

MINUTES OF COUNCIL REGULAR MEETING – APRIL 4, 2017

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THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, APRIL 4, 2017, 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
Lars Nordfelt, Councilmember At-Large
Don Christensen, Councilmember At-Large
Tom Huynh, Councilmember District 1
Steve Buhler, Councilmember District 2
Steve Vincent, Councilmember District 4

ABSENT:

Karen Lang, Councilmember District 3

STAFF PRESENT:

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

Steve Pastorik, Acting CED Director
Ryan Robinson, Acting City Attorney
Jim Welch, Finance Director
Anita Schwemmer, Acting Police Chief
John Evans, Fire Chief
Russell Willardson, Public Works Director
Layne Morris, CPD Director
Kevin Astill, Parks and Recreation Director
Sam Johnson, Strategic Communications Director
Jake Arslanian, Public Works Department
Kevin Conde, Administration

OPENING CEREMONY

Mayor Bigelow 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 MARCH 28, 2017

The Council considered the Minutes of the Regular Meeting held March 28, 2017. There were no changes, corrections or deletions.

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Councilmember Vincent moved to approve the Minutes of the Regular Meeting held March 28, 2017. Councilmember Nordfelt seconded the motion.

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

PROCLAMATION RECOGNIZING APRIL 2017 AS CHILD ABUSE PREVENTION MONTH

Councilmember Buhler read the proclamation declaring April 2017 as Child Abuse Prevention Month.

EMPLOYEE OF THE MONTH AWARD, APRIL 2017- RYAN LAVOIE, PARKS AND RECREATION DEPARTMENT

Councilmember Christensen read the nomination of Ryan Lavoie, Parks and Recreation Department, to receive Employee of the Month Award for April 2017. Mr. Lavoie was nominated by Jamie Young.

The nomination reads as follows:

As Ryan's supervisor, I received this email from a patron. Ryan really is the face of the Fitness Center for the early morning users. He has become a friend, son or grandson to so many morning people who can't wait to see him each day.

To whom it may concern:

The West Valley City Family Fitness Center has been a gem to our community since its construction. It was a catalyst for and embodied the vision of what is currently our booming local economic development. For almost 18 years, it has offered exceeding value at affordable rates to the families of West Valley City (without the imposition of self-serving contracts). This gem would not hold its value without the exceptional customer service luster it emanates. Customer service is foundational to an entity's success. Without quality service, customers will invest elsewhere. Unfortunately, customer service is similar to housework. It may not be fully appreciated until it is "undone". Ryan works the opening shift at the Family Fitness Center. He has been an integral part of its environment for over half of its existence. I doubt any of the morning patrons would picture the Fitness Center without picturing Ryan. Ryan is the face of the Fitness Center for most of us. Ryan is welcoming and attentive, from assisting us over the phone to greeting us warmly and consistently in person upon entry and departure. He offers consistency that might be overlooked in that the aspects he manages, sail smoothly. Ryan genuinely cares about the patrons. He connects with us. Day in, day out, for the past ten years, through this morning, he treats us like family. Although his contribution may be

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intangible, Ryan is invaluable. Ryan puts the Family in West Valley City's Family Fitness Center! Thank you for welcoming us home for the past ten years, Ryan!

Your patron and "sister",
Shiloah Gilmore

DIVISION OF THE QUARTER AWARD- OPERATIONS, PUBLIC WORKS DEPARTMENT

Councilmember Lang offered to read the Division of the Quarter Award for the Operations Division in the Public Works Department.

The nomination reads as follows:

We would like to nominate Operations Division for the division of the quarter because they do a great job at maintaining all city infrastructure and responding to residents requests.

In the month of December and January our Operations Division had to work extremely hard to get a record snowfall cleaned up. We would especially like to recognize them for extraordinary effort to plow the roads over Christmas and New Year's Eve. Our guys had to work around the clock, during holiday hours, working 12 hour shifts. Sometimes the crews had to repeat the clearing process before they could even move on because the snowfall was so intense. It took a team of supervisors and crew members to work 24 hours a day to snowplow city roads. We would like to thank each and every one of them and we think that they are well deserving of winning this nomination.

