

MINUTES OF COUNCIL STUDY MEETING – APRIL 7, 2009

-1-

THE CITY COUNCIL MET IN STUDY SESSION ON TUESDAY, APRIL 7, 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
Joel Coleman
Corey Rushton
Steve Vincent
Mike Winder (Arrived as noted)

Wayne Pyle, City Manager
Sheri McKendrick, City Recorder

STAFF PRESENT:

Paul Isaac, Assistant City Manager
Kevin Astill, Parks and Recreation Director
Layne Morris, Community Preservation Director
Buzz Nielsen, Police Chief
Russell Willardson, Public Works Director
John Evans, Fire Chief
Richard Catten, City Attorney
Ken Olsen, Acting Finance Director
John Janson, Acting CED Director
Brent Garlick, CED Department
Ralph Lee, CED Department
Shane Smith, CED Department
Aaron Crim, Administration
Jake Arslanian, Public Works Department

1. **APPROVAL OF MINUTES OF STUDY MEETING HELD MARCH 10, 2009**

The Council read and considered the Minutes of the Study Meeting held March 10, 2009. There were no changes, corrections or deletions.

After discussion, Councilmember Burt moved to approve the Minutes of the Study Meeting held March 10, 2009, as written. Councilmember Brooks seconded the motion.

A roll call vote was taken:

MINUTES OF COUNCIL STUDY MEETING – APRIL 7, 2009

-2-

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

Unanimous.

2. **APPROVAL OF MINUTES OF STUDY MEETING HELD MARCH 17, 2009**

The Council read and considered the Minutes of the Study Meeting held March 17, 2009. There were no changes, corrections or deletions.

After discussion, Councilmember Burt moved to approve the Minutes of the Study Meeting held March 17, 2009, as written. Councilmember Brooks seconded the motion.

A roll call vote was taken:

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

Unanimous.

3. **APPROVAL OF MINUTES OF STUDY MEETING HELD MARCH 24, 2009**

The Council read and considered the Minutes of the Study Meeting held March 24, 2009. There were no changes, corrections or deletions.

After discussion, Councilmember Burt moved to approve the Minutes of the Study Meeting held March 24, 2009, as written. Councilmember Brooks seconded the motion.

A roll call vote was taken:

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

Unanimous.

MINUTES OF COUNCIL STUDY MEETING – APRIL 7, 2009

-3-

4. **REVIEW AGENDA FOR REGULAR MEETING SCHEDULED APRIL 7, 2009**

City Manager, Wayne Pyle, stated new items had been added to the Agenda for the Regular Council Meeting scheduled April 7, 2009, at 6:30 P.M., and he discussed those items and others, as follows:

Item No. 9.E. – RESOLUTION NO. 09-157, RESCIND PREVIOUSLY APPROVED RESOLUTION NO. 09-93 AND AUTHORIZE THE CITY TO GRANT A RIGHT-OF-WAY EASEMENT TO PACIFICORP, AN OREGON CORPORATION, D/B/A ROCKY MOUNTAIN POWER, TO ALLOW FOR CONSTRUCTION, RECONSTRUCTION, OPERATION, MAINTENANCE, REPAIR, REPLACEMENT, ENLARGEMENT, AND REMOVAL OF ELECTRIC TRANSMISSION, DISTRIBUTION AND COMMUNICATION LINES

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-157 which would rescind previously approved Resolution No. 09-93 and authorize the City to grant a Right-of-Way Easement to PacifiCorp, an Oregon Corporation, d/b/a Rocky Mountain Power, to allow for construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of electric transmission, distribution and communication lines.

Mr. Pyle stated throughout the process of obtaining the services of light rail and bus rapid transit, staff had worked with the Utah Transit Authority (UTA), Rocky Mountain Power, and the Utah Department of Transportation (UDOT) to obtain a functional and aesthetically pleasing project. Through this process it had become an important step to bury the distribution lines along Constitution Boulevard in front of the City Hall building. He further indicated in order to actually bury the lines and move the transmission lines to the west; Rocky Mountain Power requested a new right-of-way easement that would allow the necessary space for their construction and demolition of the said power lines, poles, conductors, conduits, and other necessary components for the success of this project.

