

MINUTES OF COUNCIL REGULAR MEETING JUNE 14, 2011

-1-

THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, JUNE 14, 2011, AT 6:33 P.M., IN THE COUNCIL CHAMBERS, WEST VALLEY CITY HALL, 3600 CONSTITUTION BOULEVARD, WEST VALLEY CITY, UTAH. THE MEETING WAS CALLED TO ORDER AND CONDUCTED BY MAYOR WINDER.

THE FOLLOWING MEMBERS WERE PRESENT:

Mike Winder
Steve Buhler
Carolynn Burt
Corey Rushton
Steve Vincent

Wayne Pyle, City Manager
Sheri McKendrick, City Recorder

ABSENT: Russ Brooks
Don Christensen

STAFF PRESENT:

Paul Isaac, Assistant City Manager
Nicole Cottle, CED Director
Russell Willardson, Public Works Director
John Evans, Fire Chief
Kevin Astill, Parks and Recreation Director
Layne Morris, CPD Director
Mike Wells, Acting Police Chief
Ryan Robinson, Acting City Attorney
Scott Freckleton, Acting Finance Director
Chris Curtis, CPD Department
Heather Royal, CPD Department
Owen Jackson, Administration
Jake Arslanian, Public Works Department

15356 **OPENING CEREMONY**

The Opening Ceremony was conducted by Carolynn Burt who noted today was Flag Day. She discussed the meaning and importance of the Pledge of Allegiance. Councilmember Burt also read a quote from Martin Luther King, Jr. and led the Pledge of Allegiance to the Flag.

15357 **SCOUTS**

Mayor Winder welcomed Scout Troop No. 941 in attendance to complete requirements for the Citizenship in the Community merit badge.

MINUTES OF COUNCIL REGULAR MEETING JUNE 14, 2011

-2-

15358 **APPROVAL OF MINUTES OF REGULAR MEETING HELD MAY 24, 2011**

The Council read and considered Minutes of the Regular Meeting held May 24, 2011. There were no changes, corrections or deletions.

After discussion, Councilmember Vincent moved to approve the Minutes of the Regular Meeting held May 24, 2011, as written. Councilmember Buhler seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Buhler	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mayor Winder	Yes

Unanimous.

15359 **APPROVAL OF MINUTES OF SPECIAL REGULAR MEETING HELD MAY 31, 2011**

The Council read and considered Minutes of the Special Regular Meeting held May 31, 2011. There were no changes, corrections or deletions.

After discussion, Councilmember Vincent moved to approve the Minutes of the Special Regular Meeting held May 31, 2011, as written. Councilmember Buhler seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Buhler	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mayor Winder	Yes

Unanimous.

15360 **COMMENT PERIOD**

Upon inquiry by Mayor Winder, the following individuals addressed the City Council during the comment period.

MINUTES OF COUNCIL REGULAR MEETING JUNE 14, 2011

-3-

Scott Woodruff addressed the City Council. Mr. Woodruff read aloud a written statement regarding a bad smell in West Valley City near Centennial Park. He noted the smell might come from the Salt Lake County landfill and was apparent when the wind was blowing. He requested the issue be addressed by the City. Mayor Winder requested that written information be e-mailed to him by Mr. Woodruff.

Bill Barton addressed the City Council. Mr. Barton stated his comments were being addressed to Mayor Winder and Councilmember Buhler regarding the West Valley City English Language Initiative program. He stated he noticed many signs throughout the City that were in English, but also had words in other languages; with the exception of signs that were only in Spanish. He asked the City Council to consider an amendment to the sign ordinance to prohibit signs in languages other than English. He submitted photographs of signs to Mayor Winder. Mr. Barton also discussed issues regarding E-verify.

Fynbo (no first name given) addressed the City Council. Fynbo indicated he desired to compliment the Police Department on the excellent response regarding his comments during last week's Council Meeting.

Matt Bell addressed the City Council and read an overview of a lawful employment ordinance for the counties of Utah. He submitted a copy to the City Recorder. He stated he was putting the City Council on notice that this would be modified and presented to West Valley City for consideration in the future.

15361

PUBLIC HEARING, ACCEPT PUBLIC INPUT REGARDING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) RECOMMENDED PROJECTS FOR FISCAL YEAR 2011-2012

City Manager, Wayne Pyle, stated a public hearing had been advertised in order for the City Council to hear and accept public input regarding Community Development Block Grant (CDBG) recommended projects for Fiscal Year 2011-2012. He discussed proposed Resolution No. 11-74 to be considered by the City Council subsequent to the public hearing, as follows:

City Manager, Wayne Pyle, presented proposed Resolution No. 11-74 which would approve the West Valley City Community Development Block Grant (CDBG) Budget proposal on recommended projects for Fiscal Year 2011-2012.