COMMENT PERIOD

A. PUBLIC COMMENTS

Jeff Bird stated that he is the Executive Director for the Family Support Center. He listed statistics in Salt Lake County that represent child abuse cases and related incidents. Mr. Bird indicated that the Family Support Center provides services to many families in West Valley, works to prevent these types of cases from occurring, and helps support victims of domestic violence and child abuse. He thanked the Council for their support on this issue.

Representative Elizabeth Weight indicated that working with City leadership on the homelessness issue was a difficult but rewarding experience that helped her get to know the residents and City officials very well. She stated that she would like to continue meeting with West Valley City leadership to discuss the needs of the

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community and was grateful for the opportunity. She indicated that she is proud to be a resident of West Valley City and a representative of the community.

Jake Fitsemanu thanked the City leadership for working hard for their residents and putting information on the City's website regarding the homeless shelter issue. He indicated that the tone the City set was strong and encouraged the community to voice their concerns as well. Mr. Fitsemanu encouraged the City to work on including more bilingual information on the website and stated that he feels this will reach more residents and help more of the community get involved in important issues.

B. CITY MANAGER COMMENTS

Assistant City Manager, Paul Isaac, had no comments.

C. CITY COUNCIL COMMENTS

Steve Vincent thanked Mr. Fitsemanu for his involvement in the homeless shelter site issue and the efforts he put forth in his neighborhood to voice concerns.

PUBLIC HEARING, ACCEPT PUBLIC INPUT REGARDING RE-OPENING THE FY 2016-2017 BUDGET

Mayor Bigelow informed a public hearing had been advertised for the Regular Council Meeting scheduled April 4, 2017, in order for the City Council to hear and consider public comments regarding re-opening the FY 2016-2017 budget.

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

State Statute Title 10, Chapter 6, Utah Code Annotated 1953, as amended, allows the City of West Valley to amend its budget during the year. The West Valley City holds public hearings on budget amendments on a quarterly basis each fiscal year.

A Public Notice was posted March 23, 2017 in (the Salt Lake Tribune and the Deseret Morning News) general circulation to the general public. Notice was given that a public hearing is to be held April 4, 2017 at 6:30 p.m., West Valley City Hall, 3600 Constitution Blvd., West Valley City, Utah.

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. 17-13, AMEND THE BUDGET OF WEST VALLEY CITY FOR THE FISCAL YEAR BEGINNING JULY 1, 2016 AND ENDING JUNE 30, 2017 TO REFLECT CHANGES IN THE BUDGET FROM INCREASED

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REVENUES AND AUTHORIZE THE DISBURSEMENT OF FUNDS

The City Council previously held a public hearing regarding proposed Ordinance 17-13 that would amend the Budget of West Valley City for the Fiscal Year Beginning July 1, 2016 and Ending June 30, 2017 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 from members of the City Council, and he called for a motion.

Councilmember Vincent moved to approve Ordinance 17-13.

Councilmember Christensen seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

ORDINANCE NO. 17-14, AMEND SECTION 3-18-103 OF THE WEST VALLEY CITY MUNICIPAL CODE TO ALLOW ADDITIONAL MEMBERS OF THE PROFESSIONAL STANDARDS REVIEW BOARD

Mayor Bigelow discussed proposed ordinance 17-14 that would amend Section 3-18-103 of the West Valley City Municipal Code to allow additional members of the Professional Standards Review Board.

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

The PSRB is an independent citizen oversight board that reviews the City's policing practices and offers feedback, information, and suggestions to City staff and the City Council. In addition to the annual report submitted by the PSRB, the PSRB reviews all uses of force, pursuits, internal affairs investigations, and complaints against officers, regardless of how major or minor the allegation may be.

The PSRB is currently limited to seven members with no alternate member. This ordinance permits the appointment of additional members to assist the PSRB in transacting business when members are absent and allow additional citizen

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engagement. The ordinance also makes technical changes to language to reflect the current composition of the PSRB.

Councilmember Vincent stated it is astonishing the number of cases the PSRB reviews and the number of those cases that are found to be in line with procedure. He indicated that it reflects well on the Police Department and he is thankful that citizens are able to review these cases to help the City remain transparent and open. Councilmember Vincent stated that members of the board do a wonderful job.

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

Councilmember Buhler moved to approve Ordinance No. 17-14.

