

MINUTES OF COUNCIL REGULAR MEETING – AUGUST 24, 2010

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THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, AUGUST 24, 2010 AT 6:30 P.M., IN THE COUNCIL CHAMBERS, WEST VALLEY CITY HALL, 3600 CONSTITUTION BOULEVARD, WEST VALLEY CITY, UTAH. THE MEETING WAS CALLED TO ORDER BY MAYOR WINDER.

THE FOLLOWING MEMBERS WERE PRESENT:

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

Wayne Pyle, City Manager
Carel Hicks, Acting City Recorder

ABSENT: Carolynn Burt

STAFF PRESENT:

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

15039 **OPENING CEREMONY**
The Opening Ceremony was conducted by Russ Brooks who led the Pledge of Allegiance to the Flag.

15040 **SCOUTS**
Mayor Winder welcomed Scout Troop No. 97 in attendance to complete requirements for the Citizenship in the Community and Communications merit badges.

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15041 **APPROVAL OF MINUTES OF REGULAR MEETING HELD AUGUST 10, 2010**

The Council read and considered Minutes of the Regular Meeting held August 10, 2010. There were no changes, corrections or deletions.

After discussion, Councilmember Vincent moved to approve the Minutes of the Regular Meeting held August 10, 2010. 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.

15042 **EMPLOYEE OF THE MONTH, MAY 2010 – WES COULAM, COMMUNITY PRESERVATION DEPARTMENT**

City Manager, Wayne Pyle, stated the presentation of the Employee of the Month for May, 2010 would be rescheduled as the recipient of the award was not present at the meeting.

15043 **EAC QUARTERLY DIVISION AWARD – BUILDING INSPECTION DIVISION, CED DEPARTMENT**

Councilmember Brooks read the nomination of the Building Inspection Division of the CED Department to be awarded the EAC Quarterly Division Award.

The award was presented and members of the Council offered appreciation and congratulations to employees of the Building Inspection Division.

15044 **PROCLAMATION DECLARING AUGUST 26, 2010, AS IDENTITY THEFT AWARENESS DAY IN WEST VALLEY CITY**

Councilmember Rushton read a Proclamation declaring August 26, 2010, as Identity Theft Awareness Day in West Valley City.

15045 **PROCLAMATION DECLARING SEPTEMBER 3, 2010, AS COLLEGE COLORS DAY IN WEST VALLEY CITY**

Councilmember Vincent read a Proclamation declaring September 3, 2010, as College Colors Day in West Valley City.

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COMMENT PERIOD

Upon inquiry by Mayor Winder, there was no one who desired to address the City Council during the comment period.

15047

RESOLUTION NO. 10-162, ADOPT PROCEDURES FOR ELECTRONIC MEETINGS AT WHICH ONE OR MORE MEMBERS OF THE CITY COUNCIL PARTICIPATE BY MEANS OF A TELEPHONIC OR TELECOMMUNICATIONS CONFERENCE

City Manager, Wayne Pyle, presented proposed Resolution No. 10-162 which would adopt procedures for electronic meetings at which one or more members of the City Council participate by means of a telephonic or telecommunications conference.

Mr. Pyle stated in order to hold an electronic meeting wherein absent Council members may participate via electronic means the Council must adopt procedures for such meetings in accordance with State law. He further stated although the City had an Executive Order in place of electronic meetings procedures, State law required the City Council to pass a resolution approving said procedures. He indicated because Council members were sometimes unable to physically be present at Council meetings, but able to be present electronically, the Council needed the ability to hold electronic meetings.

After discussion, Councilmember Christensen moved to approve Resolution No. 10-162, a Resolution Adopting Procedures for Electronic Meetings at Which One or More Members of the West Valley City Council Participate by Means of a Telephonic or Telecommunications Conference. Councilmember Vincent 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.