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

The City Council will consider proposed Resolution No. 09-157 at the Regular Council Meeting scheduled April 7, 2009, at 6:30 P.M.

Councilmember Winder arrived at the meeting at 4:34 P.M.

Item No. 9.F. – RESOLUTION NO. 09-158, APPROVE AN INTERLOCAL COOPERATION AGREEMENT WITH SALT LAKE COUNTY AND ACCEPT A QUIT CLAIM DEED FROM SALT LAKE COUNTY FOR PROPERTY IDENTIFIED AS PARCEL NO. 15-33-251-001

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-158 which would approve an Interlocal Cooperation Agreement with Salt Lake County and accept a Quit Claim Deed from Salt Lake County for property identified as Parcel No. 15-33-251-001.

MINUTES OF COUNCIL STUDY MEETING – APRIL 7, 2009

-4-

Mr. Pyle stated the subject property was a remnant parcel of Salt Lake County property that needed to be transferred to West Valley City. He also stated the City would then grant a right-of-way easement to PacifiCorp d/b/a Rocky Mountain Power to allow room for all the components and construction associated with moving the distribution and transmission lines on the east side of Constitution Boulevard from approximately 3700 South to 3800 South.

The City Manager explained the easement would allow Rocky Mountain Power or their successors to construct, remove, reconstruct, repair, maintain, and replace electric power transmission, distribution, and communication lines on both sides of Constitution Boulevard.

Mr. Pyle indicated throughout the process of obtaining light rail and bus rapid transit, staff had worked with the Utah Transit Authority (UTA), Rocky Mountain Power, and the Valley Fair Mall to obtain a functional and aesthetically pleasing project. He also indicated it had become an important step to widen Constitution Boulevard from approximately 3100 South to 3650 South on the west side of the street and from approximately 3100 South to 3800 South on the east side of the street to provide light rail and bus rapid transit access. He stated in order to move the distribution and transmission lines out of the future vehicular access way and into the future park strip part of the right-of-way, Rocky Mountain Power requested this easement on the east side of Constitution Boulevard from approximately 3700 South to 3800 South, and to allow for the necessary space.

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. 09-158 at the Regular Council Meeting scheduled April 7, 2009, at 6:30 P.M.

Item No. 9.G. – RESOLUTION NO. 09-159, AUTHORIZE CITY TO GRANT A RIGHT-OF-WAY EASEMENT TO PACIFICORP, AN OREGON CORPORATION, D/B/A ROCKY MOUNTAIN POWER TO ALLOW CONSTRUCTION, RECONSTRUCTION, OPERATION, MAINTENANCE, REPAIR, REPLACEMENT, ENLARGEMENT, AND REMOVAL OF ELECTRIC POWER TRANSMISSION, DISTRIBUTION AND COMMUNICATION LINES TO ACCOMMODATE THE NEW LIGHT RAIL SYSTEM

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-159 which would authorize the City to grant a Right-of-Way Easement to PacifiCorp, an Oregon Corporation d/b/a Rocky Mountain Power, to allow construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of electric power transmission, distribution and communication lines to accommodate the new light rail system.

MINUTES OF COUNCIL STUDY MEETING – APRIL 7, 2009

-5-

Mr. Pyle stated the right-of-way easement was needed so Rocky Mountain Power or their successors could construct, remove, reconstruct, repair, maintain, and replace electric power transmission, distribution, and communication lines on both sides of Constitution Boulevard.

The City Manager indicated throughout the process of obtaining light rail and bus rapid transit, staff worked with Utah Transit Authority (UTA), Rocky Mountain Power, and the Valley Fair Mall to obtain a functional and aesthetically pleasing project. He stated that through the process it had become an important step to widen Constitution Boulevard from approximately 3100 South to 3650 South on the west side of the street and from approximately 3100 South to 3800 South on the east side of the street to provide light rail and bus rapid transit access. He indicated in order to move the distribution and transmission lines out of the future vehicular access way and into the future park strip part of the right-of-way, Rocky Mountain Power had requested the subject easement on the east side of Constitution Boulevard from approximately 3700 South to 3800 South to allow for the necessary space.

Mr. Pyle advised the subject easement was identified as Parcel No. 15-33-21-001 (Work Order #5126636-28).

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. 09-159 at the Regular Council Meeting scheduled April 7, 2009, at 6:30 P.M.

