

MINUTES OF COUNCIL STUDY MEETING – JULY 13, 2010

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THE WEST VALLEY CITY COUNCIL MET IN STUDY SESSION ON TUESDAY, JULY 13, 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 (Arrived as noted)
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 Director
Layne Morris, Community Preservation Director
Russell Willardson, Public Works Director
Jim Welch, Finance Director
John Evans, Fire Chief
Buzz Nielsen, Police Chief
Eric Bunderson, Acting City Attorney
Nancy Day, Acting Parks and Recreation Director
Aaron Crim, Administration
Eric Brondum, Public Work Department
Jake Arslanian, Public Works Department

1. **REVIEW AGENDA FOR REGULAR MEETING SCHEDULED JULY 13, 2010**
Mayor Winder stated no new items had been added to the Agenda for the Regular Meeting scheduled July 13, 2010, at 6:30 P.M.

Mayor Winder advised he would be absent for the Regular Meeting scheduled July 13, 2010, and therefore the meeting would be conducted by Mayor Pro Tem Rushton.

Upon inquiry, there were no questions regarding items scheduled on the subject Agenda.

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2. AWARDS, CEREMONIES AND PROCLAMATIONS SCHEDULED JULY 20, 2010:

A. RECOGNITION OF CLEAN & BEAUTIFUL COMMITTEE MEMBERS AND JUDGES

City Manager, Wayne Pyle, stated the following members of the Clean & Beautiful Committee, and judges of the yard award program, would be recognized at the Regular Council Meeting scheduled July 20, 2010:

Brian Blank	June Johnson
Newell Anderson	Mathew Lovato
Karin Alexander	Becky Dangerfield
Charlotte Collard	Tim Chezem
Gene & Janet Jensen	Pat & Jeff Deelstra
Janusz & Jola Wojtanowicz	Cathy Holly
Lisa Rene Jones	Martin & Doris Taradash
Alfene Page	Doris Wall
Sandy Silletoe	Claudia Jensen
Brenda Clark	Kathryn Walbom
Gary & Teddie Warr	

Mr. Pyle also advised that the following individuals were recipients of the Clean and Beautiful 2010 Yard Award:

Marcelino Martinez	Deena Van Sambeek
Judy Chacon	Ed & Debby Konopka
Mr. & Mrs. Jonathan Wood	Larry & Debby Olsen
Mr. & Mrs. Kirk Hill	Consuelo Pimentel
USANA Health Sciences	Richard Hess
Cora Christiansen	Juan Hernandez
Ann M. Franklin	Steve Christiansen & Cris Slater
Stacey Condie	Trey & Misty Mackay
Pam & Dale Post	Don & Crystal Darling
Scott & Debbie Bailey	Floyd & Mary Bergener
Bill & Teri Nickle	Paul & Charlene Lund
Jeff & Linda Goodwin	Richard & Donna Gainsforth
Greg & Linda Westphall	Randy & Mary Thomas
Steve Milner	Trent & Beckie Moyer
Nick & Shayla Bleckert	Salvador Beralta
Ron & Bernadette Magera	Chris & Pam Crouch
Brent Fedderson	Chris & Kay Lyman
Kathy Pringle	Jody Paras
Clark Rushton	Michael & Theresa Turner
John Murdock	Wayne Ortiz
Mr. E. Allen Hayes	Mountain View Mobile Homes

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Tien D Trinh	Vicky Stiles
Rick & Martha Sterzer	Ron Jensen
Huu Pham	Virginia Schimmel
Brent Merriam	Kenneth L. Allen
Se Aphayrath	Douglas Morishita
Joann Atkinson	Toan Nguyen
John & Donnaleah Hall	Dan & Julie Sheldon
Carlos & Shellie Manzanares	Carolynn Workman
Pete & Susan Morgan	Randy & Teresa Wolfe
Brent Cripps	Glenda Mitchell
Orlando & Beth Cordova	Joyce Pease
Sharen Newton	Richard Duke
Dianne Hathaway	David Zito
Ken & Beverly Whetsone	Glen & Sarin Tharp
Brian Boehme	Jose Lopez
Florin Preda	David Jacobson
Ben & Mary Jane Gomez	

City Manager, Wayne Pyle, advised that on July 20, 2010, there would be a reception held at 5:30 P.M. to honor the award winners, after which the Committee members and judges would be recognized at the Regular Council Meeting scheduled later that evening.

Councilmember Christensen arrived at the meeting at 4:32 P.M.

