

MINUTES OF COUNCIL STUDY MEETING – NOVEMBER 16, 2010

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THE WEST VALLEY CITY COUNCIL MET IN STUDY SESSION ON TUESDAY, NOVEMBER 16, 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
Carolynn Burt
Corey Rushton
Don Christensen
Steve Vincent

Paul Isaac, Acting City Manager
Sheri McKendrick, City Recorder

STAFF PRESENT:

John Evans, Fire Chief
Buzz Nielsen, Police Chief
Kevin Astill, Parks and Recreation Director
Layne Morris, Community Preservation Director
Jim Welch, Finance Director
Richard Catten, City Attorney
Russell Willardson, Public Works Director
Steve Pastorik, Acting CED Director
Eric Bunderson, Law Department
Frank Lilly, CED Department
Aaron Crim, Administration
Erik Brondum, Public Works Department
Jake Arslanian, Public Works Department

1. **APPROVAL OF MINUTES OF STUDY MEETING HELD NOVEMBER 2, 2010**
The Council read and considered Minutes of the Study Meeting held November 2, 2010. There were no changes, corrections or deletions.

After discussion, Councilmember Christensen moved to approve the Minutes of the Study Meeting held November 2, 2010, as written. Councilmember Vincent seconded the motion.

A roll call vote was taken:

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|-----------------|-----|
| Mr. Vincent | Yes |
| Mr. Brooks | Yes |
| Mr. Buhler | Yes |
| Ms. Burt | Yes |
| Mr. Rushton | Yes |
| Mr. Christensen | Yes |
| Mayor Winder | Yes |

Unanimous.

2. **WASATCH FRONT REGIONAL COUNCIL – 2040 REGIONAL PLAN PERTAINING TO BANGERTER HIGHWAY**

Upon recognition and invitation by Mayor Winder, a discussion was led by Ned Hacker, Wasatch Front Regional Council. Mr. Hacker reviewed a draft of the 2040 Regional Transportation Plan within Salt Lake, Weber and Davis counties.

Mr. Hacker presented background and historical information regarding what had occurred to the present as related to population growth, transportation issues, parks and open space, infrastructure, and quality of life. He distributed written information including a flow chart regarding the planning process, proposed highway project list, proposed list of major transit investment lines (operations), and a map showing proposed highway projects and transit projects. He also advised this was not a finished plan and was still in draft form as the process of taking public input was ongoing. He indicated it was still a working plan that could be adjusted which was one of the reasons he was attending the Council meeting this night.

During the above discussion and presentation of information, Mr. Hacker answered questions and accepted input from members of the City Council.

Acting City Manager, Paul Isaac, stated it was staff's desire to provide the City Council with additional updated information regarding the Bangerter Highway. Upon instruction, Steve Pastorik, Acting CED Director, reviewed a list of projects proposed by the Wasatch Front Regional Council, in particular as they affected the Bangerter Highway. He also discussed City staff's concerns in detail.

3. **REVIEW AGENDA FOR REGULAR MEETING SCHEDULED NOVEMBER 16, 2010**

Acting City Manager, Paul Isaac, stated no new items had been added to the Agenda for the Regular Council Meeting scheduled November 16, 2010. He discussed items on that Agenda as follows:

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Item No. 8.A. - CONVENE AS BOARD OF CANVASSERS FOR THE 2010 GENERAL OBLIGATION BOND ELECTION HELD NOVEMBER 2, 2010

Acting City Manager, Paul Isaac, stated the City Council would convene as the Board of Canvassers for the 2010 General Obligation Bond Election held November 2, 2010, at the Regular Council Meeting scheduled November 16, 2010, at 6:30 P.M.

City Recorder, Sheri McKendrick, distributed the Canvass Report and final draft of proposed Resolution No. 10-190 with all numbers of election results filled in. She also answered questions from members of the City Council.

The City Council will convene as the Board of Canvassers and consider proposed Resolution No. 10-190 at the Regular Council Meeting scheduled November 16, 2010, at 6:30 P.M.