Mr. Pyle explained that before the Housing and Urban Development (HUD) would authorize any CDBG expenditures the City must approve an Annual Action Plan listing the projects intended to be funded for the 2011-2012 fiscal year. He advised staff had created and submitted a budget proposal that met the funds awarded to the West Valley City Community Development Block Grant program.

MINUTES OF COUNCIL REGULAR MEETING JUNE 14, 2011

-4-

The City Manager reported the CDBG program and Salt Lake County HOME programs funded West Valley City with annual amounts to run various programs pertaining to low-moderate income individuals and families. He stated estimated CDBG Program Income (PI) generated from the Home Rehabilitation Program paybacks would be approximately \$25,000.00 but that estimate could be high. He indicated PI offset the entitlement funds allocated to West Valley City CDBG program from HUD. He also stated PI from HOME funds at approximately \$15,000.00 was returned to Salt Lake County funds to be reallocated to programs at a later date.

Mr. Pyle indicated public service projects and administration costs being proposed were equal to or less than the maximum levels allowed by HUD. He stated impact of the decreases in CDBG funding the last few years had been felt most significantly in these two areas.

Mayor Winder opened the public hearing.

Mariah Griffith, Family Support Center, addressed the City Council. Ms. Griffith thanked the City for past support and expressed sympathy for to the Council for having to face cuts to CDBG funding. She asked that the Family Support Center be remembered next year if funding was available. She also reminded the Council of impacts the lack of funding had on services for parents of children in West Valley City.

Sharon Abegglen, Salt Lake Community Action Program, addressed the City Council. Ms. Abegglen stated she had submitted applications requesting funding for several of their programs including emergency food pantry, rental assistance, and others. She indicated many low-income West Valley City residents who had never used the food pantry before were now asking for assistance. She thanked the City Council for past support and requested her organization be considered again in the future.

Carla Arroyo, South Valley Sanctuary, addressed the City Council. Ms. Arroyo informed there were only two domestic violence shelters in the Salt Lake Valley. She discussed programs and assistance those facilities provided for victims of domestic violence, including high risk cases in which her organization assisted. She further expressed appreciation for the City's past support and partnership with her organization.

There being no one else to speak either in favor or in opposition, Mayor Winder closed the public hearing.

MINUTES OF COUNCIL REGULAR MEETING JUNE 14, 2011

-5-

ACTION: RESOLUTION NO. 11-74, APPROVING THE WEST VALLEY CITY COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) BUDGET PROPOSAL ON RECOMMENDED PROJECTS FOR FISCAL YEAR 2011-2012

The City Council previously held a public hearing and received input regarding the Community Development Block Grant (CDBG) recommended projects for Fiscal Year 2011-2012, and proposed Resolution No. 11-74 which would approve the West Valley City Community Development Block Grant (CDBG) budget proposal on recommended projects for fiscal year 2011-2012.

After discussion, Councilmember Burt moved to approve Resolution No. 11-74, a Resolution Approving the West Valley City Community Development Block Grant (CDBG) Budget Proposal on Recommended Projects for Fiscal Year 2011-2012. Councilmember Vincent seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Buhler	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mayor Winder	Yes

Unanimous.

15362

RESOLUTION NO. 11-75, AWARD A CONTRACT TO A TO Z LANDSCAPING, INC. FOR THE 4100 SOUTH PATTERNED CONCRETE PARKSTRIP PROJECT

City Manager, Wayne Pyle, presented proposed Resolution No. 11-75 which would award a contract to A to Z Landscaping, Inc., in the amount of \$34,455.56, for the 4100 South Patterned Concrete Parkstrip Project.

Mr. Pyle stated bids had been solicited and seven bids received, as follows:

A to Z Landscaping, Inc.:	\$34,455.56
SAI Construction:	\$35,967.40
B. Hansen Construction:	\$49,564.00
Bowen Construction:	\$49,859.00
M.C. Green & Sons:	\$57,651.00
Concrete, Concrete:	\$57,719.00
Cottonwood Builders:	\$71,933.60

City Manager, Wayne Pyle, reported A to Z Landscaping, Inc. had submitted the lowest responsible bid.

MINUTES OF COUNCIL REGULAR MEETING JUNE 14, 2011

-6-

Mr. Pyle stated the subject project was located on 4100 South from 4800 West to 5600 West and included placement of patterned colored concrete in park strips in various locations along 4100 South Street.

After discussion, Councilmember Vincent moved to approve Resolution No. 11-75, a Resolution Awarding a Contract to A to Z Landscaping, Inc. for the 4100 South Patterned Concrete Parkstrip Project. Councilmember Rushton seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Buhler	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mayor Winder	Yes

Unanimous.

