

MINUTES OF COUNCIL REGULAR MEETING – OCTOBER 20, 2009

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THE CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, OCTOBER 20, 2009, 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 BY MAYOR PRO TEM BROOKS.

THE FOLLOWING MEMBERS WERE PRESENT:

Russ Brooks
Carolynn Burt
Joel Coleman
Corey Rushton
Steve Vincent
Mike Winder

Wayne Pyle, City Manager
Sheri McKendrick, City Recorder

ABSENT: Dennis J. Nordfelt

STAFF PRESENT:

Paul Isaac, Assistant City Manager
John Evans, Fire Chief
Nicole Cottle, CED Director
Layne Morris, Community Preservation Director
Kevin Astill, Parks and Recreation Director
Russ Willardson, Public Works Director
Buzz Nielsen, Police Chief
Claire Gillmor, Acting City Attorney
Ken Olsen, Acting Finance Director
Steve Pastorik, CED Department
Aaron Crim, Administration
Jake Arslanian, Public Works Department

14712 **OPENING CEREMONY**

The Opening Ceremony was conducted by Russ Brooks who told about things he learned during a visit to historic sites in Virginia when he vacationed there recently. He also expressed appreciation to service men and women for protecting the freedoms that we all enjoy.

14713 **SCOUTS**

Mayor Pro Tem Brooks welcomed Scout Troop No. 796 in attendance to complete requirements of the Citizenship in the Community merit badge.

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INTRODUCTION OF NEW EMPLOYEES

Paul Isaac, Assistant City Manager, addressed the City Council and introduced the following new employees to the City Council:

Administration

Laura Brunello, Court Clerk

Community Preservation Department

Russell Cramer, Animal Services Officer

Finance Department

Paula Fox, Accountant I

Law Department

Mary Williams, Entry Legal Secretary

Maria Belcher, Victim Advocate

Timothy Williams, Deputy Prosecuting Attorney

Amy Jones, Deputy Prosecuting Attorney

Matthew Griffiths, Deputy Prosecuting Attorney

Parks & Recreation Department

Merrill Skeen, Park Worker I

Public Works Department

Jennifer Fletcher, Executive Secretary

Matthew Atkinson, Facilities Coordinator II

Cheyenne York, Operator I

The City Council welcomed the new employees to West Valley City.

14715

EMPLOYEE OF THE MONTH, OCTOBER, 2009 - OFFICER KEVIN SALMON AND K-9 ZORO, POLICE DEPARTMENT

Councilmember Winder read the nomination of Officer Kevin Salmon and K-9 Zoro, Police Department, as Employee of the Month for October 2009.

Officer Salmon addressed the City Council and introduced family and co-workers in attendance at the meeting.

The City Council expressed appreciation and gratitude to Officer Salmon for a job well done on behalf of West Valley City.

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14716 **PROCLAMATION, HONORING C.R. ENGLAND, PRESIDENT EMERITUS GENE ENGLAND, AND ESTABLISHING OCTOBER 23, 2009, AS “GENE ENGLAND DAY” IN WEST VALLEY CITY**

Mayor Pro Tem Brooks read a Proclamation honoring C.R. England President Emeritus Gene England, and establishing October 23, 2009, as “Gene England Day” in West Valley City.

14717 **COMMENT PERIOD**

Upon inquiry by Mayor Pro Tem Brooks, the following individuals addressed the City Council during the comment period:

Don Christensen, 4196 South 4000 West, as Chair of the Sister City Committee, addressed the City Council. Mr. Christensen introduced a tourism official from Vera Cruz, Mexico, who was visiting Utah this week. He stated this visit would assist in promoting West Valley City.

Kevin Fayles, 4339 South Wildrose Drive, addressed the City Council. Mr. Fayles requested the Council’s consideration regarding free golf passes and use of the suite at the E-Center being eliminated and, if not, posting of names of Councilmember’s guests on the City’s website, as it should be public knowledge.

