

**MINUTES OF COUNCIL REGULAR MEETING – JULY 25, 2017**

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THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, JULY 25, 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  
Karen Lang, Councilmember District 3  
Steve Vincent, Councilmember District 4

STAFF PRESENT:

Wayne Pyle, City Manager  
Nichole Camac, City Recorder

Paul Isaac, Assistant City Manager/ HR Director  
Nicole Cottle, Assistant City Manager/General Counsel/ CED Director  
Eric Bunderson, City Attorney  
Jeanette Carpenter, Acting Finance Director  
Lee Russo, Police Chief  
John Evans, Fire Chief  
Russell Willardson, Public Works Director  
Layne Morris, CPD Director  
Nancy Day, Parks and Recreation Director  
Sam Johnson, Strategic Communications Director  
Jake Arslanian, Public Works Department

**OPENING CEREMONY**

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 JULY 18, 2017**

The Council considered the Minutes of the Regular Meeting held July 18, 2017. There were no changes, corrections or deletions.

Councilmember Vincent moved to approve the Minutes of the Regular Meeting held July 18, 2017. Councilmember Lang seconded the motion.

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

**AWARDS, CEREMONIES, AND PROCLAMATIONS**

**A. PROCLAMATION DECLARING AUGUST AS “NEIGHBORHOOD NIGHTS” MONTH AND AUGUST 1, 2017 AS “NATIONAL NIGHT OUT 2017” IN WEST VALLEY CITY**

Councilmember Vincent read the proclamation declaring August as “Neighborhood Nights” Month and August 1, 2017 as “National Night Out 2017” in West Valley City.

**COMMENT PERIOD**

**A. PUBLIC COMMENTS**

Kelly Bertoch stated that he is a voter and he remembers when West Valley City became a City. He indicated he voted against the incorporation and expressed frustration about feeling like a second class citizen. Mr. Bertoch stated he had a concern about a sidewalk but this problem was resolved in the hallway during the previous City Council meeting. He indicated that he questions the integrity of the City Council and is ashamed of who represents the City. Mr. Bertoch stated that he is not proud of “Worst’ Valley City and is frustrated that he feels he cannot express his concerns. He also stated that the City doesn’t recognize volunteerism. Mr. Bertoch stated that he did not receive a letter of notice for a property that was recently rezoned, despite the fact that the City claims it was mailed. He indicated that he feels someone is being paid to help the property owner who is now subdividing the property. Mr. Bertoch also added that comments were made behind his back by members of the Council and he will continue to attend meetings to express his rights.

Mayor Bigelow stated that no letter of notice was originally sent to the property owner, in the rezone discussed by Mr. Bertoch, which is why the item was brought back to the City Council. It was discussed again to ensure the City did not violate State law.

**B. CITY MANAGER COMMENTS**

Upon inquiry, Wayne Pyle, City Manager, had no comments.

**C. CITY COUNCIL COMMENTS**

Upon inquiry, there were no comments from the City Council.

**ORDINANCE NO. 17-27: ENACT CHAPTER 24-9 OF TITLE 24 OF THE WEST VALLEY CITY MUNICIPAL CODE REGARDING OFFENSIVE ESTABLISHMENTS**

Mayor Bigelow presented proposed Ordinance 17-27 that would enact Chapter 24-9 of

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Title 24 of the West Valley City Municipal Code regarding offensive establishments.

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

To exercise the authorities granted to the City by the State legislature in Utah Code Annotated Section 10-6-87, the City must enact the proposed ordinances. The ordinances reflect the statute's grant of authority permitting municipalities to compel the owner of any pigsty, privy, barn, corral, sewer or other unwholesome or nauseous house or place to cleanse, abate, or remove the same, and to regulate the location thereof.

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 17-27.

Councilmember Lang seconded the motion.

A roll call vote was taken:

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

Unanimous.

**RESOLUTION NO. 17-125: AUTHORIZE WEST VALLEY CITY'S PARTICIPATION WITH THE OFFICIAL ORGANIZATION OF THE WESTERN GROWTH COALITION**

Mayor Bigelow presented proposed Resolution 17-125 that would authorize West Valley City's participation with the official organization of the Western Growth Coalition.

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

The Western Growth Coalition is comprised of elected officials who represent citizens and businesses in 10 cities and townships in the Western Growth Coalition region including Bluffdale, Copperton, Herriman, Kearns, Magna, Riverton, South

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Jordan, Taylorsville, West Jordan, and West Valley.