3. **RESOLUTION NO. 10-141, APPROVE AN INTERLOCAL COOPERATION AGREEMENT WITH SALT LAKE COUNTY FOR THE INSTALLATION AND MAINTENANCE OF A TRAFFIC SIGNAL AT 4490 SOUTH 4800 WEST**

City Manager, Wayne Pyle, discussed proposed Resolution No. 10-141, which would approve an Interlocal Cooperation Agreement with Salt Lake County for the installation and maintenance of a traffic signal at 4490 South 4800 West.

Mr. Pyle stated Salt Lake County maintained City-owned traffic signals and had constructed new signals in the City. He also stated the City had experienced a good working relationship and quality construction done with and by Salt Lake County.

The City Manager reported that for several years the community around Kennedy Jr. High School had expressed a desire for a traffic signal on 4800 West. He indicated a traffic and pedestrian study of the area had shown conditions at the intersection of 4800 West and Royal Ann Drive (4490 South) exceeded requirements for Warrant 4 – Pedestrian Volume, and Warrant 5 – School Crossing, of the MUTCD (Manual on Uniform Traffic Control Devices).

Mr. Pyle further reported installation of a traffic signal at the described location would require two existing reduced speed school zones (Royal Ann Drive and 4415 South),

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servicing Kennedy Jr. High School, be removed from 4800 West. He indicated students using existing crosswalks would now cross at the traffic signal. He explained the reduced speed zone on 4800 West at West Point Drive, which served Academy Park Elementary, would remain.

Public Works Director, Russell Willardson, further reviewed and discussed the proposed Resolution and answered questions from members of the City Council.

The City Council will consider proposed Resolution No. 10-141 at the Regular Council Meeting scheduled July 20, 2010, at 6:30 P.M.

4. **RESOLUTION NO. 10-142, APPROVE A SERVICE AGREEMENT WITH ALLIANT EVENT SERVICES FOR AUDIO/VISUAL SERVICES AT THE UTAH CULTURAL CELEBRATION CENTER**

City Manager, Wayne Pyle, discussed proposed Resolution No. 10-142 which would approve a Service Agreement with Alliant Event Services for audio/visual services at the Utah Cultural Celebration Center (UCCC).

Mr. Pyle stated pricing of the services would be determined as indicated on Attachments A & B of the subject Service Agreement.

The Manager reported the UCCC had published a request for proposals inviting contractors to submit proposals to provide audio/visual services to the facility. He further reported that after reviewing the proposals the City found Alliant Event Services to have the knowledge, expertise, and ability to provide the necessary services.

Paul Isaac, Assistant City Manager, further reviewed and discussed the proposed Resolution and answered questions from members of the City Council. Members of the Council inquired if City staff could operate the light and sound equipment. Mr. Isaac explained and clarified the proposal to be considered. There was also discussion regarding E-Verify requirements for all contracts, and Nicole Cottle, CED Director, clarified requirements adopted by the Utah State Legislature per Senate Bill 41. The Mayor requested the City Manager verify that the City was meeting all requirements per the law as related to contracts.

The City Council will consider proposed Resolution No. 10-142 at the Regular Council Meeting scheduled July 20, 2010, at 6:30 P.M.

5. **CONSENT AGENDA SCHEDULED JULY 20, 2010:**

A. **RESOLUTION NO. 10-143, RATIFY THE CITY MANAGER'S APPOINTMENT OF STEPHEN MILLER TO THE STORM WATER ADVISORY BOARD, TERM: JULY 1, 2010, TO JUNE 30, 2012**

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City Manager, Wayne Pyle, discussed proposed Resolution No. 10-143 which would ratify the City Manager's appointment of Stephen Miller to the Storm Water Advisory Board for the term July 1, 2010, through June 30, 2012.

Mr. Pyle stated Mr. Miller had expressed a desire to serve a term on the Board.

B. RESOLUTION NO. 10-144, RATIFY THE CITY MANAGER'S APPOINTMENT OF MICAH BRUNER TO THE STORM WATER ADVISORY BOARD, TERM: JULY 1, 2010 – JUNE 30, 2012

City Manager, Wayne Pyle, discussed proposed Resolution No. 10-144 which would ratify the City Manager's appointment of Micah Bruner to the Storm Water Advisory Board for the term July 1, 2010, through June 30, 2012.

Mr. Pyle stated Mr. Bruner had expressed a desire to serve a term on the Board.