14718 **PUBLIC HEARING, APPLICATION NO. Z-5-2009, FILED BY GARY NIELSON, REQUESTING A ZONE CHANGE FROM ‘A’ (AGRICULTURE) TO ‘C-2’ (GENERAL COMMERCIAL) FOR PROPERTY LOCATED AT 2956 AND 2976 SOUTH 5600 WEST**

City Manager, Wayne Pyle, stated a public hearing had been advertised in order for the City Council to hear and consider public comments regarding Application No. Z-5-2009, filed by Gary Nielson, requesting a zone change from ‘A’ (Agriculture) to ‘C-2’ (General Commercial) for property located at 2956 and 2976 South 5600 West. He presented proposed Ordinance No. 09-32 related to the Application to be considered by the City Council subsequent to the public hearing, as follows:

City Manager, Wayne Pyle, presented proposed Ordinance No. 09-32 which would amend the Zoning Map to show a change of zone for property located at 2956 and 2976 South 5600 West from zone ‘A’ (Agriculture) to ‘C-2’ (General Commercial).

Mr. Pyle stated the requested change would affect two parcels totaling two acres. He also stated surrounding zones included ‘C-2’ to the south and east and ‘RM’ (Multi-Family Residential) to the west and north. He indicated surrounding land uses included commercial to the south, commercial and vacant to the east, and vacant land to the north and west. He explained the Mountain View Corridor was

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planned to be constructed west of the subject property. The subject property had been designated as General Commercial in the General Plan. Each of the two parcels included a single family-home – one built in 1978 and the other built in 1980. He indicated before the Colt Plaza Subdivision had been approved and Glen Eagles Drive constructed, the two properties accessed onto 5600 West.

The City Manager indicated the application had been continued during the Planning Commission meeting held July 22, 2009, due to access issues raised by Joe Cunningham, who owned the property to the east. He stated to address the access issue Mr. Nielson planned to purchase property to the east from Mr. Cunningham, which property accessed onto Glen Eagles Drive.

Mr. Pyle stated the Council had been provided with a memorandum from Mr. Nielson explaining the rationale for the zone change. He explained if the re-zone was approved Mr. Nielson intended to develop the property as a market with the possibility of small retail/office tenant spaces within, or attached to, the market building that could be leased to other businesses. He indicated Mr. Nielson had planned to have an updated concept by the public hearing held by the Planning Commission on September 23, 2009.

The City Manager also stated that while visibility for patrons was a concern, the General Plan, surrounding uses and the future Mountain View Corridor location supported commercial use of the subject property.

Mr. Pyle explained that during the Planning Commission study session an issue had been raised concerning what signage would be allowed. He stated staff recommended three options, as follows: 1) Wall signs on the building; 2) A small directional sign by the entrance at Glen Eagles Drive (maximum 16 square feet in area), and/or 3) Using one of the existing multi-tenant signs for Colt Plaza. He reported that according to the applicant the plan was to use one of the existing multi-tenant signs.

Mayor Pro Tem Brooks opened the public hearing.

Gary Nielsen, applicant, 295 Eagle Ridge Drive, North Salt Lake, addressed the City Council. Mr. Nielsen explained the proposal for the subject property. He also discussed negotiations with Joe Cunningham to acquire lot 5 and realign for access to the development, and incorporate two lots into a single parcel. He indicated the application was contingent on financing and closing on the lot 5 parcel in order to continue with development. He stated he was three or four weeks out in completing the transaction, therefore, he was requesting a continuance for an indefinite period of time until the application could be brought

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back before the Council for final consideration and action. Mr. Nielsen answered questions from members of the City Council.

There being no one else to speak either in favor or in opposition, Mayor Pro Tem Brooks closed the public hearing.

ACTION: ORDINANCE NO. 09-32, AMENDING THE ZONING MAP TO SHOW A CHANGE OF ZONE FOR PROPERTY LOCATED AT 2956 AND 2976 SOUTH 5600 WEST FROM ZONE ‘A’ (AGRICULTURE) TO ‘C-2’ (GENERAL COMMERCIAL)

The City Council previously held a public hearing regarding Application No. Z-5-2009, filed by Gary Nielsen, and proposed Ordinance No. 09-32 which would amend the Zoning Map to show a change of zone for property located at 2956 and 2976 South 5600 West from zone ‘A’ (Agriculture) to ‘C-2’ (General Commercial).