REVIEW REDEVELOPMENT AGENCY, HOUSING AUTHORITY, AND BUILDING AUTHORITY AGENDA ITEMS SCHEDULED FOR ACTION ON APRIL 7, 2009

City Manager, Wayne Pyle, reviewed items on the agendas for the Redevelopment Agency, Housing Authority and Building Authority meetings scheduled April 7 2009.

Upon inquiry by City Manager, Wayne Pyle, there were no further questions by members of the City Council regarding items scheduled on the subject agenda.

5. AWARDS, CEREMONIES AND PROCLAMATIONS SCHEDULED APRIL 14, 2009:

A. PROCLAMATION CONGRATULATING THE GRANGER HIGH SCHOOL EXCALIBURS ON A SUCCESSFUL COMPETITION AT THE NATIONAL DANCE/DRILL TEAM COMPETITION

City Manager, Wayne Pyle, stated Councilmember Burt would read a proclamation congratulating the Granger High School Excaliburs on a successful competition at the national dance/drill team competition, at the Regular Council Meeting scheduled April 14, 2009, at 6:30 P.M.

MINUTES OF COUNCIL STUDY MEETING – APRIL 7, 2009

-6-

6. RESOLUTION NO. 09-160, AUTHORIZE PURCHASE OF LANDSCAPE FURNITURE FROM HAWORTH, INC. FOR THE NEW COMMUNITY PRESERVATION DEPARTMENT/ANIMAL SERVICES FACILITY LOCATED AT APPROXIMATELY 3500 SOUTH 4400 WEST

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-160 which would authorize purchase of landscape furniture from Haworth, Inc., in an amount not to exceed \$76,132.04, for the new Community Preservation Department/Animal Services facility located at approximately 3500 South 4400 West.

Mr. Pyle stated Haworth, Inc. was on the State contract list as one of the landscape furniture vendors. He advised the landscape furniture was the same product used in most of the City facilities. He indicated the landscape furniture would provide open space cubicles for 16 ordinance officers, six housing case workers and two secretary stations. He stated the portion of the project was considered to be FF&E and would be installed by the City Facilities Division.

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. 09-160 at the Regular Council Meeting scheduled April 14, 2009, at 6:30 P.M.

7. RESOLUTION NO. 09-161, AUTHORIZE CITY TO SUBDIVIDE BY METES AND BOUNDS PROPERTY LOCATED AT APPROXIMATELY 1355 WEST AND 3100 SOUTH BY CONVEYANCE OF QUIT CLAIM DEEDS FROM WEST VALLEY CITY TO WEST VALLEY CITY

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-161 which would authorize the City to subdivide by metes and bounds property located at approximately 1355 West and 3100 South by conveyance of Quit Claim Deeds from West Valley City to West Valley City.

Mr. Pyle stated the City had owned the property for several years, however, recent changes in the use of the property required further subdividing to meet changing needs of the City. He further stated those exchanges would create five separate parcels. He advised a copy of the Record of Survey had been attached to the issue paper as Exhibit A that showed the newly created parcels. The new parcels were outlined and designated as follows: Parcels 1 and 5 are the Utah Cultural Celebration Center (UCCC), Parcel 2 has been created as exchange parcel for the Land and Water Conservation Fund (this was necessary for the creation of the new Animal Shelter at City Park), and Parcels 3 and 4 would be designated as a park.

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

MINUTES OF COUNCIL STUDY MEETING – APRIL 7, 2009

-7-

The City Council will consider proposed Resolution No. 09-161 at the Regular Council Meeting scheduled April 14, 2009, at 6:30 P.M.

8. **RESOLUTION NO. 09-162, AUTHORIZE CITY TO ACQUIRE, BY NEGOTIATION OR CONDEMNATION, REAL PROPERTY FROM DECKER LAKE VENTURES, LLC, LOCATED AT 2801 SOUTH DECKER LAKE DRIVE IN WEST VALLEY CITY AND RATIFY RESOLUTION NO. 09-67**

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-162 which would authorize the City to acquire, by negotiation or condemnation, real property from Decker Lake Ventures, LLC, located at 2801 South Decker Lake Drive in West Valley City and ratify Resolution No. 09-67.