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RESOLUTION NO. 10-163, APPROVE RIGHT-OF-WAY AGREEMENT WITH LINDA K. PRINGLE FOR PROPERTY LOCATED AT 4480 SOUTH 4800 WEST, AND ACCEPT A WARRANTY DEED FOR THE 4800 WEST AND ROYAL ANN DRIVE SIGNAL PROJECT

City Manager, Wayne Pyle, presented proposed Resolution No. 10-163 which would approve a Right-of-Way Agreement with Linda K. Pringle for property located at 4480 South 4800 West, and accept a Warranty Deed for the 4800 West and Royal Ann Drive Signal Project.

Mr. Pyle stated Linda K. Pringle had signed the Right-of-Way Agreement and Warranty Deed.

The City Manager reported the subject parcel was one of the properties affected by construction of a traffic signal at that intersection. He stated the property was located across the street from Kennedy Junior High School. He indicated the owner had executed the documents for purchase of 50 square feet of right-of-way at the southeast corner of her lot to accommodate construction of a traffic signal pole and associated facilities. He further reported total compensation for the right-of-way would be in the amount of \$500.00. He stated, as the cost of an appraisal would likely 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 property acquisitions.

After discussion, Councilmember Rushton moved to approve Resolution No. 10-163, a Resolution Authorizing the City to Enter Into a Right-of-Way Agreement with Linda K. Pringle for Property Located at 4480 South 4800 West, and to Accept a Warranty Deed. Councilmember Brooks 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.

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15049

RESOLUTION NO. 10-164, DECLARE CERTAIN REAL PROPERTY LOCATED AT APPROXIMATELY 1300 WEST AND 3300 SOUTH AS SURPLUS PROPERTY AND APPROVE A REAL ESTATE PURCHASE AGREEMENT BETWEEN WEST VALLEY CITY AND THE REDEVELOPMENT AGENCY OF WEST VALLEY CITY FOR THE SALE OF SAID PROPERTY

City Manager, Wayne Pyle, presented proposed Resolution No. 10-164 which would declare certain real property located at approximately 1300 West and 3300 South as surplus property and approve a Real Estate Purchase Agreement between West Valley City and the Redevelopment Agency of West Valley City for the sale of said property.

Mr. Pyle stated that prior to selling 0.369 acres of unimproved land (located at approximately 1300 West 3300 South) West Valley City must declare the land surplus and approve of its sale. He also stated the approval of the purchase agreement for the sale of the land to the Redevelopment Agency (RDA) was also required.

The City Manager reported the City must declare the land surplus property and approve the land for disposal, specifically, for sale to the RDA. He indicated the City planned to sell the land to the RDA so the RDA could transfer the land to the Jordan River Marketplace, LLC (JRM LLC), the developers of the Jordan River Marketplace project.

Mr. Pyle further explained the City selected JRM LLC to develop the Jordan River Marketplace. He stated in order for Phase 1 of the development to proceed, the JRM LLC required control of the 0.369 acres of land currently owned by the City. In order to facilitate the development of the land the City must first declare the land surplus. He stated upon declaring the land surplus, the City must approve of its disposal. He continued, next, the City could sell the land to the RDA, who could then transfer the land to JRM LLC.

After discussion, Councilmember Vincent moved to approve Resolution No. 10-164, a Resolution Declaring Certain Real Property Located at Approximately 1300 West and 3300 South as Surplus Property and Approving a Real Estate Purchase Agreement between West Valley City and the Redevelopment Agency of West Valley City for the Sale of Said Property. Councilmember Buhler seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Brooks	Yes

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

Unanimous.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL, THE REGULAR MEETING OF TUESDAY, AUGUST 24, 2010, WAS ADJOURNED AT 6:45 P.M., BY MAYOR WINDER.

I hereby certify the foregoing to be a true, accurate and complete record of the proceedings of the Regular Meeting of the West Valley City Council held Tuesday, August 24, 2010.

Carel Hicks, MMC
Acting City Recorder