

MINUTES OF COUNCIL STUDY MEETING – NOVEMBER 21, 2017

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THE WEST VALLEY CITY COUNCIL MET IN STUDY SESSION ON TUESDAY, NOVEMBER 21, 2017, AT 4:30 P.M. IN THE MULTI-PURPOSE ROOM, 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
Tom Huynh, Councilmember District 1
Steve Buhler, Councilmember District 2
Karen Lang, Councilmember District 3

ABSENT:

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
Colleen Nolan, Police Chief
John Evans, Fire Chief
Jim Welch, Finance Director
Layne Morris, CPD Director
Dan Johnson, Acting Public Works Director
Nancy Day, Parks and Recreation Director
Sam Johnson, Strategic Communications Director
Jake Arslanian, Public Works Department
Steve Pastorik, CED Department

APPROVAL OF MINUTES OF STUDY MEETING HELD NOVEMBER 14, 2017

The Council considered the Minutes of the Study Meeting held November 14, 2017. There were no changes, corrections or deletions.

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Councilmember Lang moved to approve the Minutes of the Study Meeting held November 14, 2017. Councilmember Christensen seconded the motion.

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

REVIEW AGENDA FOR REGULAR CITY COUNCIL MEETING OF NOVEMBER 21, 2017

Upon inquiry by Mayor Bigelow, members of the Council had no further questions or concerns regarding items listed on the Agenda for the Regular City Council Meeting scheduled later this night.

RESOLUTION 17-181: APPROVE A MEMORANDUM OF AGREEMENT BETWEEN WEST VALLEY CITY AND THE UTAH PROSECUTION COUNCIL TO PROVIDE THE "EPROSECUTOR" CASE MANAGEMENT SYSTEM FOR USE BY THE CITY ATTORNEY'S OFFICE

Eric Bunderson, City Attorney, discussed proposed Resolution 17-181 that would approve a Memorandum of Agreement between West Valley City and the Utah Prosecution Council to provide the "eProsecutor" Case Management System for use by the City Attorney's Office.

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

The UPC has contracted with Journal Technologies, Inc. ("JTI") for the purchase of its cloud-based case management system known as eProsecutor. In order to receive licenses to use the system, the City must enter into an MOA with the UPC. The City also must enter into a separate Joinder with JTI.

The West Valley City Attorney's Office currently uses the UPC's case management system known as PIMS, which the UPC is phasing out. The eProsecutor system will take the place of PIMS in providing case management, record keeping, status reporting, and e-filing. The UPC has secured a grant to pay for most of eProsecutor. The City's one-time cost will be \$1,600 per user, for 10 users, for the five-year period of the agreements. The City Manager is authorized to execute the Joinder as per West Valley City's Procurement Code.

Councilmember Buhler asked if the \$16,000 cost is a starting point or the total for five years. Eric replied this will cover the entire cost for 5 years. Councilmember Christensen asked if additional users can be added at a later date if needed. Eric replied yes.

Upon inquiry, there were no further questions or concerns expressed by members of the City Council.

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The City Council will consider Resolution 17-181 at the Regular Council Meeting scheduled November 28, 2017, at 6:30 P.M.

RESOLUTION 17-182: APPROVE AN INTERLOCAL COOPERATION AGREEMENT BETWEEN WEST VALLEY CITY AND SALT LAKE COUNTY FOR A COST SHARING 2017-2022 UPDES MEDIA CAMPAIGN

Dan Johnson, Acting Public Works Director, discussed proposed Resolution 17-182 that would approve an Interlocal Cooperation Agreement between West Valley City and Salt Lake County for a cost sharing 2017-2022 UPDES Media Campaign.

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

This agreement provides for West Valley City to continue participation as a member of the Salt Lake County Storm Water Coalition which will assist in compliance to the Utah Pollution Discharge Elimination System (UPDES) permit application rules and regulations for storm water discharges to municipal separate storm drain systems. This agreement states that the individual parties will cooperate with each other in funding a 2017-2022 multi-media campaign for the purpose of increasing public awareness about storm water pollution and educating the public about the prevention of storm water pollution in the City and the County. This agreement is for five (5) years.

Salt Lake County Storm Water Coalition is a coalition of various local agencies whose purpose is reducing the load of pollutants entering the storm drains and receiving water bodies, and enforcing the appropriate regulations. West Valley City is a member of the coalition and plays an active role in the promotion of Coalition programs, visions and its mission. This Coalition meets on a monthly basis to discuss the UPDES permitting changes and to receive updates concerning the public education programs and enforcement issues relevant to the updating of the UPDES permit. Because the county and other agencies have a common interest and goal in increasing public awareness about storm water pollution solutions and educating the public about the prevention of storm water pollution in the City and the County, it is to the advantage of West Valley City to participate in the activities of the coalition. The City benefits greatly from the association and membership in the Coalition because of the educational and public awareness components of the program. Any costs associated with this agreement have been included in the Storm Water Utility budget.

