

MINUTES OF COUNCIL STUDY MEETING – FEBRUARY 24, 2009

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THE CITY COUNCIL MET IN STUDY SESSION ON TUESDAY, FEBRUARY 24, 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
Carolynn Burt
Corey Rushton
Steve Vincent
Mike Winder

Wayne Pyle, City Manager
Sheri McKendrick, City Recorder

ABSENT:

Russ Brooks
Joel Coleman

STAFF PRESENT:

Paul Isaac, Assistant City Manager
Russell Willardson, Public Works Director
Kevin Astill, Parks and Recreation Director
John Evans, Fire Chief
Richard Catten, City Attorney
Layne Morris, Community Preservation Director
Jim Welch, Finance Director
Buzz Nielsen, Police Chief
John Janson, Acting CED Director
Nicole Cottle, Law Department
Aaron Crim, Administration
Jake Arslanian, Public Works Department

1. **APPROVAL OF MINUTES OF STUDY MEETING HELD FEBRUARY 10, 2009**
The Council read and considered the Minutes of the Study Meeting held February 10, 2009. There were no changes, corrections or deletions.

After discussion, Councilmember Winder moved to approve the Minutes of the Study Meeting held February 10, 2009, as written. Councilmember Vincent seconded the motion.

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A roll call vote was taken:

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

Unanimous.

2. PRESENTATIONS:

A. LEGISLATIVE UPDATE

Nicole Cottle, Law Department, distributed and discussed a legislative bill tracking list. Ms. Cottle reviewed bills of interest to West Valley City including billboard amendments, contracting for inter-facility medical transports, eminent domain modifications, gambling amendments, gasoline tax, tobacco tax, state budget issues, local ZAP tax option and others. She also answered questions from members of the City Council.

Councilmember Winder reported regarding issues discussed by the Utah League of Cities & Towns (ULCT) Legislative Policy Committee at recent meeting.

B. CAROLYN SHARETTE, AMERICAN PREPARATORY ACADEMY CHARTER SCHOOL

City Manager, Wayne Pyle, informed a presentation had been scheduled at the request of Councilmember Coleman. Mr. Pyle introduced Carolynn Sharette of American Preparatory Academy charter school.

Howard Hedley, Chairman of the Board of American Preparatory Academy, addressed the City Council and gave background information regarding the school located in Draper and future plans to construct and open a satellite campus in West Valley City. He also thanked the City Council for the assistance and generosity of the City. Mr. Hedley introduced the following individuals also in attendance at the meeting: Carolynn Sharette, Director; Lora Campbell, Assistant Director; Max Meyer, Business Manager; Ed McDonald, Builder of the new satellite school.

Carolynn Sharette, Director, explained reasons for building the new school in West Valley City. She stated they hoped to serve refugee and new immigrant families and discussed outreach efforts in the area near the school.

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Lora Campbell, Assistant Director, discussed the education model and assessment of students which was very successful.

Max Meyer, Business Manager, stated he was excited about the project and discussed details regarding the facility and reviewed the site plan. He indicated they were looking forward to opening facility for shared uses with West Valley City.

The American Preparatory Academy representatives expressed appreciation for the efforts and professionalism of the City's staff regarding this project. During the presentations, they answered questions from members of the City Council.

Mayor Nordfelt stated the Council remained excited about the school coming to West Valley City and indicated it would fill a void that was needed in the community.

3. **REVIEW AGENDA FOR REGULAR MEETING SCHEDULED FEBRUARY 24, 2009:**

City Manager, Wayne Pyle, stated no new items had been added to the Agenda for the Regular Council Meeting scheduled February 24, 2009. Mr. Pyle discussed items scheduled on that Agenda, as follows:

Item No. 7. A. – ORDINANCE NO. 09-06, ENACT SECTIONS 3-10-1300P THROUGH 3-10-1305 OF TITLE 3 OF THE WEST VALLEY CITY MUNICIPAL CODE IN ORDER TO ESTABLISH AN AUDIT REVIEW COMMITTEE

City Manager, Wayne Pyle, discussed proposed Ordinance No. 09-06 which would enact Sections 3-10-1300P through 3-10-1305 of Title 3 of the West Valley City Municipal Code in order to establish an Audit Review Committee.