The Western Growth Coalition has been meeting regularly for several years, but has only recently been formally organized as a corporation in the State of Utah. The members of the coalition have recently adopted bylaws and would like to apply for non-profit status with the IRS as well as procure a website to publicize their mission and execute their objectives.

The purpose & objective of the Western Growth Coalition is to promote the growth and prosperity of the cities and townships mentioned above by:

- a) Providing a method that all members and concerned parties can quickly and decisively respond to issues affecting one or more members of the coalition
- b) Advocating collective priorities before state and local governments
- c) Commissioning and/or promoting studies regarding economic development, transportation, and other issues affecting growth and prosperity of the region.

The Western Growth Coalition requires funding to further their mission by completing the two following tasks:

- 1) File for Non-Profit status with the IRS. This application requires a \$400 filing fee.
- 2) Retain a web development company to design and develop a website that will
  - a. Publicize the mission, participants and positions of the Western Growth Coalition
  - b. Facilitate the organization of grass roots efforts to protect the region from County and State actions that would jeopardize local control
  - c. Assist in promoting legislative priorities as determined by the members of the coalition

The budget for the website is \$3,000 and an RFP will be sent out to local web developers to obtain the lowest bid. The total estimated cost for both of these actions is \$3,400. This expenditure would be divided among the members of the coalition based on population. These amounts are considered one-time expenses. West Valley City's share of the cost based on population is 26%. West Valley City's portion would not exceed \$1,000.

Voting members of the Western Growth Coalition include one City Council member (or the City Council's designee) from each of the participating cities as well as the Mayor (or Mayor's designee) of each participating city.

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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 17-125.

Councilmember Huynh seconded the motion.

A roll call vote was taken:

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

Unanimous.

**RESOLUTION NO. 17-126: AUTHORIZE THE CITY TO PURCHASE A TYMCO 600 SWEEPER FROM INTERMOUNTAIN SWEEPER FOR USE BY THE PUBLIC WORKS DEPARTMENT**

Mayor Bigelow presented proposed Resolution 17-126 that would authorize the City to purchase a Tymco 600 Sweeper from Intermountain Sweeper for use by the Public Works Department.

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

Intermountain Sweeper submitted a proposal to the Public Works Department. The proposal qualifies under the provisions of the West Valley City Procurement Code 5-3-110, Procurement to Meet Existing Needs. The code allows the procurement of matching equipment when it is beneficial to operations and maintenance. The Fleet Manager and Operations Managers have negotiated the best price available.

Street sweepers are high maintenance vehicles. The current policy of replacing sweepers every four years has proven economical by avoiding high repair costs and recouping high trade-in values for the old sweepers. The street sweeper being replaced is a 2012 Tymco 600.

The Public Works Department has used Tymco sweepers for many years, and has been pleased with the equipment performance, and the customer service received from Intermountain Sweeper, the local Tymco vendor.

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

Councilmember Lang moved to approve resolution 17-126.

Councilmember Christensen seconded the motion.

A roll call vote was taken:

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

Unanimous.

**RESOLUTION NO. 17-127: AUTHORIZE THE CITY TO PURCHASE A BOOM FLAIL MOWER FOR THE TRACKLESS MUNICIPAL TRACTOR FROM MARIC SALES FOR USE BY THE PUBLIC WORKS DEPARTMENT**

Mayor Bigelow presented proposed Resolution 17-127 that would authorize the City to purchase a Boom Flail Mower for the Trackless Municipal Tractor from Maric Sales for use by the Public Works Department.

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

The Operations Division purchased the Trackless MT7 last fall with the snow plow and pick-up sweeper attachments. This new equipment has significantly increased the ability to clear snow and debris from sidewalks and trails. Instead of requiring a crew of two to four operators, we are able to clear snow efficiently with one operator.

The Operations Division desires to purchase the Boom Flail Mower attachment to increase efficiency of maintenance activities. The attachment has a reach of 13 feet and will be used for clearing vegetation from ditch banks, overpass embankments and other hard to reach areas.

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 Nordfelt moved to approve resolution 17-127.

Councilmember Lang seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	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, JULY 25, 2017, WAS ADJOURNED AT 6:48 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, July 25, 2017.

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Nichole Camac  
City Recorder