

MINUTES OF COUNCIL STUDY MEETING – JUNE 9, 2009

-1-

THE CITY COUNCIL MET IN STUDY SESSION ON TUESDAY, JUNE 9, 2009, 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 BY MAYOR NORDFELT.

THE FOLLOWING MEMBERS WERE PRESENT:

Dennis J. Nordfelt
Russ Brooks
Carolynn Burt
Corey Rushton
Steve Vincent

Wayne Pyle, City Manager
Sheri McKendrick, City Recorder

ABSENT:

Joel Coleman
Mike Winder

STAFF PRESENT:

Richard Catten, City Attorney
Russell Willardson, Public Works Director
Layne Morris, Community Preservation Director
John Evans, Fire Chief
Jim Welch, Finance Director
Buzz Nielsen, Police Chief
Nicole Cottle, CED Director
Kevin Astill, Parks and Recreation Director
Don Groo, Finance Department
Greg Burgoyne, Finance Department
David Sagers, Finance Department
Jeannette Carpenter, Finance Department
Nick Hales, Finance Department
Aaron Crim, Administration
Jake Arslanian, Public Works Department

1. APPROVAL OF MINUTES OF JOINT CITY COUNCIL/PLANNING COMMISSION AND STUDY MEETINGS HELD MAY 26, 2009

The Council read and considered the Minutes of the Joint City Council/Planning Commission and Study Meeting held May 26, 2009. There were no changes, corrections or deletions.

MINUTES OF COUNCIL STUDY MEETING – JUNE 9, 2009

-2-

After discussion, Councilmember Burt moved to approve the Minutes of the Joint City Council/Planning Commission and Study Meetings held May 26, 2009, as written. Councilmember Brooks seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Brooks	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mayor Nordfelt	Yes

Unanimous.

2. **BRENT CHRISTENSEN, JENSEN & KEDDINGTON – AUDIT REVIEW FOR FY 2007-2008**

Upon direction of City Manager, Wayne Pyle, the Finance Director, Jim Welch, introduced staff members in attendance. Mr. Welch also introduced Brent Christensen, partner with Jensen & Keddington. He advised Mr. Christensen would present the audit which had been reviewed in detail by the newly established Audit Committee.

Mr. Christensen commended West Valley City for establishing the Audit Committee and stated it was a great way to communicate with management and staff. He advised the City was in good hands with Finance Director Jim Welch and his team, however, he stated he was paid to have professional skepticism in dealing with staff during the audit process. He further discussed the various tests his firm used in the auditing process, including internal controls. He advised they did a lot of fraud risk analysis and asked questions of different people regarding fraud issues. He indicated they gave four opinions: overall financial condition of the City; test of compliance with various regulations; test of federal grants; and test of a list of state laws and regulations. Mr. Christensen reported they had not found any issues that would be of concern to the City Council. He stated there were some minor issues that had already been addressed with the Audit Committee. He noted the auditors worked for the City Council and he gave an overview of the audit report. He reported that during the audit there had been no significant difficulties and any errors found had been discussed with staff and some had to do with timing issues and not transactions or adjustments that management had not made. He emphasized what a strong financial team the City had with good competent people; and indicated he could not say that for every municipality his firm worked for. Mr. Christensen answered questions from members of the City Council and invited them to call him with any questions or concerns in the future.

Mayor Nordfelt expressed appreciation to Mr. Christensen and the Finance Department staff.

MINUTES OF COUNCIL STUDY MEETING – JUNE 9, 2009

-3-

Councilmember Rushton read notes from meetings of the Audit Committee and expressed positive thoughts regarding his experience on the Committee.

3. **REVIEW AGENDA FOR REGULAR MEETING OF JUNE 9, 2009**

City Manager, Wayne Pyle, stated no new items had been added to the Agenda for the Regular Meeting scheduled June 9, 2009. Upon inquiry, there were no questions regarding any items scheduled on that Agenda.

4. **AWARDS, CEREMONIES AND PROCLAMATIONS SCHEDULED JUNE 16, 2009:**

A. **EMPLOYEES OF THE MONTH, JUNE 2009 – TYLER MAYER AND CHRIS CONNER, PUBLIC WORKS DEPARTMENT**

City Manager, Wayne Pyle, stated Councilmember Burt would read the nomination of Tyler Mayer and Chris Conner, Public Works Department, to be recognized as Employees of the Month for June 2009, at the Regular Council Meeting scheduled June 16, 2009, at 6:30 P.M.