Upon inquiry by Acting City Manager, Paul Isaac, there were no further questions regarding items scheduled on the subject Agenda.

4. **RESOLUTION NO. 10-191, RECOGNIZE THE NEED TO APPOINT A CITY TREASURER TO FILL THE VACANCY LEFT BY RETIREMENT OF THE PREVIOUS TREASURER AND RATIFY THE CITY MANAGER'S APPOINTMENT OF ROBERT SCOTT FRECKLETON TO THE OFFICE OF WEST VALLEY CITY TREASURER**

Acting City Manager, Paul Isaac, discussed proposed Resolution No. 10-191 which would recognize the need to appoint a City Treasurer to fill the vacancy left by retirement of the previous Treasurer, and ratify the City Manager's appointment of Robert Scott Freckleton to the office of West Valley City Treasurer.

Mr. Isaac stated the previous City Treasurer retired as of June 2010, leaving the position vacant. He also stated it had become necessary to appoint a new City Treasurer to fill the duties of that position and meet State Code requirements. He advised that Robert Scott Freckleton had demonstrated by his experience as a Certified Public Accountant, business owner, manager and auditor, all the competencies and qualifications necessary to fulfill the duties of City Treasurer.

The Acting City Manager further discussed the proposed Resolution and answered questions from members of the City Council. The Acting City Manager reported the City Manager would appoint Mr. Freckleton to the office of Treasurer and request ratification of that appointment by the City Council.

The City Council will consider proposed Resolution No. 10-191 at the Regular Council Meeting scheduled November 23, 2010, at 6:30 P.M.

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5. ADMINISTER OATH OF OFFICE TO SCOTT FRECKLETON, OFFICE OF CITY TREASURER

Acting City Manager, Paul Isaac, stated that upon ratification of the City Manager's appointment of Scott Freckleton to the office of Treasurer, the City Recorder, Sheri McKendrick, would administer the oath of office, at the Regular Council Meeting scheduled November 23, 2010.

6. RESOLUTION NO. 10-192, AUTHORIZE PURCHASE OF AMMUNITION FOR THE POLICE DEPARTMENT FROM SALT LAKE WHOLESALE SPORTS

Acting City Manager, Paul Isaac, discussed proposed Resolution No. 10-192 which would authorize purchase of ammunition, in the amount of \$57,143.01, for the Police Department from Salt Lake Wholesale Sports.

Mr. Isaac stated the Police Department had an ongoing need to purchase ammunition to be used for training and for on-duty use. He also stated the appropriation would allow the Department to purchase those supplies in one large order. He indicated the ammunition would be purchased from Salt Lake Wholesale who had won a State contract to supply this item. He advised the duration of the contract would be from January 23, 2008, through January 22, 2011.

The Acting City Manager explained that certain events had resulted in the United States government authorizing military action in several countries around the World. He stated those activities had resulted in reduction in the amount of ammunition readily available to law enforcement agencies. He continued that this had resulted in price increases for ammunition every year and including delays in receiving a complete order of ammunition. He informed by ordering all ammunition before January of every year, when prices were usually adjusted, the Police Department would avoid paying price increases and also help to reduce delays in receiving the complete order in a timely manner. He indicated funds were currently budgeted for and allocated in accounts in the Police Department budget.

Buzz Nielsen, Police Chief, further reviewed and discussed the proposed Resolution and answered questions from members of the City Council.

The City Council will consider proposed Resolution No. 10-192 at the Regular Council Meeting scheduled November 23, 2010, at 6:30 P.M.

7. RESOLUTION NO. 10-193, APPROVE A WIND ART PURCHASE AND INSTALLATION AGREEMENT BETWEEN WHITAKER STUDIO AND WEST VALLEY CITY FOR PURCHASE OF 30 PIECES OF WIND ART FOR THE CITY CENTER PLAZA

Acting City Manager, Paul Isaac, discussed proposed Resolution No. 10-193 which would approve a Wind Art Purchase and Installation Agreement between Whitaker

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Studio and West Valley City, in the amount of \$99,550.00, for purchase of 30 pieces of wind art for the City Center Plaza.

