

MINUTES OF COUNCIL REGULAR MEETING – AUGUST 23, 2016

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THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, AUGUST 23, 2016, AT 6:39 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 VINCENT.

THE FOLLOWING MEMBERS WERE PRESENT:

Don Christensen, Councilmember At-Large
Tom Huynh, Councilmember District 1
Steve Buhler, Councilmember District 2
Steve Vincent, Councilmember District 4

ABSENT:

Ron Bigelow, Mayor
Lars Nordfelt, Councilmember At-Large
Karen Lang, Councilmember District 3

STAFF PRESENT:

Paul Isaac, Acting City Manager/ HR Director
Nichole Camac, City Recorder

Eric Bunderson, City Attorney
Jim Welch, Finance Director
Lee Russo, Police Chief
John Evans, Fire Chief
Layne Morris, CPD
Kevin Astill, Parks and Recreation Director
Sam Johnson, Strategic Communications Director
Jake Arslanian, Public Works Department

OPENING CEREMONY

Councilmember Tom Huynh conducted the Opening Ceremony. He 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 AUGUST 16, 2016

The Council considered the Minutes of the Regular Meeting held August 16, 2016. There were no changes, corrections or deletions.

Councilmember Christensen moved to approve the Minutes of the Regular Meeting held August 16, 2016. Councilmember Buhler seconded the motion.

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

PROCLAMATION DECLARING AUGUST 27, 2016 AS LIGHTS ON AFTER SCHOOL DAY IN WEST VALLEY CITY IN SUPPORT OF AMERICAN PREPARATORY ACADEMY'S AFTERSCHOOL PROGRAMS

Councilmember Buhler read the proclamation declaring August 27, 2016 as Lights On After School Day in West Valley City in Support of American Preparatory Academy's Afterschool Programs.

COMMENT PERIOD

A. PUBLIC COMMENTS

Paul Nichols, 5329 W 4100 S, stated that he is concerned about traffic along 4100 South. He indicated that he rarely sees an officer on the road and has expressed his concern to the Chief but nothing is being done.

Larry Thorpe, 1966 W Wilson Ave, indicated his comments are regarding conditional use application C-24-2016 that is currently before the Planning Commission. He indicated that the property in question is located at 2455 South 3600 West and is zoned Manufacturing. Mr. Thorpe stated that the property was originally a Mervyn's building but this has been out of business for several years and other businesses have occupied the building. A buffer zone agreement was signed with the original property in the early 1980's that required the property owner to install a landscaping buffer between the property and the residential zone where his parents and many other residents live. Mr. Thorpe stated that Boart Longyear, a mining company, now wants to occupy this property and they are proposing to remove the landscaping buffer. He indicated that this company will turn the property into a junkyard and will remove the trees and greenscape and install asphalt in its place. Mr. Thorpe stated that the neighborhood is strongly opposed to this use and would request that it be denied.

Richard Taylor, 3650 S 3503 W, stated he is looking to promote his book through West Valley resources and will donate all proceeds to West Valley City. He indicated that he had a stroke in the year 2000 and an angel came to him and healed him of it. He wants to reach out to the community and share his message to the people of West Valley.

David Madsen, 6902 W 4065 S, stated that he is a member of the Community Council for Orchard Elementary. He indicated that the parking lot at Orchard Elementary has been a significant problem but Granite School District has set aside funds to fix this. He indicated that there is a portion of the road that belongs to the City and he has learned that there are funds available to rectify the problem but it

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cannot be done before the winter. Mr. Madsen stated that it is very important the issue is fixed before it snows because cars get stuck and safety for children becomes a problem.

Amber Johnson, 7116 Lochness Avenue, expressed the same concern at Orchard Elementary. She indicated that it is important the road is fixed before winter.

Scott Johnson, 7116 Lochness Avenue, stated that he too is concerned about road issues at Orchard Elementary. He stated he pushes cars out daily during the winter and wants to ensure children are kept safe.

Terrie Bishop, 3528 Vespa Drive, stated that she would like to express her concern regarding C-27-2016 that is before the Planning Commission. She indicated that Boart Longyear's existing location is covered in weeds, garbage, and is unmaintained. Ms. Bishop stated that it doesn't make sense to remove the landscape buffer and install gravel.