Councilmember Lang asked if there are citations issued for people who blow leaves and debris into the road and storm drains. Dan replied yes and indicated that if this behavior is

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noticed, individuals are either ticketed or educated. He added that there is a hotline where residents can report violations located on the City's website.

Upon inquiry, there were no further questions or concerns expressed by members of the City Council.

The City Council will consider Resolution 17-182 at the Regular Council Meeting scheduled November 28, 2017, at 6:30 P.M.

RESOLUTION 17-183: AUTHORIZE THE CITY TO ENTER INTO AN AGREEMENT WITH WESTECH FUEL EQUIPMENT COMPANY TO FURNISH AND INSTALL FUEL STORAGE AND DISPENSING EQUIPMENT

Wayne Pyle, City Manager, presented proposed Resolution 17-183 that would authorize the City to enter into an agreement with Westech Fuel Equipment Company to furnish and install fuel storage and dispensing equipment.

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

Under this agreement, Westech will furnish and install an above ground 24,000-gallon tank and dispensers to replace the existing State-operated fueling system at the City shop buildings at 2805 South 3600 West.

The existing fuel tanks were installed in 1989. Recently, the tanks failed a cathodic protection test. Further investment in this old system is not sensible.

The new tank and dispensing system will be located inside the Public Works Operations yard, but will be open to all City vehicles. The new tanks will not be part of the State of Utah's fuel network; rather they will be managed by the Fleet Management Division. City vehicles will still be able to refuel at any facility or gas station on the State fueling network.

Westech submitted the only response to the City's Request for Proposals. Westech is a reputable firm, with extensive experience. Currently all State fuel sites are maintained by Westech.

Under this agreement, West Valley City will do all trenching and backfill, electrical work, concrete pads, bollards, and paving. Westech will furnish and install the fuel tank, piping, dispensers, canopy, monitors and controllers.

Councilmember Buhler clarified that the fuel tanks will be installed behind a fence and in a secure area. Wayne replied yes. Councilmember Buhler asked what will happen to the existing tank. Wayne replied that this will be removed and hopefully no soils will be found

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to be contaminated. He added the pumps will be moved as well.

Upon inquiry, there were no further questions or concerns expressed by members of the City Council.

The City Council will consider Resolution 17-183 at the Regular Council Meeting scheduled November 28, 2017, at 6:30 P.M.

COMMUNICATIONS

A. ENVISION UTAH- WASATCH VISION 2040

Ari Bruening, Envision Utah, presented a PowerPoint presentation summarized as follows:

- Utah is Growing
 - o Today there are 3 million people living in Utah
 - o By 2050 there will be 5.4 million- the population will nearly double in 35 years
- The Challenge of Growth
 - o How do we keep life along the Wasatch Front . . .
 - . . . convenient?
 - . . . affordable?
 - . . . enjoyable?
 - o How do we ensure that our children can stay in Utah and live in communities with good quality of life?
 - o Wasatch Choice Vision
 - Ari and Hart discussed
 - o Utah's History of Centers
 - Mormon Pioneers
 - Early Towns= Local Hubs for Activities
 - Larger Cities= Regional Hubs for Activities
 - Changing Transportation → Less Need for Nearby Centers
 - People Can Travel Farther and Suburbs are Born
 - Shopping, Work, Entertainment All Accessible by Car
 - Lots of Residential Suburbs
 - Environment Suffered and Unwalkable
- What are Centers?
 - o Centers
 - Grid network
 - Mixed uses
 - Front doors on streets
 - Mixed housing types
 - Main streets/town centers
 - o Auto-Oriented Patterns

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- Disconnected streets
 - Separated uses
 - Front doors on parking lots
 - Separated housing types
 - Strip commercial; larger, fewer centers
- Examples of Historic Mixed Use Centers include Brigham City, Provo, Ogden, and Park City
- Examples of Revitalized Mixed Use Centers include City Creek, Sugar House, Holladay, and 9th and 9th
- Examples of New Mixed Use Centers include Farmington Station, Daybreak, Gateway, and Riverwoods
- Community Centers
 - Range of centers at different scales
 - Close to where people live
- A mix of uses
 - Housing
 - Public Spaces
 - Community/Civic Services
 - Walkable and accessible
 - Parking design
 - Other ways to get around
- Salt Lake County
 - 40,000 Acres currently developable
 - 15,000 additional Kennecott acres
- Utah County
 - 240,000 acres currently developable
- Single Family prices up 8.1% last year
- Apartment rents increasing 5-8% per year
- Top reasons you chose to move to/stay in Utah
 - Family/friends
 - Cost of living
 - Job opportunity
 - Utah culture (family friendly, good people, low crime, etc.)
 - Scenery/beauty
 - Neighborhood/home that I like
- Permits for single-family units have declined while permits for multi-family units have increased.
- Average lot size by new home transactions/ detached
- Because of online shopping, we'll need less retail space
- Estimated US Retail E-Commerce Sales as a Percent of Total Quarterly Retail Sales
- Total density related capital costs simulation per capita