Mr. Isaac stated as part of the City Center Redevelopment Project, West Valley City collaborated with the Utah Transit Authority (UTA) to construct a plaza that provided a pedestrian friendly connection to the intermodal transit center, City facilities, and the Valley Fair Mall. He indicated the plaza was intended to be an urban outdoor gathering space and an essential component of the City's future redevelopment efforts in the City Center. He informed that Lyman Whitaker, a Utah artist, designed and built dynamic wind art sculptures that honored the City's vision for the plaza. He stated West Valley City had secured a federal grant to fund that work including additional seating and landscaping enhancements in front of City Hall.

The Acting City Manager reported that in early 2010, City staff presented the City Council with the City Center Plaza Vision, developed internally, that emphasized a contemporary interpretation on the four classical elements. He stated the plaza should be a dynamic urban outdoor gathering place and include iconic features that would begin to define the emerging West Valley City Center. He stated elements to be reflected in the Plaza were sun, sound, wind and water. He indicated Whitaker Studios had been invited to submit a proposal for a wind art forest, an arrangement of wind art sculptures of varying shapes and heights throughout the plaza. The sculptures were intended to provide a dynamic and visually pleasing component to the City Center Plaza. He indicated Whitaker Studios would collaborate with City staff and Stanley Consultants on placement of the sculptures on the Plaza, and the timing of their installation. He indicated the sculptures intended for the plaza in front of City Hall would be installed within 90 days from the date of execution of the agreement.

Mr. Isaac distributed the final draft of the subject Agreement. Frank Lilly, CED Department, further discussed and reviewed the proposed Resolution and answered questions from members of the City Council.

The City Council will consider proposed Resolution No. 10-193 at the Regular Council Meeting scheduled November 23, 2010, at 6:30 P.M.

8. RESOLUTION NO. 10-104, APPROVE AN AGREEMENT BETWEEN STANLEY CONSULTANTS AND WEST VALLEY CITY FOR PROFESSIONAL ARCHITECTURAL SERVICES REGARDING CONSTRUCTION OF CITY CENTER PLAZA ENHANCEMENTS

Acting City Manager, Paul Isaac, discussed proposed Resolution No. 10-104 which would approve an Agreement between Stanley Consultants and West Valley City, in the amount of \$100,000.00, for professional architectural services regarding construction of the City Center Plaza enhancements.

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Mr. Isaac stated that as part of the City Center Redevelopment Project, West Valley City had collaborated with the Utah Transit Authority (UTA) to construct a plaza that provided a pedestrian friendly connection of the intermodal transit center, City facilities, and the Valley Fair Mall. He indicated the plaza was intended to be an urban outdoor gathering space and an essential component of the City's future redevelopment efforts in the City Center. He explained West Valley City had secured a \$1,000,000 federal grant to enhance the plaza's functionality and aesthetics. He indicated the City had determined Stanley Consultants was the best qualified firm to provide professional architectural services regarding construction of the plaza enhancement.

The Acting City Manager reported that in July 2010, the City received Statements of Qualifications for the architectural services for enhancements to the City Center Plaza. He also reported Stanley Consultants had been chosen as the most advantageous firm to meet the City's needs for the project. The qualifications solicited included team history, team experience, team composition, design philosophy and project approach, and project schedule. He explained teams had been asked to submit proposals that responded to two fundamental elements: 1) to establish a signature, iconic plaza that impacted perceptions about West Valley City and anchored the City Center with a creative message; and 2) to create a community gathering place with compelling features in a public space. He stated this space would serve as a regional attraction that would also provide a benefit to West Valley City residents. He indicated further that upon receiving the proposal and conducting interviews with three firms, a committee of City employees representing Planning and Zoning, Facilities, Parks and Recreation, and the Utah Cultural Celebration Center recommended the City retain Stanley Consultants to provide the design services.