After discussion, Councilmember Coleman moved to continue Application No. Z-5-2009 and table proposed Ordinance No. 09-32 to no date certain, upon request of the applicant, Gary Nielsen. Councilmember Rushton seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Coleman	Yes
Ms. Burt	Yes
Mr. Winder	Yes
Mr. Rushton	Yes
Mayor Pro Tem Brooks	Yes

Unanimous. Application No. Z-5-2009 continued and proposed Ordinance No. 09-32 tabled to no date certain.

14719

PUBLIC HEARING, APPLICATION NO. ZT-4-2009, FILED BY WEST VALLEY CITY, REQUESTING A ZONE TEXT AMENDMENT TO SECTION 7-6-305 PARAGRAPH 6 ADDRESSING THE PLACEMENT AND SETBACKS OF ACCESSORY BUILDINGS

City Manager, Wayne Pyle, stated a public hearing had been advertised in order for the City Council to hear and consider public comments regarding Application No. ZT-4-2009, filed by West Valley City, requesting a zone text amendment to Section 7-6-305 paragraph 6 addressing the placement and setbacks of accessory buildings. He presented proposed Ordinance No. 09-33 related to the Application to be considered by the City Council subsequent to the public hearing, as follows:

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City Manager, Wayne Pyle, presented proposed Ordinance No. 09-33 which would amend Section 7-6-305 of Title 7 of the West Valley City Municipal Code regarding placement and setbacks of accessory buildings in the 'R-1' zones.

Mr. Pyle stated the proposal would make the 'R-1' zones less restrictive by allowing one accessory building (shed) to encroach into the side yard setback subject to limitations on size and height, requirements for setbacks, and material requirements.

The City Manager indicated that toward the end of 2008 the City began proactive code enforcement, including building code enforcement, in several neighborhoods. As a result of these enforcement efforts, many properties were found with accessory buildings (mostly sheds) placed in side yards that did not meet the side yard setback requirements. The City Council had received several complaints from residents about the setback requirements and the costs associated with having to move sheds. After a review of the issues with staff, the City Council had directed the City Manager to prepare an ordinance revision that would allow a shed to be placed on one side of a lot and that would include appropriate limitations on these sheds.

Mr. Pyle explained the Planning Commission recommended approval of the proposed ordinance revision; however, staff recommended the ordinance stay as was currently written. He stated the current ordinance required side yard setbacks in order to maintain a detached single-family home neighborhood. He indicated that in the current ordinance setbacks for accessory buildings in the rear yard were very flexible to encourage such buildings to be placed in the rear yard.

City Manager, Wayne Pyle, stated concern was primarily aesthetic in that single-family homes should maintain a detached appearance. He indicated if the proposed ordinance revision was approved, neighboring sheds would be allowed within two feet of each other in the side yard. He also stated such closely situated sheds would create an attached appearance rather than a detached appearance.

Mayor Pro Tem Brooks opened the public hearing. There being no one to speak in favor or in opposition, Mayor Pro Tem Brooks closed the public hearing.

Upon discussion, Council members individually expressed opinions and commented regarding language in the proposed ordinance, including property owner rights, safety issues and aesthetic issues.

ACTION: ORDINANCE NO. 09-33, AMENDING SECTION 7-6-305 OF TITLE 7 OF THE WEST VALLEY CITY MUNICIPAL CODE REGARDING PLACEMENT AND SETBACKS OF ACCESSORY BUILDINGS IN THE R-1 ZONES

The City Council previously held a public hearing regarding Application No. ZT-4-2009, filed by West Valley City, and proposed Ordinance No. 09-33 which would amend Section 7-6-305 of Title 7 of the West Valley City Municipal Code regarding placement and setbacks of accessory buildings in the ‘R-1’ zones.

After discussion, Councilmember Burt moved to approve Ordinance No. 09-33, an Ordinance Amending Section 7-6-305 of Title 7 of the West Valley City Municipal Code Regarding the Placement and Setbacks of Accessory Buildings in the ‘R-1’ Zones. Councilmember Coleman seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Coleman	Yes
Ms. Burt	Yes
Mr. Winder	Yes
Mr. Rushton	Yes
Mayor Pro Tem Brooks	Yes

Unanimous.