Mr. Pyle stated although the required legal notice had been sent to the correct property address, the property owner was located at another address. He indicated in an effort to comply with all legal requirements and give the owner an additional opportunity to respond to the condemnation, notice was subsequently sent to the owner. Due to additional noticing concerns regarding timing between the letter and the initial date scheduled for a vote on the resolution, the processing of this resolution must be completed again.

The City Manager explained Utah Transit Authority (UTA) was currently negotiating purchase of 10,510 square feet of real property and a 2,631 square foot easement from the Decker Lake Ventures, LLC, with Clear Channel as a tenant. He stated, at present, it appeared condemnation would be necessary to complete the acquisition and the resolution had been requested in the likely event condemnation became necessary.

Mr. Pyle reported the subject property was one of the properties to be purchased for the light rail station on Research Way near Redwood Road and was located on a corner where the rail tracks made a turn to the south. He indicated the turn necessitated additional right-of-way. He stated the current right-of-way width was large, but under the road was a box culvert from Decker Lake that needed to be avoided when possible and the turn consumed more right-of-way.

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. 09-162 at the Regular Council Meeting scheduled April 14, 2009, at 6:30 P.M.

9. **CONSENT AGENDA SCHEDULED APRIL 14, 2009:**

A. **RESOLUTION NO. 09-163, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM LAWRENCE GONZALES AND FAY D. GONZALES FOR PROPERTY LOCATED AT 3539 SOUTH 5200 WEST FOR THE 5200 WEST IMPROVEMENT PROJECT**

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-163 which would accept a Grant of Temporary Construction Easement from Lawrence Gonzales and Fay D. Gonzales for property located at 3539 South 5200 West for the 5200 West Improvement Project.

Mr. Pyle stated 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 advised the easement would allow the contractor to make the necessary tie-ins to their property. He reported compensation for the easement would be \$200.00, which easement would automatically expire on December 31, 2010.

B. RESOLUTION NO. 09-164, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM DON C. WILLARD AND BARBARA R. WILLARD, AS CO-TRUSTEES OF THE 1993 WILLARD FAMILY TRUST FOR PROPERTY LOCATED AT 4053 SOUTH 5200 WEST FOR THE 5200 WEST IMPROVEMENT PROJECT

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-164 which would accept a Grant of Temporary Construction Easement from Don C. Willard and Barbara R. Willard, as Co-Trustees of the 1993 Willard Family Trust for property located at 4053 South 5200 West for the 5200 West Improvement Project.

Mr. Pyle stated 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 advised the easement would allow the contractor to make the necessary tie-ins to their property. He reported compensation for the easement would be \$200.00, which easement would automatically expire on December 31, 2010.

C. RESOLUTION NO. 09-165, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM JEREMY R. SORENSEN FOR PROPERTY LOCATED AT 3985 SOUTH 5200 WEST FOR THE 5200 WEST IMPROVEMENT PROJECT

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-165 which would accept a Grant of Temporary Construction Easement from Jeremy R. Sorensen for property located at 3985 South 5200 West for the 5200 West Improvement Project.

Mr. Pyle stated 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 advised the easement would allow the contractor to make the necessary tie-ins to their property. He reported compensation for the easement would be \$200.00, which easement would automatically expire on December 31, 2010.

D. **RESOLUTION NO. 09-166, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM GILBERT L. CAMOMILE AND MARILYN CAMOMILE FOR PROPERTY LOCATED AT 3917 SOUTH 5200 WEST FOR THE 5200 WEST IMPROVEMENT PROJECT**

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-166 which would accept a Grant of Temporary Construction Easement from Gilbert L. Camomile and Marilyn Camomile for property located at 3917 South 5200 West for the 5200 West Improvement Project.

Mr. Pyle stated 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 advised the easement would allow the contractor to make the necessary tie-ins to their property. He reported compensation for the easement would be \$200.00, which easement would automatically expire on December 31, 2010.

E. **RESOLUTION NO. 09-167, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM DENNIS A. MORGAN AND KAY D. MORGAN FOR PROPERTY LOCATED AT 3615 SOUTH 5200 WEST FOR THE 5200 WEST IMPROVEMENT PROJECT**

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-167 which would accept a Grant of Temporary Construction Easement from Dennis A. Morgan and Kay D. Morgan for property located at 3615 South 5200 West for the 5200 West Improvement Project.