C. RESOLUTION NO. 10-145, APPROVE A RIGHT-OF-WAY AGREEMENT WITH MELVIN D. SWEAZEY, JR. FOR PROPERTY LOCATED AT 7185 WEST TENWAY DRIVE, AND ACCEPT WARRANTY DEED FOR THE 7200 WEST IMPROVEMENT PROJECT

City Manager, Wayne Pyle, discussed proposed Resolution No. 10-145 which would approve a Right-of-Way Agreement with Melvin D. Sweazey, Jr. for property located at 7185 West Tenway Drive, and accept a Warranty Deed for the 7200 West Improvement Project.

Mr. Pyle stated 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 also 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 indicated acquisition consisted of 41 square feet at the southwest corner of the lot to allow for new sidewalk ramp to be constructed in accordance with current ADA requirements. He reported total compensation for the right-of-way would be in the amount of \$350.00. He also indicated, as the cost of an appraisal would like exceed the actual value of the property being acquired, compensation had been based on a range of rates used by other entities for similar small acquisitions of property.

D. RESOLUTION NO. 10-146, ACCEPT A GRANT OF TEMPORARY CONSTRUCTION EASEMENT FROM HERMAN C.D. DRAIN FOR PROPERTY LOCATED AT 1594 WEST 2700 SOUTH FOR THE LESTER STREET IMPROVEMENT PROJECT PHASE 2

City Manager, Wayne Pyle, discussed proposed Resolution No. 10-146 which would accept a Grant of Temporary Construction Easement from Herman C. D. Drain for property located at 1594 West 2700 South for the Lester Street Improvement Project Phase 2.

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Mr. Pyle stated Herman C. D. Drain 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 Lester Street Improvement Phase 2 Project extending from Crystal Avenue (2590 South) to Russett Avenue (2830 South) on both sides of Lester Street. He stated the easement would allow the contractor to make necessary tie-ins to the owner's property. He also reported compensation for the easement would be in the amount of \$200.00, which easement would automatically expire December 31, 2011.

The City Council will consider proposed Resolution Nos. 10-143 through 10-146 at the Regular Council Meeting scheduled July 20, 2010, at 6:30 P.M.

6. **COMMUNICATIONS:**

A. **URBAN FOWL DISCUSSION**

City Manager, Wayne Pyle, stated several months ago the City Council had a list of proposed ordinances to be discussed, one of which was the issue of urban fowl. He discussed background information regarding previous discussions of policy and ordinance proposals. He indicated for the benefit of the two newly elected Council members, it would be advisable to entertain a basic policy discussion including how this issue had evolved. He stated staff had prepared a draft ordinance if the Council desired to move forward with this matter.

Upon direction of the City Manager, the CED Director, Nicole Cottle, distributed written information and used PowerPoint to discuss information summarized as follows:

- Benefits of keeping chickens in an urban scenario
- Basics of raising chickens
- Diseases and other problems
- Photos of different types of coops – less and more desirable, most typical, etc.
- Pros and cons of raising chickens in an urban scenario
- Wall Street Journal article
- What other communities in the U.S. have done regarding this issue
- Urban fowl ordinance comparison of cities in Utah

During the above presentation of information, Ms. Cottle answered questions from members of the City Council.

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The City Council discussed, commented regarding the information presented and made individual comments and opinions regarding this issue.

City Manager, Wayne Pyle, stated staff's recommendation had not changed and remained opposed to changes for numerous reasons. Upon inquiry, the City Manager reported regarding discussions with staff and city councils of other cities regarding urban fowl issues, both pro and con. He also discussed various enforcement issues.

Eric Bunderson, Acting City Attorney, answered several legal questions.

Upon further discussion, the City Council expressed a consensus to review a draft ordinance with a minimum of a 40-50 foot setback requirement similar to that of Salt Lake County. The City Manager so noted and will bring a draft ordinance back to the Council for further discussion and consideration.