B. **EAC QUARTERLY DIVISION AWARD – JUSTICE COURT**

City Manager, Wayne Pyle, stated employees of the Justice Court would receive the EAC Quarterly Division Award at the Regular Council Meeting scheduled June 16, 2009, at 6:30 P.M.

5. **RESOLUTION NO. 09-228, APPROVE AN EASEMENT ENCROACHMENT AGREEMENT BETWEEN WEST VALLEY CITY, THE U.S. DEPARTMENT OF THE INTERIOR AND XO COMMUNICATIONS ALLOWING XO COMMUNICATIONS TO INSTALL, OPERATE AND MAINTAIN TWO 1.25 INCH HDPE CONDUITS ON PROPERTY OWNED BY WEST VALLEY CITY**

City Manager, Wayne Pyle, discussed Resolution No. 09-228 which would approve an Easement Encroachment Agreement between West Valley City, the U.S. Department of the Interior and XO Communications allowing XO Communications to install, operate and maintain two 1.25 inch HDPE conduits on property owned by West Valley City.

Mr. Pyle stated XO Communications had requested permission to cross property owned by the City that would encroach upon the easement owned by the U.S. Department of the Interior.

The City Manager also stated West Valley City owned property encumbered by an easement owned by the U.S. Department of the Interior. He indicated XO Communications desired to install, operate and maintain two 1.25 inch HDPE conduits over the Jordan Aqueduct, Reach 3, and could do so only upon agreement from the U.S. Department of the Interior because the conduits would encroach on the easement. He stated the U.S. Department of Interior had agreed to the encroachment on their easement in accordance with the subject documents.

MINUTES OF COUNCIL STUDY MEETING – JUNE 9, 2009

-4-

City Manager, Wayne Pyle, further reviewed the proposed Resolution and answered questions from members of the City Council.

The City Council will consider proposed Resolution No. 09-228 at the Regular Council Meeting scheduled June 16, 2009, at 6:30 P.M.

6. **RESOLUTION NO. 09-229, ACKNOWLEDGE AND APPROVE A MEMORANDUM OF AGREEMENT FOR A BASIC INTENSIVE LEVEL HISTORICAL SURVEY TO BE CONDUCTED AT THE LOCATION OF THE 1400 WEST 3100 TO 3300 SOUTH ROAD PROJECT**

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-229 which would acknowledge and approve a Memorandum of Agreement for a Basic Intensive Level Historical Survey to be conducted at the location of the 1400 West 3100 to 3300 South Road Project.

Mr. Pyle stated the City was an invited signatory of a Memorandum of Agreement where the Utah Department of Transportation (UDOT) and the Utah State Historical Preservation Office would be conducting a historical survey of two sites that would be impacted by the construction of 1400 West. He indicated UDOT would be responsible for conducting the survey.

The City Manager advised West Valley City was constructing 1400 West using federal funds. He indicated use of those funds required that identified historical structures be surveyed with the results of the historical survey being filed with the Utah State Historical Preservation Office. UDOT would be conducting the “Basic Intensive Level Survey” of the historic properties. He stated the City was an invited signatory of the agreement and would be agreeing to follow the requirements outlined in the Memorandum of Agreement.

City Manager, Wayne Pyle, further reviewed the proposed Resolution and answered questions from members of the City Council.

The City Council will consider proposed Resolution No. 09-229 at the Regular Council Meeting scheduled June 16, 2009, at 6:30 P.M.

7. **RESOLUTION NO. 09-230, AUTHORIZE THE PURCHASE OF AUDITORIUM SEATING FROM FETZER ARCHITECTURAL WOODWORK FOR USE AT THE UTAH CULTURAL CELEBRATION CENTER AMPHITHEATER**

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-230 which would authorize purchase of auditorium seating from Fetzer Architectural Woodwork, in an amount not to exceed \$39,185.00, for use at the Utah Cultural Celebration Center (UCCC) Amphitheater.

MINUTES OF COUNCIL STUDY MEETING – JUNE 9, 2009

-5-

Mr. Pyle stated Fetzer Architectural Woodwork was the original provider of the amphitheater seating and was the sole provider of the same matching seating in the Salt Lake Valley.

The City Manager indicated the amphitheater originally had been designed to hold approximately 530 auditorium type seating. He explained at the time due to financial constraints and completing the project on time there where only 197 seats purchased. As the original designer of the auditorium seating of the amphitheater, Fetzer had kept the drawings and being the sole source provider of the same matching seating, able to complete the seating with additional 327 seats. He indicated this would enhance the ability of the UCCC to bring quality performances and have adequate auditorium seating.