Mr. Pyle stated 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 advised the easement would allow the contractor to make the necessary tie-ins to their property. He reported compensation for the easement would be \$200.00, which easement would automatically expire on December 31, 2010.

F. **RESOLUTION NO. 09-168, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM KEVIN E. HOLT AND KIMBERLY A. HOLT FOR PROPERTY LOCATED AT 3643 SOUTH 5200 WEST FOR THE 5200 WEST IMPROVEMENT PROJECT**

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-168 which would accept a Grant of Temporary Construction Easement from Kevin E. Holt and Kimberly A. Holt for property located at 3643 South 5200 West for the 5200 West Improvement Project.

Mr. Pyle stated 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 advised the easement would allow the contractor to make the

MINUTES OF COUNCIL STUDY MEETING – APRIL 7, 2009

-10-

necessary tie-ins to their property. He reported compensation for the easement would be \$200.00, which easement would automatically expire on December 31, 2010.

G. RESOLUTION NO. 09-169, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM DAY-WALK APARTMENT CO. INC. PROPERTY LOCATED AT 3545 SOUTH 5200 WEST FOR THE 5200 WEST IMPROVEMENT PROJECT

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-169 which would accept a Grant of Temporary Construction Easement from Day-Walk Apartment Co. Inc. for property located at 3545 South 5200 West for the 5200 West Improvement Project.

Mr. Pyle stated 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 advised the easement would allow the contractor to make the necessary tie-ins to their property. He reported compensation for the easement would be \$200.00, which easement would automatically expire on December 31, 2010.

H. RESOLUTION NO. 09-170, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM BRUCE ARGYLE AND JUDY ARGYLE, TRUSTEES OF THE BRUCE AND JUDY ARGYLE FAMILY TRUST DATED MARCH 18, 2004, FOR PROPERTY LOCATED AT 3575 SOUTH 5200 WEST FOR THE 5200 WEST IMPROVEMENT PROJECT

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-170 which would accept a Grant of Temporary Construction Easement from Bruce Argyle and Judy Argyle Trustees of the Bruce and Judy Argyle Family Trust dated March 18, 2004 for property located at 3575 South 5200 West for the 5200 West Improvement Project.

Mr. Pyle stated 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 advised the easement would allow the contractor to make the necessary tie-ins to their property. He reported compensation for the easement would be \$200.00, which easement would automatically expire on December 31, 2010.

I. RESOLUTION NO. 09-171, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM PAUL D. NEWSOME FOR PROPERTY LOCATED AT 3973 SOUTH 5200 WEST FOR THE 5200 WEST IMPROVEMENT PROJECT

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-171 which would accept a Grant of Temporary Construction Easement from Paul D.

MINUTES OF COUNCIL STUDY MEETING – APRIL 7, 2009

-11-

Newsome for property located at 3973 South 5200 West for the 5200 West Improvement Project.

Mr. Pyle stated 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 advised the easement would allow the contractor to make the necessary tie-ins to their property. He reported compensation for the easement would be \$200.00, which easement would automatically expire on December 31, 2010.

J. RESOLUTION NO. 09-172, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM DEE ANNA SHELTON TRUSTEE OF THE 1993 RUSHTON FAMILY TRUST FOR PROPERTY LOCATED AT 4071 SOUTH 5200 WEST FOR THE 5200 WEST IMPROVEMENT PROJECT

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-172 which would accept a Grant of Temporary Construction Easement from Dee Anna Shelton Trustee of the 1993 Rushton Family Trust for property located at 4071 South 5200 West for the 5200 West Improvement Project.

Mr. Pyle stated 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 advised the easement would allow the contractor to make the necessary tie-ins to their property. He reported compensation for the easement would be \$200.00, which easement would automatically expire on December 31, 2010.

K. RESOLUTION NO. 09-173, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM DEE ANNA SHELTON TRUSTEE OF THE 1993 RUSHTON FAMILY TRUST FOR PROPERTY LOCATED AT 4071 SOUTH 5200 WEST FOR THE 5200 WEST IMPROVEMENT PROJECT

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-173 which would accept a Grant of Temporary Construction Easement from Dee Anna Shelton Trustee of the 1993 Rushton Family Trust for property located at 4071 South 5200 West for the 5200 West Improvement Project.