14720

RESOLUTION NO. 09-301, AUTHORIZE EXECUTION OF AN AGREEMENT OF MUTUAL RESCISSION BETWEEN WEST VALLEY CITY AND NICHOLS BUILDING, LCC, FOR THE 6400 WEST STORM DRAIN PROJECT

City Manager, Wayne Pyle, presented proposed Resolution No. 09-301 which would authorize execution of an Agreement of Mutual Rescission between West Valley City and Nichols Building, LCC, for the 6400 West Storm Drain Project.

Mr. Pyle stated an agreement dated August 24, 2009, provided the contractor with 45 days to complete the work however, as of September 23, 2009, construction had not begun. He reported due to seasonal limitations the project needed to be completed by October 17, 2009. He stated that after considering several options it had been determined rescinding the original agreement would be the most efficient option for the City. He also reported the contractor had agreed to the mutual rescission agreement.

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The City Manager indicated there had been additional bids, but because of the seasonal limitations it was recommended the City wait until Spring of 2010 to re-bid the project.

After discussion, Councilmember Coleman moved to approve Resolution No. 09-301, a Resolution Authorizing the Execution of an Agreement of Mutual Rescission Between West Valley City and Nichols Building, LLC, for the 6400 West Storm Drain Project. Councilmember Rushton seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Coleman	Yes
Ms. Burt	Yes
Mr. Winder	Yes
Mr. Rushton	Yes
Mayor Pro Tem Brooks	Yes

Unanimous.

14721

RESOLUTION NO. 09-319, RESOLUTION EXPRESSING SUPPORT FOR PASSAGE OF THE SPECIAL ELECTION PROPOSITION BY THE BOARD OF EDUCATION OF GRANITE SCHOOL DISTRICT

City Manager, Wayne Pyle, presented proposed Resolution No. 09-319 which would express support for passage of the special election proposition by the Board of Education of Granite School District.

Mr. Pyle stated the Board of Education of Granite School District had proposed a special bond election to be on the ballot on November 3, 2009. He further stated the purpose of the bond proposition would be for building of new schools, rebuilding of certain existing schools, and the air conditioning of all schools, many of which were located with the boundaries of West Valley City.

The City Manager reported the School Board had specifically represented that a portion of those bond proceeds would be used to pay for improvements to schools located within West Valley City, including rebuilding of Granger High School, as well as installation of air conditioning in many of the schools that did not already have air conditioning. He indicated the School Board has assured and represented the bond proposal would not result in an increase in taxes.

After discussion, Councilmember Coleman moved to approve Resolution No. 09-319, a Resolution of the City Council Expressing Support for the Passage of the

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Special Election Proposition by the Board of Education of Granite School District. Councilmember Winder seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Coleman	Yes
Ms. Burt	Yes
Mr. Winder	Yes
Mr. Rushton	Yes
Mayor Pro Tem Brooks	Yes

Unanimous.

14722

CONSENT AGENDA:

A. RESOLUTION NO. 09-302, RATIFY THE CITY MANAGER'S APPOINTMENT OF BARBARA THOMAS TO THE WEST VALLEY CITY PLANNING COMMISSION, TERM: OCTOBER 20, 2009 – JULY 1, 2011

City Manager, Wayne Pyle, presented proposed Resolution No. 09-302 which would ratify his appointment of Barbara Thomas to the West Valley City Planning Commission for the term October 20, 2009, through July 1, 2011.

Mr. Pyle stated the appointment of Ms. Thomas would fill the unexpired term of Mary Jane Davis.

B. RESOLUTION NO. 09-303, RATIFY THE CITY MANAGER'S APPOINTMENT OF IMAAN BILIC TO THE WEST VALLEY CITY PLANNING COMMISSION AS AN ALTERNATE MEMBER, TERM: OCTOBER 20, 2009 – JULY 1, 2013

City Manager, Wayne Pyle, presented proposed Resolution No. 09-303 which would ratify his appointment of Imaan Bilic as an alternate member to the West Valley City Planning Commission for the term October 20, 2009, through July 1, 2013.

