

MINUTES OF COUNCIL STUDY MEETING – MAY 18, 2010

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THE WEST VALLEY CITY COUNCIL MET IN STUDY SESSION ON TUESDAY, MAY 18, 2010, AT 4:30 P.M., IN THE MULTI-PURPOSE ROOM, WEST VALLEY CITY HALL, 3600 CONSTITUTION BOULEVARD, WEST VALLEY CITY, UTAH. MAYOR WINDER CALLED THE MEETING TO ORDER.

THE FOLLOWING MEMBERS WERE PRESENT:

Mike Winder
Russ Brooks
Steve Buhler
Don Christensen
Corey Rushton
Steve Vincent

Wayne Pyle, City Manager
Sheri McKendrick, City Recorder

ABSENT:

Carolynn Burt

STAFF PRESENT:

Paul Isaac, Assistant City Manager
Nicole Cottle, CED Department
John Evans, Fire Chief
Jim Welch, Finance Director
Layne Morris, Community Preservation Director
Richard Catten, City Attorney
Russell Willardson, Public Works Director
Mike Richards, Acting Parks and Recreation Director
Mike Wells, Acting Police Chief
Dan Johnson, Public Works Department
Rachel White, Law Department
Marshall Hendrickson, Law Department
Cindy Hobbs, Finance Department
Candice Smart, Administration
Kevin Conde', Administration
Aaron Crim, Administration
Craig Thomas, Administration
Owen Jackson, Administration
Cathie Alberico, Administration
Natalie Hobbs, Administration
Russ Bailey, Public Works Department

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1. APPROVAL OF MINUTES OF STUDY MEETING HELD MAY 4, 2010

The Council read and considered the Minutes of the Study Meeting held May 4, 2010. There were no changes, corrections or deletions.

After discussion, Councilmember Vincent moved to approve the Minutes of the Study Meeting held May 4, 2010, as written. Councilmember Buhler seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Brooks	Yes
Mr. Buhler	Yes
Mr. Rushton	Yes
Mr. Christensen	Yes
Mayor Winder	Yes

Unanimous.

2. REVIEW AGENDA FOR REGULAR MEETING SCHEDULED MAY 18, 2010

City Manager, Wayne Pyle, stated one new item had been added to the Agenda for the Regular Meeting scheduled May 18, 2010, as follows:

Item No. 8.B. – RESOLUTION NO. 10-91, ADOPT TENTATIVE BUDGET FOR FISCAL YEAR COMMENCING JULY 1, 2010, AND ENDING JUNE 30, 2011, AND SET AUGUST 10, 2010 AS THE DATE FOR PUBLIC HEARING

City Manager, Wayne Pyle, discussed proposed Resolution No. 10-91 which would adopt the Tentative Budget for the Fiscal Year commencing July 1, 2010, and ending June 30, 2011, and set August 10, 2010 as the date for public hearing.

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

The City Council will consider proposed Resolution No. 10-91 at the Regular Council Meeting scheduled May 18, 2010, at 6:30 P.M.

Redevelopment Agency, Housing Authority and Building Authority Special Regular Meetings

City Manager, Wayne Pyle, reviewed items listed on the agendas for the Redevelopment Agency, Housing Authority and Building Authority Special Regular Meetings scheduled May 18, 2010.

Mr. Pyle answered questions from members of the City Council.

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Upon inquiry by the City Manager, there were no further questions regarding items scheduled for consideration on May 18, 2010.

3. **RESOLUTION NO. 10-92, APPROVE AN AGREEMENT WITH COURT SERVICES OF UTAH TO PROVIDE BAILIFF AND TRANSPORTATION SERVICES FOR THE WEST VALLEY CITY JUSTICE COURT**

City Manager, Wayne Pyle, discussed proposed Resolution No. 10-92 which would approve an Agreement with Court Services of Utah, in the amount of \$215,000.00, to provide bailiff and transportation services for the West Valley City Justice Court.

Mr. Pyle stated Court Services of Utah would provide services under the direction of Constable Larry C. Bringhurst. He advised they would provide the necessary bailiff services required to protect the court, its staff, the general public, tangible property of the City, and the judicial process. He further stated Court Services of Utah would provide prisoner transportation when required. He indicated the bailiffs were trained and certified as required by Peace Officer Standards and Training (POST). He further stated bailiffs would perform their duties within the rules of the court and at the direction of the presiding judge.