Mr. Pyle stated 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 advised the easement would allow the contractor to make the necessary tie-ins to their property. He reported compensation for the easement would be \$200.00, which easement would automatically expire on December 31, 2010.

L. **RESOLUTION NO. 09-174, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM DEE ANNA SHELTON TRUSTEE OF THE 1993 RUSHTON FAMILY TRUST FOR PROPERTY LOCATED AT 4059 SOUTH 5200 WEST FOR THE 5200 WEST IMPROVEMENT PROJECT**

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-174 which would accept a Grant of Temporary Construction Easement from Dee Anna Shelton Trustee of the 1993 Rushton Family Trust for property located at 4059 South 5200 West for the 5200 West Improvement Project.

Mr. Pyle stated 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 advised the easement would allow the contractor to make the necessary tie-ins to their property. He reported compensation for the easement would be \$200.00, which easement would automatically expire on December 31, 2010.

M. **RESOLUTION NO. 09-175, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM VON C. PROCTOR AND BRANDI L. PROCTOR FOR PROPERTY LOCATED AT 3899 SOUTH 5200 WEST FOR THE 5200 WEST IMPROVEMENT PROJECT**

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-175 which would accept a Grant of Temporary Construction Easement from Von C. Proctor and Brandi L. Proctor for property located at 3899 South 5200 West for the 5200 West Improvement Project.

Mr. Pyle stated 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 advised the easement would allow the contractor to make the necessary tie-ins to their property. He reported compensation for the easement would be \$200.00, which easement would automatically expire on December 31, 2010.

N. **RESOLUTION NO. 09-176, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM VERN O. READING AND JULIE A. READING FOR PROPERTY LOCATED AT 3970 SOUTH SUNNYVALE DRIVE FOR THE SUNNYVALE ACORD SIDEWALK PROJECT**

City Manager, Wayne Pyle, discussed proposed Resolution No. 09-176 which would accept a Grant of Temporary Construction Easement from Vern O. Reading and Julie A. Reading for property located at 3970 South Sunnyvale Drive for the Sunnyvale Acord Sidewalk Project.

The City Manager reported the subject parcel was one of the properties affected by construction of the 5200 West Improvement Project extending from 3500

MINUTES OF COUNCIL STUDY MEETING – APRIL 7, 2009

-13-

South to 4100 South. He indicated the easement would allow the contractor to make necessary tie-ins to their property. He stated compensation for the easement would be in the amount of \$200.00, which easement would expire December 31, 2010.

The City Council will consider proposed Resolution Nos. 09-163 through 09-176 at the Regular Council Meeting scheduled April 14, 2009, at 6:30 P.M.

10. COMMUNICATIONS:

A. CITY CENTER UPDATE

Acting CED Director, John Janson, and Brent Garlick, CED Department, distributed written information.

Utilizing PowerPoint, they discussed and reviewed information regarding the City Center development summarized as follows:

Brent Garlick:

- Development Partner – state leases, educational interests, federal leases, financing, recruitment

John Janson:

- Transportation Improvements – aerial photograph of City Center area, 3500 South re-build, 2700 West enhancements, new roadways in City Center area, CD (Collector/Distributor) road approval and progress
- Design – concept plan, block diagram, tenant influence, marketing piece

Brent Garlick:

- Salt Lake County Library – expansion, new building, Utah Transit Authority (UTA) land
- Valley Fair Mall – site plan, good connection to City Center, plaza development, additional square footage, signage
- West Valley City – facilitate all aspects of development, possible City Hall relocation, UTA collaboration, coordinate with Erickson/Jones (Heartland), U.S. Post Office, museum/art venues
- Residential – Mall/Wood Partners, invite other developers, apartments and condos

John Janson:

- Transit – LRT (light rail transit), bus hub, BRT (bus rapid transit) line, joint use of parking, plaza development

MINUTES OF COUNCIL STUDY MEETING – APRIL 7, 2009

-14-

Brent Garlick:

- Office Recruitment – office broker, marketing brochure, regional recruitment
- Land Acquisition – RDA bond/funding, Utah Department of Transportation (UDOT)/Utah Transit Authority (UTA) land, Sorenson option, Brown/Stangl, America First Credit Union, Audio One option

During the above presentation and discussion, City Manager, Wayne Pyle, John Janson and Brent Garlick answered questions from members of the City Council.