Mr. Pyle explained due to a recent vacancy Ms. Bilic had been recommended for the appointment as an alternate member and would fill in when other Planning Commission members were absent.

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- C. **RESOLUTION NO. 09-304, RATIFY THE CITY MANAGER'S REAPPOINTMENT OF ROSS OLSEN AS A MEMBER AND EXECUTIVE DIRECTOR OF THE CULTURAL ARTS BOARD OF WEST VALLEY CITY, TERM: JANUARY 1, 2010 – DECEMBER 31, 2010**

City Manager, Wayne Pyle, presented proposed Resolution No. 09-304 which would ratify his reappointment of Ross Olsen as a member and Executive Director of the Cultural Arts Board of West Valley City for the term January 1, 2010, through December 31, 2010.

Mr. Pyle stated Mr. Olsen had expressed a desire to serve another term.

- D. **RESOLUTION NO. 09-305, RATIFY THE CITY MANAGER'S REAPPOINTMENT OF PAUL ISAAC AS MEMBER OF THE CULTURAL ARTS BOARD OF WEST VALLEY CITY, TERM: JANUARY 1, 2010 – DECEMBER 31, 2010**

City Manager, Wayne Pyle, presented proposed Resolution No. 09-305 which would ratify his reappointment of Paul Isaac as a member of the Cultural Arts Board of West Valley City for the term January 1, 2010 through December 31, 2010.

Mr. Pyle stated Mr. Isaac's term of the Board would expire on December 31, 2009, and he had agreed to serve another term.

- E. **RESOLUTION NO. 09-306, RATIFY THE CITY MANAGER'S REAPPOINTMENT OF SUSAN KLINKER AS MEMBER OF THE CULTURAL ARTS BOARD OF WEST VALLEY CITY, TERM: JANUARY 1, 2010 – DECEMBER 31, 2010**

City Manager, Wayne Pyle, presented proposed Resolution No. 09-306 which would ratify his reappointment of Susan Klinker as a member of the Cultural Arts Board of West Valley City for the term January 1, 2010, through December 31, 2010.

Mr. Pyle stated Ms. Klinker's term would expire on December 31, 2009, and she desired to serve another term.

- F. **RESOLUTION NO. 09-307, RATIFY THE CITY MANAGER'S REAPPOINTMENT OF JEAN PAGELS AS MEMBER OF THE CULTURAL ARTS BOARD OF WEST VALLEY CITY, TERM: JANUARY 1, 2010 – DECEMBER 31, 2010**

City Manager, Wayne Pyle, presented proposed Resolution No. 09-307 which would ratify his reappointment of Jean Pagels as a member of the

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Cultural Arts Board of West Valley City for the term January 1, 2010, through December 31, 2010.

Mr. Pyle stated Ms. Pagels' term would expire on December 31, 2009, and she desired to serve another term.

G. **RESOLUTION NO. 09-308, RATIFY THE CITY MANAGER'S REAPPOINTMENT OF JOSH PEDERSEN AS MEMBER OF THE CULTURAL ARTS BOARD OF WEST VALLEY CITY, TERM: JANUARY 1, 2010 – DECEMBER 31, 2010**

City Manager, Wayne Pyle, presented proposed Resolution No. 09-308 which would ratify his reappointment of Josh Pedersen as a member of the Cultural Arts Board of West Valley City for the term January 1, 2010, through December 31, 2010.

Mr. Pyle stated Mr. Pedersen's term would expire on December 31, 2009, and he desired to serve another term.

H. **RESOLUTION NO. 09-309, RATIFY THE CITY MANAGER'S REAPPOINTMENT OF D'AN WADSWORTH AS MEMBER OF THE CULTURAL ARTS BOARD OF WEST VALLEY CITY, TERM: JANUARY 1, 2010 – DECEMBER 31, 2010**

City Manager, Wayne Pyle, presented proposed Resolution No. 09-309 which would ratify his reappointment of D'An Wadsworth as a member of the Cultural Arts Board of West Valley City for the term January 1, 2010, through December 31, 2010.