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- What is street connectivity?
 - o The ability to travel more=reach more destinations
- Why improve connectivity?
 - o Connected streets lead to more walking
 - 88% of students in Daybreak walk to school
 - 17% of students in similar, less walkable neighborhoods walk to school
- Why improve streets?
 - o 50% of trips in the Wasatch Front are less than three miles

Mayor Bigelow stated that current demands don't necessarily lead the City to the future described in the proposal. He indicated that people like cul-de-sac's, large homes, and large lots. He asked how this type of future can be realized. Mr. Bruening replied pedestrian connections are valuable. Mayor Bigelow commented that criminal activity can be deterred by cul-de-sac's. He added that the market will drive the future.

B. UTOPIA UPDATE

Roger Timmerman discussed the UTOPIA fiber timeline, various Utopia fiber updates, residential offerings, competitor numbers, customer satisfaction, West Valley City service update and statistics, overall system growth, and advocacy programs and methods. The Council and Mr. Timmerman discussed advocacy in detail and goals for future expansion.

C. COUNCIL UPDATE

Mayor Bigelow referenced a Memorandum previously received from the City Manager that outlined upcoming meetings and events.

Members of the City Council had no further questions regarding the Council Update.

NEW BUSINESS

A. POTENTIAL FUTURE AGENDA ITEMS

A. Illegal Payment to Workers by Subcontractors on Construction Projects

Mayor Bigelow stated that the City doesn't have authority over this issue. Councilmember Lang stated that this was a concern for the construction of the new Fire Department buildings and urged Jake Arslanian to be mindful of that. Councilmember Buhler indicated that the City encourages contractors to observe legal regulations in contracts. Councilmember Huynh asked how the City can ensure that "cash only" payment transactions are avoided. Wayne Pyle indicated that this likely happens but there is no real way it can be tracked.

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Mayor Bigelow agreed and added that unless it's reported, it's difficult to be noted. Councilmember Lang stated that the State Tax Commission enforces this issue. Councilmember Christensen agreed and added that it is a fraud concern as well. Mayor Bigelow stated that citizens can also report concerns and civil fines and penalties can be imposed. Councilmember Huynh stated that he is concerned about the tax issues, unfair issues with local businesses, etc. Wayne discussed international and national regulations.

B. Home Daycare Regulations

Mayor Bigelow stated that City regulations are more restrictive than State regulations regarding home daycares. Councilmember Buhler stated that he would like to see a presentation on the agenda that provides an overview of the Cities regulations on home daycares, preschools, etc. and why it was set this way.

C. Weed and Rodent Issues Near Mountain View Corridor, Excessive Parking on Streets, Winter Parking Enforcement, Multiple Families in Single Family Homes, E.T. Technologies Odor Issue

Mayor Bigelow suggested that these types of issues be dealt with at a Strategic Plan level. Councilmember Lang indicated that any type of construction or new development often create rodent issues. She added that UDOT has jurisdiction over the weed problems Mr. Bertoch is concerned about. Mayor Bigelow indicated that he would contact UDOT and urge them to handle this. Wayne indicated that the Mr. Bertoch needs to be more detailed on where his concern is in particular. Councilmember Lang stated that winter parking enforcement is something that should be discussed. Nichole Camac, City Recorder, indicated that this is scheduled to be discussed on December 12. Mayor Bigelow asked if odor at ET Technologies is still an issue. Wayne replied that concerns are noted and an ongoing effort for correction is in place.

D. Painting Fire Hydrants for Community Service

Councilmember Christensen stated that the City can certainly encourage this.

E. Lack of Response from Council from Sent Email, 2700 West Improvements on One Side and Not the Other, Parking Structure for Public Safety

Mayor Bigelow stated that improvements on 2700 West have been discussed in conjunction with 4100 South. Councilmember Lang stated that she has had issues with her email but has since resolved them. Councilmember Christensen stated he assumed the email was simply a follow up. The Council briefly discussed the parking structure and secured parking.

Wayne Pyle stated that there is a request from the Youth City Council who would like to recognize excellent teachers from Granger, Hunter High School, and American Preparatory Academy. Councilmember Christensen stated the he feels

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it's important to support and encourage an active Youth City Council. Councilmember Lang, Huynh, and Nordfelt agreed. Mayor Bigelow and Councilmember Buhler stated that they are okay with the proposal but aren't certain it's necessary. Wayne indicated that the purpose of the Youth City Council is to participate in government and be involve with the City Council.