15363

CONSENT AGENDA:

A. RESOLUTION NO. 11-76, RATIFY THE CITY MANAGER'S REAPPOINTMENT OF KEN ALLEN TO THE POLICE PROFESSIONAL STANDARDS REVIEW BOARD, TERM; JULY 1, 2011, TO JULY 1, 2013

City Manager, Wayne Pyle, presented proposed Resolution No. 11-76 which would ratify his reappointment of Ken Allen to the Police Professional Standards Review Board for the term July 1, 2011, to July 1, 2013.

Mr. Pyle stated that Mr. Allen had expressed a desire to be reappointed to the Board as he remained interested in serving the community as a resident of West Valley City. He indicated Mr. Allen dedicated to maintaining a safe community as well as holding officers and the Police Department to high standards and professionalism. He reported that Mr. Allen was an asset to the Board and therefore, based on recommendation of the Police Chief, would request the City Council ratify the reappointment.

B. RESOLUTION NO. 11-77, RATIFY THE CITY MANAGER'S REAPPOINTMENT OF CLOYD BELL TO THE POLICE PROFESSIONAL STANDARDS REVIEW BOARD, TERM: JULY 1, 2011, TO JULY 1, 2013

City Manager, Wayne Pyle, presented proposed Resolution No. 11-77 which would ratify his reappointment of Cloyd Bell to the Police

MINUTES OF COUNCIL REGULAR MEETING JUNE 14, 2011

-7-

Professional Standards Review Board for the term July 1, 2011, to July 1, 2013.

Mr. Pyle stated that Mr. Bell had expressed a desire to be reappointed to the Board as he remained interested in serving the community as a resident of West Valley City. He indicated Mr. Bell was dedicated to maintaining a safe community as well as holding officers and the Police Department to high standards and professionalism. He reported that Mr. Bell was an asset to the Board and therefore, based on recommendation of the Police Chief, would request the City Council ratify the reappointment.

C. RESOLUTION NO. 11-78, RATIFY THE CITY MANAGER'S REAPPOINTMENT OF JOAN McCREEDY BURRELL TO THE POLICE PROFESSIONAL STANDARDS REVIEW BOARD, TERM: JULY 1, 2011, TO JULY 1, 2013

City Manager, Wayne Pyle, presented proposed Resolution No. 11-78 which would ratify his reappointment of Joan McCreedy Burrell to the Police Professional Standards Review Board for the term July 1, 2011, to July 1, 2013.

Mr. Pyle stated that Ms. Burrell had expressed a desire to be reappointed to the Board as she remained interested in serving the community as a resident of West Valley City. He indicated Ms. Burrell was dedicated to maintaining a safe community as well as holding officers and the Police Department to high standards and professionalism. He reported that Ms. Burrell was an asset to the Board and therefore, based on recommendation of the Police Chief, would request the City Council ratify the reappointment.

D. RESOLUTION NO. 11-79, ACCEPT A QUIT CLAIM DEED FROM HEXCEL CORPORATION, A DELAWARE CORPORATION, FOR PROPERTY LOCATED AT 6700 WEST 5400 SOUTH

City Manager, Wayne Pyle, presented proposed Resolution No. 11-79 which would accept a Quit Claim Deed from Hexcel Corporation, a Delaware Corporation, for property located at 6700 West 5400 South.

Mr. Pyle stated Hexcel Corporation had executed the Quit Claim Deed.

The City Manager reported the recent and planned Hexcel plant expansions would increase traffic along 5400 South and the City had requested dedication of property in an effort to eventually widen 5400 South to a 114-foot right-of-way per the City's Major Street Plan adopted as part of the General Plan. He also reported the amount of right-of-way donation was based on three factors – the City's Major Street Plan for

MINUTES OF COUNCIL REGULAR MEETING JUNE 14, 2011

-8-

right-of-way width, the plant expansions as described in the Agreement for Disposition of Land (ADL) with the City (fiber lines and other production facilities beginning in 2007), and location of existing improvements on the Hexcel property that the City did not desire to disturb. He explained it was not anticipated any future dedication would be required as the current dedication should cover the traffic impacts of all plant expansions as described in the ADL.

After discussion, Councilmember Rushton moved to approve Resolution Nos. 11-76, 11-77, 11-78, and 11-79 as presented on the Consent Agenda. Councilmember Burt seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Mr. Buhler	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mayor Winder	Yes

Unanimous.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL, THE REGULAR MEETING OF TUESDAY, JUNE 14, 2011, WAS ADJOURNED AT 7:08 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, June 14, 2011.

Sheri McKendrick, MMC
City Recorder