Councilmember Huynh seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

RESOLUTION NO. 17-45, AUTHORIZE THE EXECUTION OF AN AGREEMENT BETWEEN WEST VALLEY CITY AND CRAIG BUSCHMANN TO PROVIDE ADMINISTRATIVE LAW JUDGE SERVICES TO WEST VALLEY CITY

Mayor Bigelow presented proposed resolution 17-45 that would authorize the execution of an Agreement Between West Valley City and Craig Buschmann to provide Administrative Law Judge Services to West Valley City.

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

This contract awards a non-exclusive one year term to Craig Buschmann to be an Administrative Law Judge (“ALJ”) for West Valley City. The contract sets forth the duties to include all ACE hearings, parking tickets and other matters as assigned by the West Valley City Administration. The contract allows for the City to dismiss Mr. Buschmann for cause and either side to rescind the contract with 30 days

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written notice. The rate of pay is \$45 per hour, and the contract does not guarantee a minimum number of hours or any exclusivity.

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

Councilmember Nordfelt moved to approve Resolution No. 17-45.

Councilmember Christensen seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

RESOLUTION NO. 17-46, AWARD A CONTRACT TO CODY EKKER CONSTRUCTION FOR THE MARKET STREET UTILITY RELOCATION PROJECT

Mayor Bigelow presented proposed resolution 17-46 that would award a Contract to Cody Ekker Construction for the Market Street Utility Relocation Project.

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

Bids were opened for the project on March 14, 2017. A total of five (5) bids were received. The lowest responsible bidder was Cody Ekker Construction.

Many of the utilities that service Market Street, north of Lehman Avenue are located within the old alignment of Market Street, upon which is proposed to build a new public safety building. This project is being built to relocate storm drain, sewer and other miscellaneous utilities out into the current roadway alignment.

Cody Ekker Construction was the lowest responsible bidder. It is recommended that the project be awarded to Cody Ekker Construction

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

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Councilmember Christensen moved to approve Resolution No. 17-46.

Councilmember Vincent seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

CONSENT AGENDA

A. RESOLUTION 17-47, AUTHORIZE THE CITY TO ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM THE BOARD OF EDUCATION OF GRANITE SCHOOL DISTRICT FOR PROPERTY LOCATED AT 6744 WEST 3800 SOUTH (PARCEL 14-34-251-002)

Mayor Bigelow discussed proposed Resolution No. 17-47 that would authorize the City to accept a Grant of Temporary Construction Easement from the Board of Education of Granite School District for property located at 6744 West 3800 South (Parcel 14-34-251-002).

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

The Board of Education of Granite School District property located at 6744 West 3800 South is one of the properties affected and benefitted by the 6800 West Orchard Elementary Improvements Project. This project will include the installation of curb, gutter, sidewalk and other related improvements on the east side of 6800 West and a portion of 3800 South adjacent to Orchard Elementary School. It will also include the installation of a drive approach on 6800 West, and removing a drive approach on 3800 South.

Upon inquiry by Mayor Bigelow, the Council had no further questions or concerns.

B. RESOLUTION 17-48, AUTHORIZE THE CITY TO ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM THE BOARD OF

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EDUCATION OF GRANITE SCHOOL DISTRICT FOR PROPERTY LOCATED AT 3275 WEST 3100 SOUTH (PARCEL 15-29-427-051)

Mayor Bigelow discussed proposed Resolution No. 17-48 that would authorize the City to accept a Grant of Temporary Construction Easement from the Board of Education of Granite School District for property located at 3275 West 3100 South (Parcel 15-29-427-051).

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

The Granite School District property located at 3275 West 3100 South is one of the properties affected and benefitted by the Tess Avenue Sidewalk Project. This project will include the installation of sidewalk, new curb and gutter, and other related improvements on portions of Tess Avenue and Lee Ann Street to provide safer pedestrian access to Hillsdale Elementary School. It will also include the installation of drive approaches, and textured, colored concrete park strip between the curb and the new sidewalk.

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

Councilmember Christensen moved to approve Resolution's 17-47 and 17-48 on the Consent Agenda.

Councilmember Nordfelt seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

MOTION TO ADJOURN

Upon motion by Councilmember Huynh voted in favor to adjourn.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL THE REGULAR MEETING OF TUESDAY, APRIL 4, 2017, WAS ADJOURNED AT 6:59

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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 4, 2017.

Nichole Camac
City Recorder