Frank Lilly, CED Department, further reviewed and discussed the proposed Resolution and answered questions from members of the City Council. Mr. Lilly stated there could be some minor revisions to the subject agreement to ensure it supported the timeline and a final version would be prepared and distributed to the City Council prior to the next scheduled meeting.

The City Council will consider proposed Resolution No. 10-194 at the Regular Council meeting scheduled November 23, 2010, at 6:30 P.M.

9. **COMMUNICATIONS:**

A. **BUDGET UPDATE**

Acting City Manager, Paul Isaac, advised an update regarding the budget had been scheduled, however, the City Manager had been called away unexpectedly prior to the Study Meeting. Mr. Isaac advised this item would be rescheduled.

B. **COUNCIL UPDATE**

Acting City Manager, Paul Isaac, stated the City Council had previously received a Memorandum outlining upcoming meetings and events as follows: November 18, 2010: UTA Open House, West Valley Library, 6:00 P.M. – 8:00 P.M.;

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November 18, 2010: SongFest!, UCCC, 6:00 P.M. – 8:00 P.M.; November 19 – December 30, 2010: Trees of Diversity, UCCC; November 23, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; November 25, 2010: Thanksgiving – City Hall closed; November 26, 2010: ChamberWest's Santa Christmas Parade, 9:00 A.M.; November 26-29, 2010: Radio City Christmas Spectacular, Maverik Center; November 30 – December 4, 2010: NLC Congress of Cities & Exposition, Denver, Colorado; December 2, 2010: EAC Holiday Luncheon, UCCC; December 2, 2010: Tour of Remodeled Harmon's Grocery Store, 4:00 P.M.; December 4, 2010: Winter Market, UCCC, 10:00 A.M. – 8:00 P.M.; December 6, 2010: Christmas Tree Lighting, Family Fitness Center, 6:00 P.M.; December 7, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; December 8, 2010: Public Safety Senior Citizens Dinner, Granger High School, 5:00 P.M. – 7:00 P.M.; December 10-12, 2010: Elmo's Green Thumb, Maverik Center; December 13, 2010: Winter Concert Series – Bonnie Harris Christmas Concert, UCCC, 7:00 P.M.; December 14, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; December 16, 2010: Holiday Reception and Employee Awards, City Hall Lobby, 2:00 P.M. – 4:00 P.M.; December 21, 2010: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; January 4, 2011: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; January 11, 2011: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; January 17, 2011: Martin Luther King Jr. Holiday – City Hall closed; January 18, 2011: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; January 21 & 22, 2011: Strategic Planning Meeting, UCCC (tentative); and January 25, 2011: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M..

10. COUNCIL REPORTS

A. COUNCILMEMBER STEVE BUHLER – TOKENS TO RIDE TRAX

Councilmember Buhler advised he had spoken to Alan Anderson of ChamberWest regarding free passes or tokens to ride TRAX from the Maverik Center area to City Center.

Mayor Winder stated he had also discussed that issue with Utah Transit Authority (UTA) representatives and would have additional meetings in the future to follow up with Chamber personnel, elected officials, hospitality associations, and others.

B. COUNCILMEMBER RUSS BROOKS – CROSSWALK LIGHT AT KENNEDY JR. HIGH

Councilmember Brooks stated the crosswalk light was still working at Kennedy Jr. High School and might be in conflict with the new traffic light.

Public Works Director, Russell Willardson, stated he would follow up regarding that matter to make sure the light was working properly.

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C. COUNCILMEMBER DON CHRISTENSEN – HOLIDAY EXHIBIT AND CONCERTS AT THE UCCC, ULCT LEGISLATIVE POLICY COMMITTEE, ORDINANCE INTERPRETATION BY TOWING COMPANIES AND CITY SHOP CAR WASH

Councilmember Christensen encouraged attendance at the holiday exhibit and upcoming concerts scheduled at the Utah Cultural Celebration Center (UCCC).