Wayne Pyle stated that a clerk at a Maverik convenience store was recently attacked and was saved by the intervention of two bystanders. He indicated that the police Department would like to recognize these two citizens and asked if the Council would like this done at a meeting or if they would prefer it be done in some other venue. Councilmember Christensen stated that the Council should honor citizens and encourage media coverage. Mayor Bigelow stated that the Police Department discourages citizen intervention in robberies and asked if awarding he citizens would encourage this behavior. Wayne indicated that the City would like to express appreciation and is simply inquiring the correct method. The Council agreed to do this at a future Council Meeting.

B. COUNCIL REPORTS

COUNCILMEMBER CHRISTENSEN- TREES OF DIVERSITY, EAC BREAKFAST, MOUNTAIN VIEW CORRIDOR OPENING

Councilmember Christensen stated that the Trees of Diversity opened. He indicated that there are less trees than normal but they are placed along a specific route that allows viewers the ability to view the Cultural Center building. Councilmember Christensen stated that he was able to help at the EAC employee appreciation breakfast and was thankful for the opportunity to serve employees. He also indicated that he attended the Mountain View Corridor opening which was mentioned at his Western Growth Coalition meeting and commended on its large attendance and community involvement. Mayor Bigelow agreed that there was a lot of positive comment and excitement from those in attendance.

COUNCILMEMBER HUYNH- VIETNAM WAR PANEL

Councilmember Huynh stated that he had the opportunity to attend a panel about the Vietnam War. He discussed his presentation and the good turnout. Councilmember Huynh asked when additional cameras would be added to the Council Chambers per his request on October 3, 2017. Wayne replied that staff is looking into various options. He stated that the first option is very expensive and is approximately \$50,000 for the wiring and equipment but wouldn't include an employee to operate it. The second option that is being discussed would be around \$1300-\$1400 a month but is less functional. Councilmember Huynh stated that he checked with Best Buy and they had a proposal of \$141.97 that would take 30 minutes of installation. He discussed the way the camera would operate. Wayne indicated that if this would work, he would be fully supportive. Tom discussed the

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best buy proposal. Mayor Bigelow indicated that he would also like to see the Study Meeting recorded. Councilmember Buhler and Christensen agreed. The Council briefly discussed the possibility of a live broadcast.

COUNCILMEMBER LANG- CLEAN AND BEAUTIFUL COMMITTEE

Councilmember Lang indicated that the Clean and Beautiful Committee did an excellent job setting up Christmas trees outside and inside of City Hall.

MOTION FOR EXECUTIVE SESSION

Councilmember Nordfelt moved to adjourn and reconvene in an Executive Session for discussion of professional competency and pending litigation. Councilmember Lang seconded the motion.

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

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL THE STUDY MEETING OF TUESDAY NOVEMBER 21, 2017 WAS ADJOURNED AT 6:14 P.M. BY MAYOR BIGELOW.

I hereby certify the foregoing to be a true, accurate and complete record of the proceedings of the Study Meeting of the West Valley City Council held Tuesday, November 21, 2017.

Nichole Camac
City Recorder

THE WEST VALLEY CITY COUNCIL RECONVENED IN EXECUTIVE SESSION ON TUESDAY, NOVEMBER 21, 2017, AT 6:16 P.M., IN THE MULTI-PURPOSE ROOM, WEST VALLEY CITY HALL, 3600 CONSTITUTION BOULEVARD, WEST VALLEY CITY, UTAH. THE MEETING WAS CALLED TO ORDER BY MAYOR BIGELOW.

THE FOLLOWING MEMBERS WERE PRESENT:

Ron Bigelow, Mayor
Lars Nordfelt, Councilmember At-Large

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Don Christensen, Councilmember At-Large
Tom Huynh, Councilmember District 1
Steve Buhler, Councilmember District 2
Karen Lang, Councilmember District 3

ABSENT:

Steve Vincent, Councilmember District 4

STAFF PRESENT:

Wayne Pyle, City Manager
Paul Isaac, Assistant City Manager/ HR Director

The City Council met in Executive Session and discussed professional competency.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY CITY COUNCIL, THE EXECUTIVE SESSION OF NOVEMBER 21, 2017 WAS ADJOURNED AT 6:38 P.M. BY MAYOR BIGELOW.

Nichole Camac – City Recorder

SWORN STATEMENT

As the Mayor, I presided at a closed meeting of the West Valley City Council on November 21, 2017. Pursuant to Section 52-4-206(6)(a) Utah Code annotated, 1953 as amended, I hereby sign this sworn statement and affirm that the sole purpose for closing the meeting was to discuss:

- (a) the character, professional competence, or physical or mental health of an individual; or
- (b) the deployment of security personnel, devices, or systems.

SWORN to this 21st day of November, 2017



Ron Bynum

MAYOR

ATTEST:

Marilyn Co

City Recorder