Mr. Pyle further reviewed the proposed Resolution and answered questions from members of the City Council.

The City Council will consider proposed Resolution No. 09-230 at the Regular Council Meeting scheduled June 16, 2009, at 6:30 P.M.

8. COMMUNICATIONS

A. PARK COMMITTEE UPDATE

City Manager, Wayne Pyle, advised that members of the Park Committee had requested time to give an update to the City Council.

Members of the Committee present included Steve Vincent, Russ Brooks andCarolynn Burt and their reports are summarized as follows:

Russ Brooks – overview of discussions of Committee:

- Funding for sale of Granger Park – would like to use funds to purchase land for developing a park.
- Funding of parks and recreation into the future is a major issue that needs to be studied in strategic planning process. Need a mechanism to fund parks in the future – not only impact fees, but other specific sources of funding.
- Need to focus and showcase one athletic event. Gave example of soccer being the major sport in a neighboring city to the south.
- Still need to provide a skatepark for our residents.
- Inquired if RDA/EDA funds could be used for purchase of park property in the future.

Steve Vincent:

- Need a “passive” park to walk on trails or have a picnic; location near the Utah Cultural Celebration Center (UCCC) along the Jordan River would be a good place to do that. Suggested this be placed on the next strategic plan agenda for an in-depth discussion, especially regarding funding.

MINUTES OF COUNCIL STUDY MEETING – JUNE 9, 2009

-6-

There are other options such as Newton property and Lodestone park in the southwest part of the City being developed in partnership with Salt Lake County.

- General philosophy: Is the plan to develop three larger parks, more neighborhood parks, or a combination of those?
- May be federal funding or funds from the County for a park near the UCCC and Jordan River. Need to make a decision and give direction to the City Manager after exploring options for a parks district, taxing entity, bonding, other sources.
- We need an identity for West Valley City as far as parks are concerned.
- Staff mentioned softball and the City hosting major tournaments. Would that really serve our residents – would it provide recreation for our residents or serve others that would come to our City?
- Duplication of programs the County provides.
- Suggested the City Council needs to determine the level of maintenance they would like to see at all the parks in the City. Issue had been discussed with staff, but should be part of the overall parks plan.
- Suggested a field trip be scheduled to visit specific properties to brainstorm ideas for development as parks.
- Parks are a quality of life issue for the City.

Carolynn Burt:

- Funds from Granger Park for an urban fishery at the UCCC park as it could be a focal point using the water from the Jordan River.
- Land acquisition – not much ground left that could be developed into a park. Need funding mechanisms in place for purchases of park that would serve the City long term.
- Discussed features she would like to see in a “passive” park.
- Need more leisure opportunities for our citizens.

Cory Rushton:

- County offered the City a “seat at the table” as far as what we would like to see in improvements at Lodestone Park.
- Discussed comments from citizens regarding parks in the recent citizen survey.
- He gave his opinion regarding the UCCC/Jordan River area as a park and suggested timing may not be right as developers were currently working on plans for that area.
- Stressed the need for on-going funding resources earmarked for parks.
- Suggested Parks Committee make a list of sporting or recreation events that we could use to “brand” the City.

MINUTES OF COUNCIL STUDY MEETING – JUNE 9, 2009

-7-

Mayor Nordfelt summarized the issues discussed above and suggested a very specific plan with priorities was needed before discussing the funding sources. He also recommended a special strategic planning meeting be scheduled for further discussion of those issues.

The City Council and City Manager further reviewed issues discussed above.

City Manager, Wayne Pyle, recommended the Parks Committee meet with Parks and Recreation Director Kevin Astill and develop some specific recommendations, including costs, for future discussion. He stated whether the issue was discussed at a separate meeting prior to the annual strategic planning session or have an in-depth discussion during that meeting.