Mr. Pyle stated a new issue paper had been prepared and distributed making a correction regarding the committee appointments. He indicated the correction included members of the committee being appointed by the City Manager and ratified by the City Council.

The City Council will consider proposed Resolution No. 09-06 at the Regular Council Meeting scheduled February 24, 2009, at 6:30 P.M.

Item No. 8. A. – RESOLUTION NO. 09-111 - RESOLUTION NO. 09-111, APPROVE AGREEMENT WITH THE UTAH COALITION FOR ANIMALS DBA NO MORE HOMELESS PETS, IN ORDER TO REDUCE THE NUISANCE CAUSED BY STRAY CATS

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-111 which would approve an Agreement with the Utah Coalition for Animals dba No More Homeless Pets, in order to reduce the nuisance caused by stray cats.

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City Manager, Wayne Pyle, informed a memorandum with statistics had been distributed to members of the Council, as requested at the Study Session held last week.

The City Council will consider proposed Resolution No. 09-111 at the Regular Council Meeting scheduled February 24, 2009, at 6:30 P.M.

Upon inquiry, there were no further questions regarding items scheduled on the above-referenced Agenda.

4. AWARDS, CEREMONIES AND PROCLAMATIONS SCHEDULED MARCH 3, 2009:

A. EMPLOYEE OF THE MONTH, FEBRUARY 2009 – KAREN BIRD, COMMUNITY PRESERVATION DEPARTMENT

City Manager, Wayne Pyle stated Councilmember Rushton would read the nomination of Karen Bird, Community Preservation Department, to receive the Employee of the Month Award for February 2009, at the Regular Council Meeting scheduled March 3, 2009, at 6:30 P.M.

5. RESOLUTION NO. 09-117, RESCIND PREVIOUSLY APPROVED RESOLUTION NO. 08-286 AND AUTHORIZE PURCHASE OF DESKTOP AND LAPTOP COMPUTERS FROM VALCOM COMPUTER CENTER FOR USE BY THE POLICE DEPARTMENT

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-117 which would rescind previously approved Resolution No. 08-286 and authorize the purchase of desktop and laptop computers from Valcom Computer Center, in the amount of \$94,593.76 (four annual payments of \$23,648.44), for use by the Police Department.

Mr. Pyle stated the computer replacements would be financed through the HP Master Lease Purchase Agreement approved in 2006 under Resolution No. 06-04.

The City Manager reported the desktop and laptop computers procured through the program would be covered by a "Total Care" package for each computer which would cover the costs of repairs needed during the lease agreement. He stated each computer would be leased for a period of four years at which point the City would be able to purchase each computer for one dollar.

Mr. Pyle advised formal bidding had not been required because the vendor, Valcom, held a contract with the State of Utah.

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

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The City Council will consider proposed Resolution No. 09-117 at the Regular Council Meeting scheduled March 3, 2009, at 6:30 P.M.

8. CONSENT AGENDA SCHEDULED MARCH 3, 2009:

A. RESOLUTION NO. 09-118, RATIFY THE CITY MANAGER'S APPOINTMENT OF JOSEPH GARCIA AS A MEMBER OF THE WEST VALLEY CITY PLANNING COMMISSION, TERM: MARCH 3, 2009 – JULY 1, 2010

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-118 which would ratify his appointment of Joseph Garcia as a member of the West Valley City Planning Commission for the term March 3, 2009, through July 1, 2010.

Mr. Pyle stated Joseph Garcia had been recommended for appointment to fill the unexpired term of Dale Clayton.

The City Manager indicated Mr. Garcia had lived in West Valley City for approximately 10 years and currently worked for Wright Express Bank as a credit analyst. He further indicated Mr. Garcia was an active member of the West Valley City community which added to his insights in dealing with difficult issues.