Councilmember Christensen reported regarding his recent attendance at a Utah League of Cities & Towns (ULCT) legislative policy committee meeting and issues discussed.

Councilmember Christensen stated that his son, a West Valley City police officer, had expressed concern regarding police officers having difficulty with tow truck companies. He stated tow truck companies were interpreting language in the ordinance differently than City staff. Councilmember Christensen suggested a review of the ordinance in the future.

Councilmember Christensen stated his son had also informed that the car wash at the City shop was not working properly.

D. COUNCILMEMBER COREY RUSHTON – WASATCH COMMUNITY GARDENS TRAINING EVENT

Councilmember Rushton reported regarding a training event sponsored by the Wasatch Community Gardens. He advised he had received an e-mail with details that he passed along to staff.

Councilmember Vincent also stated the training was for individuals or groups interested in organizing and participating in community gardens.

E. MAYOR MIKE WINDER – MEETING WITH UTA REPRESENTATIVES REGARDING CITY CENTER DEVELOPMENT AND TOD COMPONENT, DAVE WARR, GRANGER-HUNTER IMPROVEMENT DISTRICT GENERAL MANAGER'S RETIREMENT, WESTERN GROWTH COALITION, IMMIGRATION ISSUES AND STATE LEGISLATURE BILLS, FACILITY FOR GRADUATION CEREMONIES AND QUESTAR'S CNG FACILITIES TOUR

Mayor Winder reported regarding a recent meeting with representatives of the Utah Transit Authority (UTA) and their interest in the City Center development and, in particular, the TOD (Transit Oriented Development) component.

Mayor Winder announced that Dave Warr, General Manager at Granger-Hunter Improvement District, would retire after 34 years of service. Mayor Winder suggested the City honor Mr. Warr with an Essential Piece Award.

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Mayor Winder stated he and the Assistant City Manager, had recently attended a meeting of the Western Growth Coalition, and he reported regarding attendees and issues discussed at that meeting.

Mayor Winder discussed immigration issues and the Utah Compact and bill to be sponsored by Representative Sandstrom during the upcoming session of the State Legislature. He advised there were expected to be several bills considered and some might have major fiscal impact on municipalities.

Mayor Winder discussed high school graduation ceremonies that had been held in previous years at the Maverik Center (formerly known as the E-Center), and now being held at other locations. He stated ceremonies were already booked for 2011 at the Huntsman Center at the University of Utah. He further reported he had discussed this matter with Granite School District representatives and was told the District's decision had been to allow principals and community councils of Granger and Hunter High Schools to choose the location for graduation ceremonies in 2012.

City Attorney, Richard Catten, explained terms in the Maverik Center contract that would allow Granite School District to use that facility at cost.

Mayor Winder advised he would tour Questar's CNG facilities later this week with other elected officials and ULCT members. He recommended a City staff member and Council members attend because fleet conversion would be the topic of discussion.

F. **COUNCILMEMBER STEVE VINCENT – PHOTOS OF TRANSIT FACILITIES FROM PORTLAND, OREGON**

Councilmember Vincent displayed photographs and reported regarding a recent trip to Portland, Oregon, where he and Councilmember Brooks viewed transit facilities and TOD (Transit Oriented Development). He pointed out various transit centers, plazas, green space, and mixed uses including retail and residential, ride share program, parking requirements (maximum number considerably less than West Valley's minimum), bike and ride locations, liability issues, public art, water features, and other items of interest.

Mayor Winder noted that a member of the Planning Commission and a City staff member also participated in the investigative trip to Oregon.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL, THE STUDY MEETING OF TUESDAY, NOVEMBER 16, 2010, WAS ADJOURNED AT 6:16 P.M., BY MAYOR WINDER.

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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, November 16, 2010.

Sheri McKendrick, MMC
City Recorder