B. **COUNCIL UPDATE**

City Manager, Wayne Pyle, stated the Council had previously received a Memorandum outlining upcoming meetings and events as follows: June 11 – August 4, 2009: Art Exhibit – Face of Utah Sculpture V, UCCC; June 16, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; June 18, 2009: Latino Seminar – How to Identify Criminal Activity, UCCC, 6:30 P.M.; June 23, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; June 25-27, 2009: WestFest, Centennial Park; June 27, 2009: WestFest Parade; June 30, 2009: Summer Concert Series – Utah Symphony, UCCC, 8:30 P.M.; July 1-15, 2009: Candidate Filing Period for 2009 Municipal Election in City Recorder's Office (During business hours and not later than 5:00 P.M. on July 15th); July 6, 2009: Summer Concert Series – Jazz on the Jordan, UCCC, 8:00 P.M.; July 7, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; July 13, 2009: 2009 Crime Prevention Seminar, Topic: Home Safety, Family Fitness Center, 6:30 P.M. – 7:30 P.M.; July 13, 2009: Summer Concert Series – Zion Tribe, UCCC, 8:00 P.M.; July 14, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; July 16, 2009: Latino Seminar – West Valley City Codes and Ordinances, UCCC, 6:30 P.M.; July 20, 2009: Summer Concert Series – Red Rock Rondo, UCCC, 8:00 P.M.; July 21, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; July 27, 2009: Summer Concert Series – Smiling Souls, UCCC, 8:00 P.M.; July 28, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; August 3, 2009: Honorary Colonels Golf Tournament, Stonebridge Golf Course, 7:00 A.M. – 2:00 P.M.; August 3, 2009: Summer Concert Series – Jason Hewlett, UCCC, 8:00 P.M.; August 4, 2009: Council Study and Regular Meetings – canceled; August 10, 2009: 2009 Crime Prevention Seminar, Topic: ID Theft and Senior Fraud, Family Fitness Center, 6:30 P.M. – 7:30 P.M.; August 10, 2009: Summer Concert Series – World Travelers, UCCC, 8:00 P.M.; August 11, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; August 18, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; August 20, 2009: Latino Seminar – How to Obtain a West Valley City

MINUTES OF COUNCIL STUDY MEETING – JUNE 9, 2009

-8-

Business License, UCCC, 6:30 P.M.; August 25, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting 6:30 P.M.; September 1-11, 2009: Early Voting (Held only if there is a Primary Election) September 2, 2009: Meet the Candidates Night for Municipal Primary Election (Held only if there is a Primary Election) UCCC, 7:00 P.M.; September 14, 2009: 2009 Crime Prevention Seminar, Topic: National Preparedness Month (CERT), Family Fitness Center, 6:30 P.M. – 7:30 P.M.; September 15, 2009: Municipal Primary Election; September 24, 2009: Latino Seminar – Fire Prevention, UCCC, 6:30 P.M.; September 30, 2009: Lake Park Owners Golf Social, Stonebridge Golf Course, 8:00 A.M. – 1:00 P.M.; October 19, 2009: 2009 Crime Prevention Seminar, Topic: National Domestic Violence Awareness Month, Family Fitness Center, 6:30 P.M. – 7:30 P.M.; October 20-30, 2009: Early Voting for Municipal General Election; October 22, 2009: Latino Seminar – Domestic Violence Awareness, UCCC, 6:30 P.M.; October 22, 2009: Meet the Candidates Night for Municipal General Election, UCCC, 7:00 P.M.; November 3, 2009: Municipal General Election; and November 9, 2009: 2009 Crime Prevention Seminar, Topic: Gang Awareness, Family Fitness Center, 6:30 P.M. – 7:30 P.M.

9. **COMMUNICATIONS:**

A. **WESTFEST PARADE SCHEDULED JUNE 27, 2009**

City Manager, Wayne Pyle, advised the WestFest Parade has been scheduled June 27, 2009, and requested members of the Council advise Sheri McKendrick, City Recorder, of their intention to participate so golf carts could be arranged for that event.

B. **DEVELOPMENT ISSUES**

City Manager, Wayne Pyle, requested input from members of the City Council regarding a voice mail message the previous week regarding development issues.

10. **COUNCIL REPORTS:**

A. **COUNCILMEMBER CAROLYNN BURT – HISTORICAL SOCIETY AND COUNCIL OF GOVERNMENTS**

Councilmember Burt reported regarding a recent meeting of the Historical Society. She stated the Historical Society continued to focus on oral histories.

Councilmember Burt also advised the Municipal Council of Governments (COG) had canceled a tour of the Salt Lake Valley Emergency Communications Center (VECC).

B. **COUNCILMEMBER COREY RUSHTON – JORDAN RIVER MEETING**

Councilmember Rushton stated a Jordan River meeting would be held on Wednesday, June 17, 2009, at the Utah Cultural Celebration Center, from 1:00 – 3:00 P.M. He invited the City Council to attend that meeting.

MINUTES OF COUNCIL STUDY MEETING – JUNE 9, 2009

-9-

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY CITY COUNCIL, THE STUDY MEETING OF TUESDAY, JUNE 9, 2009, WAS ADJOURNED AT 5:37 P.M., BY MAYOR NORDFELT.

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, June 9, 2009.

Sheri McKendrick, MMC
City Recorder