B. RESOLUTION NO. 09-019, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM CORA J. WALKER FOR PROPERTY LOCATED AT 3611 SOUTH 5200 WEST FOR THE 5200 WEST IMPROVEMENT PROJECT

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-019 which would accept a Grant of Temporary Construction Easement from Cora J. Walker for property located at 3611 South 5200 West for the 5200 West Improvement Project.

Mr. Pyle stated Cora J. Walker had signed the Grant of Temporary Construction Easement.

The City Manager reported the subject parcel was one of the properties affected by construction of the 5200 West Improvement Project which extended from 3500 South to 4100 South. He advised the Grant of Temporary Construction Easement would allow the contractor to make the necessary tie-ins to their property. He stated compensation for the easement would be in the amount of \$200.00, which easement would automatically expire on December 31, 2010.

C. RESOLUTION NO. 09-120, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM KARMA K. SMITH AS TRUSTEE OF THE ARNOLD C. SMITH FAMILY TRUST FOR PROPERTY

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LOCATED AT 3625-3635 SOUTH 5200 WEST FOR THE 5200 WEST IMPROVEMENT PROJECT

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-120 which would accept a Grant of Temporary Construction Easement from Karma K. Smith as Trustee of the Arnold C. Smith Family Trust, for property located at 3625-3635 South 5200 West for the 5200 West Improvement Project.

Mr. Pyle stated Karma K. Smith as Trustee of the Arnold C. Smith Family Trust, had signed the Grant of Temporary Construction Easement.

The City Manager reported the subject parcel was one of the properties affected by construction of the 5200 West Improvement Project extending from 3500 South to 4100 South. He stated the Grant of Temporary Construction Easement would allow the contractor to make the necessary tie-ins to their property. He also reported compensation for the easement would be in the amount of \$200.00, which easement would automatically expire on December 31, 2010.

The City Council will consider proposed Resolution Nos. 09-118 through 09-120 at the Regular Council Meeting scheduled March 3, 2009, at 6:30 P.M.

9. **COMMUNICATIONS:**

A. **FIRE DEPARTMENT ANNUAL REPORT**

John Evans, Fire Chief, distributed and discussed the Fire Department's 2008 Annual Report. Chief Evens reviewed the mission statement, statistics and information regarding Metro Fire. He answered questions from members of the City Council regarding the information. Chief Evans invited members of the Council to review all details of the report and forward any additional questions to him.

B. **COUNCIL UPDATE**

City Manager, Wayne Pyle, stated the Council had previously received a Memorandum outlining upcoming meetings and events as follows: February 25, 2009: Fire Department Retirement Ceremony for Captain Russ Carr, Captain Bryan Gines and Captain Rob Knighton, UCCC, 4:00 P.M. – 6:00 P.M.; March 3, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; March 9, 2009: 2009 Crime Prevention Seminar, Topic: National Inhalant and Poisons Awareness Month, Family Fitness Center, 6:30 PM. – 7:30 P.M.; March 10, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; March 14-18, 2009: National League of Cities Conference, Washington, D.C.; March 17, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; March 20 – May 27, 2009: Art Exhibit – Exit Saigon, Enter Little Saigon: Vietnamese America Since 1975, UCCC; March 24, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; March 31, 2009:

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Special Council Study Meeting, 4:30 P.M.; April 7, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; April 13, 2009: 2009 Crime Prevention Seminar, Topic: National Alcohol Awareness Month, Family Fitness Center, 6:30 P.M. – 7:30 P.M.; April 14, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; April 15-17, 2009: ULCT Mid-Year Conference, St. George; April 21, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; April 28, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; May 5, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; May 7, 2009: UDOT Annual Meeting with Salt Lake County and Cities, Calvin Rampton Complex, Administration Conference Room, 1st Floor, 4501 South 2700 West, 9:00 A.M. – 11:00 A.M.; May 11, 2009: 2009 Crime Prevention Seminar, Topic: National Safe Kids Month (Internet Safety), Family Fitness Center, 6:30 P.M. – 7:30 P.M.; May 12, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; May 15, 2009: ChamberWest Golf Classic, Meadowbrook Golf Course; May 19, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; May 25, 2009: Memorial Day Holiday – City Hall closed; May 26, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; June 8, 2009: 2009 Crime Prevention Seminar, Topic: Graffiti Awareness, Family Fitness Center, 6:30 P.M. – 7:30 P.M.; July 13, 2009: 2009 Crime Prevention Seminar, Topic: Home Safety, Family Fitness Center, 6:30 P.M. – 7:30 P.M.; August 10, 2009: 2009 Crime Prevention Seminar, Topic: ID Theft and Senior Fraud, Family Fitness Center, 6:30 P.M. – 7:30 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 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.; and November 9, 2009: 2009 Crime Prevention Seminar, Topic: Gang Awareness, Family Fitness Center, 6:30 P.M. – 7:30 P.M.