The City Manager explained West Valley City was required to provide security to the Justice Court under Title 78A-7-209 Utah Code Annotated. He stated the City conducted a request for proposal process where it received two responses and Court Services of Utah's proposal had been selected by the City to provide the services based on professional skill and ability. He advised the operations would become effective July 1, 2010.

Mr. Pyle further reviewed the proposed Resolution and answered questions from members of the City Council. He reported the second of the two bidders had called prior to this meeting to protest the process. Upon direction of the City Manager, the City Attorney, Richard Catten, related a conversation with the subject bidder including the bidder's issues of concern. City Manager, Wayne Pyle, stated the questions had been satisfied and he recommended award of the contract as stated above.

The City Council will consider proposed Resolution No. 10-92 at the Regular Council Meeting scheduled May 25, 2010, at 6:30 P.M.

4. **CONSENT AGENDA SCHEDULED FOR MAY 25, 2010:**

A. **RESOLUTION NO. 10-93, APPROVE A RIGHT-OF-WAY AGREEMENT WITH PENNY PROPERTIES, LC FOR PROPERTY LOCATED AT 2641 SOUTH 7200 WEST, AND ACCEPT A WARRANTY DEED AND GRANT OF TEMPORARY CONSTRUCTION EASEMENT FOR THE 7200 WEST IMPROVEMENT PROJECT**

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City Manager, Wayne Pyle, discussed proposed Resolution No. 10-93 which would approve a Right-of-Way Agreement with Penny Properties, LC, for property located at 2641 South 7200 West, and accept a Warranty Deed and Grant of Temporary Construction Easement for the 7200 West Improvement Project.

Mr. Pyle stated Penny Properties, LC had signed the Right-of-Way Agreement, Warranty Deed and Grant of Temporary Construction Easement.

The City Manager reported the subject parcel was one of the properties affected by construction of the 7200 West Improvement Project extending from SR-201 to 3500 South on both sides of 7200 West. He stated the project was being constructed in conjunction with Salt Lake County who would be responsible for improvements on the west side of 7200 West. He also stated compensation for the right-of-way and the easement would be in the amount of \$15,000.00 which had been negotiated based upon an appraisal by Free and Associates, Inc. indicating a value of \$13,200.00.

B. RESOLUTION NO. 10-94, APPROVE A RIGHT-OF-WAY AGREEMENT WITH NANCY WILKEN JONES FOR PROPERTY LOCATED AT 3109 SOUTH 7200 WEST, AND ACCEPT A WARRANTY DEED AND GRANT OF TEMPORARY CONSTRUCTION EASEMENT FOR THE 7200 WEST IMPROVEMENT PROJECT

City Manager, Wayne Pyle, discussed proposed Resolution No. 10-94 which would approve a Right-of-Way Agreement with Nancy Wilken Jones for property located at 3109 South 7200 West, and accept a Warranty Deed and Grant of Temporary Construction Easement for the 7200 West Improvement Project.

Mr. Pyle stated Nancy Wilken Jones had signed the Right-of-Way Agreement, Warranty Deed and Grant of Temporary Construction Easement.

The City Manager reported the subject parcel was one of the properties affected by construction of the 7200 West Improvement Project extending from SR-201 to 3500 South on both sides of 7200 West. He indicated the project was being constructed in conjunction with Salt Lake County who would be responsible for improvements on the west side of 7200 West. He further stated compensation for purchase of the right-of-way and the easement would be in the amount of \$20,800.00 as negotiated based on an appraisal prepared by Free and Associates, Inc. indicating a value of \$17,900.00.

C. RESOLUTION NO. 10-95, APPROVE A RIGHT-OF-WAY AGREEMENT WITH LEWIS J. JONES AND NANCY W. JONES FOR PROPERTY LOCATED AT 3115 SOUTH 7200 WEST, AND ACCEPT A WARRANTY DEED AND GRANT OF TEMPORARY CONSTRUCTION EASEMENT FOR THE 7200 WEST IMPROVEMENT PROJECT

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City Manager, Wayne Pyle, discussed proposed Resolution No. 10-95 which would approve a Right-of-Way Agreement with Lewis J. Jones and Nancy W. Jones for property located at 3115 South 7200 West, and accept a Warranty Deed and Grant of Temporary Construction Easement for the 7200 West Improvement Project.