Mr. Pyle stated Ms. Wadsworth's term would expire on December 31, 2009, and she desired to serve another term.

I. **RESOLUTION NO. 09-310, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM RUSSELL ALMOND AND ROSALIE ALMOND FOR PROPERTY LOCATED AT 3405 SOUTH PEARCE DRIVE**

City Manager, Wayne Pyle, presented proposed Resolution No. 09-310 which would accept a Grant of Temporary Construction Easement from Russell Almond and Rosalie Almond for property located at 3405 South Pearce Drive.

Mr. Pyle stated Russell Almond and Rosalie Almond had signed the Grant of Temporary Construction Easement.

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The City Manager reported the subject parcel was one of the properties affected by a permanent trex fence to be placed along 2700 West from 3100 South to 3500 South in conjunction with the Utah Transit Authority light rail and bus rapid transit project from 3100 South to 3800 South along 2700 West. He also stated the easement would automatically expire June 30, 2010.

- J. RESOLUTION NO. 09-311, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM JUAN CHACON FOR PROPERTY LOCATED AT 3250 SOUTH MEADOWLARK DRIVE**
City Manager, Wayne Pyle, presented proposed Resolution No. 09-311 which would accept a Grant of Temporary Construction Easement from Juan Chacon for property located at 3250 South Meadowlark Drive.

Mr. Pyle stated Juan Chacon had signed the Grant of Temporary Construction Easement.

The City Manager reported the subject parcel was one of the properties affected by a permanent trex fence to be placed along 2700 West from 3100 South to 3500 South in conjunction with the Utah Transit Authority light rail and bus rapid transit project from 3100 South to 3800 South along 2700 West. He also stated the easement would automatically expire June 30, 2010.

- K. RESOLUTION NO. 09-312, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM DHORUS T. DAVIS FOR PROPERTY LOCATED AT 3329 SOUTH PEARCE DRIVE**
City Manager, Wayne Pyle, presented proposed Resolution No. 09-312 which would accept a Grant of Temporary Construction Easement from Dhorus T. Davis for property located at 3329 South Pearce Drive.

Mr. Pyle stated Dhorus T. Davis had signed the Grant of Temporary Construction Easement.

The City Manager reported the subject parcel was one of the properties affected by a permanent trex fence to be placed along 2700 West from 3100 South to 3500 South in conjunction with the Utah Transit Authority light rail and bus rapid transit project from 3100 South to 3800 South along 2700 West. He also stated the easement would automatically expire June 30, 2010.

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L. **RESOLUTION NO. 09-313, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM WESLEY R. KERBY FOR PROPERTY LOCATED AT 3311 SOUTH PEARCE DRIVE**

City Manager, Wayne Pyle, presented proposed Resolution No. 09-313 which would accept a Grant of Temporary Construction Easement from Wesley R. Kerby for property located at 3311 South Pearce Drive.

Mr. Pyle stated Wesley R. Kerby had signed the Grant of Temporary Construction Easement.

The City Manager reported the subject parcel was one of the properties affected by a permanent trex fence to be placed along 2700 West from 3100 South to 3500 South in conjunction with the Utah Transit Authority light rail and bus rapid transit project from 3100 South to 3800 South along 2700 West. He also stated the easement would automatically expire June 30, 2010.

M. **RESOLUTION NO. 09-314, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM VERDELL K. PARRY AND SHEILA PARRY FOR PROPERTY LOCATED AT 3213 SOUTH PEARCE STREET**

City Manager, Wayne Pyle, presented proposed Resolution No. 09-314 which would accept a Grant of Temporary Construction Easement from Verdell K. Parry and Sheila Parry for property located at 3213 South Pearce Street.

Mr. Pyle stated Verdell K. Parry and Sheila Parry had signed the Grant of Temporary Construction Easement.

The City Manager reported the subject parcel was one of the properties affected by a permanent trex fence to be placed along 2700 West from 3100 South to 3500 South in conjunction with the Utah Transit Authority light rail and bus rapid transit project from 3100 South to 3800 South along 2700 West. He also stated the easement would automatically expire June 30, 2010.

