated the award recipients.

**COMMENT PERIOD**

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

**A. PUBLIC COMMENTS**

Paul Nichols, 5329 West 4100 South, addressed the City Council. Mr. Nichols expressed concern about the speed of traffic along 4100 South Street. He stated something needed to be done before a fatality occurred.

Alfonso Chacon, Valley Behavioral Health, addressed the City Council. Mr. Chacon stated a new location would be opening in West Valley City at 2948 South Redwood Road and services for adults would be provided.

Alexa Carr, also representing Valley Behavioral Health, addressed the City Council and advised the facility would open on June 6, 2016.

**PUBLIC HEARING, ACCEPT PUBLIC INPUT REGARDING RE-OPENING THE FY 2015-2016 BUDGET**

Mayor Bigelow informed a public hearing had been advertised for the Regular Council Meeting scheduled April 5, 2016, in order for the City Council to hear and consider public comments regarding re-opening the FY 2015-2016 Budget and proposed Ordinance No. 16-11 that would amend the Budget of West Valley City for the fiscal year beginning July 1, 2015 and ending June 30, 2016, to reflect changes in the Budget from increased revenues and authorize the disbursement of funds.

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Written documentation previously provided to the City Council included information as follows:

State Statute Title 10, Chapter 6, Utah Code Annotated 1953, as amended, allowed West Valley City to amend its budget during the year. The City Council held public hearings on budget amendments on a quarterly basis each fiscal year. A public notice regarding the scheduled public hearing had been posted March 17, 2016, in the Salt Lake Tribune and the Deseret Morning News, newspapers of general circulation to the general public.

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

**ACTION: ORDINANCE NO. 16-11, AMENDING THE BUDGET OF WEST VALLEY CITY FOR THE FISCAL YEAR BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2016, TO REFLECT CHANGES IN THE BUDGET FROM INCREASED REVENUES AND AUTHORIZE THE DISBURSEMENT OF FUNDS**

Mayor Bigelow presented proposed Ordinance No. 16-11 that would amend the Budget of West Valley City for the fiscal year beginning July 1, 2015 and ending June 30, 2016, to reflect changes in the Budget from increased revenues and authorize the disbursement of funds.

Upon inquiry by Mayor Bigelow there were no further questions or concerns from members of the City Council, and he called for a motion.

Councilmember Vincent moved to approve Ordinance No. 16-11, an Ordinance Amending the Budget of West Valley City for the Fiscal Year Beginning July 1, 2015 and Ending June 30, 2016, to Reflect Changes in the Budget from Increased Revenues and Authorize the Disbursement of Funds. Councilmember Buhler seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

**RESOLUTION NO. 16-58, AUTHORIZING THE EXECUTION OF A COOPERATIVE AGREEMENT BETWEEN WEST VALLEY CITY AND THE**

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**UTAH DEPARTMENT OF TRANSPORTATION FOR NEW SIDEWALK CONSTRUCTION**

Mayor Bigelow presented proposed Resolution No. 16-58 that would authorize the execution of a Cooperative Agreement between West Valley City and the Utah Department of Transportation for new sidewalk construction.

Written documentation previously provided to the City Council included information as follows:

The proposed agreement would allow receipt of State Safe Sidewalk Funds to construct a pedestrian safety project on 3500 South near 4900 West. The Public Works Department had applied for and received Utah State Safe Sidewalk funds to construct a new sidewalk at the above-stated location. The Program provided a legislative funding source for construction of new sidewalks adjacent to State routes where sidewalks did not currently exist and where major construction or reconstruction of the route, at that location, was not planned for ten or more years.

State funds allocated to the project would total \$30,000, with a local match of \$10,000, for a total cost of \$40,000.00.

The project would close a gap in the sidewalk on 3500 South near the Esperanza Charter School.

Upon inquiry by Mayor Bigelow there were no further questions or concerns from members of the City Council, and he called for a motion.

Councilmember Christensen moved to approve Resolution No. 16-58, a Resolution Authorizing the Execution of a Cooperative Agreement Between West Valley City and the Utah Department of Transportation for New Sidewalk Construction. Councilmember Lang seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

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**RESOLUTION NO. 16-59, AUTHORIZING THE ACCEPTANCE OF A STORM DRAIN EASEMENT FROM HALLMARK HOMES IN FAVOR OF WEST VALLEY CITY ACROSS PROPERTIES OWNED BY THE AMENDED AND RESTATED MILDRED L. DEFA FAMILY TRUST (14-34-276-045) AND SPANGLER FAMILY TRUST (14-34-276-044)**

Mayor Bigelow presented proposed Resolution No. 16-59 that would authorize the acceptance of a Storm Drain Easement from Hallmark Homes in favor of West Valley City across properties owned by the Amended and Restated Mildred L. Defa Family Trust (14-34-276-045) and Spangler Family Trust (14-34-276-044).

Written documentation previously provided to the City Council included information as follows:

The subject easement would allow for storm water from the proposed Clearstone Estates Phase 2 Subdivision to be piped to the City storm drain in 6400 West.

The underlying property for the proposed Clearstone Estates Phase 2 Subdivision (14-34-276-057) included a 16-foot easement for storm drain and other utilities across the Defa and Spangler properties. In order for a public storm drain to be constructed across these properties, it would be necessary for Hallmark Homes and Development to convey its interest in a storm drain easement to the City. On January 21, 2016, the Council had approved Resolution No. 16-13 that accepted a Storm Drain Easement across the same properties from Eric D. Bishop, Inc., Adams Bay Lighthouse Investment, LLC and the Eric D. Bishop, Inc. Pension & Profit Sharing Trust. Said easement was recorded on February 1, 2016. Unfortunately Eric Bishop et al conveyed the Clearstone Estates Phase 2 Subdivision property to Hallmark Homes and Development on January 21, 2016, that invalidated the easement from Bishop to West Valley City.

Upon inquiry by Mayor Bigelow there were no further questions or concerns from members of the City Council, and he called for a motion.

Councilmember Nordfelt moved to approve Resolution No. 16-59, a Resolution Authorizing the Acceptance of a Storm Drain Easement from Hallmark Homes in Favor of West Valley City Across Properties Owned by the Amended and Restated Mildred L. Defa Family Trust (14-34-276-045) and Spangler Family Trust (14-34-276-044). Councilmember Christensen seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Christensen	Yes

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Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

**MOTION TO ADJOURN**

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

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL THE REGULAR MEETING OF TUESDAY, APRIL 5, 2016, WAS ADJOURNED AT 6:51 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, April 5, 2016.

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Nichole Camac  
City Recorder