Mr. Pyle stated Lewis J. Jones and Nancy W. Jones had signed the Right-of-Way Agreement, Warranty Deed, and Grant of Temporary Construction Easement.

The City Manager reported the subject parcel was one of the properties affected by construction of the 7200 West Improvement Project extending from SR-201 to 3500 South on both sides of 7200 West. He stated the project was being constructed in conjunction with Salt Lake County who would be responsible for improvements on the west side of 7200 West. He also reported compensation for purchase of the right-of-way and the easement would be in the amount of \$19,600.00 based on an appraisal prepared by Free and Associates, Inc.

The City Council will consider proposed Resolution Nos. 10-93, 10-94 and 10-95 at the Regular Council Meeting scheduled May 25, 2010, at 6:30 P.M.

5. **COMMUNICATIONS:**

A. **RISK MANAGEMENT UPDATE**

City Manager, Wayne Pyle, stated the City Council had previously requested an overview and information regarding the City's Risk Management Program.

Upon direction of the City Manager, Rachel White, Risk Analyst, distributed written information and used PowerPoint to review information summarized as follows:

- Strategies to Manage Risk – avoidance, transfer, management through systems including policy, procedures and checklists
- Responsibilities of Department Risk Coordinators
- Mandatory Supervisor Training
- Overview of URMMA (Utah Risk Management Mutual Association) Annual Inspection Program
- Inspection Results (scores from last three years)
- Third-Party Liability Claims
- Liability Claims by Department 2006-2010
- Cost of Claims by Department 2006-2010
- At-Fault Vehicle Accidents 2006-2010
- Lawsuits
- “Safety Culture” – learning, innovation and continuous improvement

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During the above presentation of information, City Manager Wayne Pyle, City Attorney, Richard Catten, and Rachel White answered questions from members of the City Council.

Mayor Winder expressed appreciation to Rachel White for the information provided to the City Council. City Manager, Wayne Pyle, also complimented Ms. White and stated she was a “one person division” and she did a great job for the City.

B. **WVC-TV & CITY BROADCASTING UPDATE**

City Manager, Wayne Pyle, stated as with many functions of the City an attempt was made to do a lot with few resources. He indicated there were some very good and innovative things to show the City Council. He recognized staff of the Public Relations Division in attendance at the meeting.

Upon direction of the City Manager, Aaron Crim, Public Relations Director, used PowerPoint and discussed information summarized as follows:

- West Valley City television – evolution of content
- Comcast changes and updates
- Problems with new technology
- Changing trends
- New direction – TV, DVD, Internet, E-mail and Social Media
- WVC-TV demonstration
- New format – HD quality broadcasting, all video, regularly updated programming including Mayor’s monthly report, rebroadcast of most recent City Council meeting, monthly news show with a photographer and reporter on staff to tell our story
- New delivery methods – continued broadcasting on Comcast Channel 17 and all new online “on-demand” video portal
- Investment – no new personnel and minimal investment in technology
- Return on investment – reach all Comcast subscribers, reach more than 700 unique website visitors daily, reach people from around the World

During the above presentation of information, Aaron Crim answered questions from members of the City Council.

The City Council expressed appreciation for the update and information presented above and indicated they were excited about the changes and could not wait for it to be available for citizens to view in July.

Upon inquiry by members of the City Council regarding getting the word out to citizens about the new format as described above, Mr. Crim responded there were

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plans to launch WVCD-TV including updated Channel 17 and on-line video during the upcoming WestFest celebration scheduled in June. The City Council also discussed possible story ideas.

The City Manager stated this was a huge step forward and City staff had put a lot of effort into putting it together. He indicated it would indeed be a great way to tell the City's stories.

Mayor Winder expressed appreciation for the updated information and stated the Council looked forward to seeing the WVC-TV.