David Thorpe, 2528 S 3460 W, stated that he is also opposed to application C-27-2016. He stated that he is concerned about the nature of the business, the way it operates, and the poor appearance of the existing location.

B. CITY MANAGER COMMENTS

Paul Isaac stated that C-27-2016 is scheduled for the Planning Commission meeting of September 14th. He encouraged residents to attend this meeting and express their concerns.

C. CITY COUNCIL COMMENTS

Councilmember Christensen clarified the grade change for the road issues at Orchard Elementary.

Councilmember Vincent stated that the Public Works Director, Russ Willardson, is aware of the Orchard Elementary road issue and will hopefully be able to resolve the issue.

RESOLUTION NO. 16-133, AUTHORIZE THE EXECUTION OF A SPONSORSHIP AGREEMENT BETWEEN WEST VALLEY CITY AND LAND O' FROST

Mayor Pro Tem Vincent discussed proposed Resolution No. 16-133 that would authorize the execution of a Sponsorship Agreement between West Valley City and Land O' Frost.

Written information previously provided to the City Council included the following:

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Land O’ Frost desires to advertise their products by being a sponsor of West Valley City recreation programs. Land O’ Frost is willing to pay Parks and Recreation \$12,000 in return for having their name on youth sport uniforms and signs.

Land O’ Frost is a food distributor to grocery stores. They have chosen to advertise their products across the country by sponsoring local recreational programs. West Valley City is one of their target markets.

Land O’ Frost proposes to pay the Parks & Recreation Department \$12,000 for a one-year sponsorship of youth recreation programs. In return, Land O’ Frost requires the recreation programs to put their name and logo on team uniforms, distribute coupons to the teams, provide a banner that will be displayed at the programs, and promote their company in other ways listed in the contract.

Parks and Recreation often uses sponsorships as a way to offset the cost of programs and keep participation prices affordable. The requests of Land O’ Frost are similar to sponsorships that West Valley City has accepted in past years.

Upon inquiry by Mayor Pro Tem Vincent there were no further questions from members of the City Council, and he called for a motion.

Councilmember Huynh moved to approve Resolution No. 16-133 that would authorize the execution of a Sponsorship Agreement between West Valley City and Land O’ Frost

Councilmember Christensen seconded the motion.

A roll call vote was taken:

Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mayor Pro Tem Vincent	Yes

Unanimous.

RESOLUTION NO. 16-134, AUTHORIZE THE PURCHASE OF 250 SIG SAUER P320 PISTOLS AS SINGLE PLATFORM PRIMARY DUTY WEAPONS FOR THE POLICE DEPARTMENT

Mayor Pro Tem Vincent discussed proposed Resolution No. 16-134 that would authorize the purchase of 250 Sig Sauer P320 Pistols as Single Platform Primary Duty Weapons for the Police Department.

Written information previously provided to the City Council included the following:

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To improve officer safety the Police Department would like to supply all sworn personnel with a single platform primary duty weapon. The weapon chosen due to its versatility in conforming to a range of hand sizes is the Sig Sauer P320 Pistol. There is a one time cost of \$44,697.00 to make this conversion. These funds are available within the Police Department's current training supplies budget.

The Police Department recognizes the need to move all officers to a single platform primary duty weapon to improve officer safety. The Training Section of the Police Department has done significant research into the make, model and caliber of weapon that would meet the Department's needs and has determined that the Sig Sauer P320, 9 mm pistol is that weapon.

The Police Department is also at a point in the hiring process and the regular replacement of current weapons, where the purchase of a significant number of firearms is necessary, making this an opportune time to make this conversion to the Sig Sauer P320.

The Police Department has worked with the regional Sig Sauer representative and with Adamson Police Products to purchase 250 Sig Sauer P320 Pistols for the total price of \$44,697.00. This cost is significantly less than the other two bids solicited. The cost includes three ammunition magazines for each weapon and a generous trade-in allowance for the Glock firearms and ammunition magazines currently owned by the Department.

The monies for this purchase have been set aside and are available in the Police Department's training supplies budget. No additional monies from the City are required to complete this purchase.

Currently the Police Department supplies all its sworn personnel with some model of Glock Pistol as their primary duty weapon. Policy also allows officers to purchase a variety of makes and models of handguns of various calibers for use as a primary duty weapon. This means that in a prolonged gun fight, such as an active shooter at a school, officers currently may not be able to share ammunition, magazines, or have the familiarity to be able to pick up and use the weapon of a fallen officer to continue the fight until the threat is abated.