10. **COUNCIL REPORTS:**

A. **COUNCILMEMBER MIKE WINDER – VOLUNTEERS OF AMERICA BREAKFAST AND NEWS ARTICLE REGARDING SALT LAKE CITY MAYOR RALPH BECKER**

Councilmember Winder discussed an invitation to the Volunteers of America breakfast. He stated he would RSVP for Council members and staff who would attend that function.

Councilmember Winder discussed a recent news article regarding Salt Lake City Mayor Ralph Becker and stimulus money the mayor had been able to obtain for their city.

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City Manager, Wayne Pyle, reported the City had stayed in close touch with Ron Hamm of The Ferguson Group regarding the federal stimulus bill and the application process for West Valley City to receive funding for various projects. Mr. Pyle stated staff had researched the issue and understood the funding referred to in the article would be funneled through the state for certain projects.

Upon inquiry, the City Manager discussed meetings with the Congressional delegation being scheduled by Ron Hamm for Council members who would travel to Washington, D.C. the following month. He also related details of recent conversations with Ron Hamm regarding issues and projects of importance to West Valley City.

B. MAYOR DENNIS NORDFELT – RIBBON CUTTING EVENTS; BRAD KNOWLTON, ASCENT CONSTRUCTION, COMMENTS AT RECENT STUDY MEETING; AND E-MAIL RECEIVED FROM DUSTIN THOMPSON

Mayor Nordfelt discussed upcoming ribbon cutting events.

Mayor Nordfelt advised he had contacted Brad Knowlton of Ascent Construction regarding Mr. Knowlton's negative comments regarding West Valley City which were made during the previous Study Meeting.

Mayor Nordfelt stated he had also attempted to make contract with Dustin Thompson regarding an e-mail previously sent to all members of the Council, and he inquired if the expectation of the Council was for response sent from the Mayor or from each member of the Council individually.

C. COUNCILMEMBER STEVE VINCENT – DAYS OF '47 RODEO

Councilmember Vincent inquired if there was something the Council should be doing in regards to the Days of '47 Rodeo relocating to the E-Center this year.

City Manager, Wayne Pyle, advised there were some things to be undertaken by the City, with the Council's knowledge, in anticipation of this event, such as preparing a float for the Days of '47 parade.

Mayor Nordfelt indicated there could be some changes needed to be made at the E-Center for the event and it was assumed Kevin Bruder, General Manager of the E-Center, would communicate those needs to the City Manager. City Manager, Wayne Pyle, advised staff had been discussing things such as the float, potential sponsorships and other issues regarding this subject.

Councilmember Vincent related a recent conversation with Alan Anderson, Chief Executive Officer of ChamberWest, regarding possible sponsorships with respect

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to the parade. Mayor Nordfelt advised there were over 100 volunteers who served on the Rodeo Committee in addition to the large number on the Parade Committee.

Upon further discussion, City Manager, Wayne Pyle, stated he would advise the Council regarding volunteer opportunities or other assistance that might be needed regarding this event.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY CITY COUNCIL, THE STUDY MEETING OF TUESDAY, FEBRUARY 24, 2009, WAS ADJOURNED AT 5:33 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, February 24, 2009.

Sheri McKendrick, MMC
City Recorder