C. **COUNCIL UPDATE**

City Manager, Wayne Pyle, stated the City Council had previously received a Memorandum upcoming meetings and events as follows: May 14 – June 28, 2010: Western Federation of Watercolor Society's 35th Annual Exhibit, UCCC; May 19-23, 2010: Cirque du Soleil Alegria Concert, E-Center; May 22, 2010: Fiesta! 2010, UCCC, 6:00 P.M. – Dark; May 25, 2010: Children's Tile Event, City Center Plaza, 4:00 P.M.; May 25, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; May 26, 2010: Utah Special Olympics Torch Run, UTA Parking Lot behind City Hall, 10:00 A.M. – 10:30 A.M.; May 26, 2010: Smucker's Stars on Ice, E-Center; May 31, 2010: Memorial Day Holiday – City Hall closed; June 1, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; June 8, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; June 15, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; June 22, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; June 24-26, 2010: WestFest, Centennial Park; July 5, 2010: Independence Day Holiday – City Hall closed; July 6, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; July 6, 2010: 30th Anniversary Celebration, UCCC; July 10, 2010: Justin Bieber – My World Tour Concert, E-Center; July 13, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; July 15, 2010: Employee Summer Barbecue Sponsored by EAC, City Park; July 20, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; July 27, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; and July 28, 2010: 30th Anniversary Mayor's Luncheon, UCCC, Noon.

6. **COUNCIL REPORTS:**

A. **COUNCILMEMBER DON CHRISTENSEN – UCCC EXHIBIT; FIESTA! 2010; AND FAMILY FITNESS CENTER AWARD NOMINATION**

Councilmember Christensen stated he and Councilmember Vincent had attended the opening of a new exhibit at the Utah Cultural Celebration Center (UCCC) and he encouraged others to view the exhibit.

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Councilmember Christensen reminded the upcoming weekend was Fiesta! 2010 at the UCCC.

Councilmember Christensen informed the Family Fitness Center had been nominated for the Nickelodeon Kid's Choice Awards.

B. **COUNCILMEMBER RUSS BROOKS – PUBLIC COMMENT PERIOD**

Councilmember Brooks advised that Mr. Zitting, a resident of the City, might desire to speak during the public comment period at the Regular Council Meeting scheduled later this night. He indicated Mr. Zitting desired to be allowed to have more pets at his residence on a temporary basis than currently allowed. He explained he had been told that West Valley City's ordinance was stricter than other cities.

Layne Morris, Community Preservation Director, stated in comparison to other cities, West Valley City's ordinance was very similar.

Upon further discussion, the City Council expressed the consensus not to revisit the current ordinance.

C. **COUNCILMEMBER STEVE VINCENT – KELLY BENSON APARTMENTS**

Councilmember Vincent reported he had participated in a tour of the Kelly Benson apartments earlier this date and he indicated it appeared to be a great facility with spacious apartments. He indicated City staff had done an outstanding job of reaching out to the neighborhood which had alleviated many concerns of neighbors about the facility. Other Council members had also taken the tour and related their observations regarding the facility, management and senior residents who would be living there.

D. **MAYOR MIKE WINDER – WESTERN GROWTH COALITION MEETING; ULCT POLICY COMMITTEE MEETING; NBC NEWS STORY REGARDING ILLEGAL IMMIGRATION; AND LEGISLATIVE TAX COMMITTEE MEETING**

Mayor Winder inquired if the Assistant City Manager, Paul Isaac, had attended the Western Growth Coalition meeting and requested a report. Paul Isaac, Assistant City Manager, reported regarding the issues discussed at the subject meeting.

Mayor Winder reported regarding the Utah League of Cities & Towns (ULCT) Policy Committee meeting held the previous day.

Mayor Winder advised NBC news was doing a story on illegal immigration and had contacted him regarding an interview. Aaron Crim, Public Relations Director,

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responded as directed by the City Manager, regarding why West Valley City had been contacted for that interview. Upon discussion, some members of the City Council expressed concern regarding an interview. Mr. Crim advised he had not committed to the interview.

Mayor Winder updated the City Council regarding UTOPIA and stated this matter had been placed on an interim agenda for the Legislative Tax Committee meeting scheduled the following day, and he would attend that meeting.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL, THE STUDY MEETING OF TUESDAY, MAY 18, 2010, WAS ADJOURNED AT 6:25 P.M., BY MAYOR WINDER.

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, May 18, 2010.

Sheri McKendrick, MMC
City Recorder