City Manager, Wayne Pyle complimented staff for their efforts on the City Center and other projects.

Mayor Nordfelt expressed appreciation, on behalf of the City Council, for the efforts and information provided above.

B. **COUNCIL UPDATE**

City Manager, Wayne Pyle, stated the Council had previously received a Memorandum outlining upcoming meetings and events as follows: April 1-30, 2009: Art Exhibit – Easter Eggs-travaganza: A Celebration of Artisan Eggshell Carvings, UCCC; April 10, 2009: Flashlight Egg Hunt, Family Fitness Center, 9:00 P.M.; April 11, 2009: Outdoor Egg Hunt, Centennial Park, 8:30 A.M.; April 11, 2009: Breakfast with the Easter Bunny, Family Fitness Center, 9:00 A.M.; April 11, 2009: Easter Egg Plunge, Family Fitness Center, 11:30 A.M. – 12:30 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 4, 2009: Police Department Awards Banquet, UCCC, 11:30 A.M. – 2:00 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 Rom, 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.; May 30, 2009: Fiesta!, UCCC, 6:00 P.M.; June 2, 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

MINUTES OF COUNCIL STUDY MEETING – APRIL 7, 2009

-15-

Fitness Center, 6:30 P.M. – 7:30 P.M.; June 9, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; 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 23, 2009: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; June 30, 2009: Summer Concert Series – Utah Symphony, UCCC, 8:30 P.M.; July 13, 2009: 2009 Crime Prevention Seminar, Topic: Home Safety, Family Fitness Center, 6:30 P.M. – 7:30 P.M.; August 3, 2009: Honorary Colonels Golf Tournament, Stonebridge Golf Course, 7:00 A.M. – 2:00 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.

City Manager, Wayne Pyle, advised about an open house scheduled at Silver Hills Elementary the following night from 5:00 P.M. – 7:00 P.M. regarding speed humps in Diamond Summit Subdivision.

11. COUNCIL REPORTS:

A. COUNCILMEMBER JOEL COLEMAN – WEST VALLEY EDUCATION ADVISORY COMMITTEE

Councilmember Coleman advised that Chad Christman had resigned as chair of the West Valley Education Advisory Committee and at the next meeting members would make a decision regarding how or if to proceed. The Council discussed why the committee had been formed and if the Council desired it to continue, including expectations. Mayor Nordfelt suggested asking the committee if there was something they would like to do on behalf of the City.

B. COUNCILMEMBER CAROLYNN BURT – CEP AFTER-SCHOOL PROGRAM AND CHESTERFIELD COTTAGES

Councilmember Burt distributed a written report from Margaret Peterson, Executive Director of the Community Education Partnership (CEP), regarding the After-School Program. She also reported regarding a conversation with a property owner about Chesterfield Cottages. City Manager, Wayne Pyle, suggested he would talk to that property owner.

C. MAYOR DENNIS NORDFELT – THANK YOU NOTES, NOISE REGULATION AND CHICKENS

Mayor Nordfelt read thank you notes from Sara Meier of the Granite School Board and the Jensen family.

MINUTES OF COUNCIL STUDY MEETING – APRIL 7, 2009

-16-

Mayor Nordfelt stated copies had previously been distributed regarding the County's noise regulation and requested the City Manager schedule a discussion for a future Study Meeting and invite representatives from the Salt Lake Valley Health Department to participate.

Mayor Nordfelt also discussed letters, telephone calls and e-mails received from citizens regarding allowing chickens and the expectation that residents would speak to that issue during the comment period at the Regular Council Meeting scheduled later this night. He discussed recent news articles regarding other jurisdictions considering allowing chickens, but stated they had not actually adopted ordinances. City Manager, Wayne Pyle, discussed information regarding staff's position on this matter and, in particular, from an enforcement standpoint.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY CITY COUNCIL, THE STUDY MEETING OF TUESDAY, APRIL 7, 2009, WAS ADJOURNED AT 6:13 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, April 7, 2009.

Sheri McKendrick, MMC
City Recorder