N. **RESOLUTION NO. 09-315, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM ERIC M. SANCHEZ FOR PROPERTY LOCATED AT 3368 SOUTH MEADOWLARK DRIVE**

City Manager, Wayne Pyle, presented proposed Resolution No. 09-315 which would accept a Grant of Temporary Construction Easement from Eric M. Sanchez for property located at 3368 South Meadowlark Drive.

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Mr. Pyle stated Eric M. Sanchez had signed the Grant of Temporary Construction Easement.

The City Manager reported the subject parcel was one of the properties affected by a permanent trex fence to be placed along 2700 West from 3100 South to 3500 South in conjunction with the Utah Transit Authority light rail and bus rapid transit project from 3100 South to 3800 South along 2700 West. He also stated the easement would automatically expire June 30, 2010.

O. **RESOLUTION NO. 09-316, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM ROBERT WINSTON SANDERS FOR PROPERTY LOCATED AT 3377 SOUTH PEARCE DRIVE**

City Manager, Wayne Pyle, presented proposed Resolution No. 09-316 which would accept a Grant of Temporary Construction Easement from Robert Winston Sanders for property located at 3377 South Pearce Drive.

Mr. Pyle stated Robert Winston Sanders had signed the Grant of Temporary Construction Easement.

The City Manager reported the subject parcel was one of the properties affected by a permanent trex fence to be placed along 2700 West from 3100 South to 3500 South in conjunction with the Utah Transit Authority light rail and bus rapid transit project from 3100 South to 3800 South along 2700 West. He also stated the easement would automatically expire June 30, 2010.

P. **RESOLUTION NO. 09-317, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM JUAN A. SANDOVAL AND ISIDRA SANDOVAL FOR PROPERTY LOCATED AT 3270 SOUTH MEADOWLARK DRIVE**

City Manager, Wayne Pyle, presented proposed Resolution No. 09-317 which would accept a Grant of Temporary Construction Easement from Juan A. Sandoval and Isidra Sandoval for property located at 3270 South Meadowlark Drive.

Mr. Pyle stated Juan A. Sandoval and Isidra Sandoval had signed the Grant of Temporary Construction Easement.

The City Manager reported the subject parcel was one of the properties affected by a permanent trex fence to be placed along 2700 West from 3100 South to 3500 South in conjunction with the Utah Transit Authority

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light rail and bus rapid transit project from 3100 South to 3800 South along 2700 West. He also stated the easement would automatically expire June 30, 2010.

Q. RESOLUTION NO. 09-318, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM EVANN RILEY SUTTON FOR PROPERTY LOCATED AT 3203 SOUTH PEARCE STREET

City Manager, Wayne Pyle, presented proposed Resolution No. 09-318 which would accept a Grant of Temporary Construction Easement from Evann Riley Sutton for property located at 3203 South Pearce Street.

Mr. Pyle stated Evann Riley Sutton had signed the Grant of Temporary Construction Easement.

The City Manager reported the subject parcel was one of the properties affected by a permanent trex fence to be placed along 2700 West from 3100 South to 3500 South in conjunction with the Utah Transit Authority light rail and bus rapid transit project from 3100 South to 3800 South along 2700 West. He also stated the easement would automatically expire June 30, 2010.

After discussion, Councilmember Burt moved to approve Resolution Nos. 09-302, 09-303, 09-304, 09-305, 09-306, 09-307, 09-308, 09-309, 09-310, 09-311, 09-312, 09-313, 09-314, 09-315, 09-316, 09-317, and 09-318, as presented on the Consent Agenda. Councilmember Vincent seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Coleman	Yes
Ms. Burt	Yes
Mr. Winder	Yes
Mr. Rushton	Yes
Mayor Pro Tem Brooks	Yes

Unanimous.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY CITY COUNCIL, THE REGULAR MEETING OF TUESDAY, OCTOBER 20, 2009, WAS ADJOURNED AT 7:07 P.M., BY MAYOR PRO TEM BROOKS.

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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, October 20, 2009.

Sheri McKendrick, MMC
City Recorder