B. **COUNCIL UPDATE**

City Manager, Wayne Pyle, stated the City Council had previously received a Memorandum outlining upcoming meetings and events as follows: July 15, 2010: Employee Summer Barbecue Sponsored by EAC, City Park; July 15, 2010: Fire Department Retirement Open House, West Ridge Clubhouse, 4:00 P.M. – 6:00 P.M.; July 19-24, 2010: Days of '47 Rodeo, Maverik Center; July 19, 2010: WorldStage! Concert Series 2010 – Latin Jazz Factory, UCCC, 8:00 P.M.; July 20, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; July 20, 2010: Reception for Clean & Beautiful Award Recipients, City Hall Lobby, 5:30 P.M. – 6:30 P.M.; July 26, 2010: WorldStage! Concert Series 2010 – Smiling Souls, UCCC, 8:00 P.M.; July 27, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; July 28, 2010: 30th Anniversary Mayor's Luncheon, UCCC, Noon; August 2, 2010: WorldStage! Concert Series 2010 – Fuzion, UCCC, 8:00 P.M.; August 3, 2010: The Wiggles Wiggly Circus, Maverik Center; August 3, 2010: National Night Out Against Crime; August 9, 2010: WorldStage! Concert Series 2010 – International Folk Dance and Music, UCCC, 8:00 P.M.; August 10, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; August 16, 2010: WorldStage! Concert Series 2010 – The Soulistics, UCCC, 8:00 P.M.; August 17, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; August 23, 2010: WorldStage! Concert Series 2010 – Junction City Big Band, UCCC, 8:00 P.M. (Will be held inside with dancing); August 24, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; September 6, 2010: Labor Day Holiday – City Hall closed; September 7, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; September 14, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; September 15-17, 2010: ULCT Annual Convention, Sheraton City Center Hotel, 150 West 500 South; September 21, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30

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P.M.; September 28, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; and October 20, 2010: ChamberWest 2010 Awards Gala (Details to follow).

7. **COUNCIL REPORTS:**

A. **COUNCILMEMBER RUSS BROOKS – HALE CENTRE THEATRE 25TH ANNIVERSARY CELEBRATION**

Councilmember Brooks reported regarding the Hale Centre Theatre's 25th anniversary celebration. He stated the theater was a great asset for West Valley City.

B. **COUNCILMEMBER STEVE VINCENT – GREEN WASTE CONTAINER**

Councilmember Vincent stated he had received many e-mails from citizens requesting a green waste container and inquired if other members of the Council had also received similar requests.

C. **COUNCILMEMBER STEVE BUHLER – WASTE PICK UP AND MAVERIK CENTER**

Councilmember Buhler stated he had received suggestions from citizens to require garbage cans to be placed on one side of the street so the trucks only had to pass through one time in certain subdivision locations.

Councilmember Buhler advised he attended a concert at the Maverik Center the previous Saturday and that particular event had brought a lot of people into the City who may not have come before. Upon inquiry, the Public Works Director, Russell Willardson, informed staff was working on changing certain signs from "E-Center" to "Maverik Center".

D. **COUNCILMEMBER DON CHRISTENSEN – E-CENTER AND SISTER CITY VISIT TO TAIWAN**

Councilmember Christensen stated he had recently listened to a Blaze game and the event was still being announced as "from the E-Center in Salt Lake City." He stated he would like to see West Valley City mentioned as part of the marketing process.

Councilmember Christensen also discussed the Sister City visit to Taiwan and he gave a handcrafted bookmark to each Council member.

E. **COUNCILMEMBER COREY RUSHTON – PETITION FOR SOUND WALL**

Councilmember Rushton advised residents talked with him prior to the previous week's Regular Meeting but they had not opted to speak during the meeting. He stated the residents had given him a petition for a sound wall, which petition had been copied and distributed to all members of the City Council. He inquired of

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the City Manager if there was further direction that could be provided to the petitioners regarding this issue.

F. MAYOR MIKE WINDER – SISTER CITY VISIT, MAVERIK CENTER AND HOLIDAY OIL

Mayor Winder stated he and Councilmember Christensen had been pleased with their recent Sister City visit. He reported regarding the ten goals developed with Nantou to go along with the ten-year anniversary of the Sister City relationship. He indicated it had been time well spent.

Mayor Winder expressed appreciation regarding the Maverik Center naming rights and recent events.

Mayor Winder stated he and the City Manager had recently met with owners of Holiday Oil and he discussed issues addressed at that meeting.

8. NEW BUSINESS SCHEDULED JULY 20, 2010 AT 5:30 P.M.:

A. RECEPTION FOR CLEAN AND BEAUTIFUL YARD AWARD RECIPIENTS IN THE LOBBY OF CITY HALL

City Manager, Wayne Pyle, reminded the Council regarding a scheduled reception for the Clean & Beautiful yard award recipients to be held July 20, 2010, at 5:30 P.M., just prior to the scheduled Regular Council Meeting.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL, THE STUDY MEETING OF TUESDAY, JULY 13, 2010, WAS ADJOURNED AT 5:56 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, July 13, 2010.

Sheri McKendrick, MMC
City Recorder