The Sig Sauer P320 Pistol is a 9 mm pistol in which the trigger and actual firing mechanisms can be moved into various gun housings of various grip sizes. This is a capability unique to this particular weapon and also substantially reduces future costs associated with transitioning frame sizes. The magazines which hold the ammunition can also be used in any of the housings, no matter the grip size.

This versatility alleviates all the concerns regarding sharing ammunition and magazines, and that of familiarity with another officer's weapon, while still comfortably adjusting the

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grip size of the weapon to the hand of the individual officer. Policy would be changed to reflect the Sig Sauer P320 as the only authorized primary duty weapon.

Councilmember Buhler questioned whether administration approves of this purchase. Mr. Isaac replied yes.

Upon inquiry by Mayor Pro Tem Vincent there were no further questions from members of the City Council, and he called for a motion.

Councilmember Buhler moved to approve Resolution No. 16-134 that would authorize the purchase of 250 Sig Sauer P320 Pistols as Single Platform Primary Duty Weapons for the Police Department.

Councilmember Huynh seconded the motion.

A roll call vote was taken:

Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mayor Pro Tem Vincent	Yes

Unanimous.

CONSENT AGENDA

A. RESOLUTION NO. 16-135, AUTHORIZE THE CITY TO ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM METALFAB, INC. FOR PROPERTY LOCATED AT 2453 SOUTH 2570 WEST (PARCEL 15-21-403-003)

Mayor Pro Tem Vincent discussed proposed Resolution No. 16-135 that would authorize the City to accept a Grant of Temporary Construction Easement from Metalfab, Inc. for property located at 2453 South 2570 West (parcel 15-21-403-003).

Written information previously provided to the City Council included the following:

The Metalfab, Inc. property is one of the properties which will be affected and benefitted by construction of the Pole Line Drive Storm Drain Project. This project will pipe open sections of storm drain and upsize existing storm drain piping between 2365 South and SR-201. The Grant of Temporary Construction Easement along the southerly 20 feet of Grantor's property will allow for the regrading of an existing drainage ditch which currently flows to the east, to now flow to the west

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and into a new storm drain line in 2570 West. The Grant of Temporary Construction Easement will run for a period of six months from the commencement of construction. Compensation for the Grant of Temporary Construction Easement is \$875.00 based upon a Compensation Estimate prepared by City staff.

B. RESOLUTION NO. 16-136, AUTHORIZE THE CITY TO ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM VUU CORPORATION FOR PROPERTY LOCATED AT 2644 WEST 2365 SOUTH (PARCEL 15-21-254-015)

Mayor Pro Tem Vincent discussed proposed Resolution No. 16-136 that would authorize the City to Accept a Grant of Temporary Construction Easement from VUU Corporation for property located at 2644 West 2365 South (parcel 15-21-254-015).

Written information previously provided to the City Council included the following:

The VUU Corporation property is one of the properties which will be affected and benefitted by construction of the Pole Line Drive Storm Drain Project. This project will pipe open sections of storm drain and upsize existing storm drain piping between 2365 South and SR-201. The Grant of Temporary Construction Easement along the Easterly 10 feet of Grantor's property will allow for the removal of existing 36 inch RCP storm drain piping and installation of 42 inch RCP storm drain piping along the easterly 10 feet of Grantor's property. The Grant of Temporary Construction Easement will run for a period of six months from the commencement of construction. Compensation value for the Grant of Temporary Construction Easement was determined to be \$150.00 based upon a Compensation Estimate prepared by City staff. However, the owner has declined payment for the Grant of Temporary Construction Easement.

Upon inquiry by Mayor Pro Tem Vincent there were no further questions from members of the City Council, and he called for a motion.

Councilmember Buhler moved to approve Resolution Nos. 16-135 and 16-136 as presented on the Consent Agenda.

Councilmember Christensen seconded the motion.

A roll call vote was taken:

Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes

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Mayor Pro Tem Vincent Yes

Unanimous.

MOTION TO ADJOURN

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

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL THE REGULAR MEETING OF TUESDAY, AUGUST 23, 2016, WAS ADJOURNED AT 7:16 P.M. BY MAYOR PRO TEM VINCENT.

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, August 23, 2016.

Nichole Camac
City Recorder