

MINUTES OF COUNCIL STUDY MEETING – NOVEMBER 22, 2011

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Mr. Brooks	Yes
Mr. Buhler	Yes
Ms. Burt	Yes
Mr. Rushton	Yes
Mr. Christensen	Yes
Mayor Winder	Yes

Unanimous.

2. **REVIEW AGENDA FOR REGULAR MEETING SCHEDULED NOVEMBER 22, 2011**

City Manager, Wayne Pyle, stated no new items had been added to the Agenda for the Regular Meeting scheduled November 22, 2011, at 6:30 P.M. He discussed items on the subject Agenda as follows:

Item No. 8.A. – ORDINANCE NO. 11-28, ENACT SECTION 19-2-1104.1 OF THE WEST VALLEY CITY MUNICIPAL CODE MAKING IT UNLAWFUL TO PUSH, THROW, BLOW OR PLOW SNOW, HAIL OR SLEET ONTO ANY CITY STREET

City Manager, Wayne Pyle, discussed proposed Ordinance No. 11-28 which would enact Section 19-2-1104.1 of the West Valley City Municipal Code making it unlawful to push, throw, blow or plow snow, hail or sleet onto any City street.

Mr. Pyle distributed a new draft of the proposed Ordinance with amended language as previously directed by the City Council at the Study Meeting held November 15, 2011.

Item No. 9.B. - RESOLUTION NO. 11-192, RESOLUTION OF THE CITY COUNCIL OF WEST VALLEY CITY, UTAH (THE “CITY”), AUTHORIZING THE EXECUTION AND DELIVERY OF AN INTERLOCAL AGREEMENT IN CONNECTION WITH ISSUANCE BY THE REDEVELOPMENT AGENCY OF WEST VALLEY CITY, UTAH, (THE “AGENCY”) OF ITS TAXABLE TAX INCREMENT REVENUE BONDS, SERIES 2011, IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$6,750,000; AND RELATED MATTERS

City Manager, Wayne Pyle, discussed proposed Resolution No. 11-192 which would authorize execution and delivery of an Interlocal Agreement in connection with issuance by the Redevelopment Agency of West Valley City, Utah, (the “Agency”) of its Taxable Tax Increment Revenue Bonds, Series 2011, in the aggregate principal amount of not to exceed \$6,750,000; and related matters.

Mr. Pyle stated the Redevelopment Agency (RDA) had determined it would be in furtherance of its public purposes to issue not more than \$6,750,000 of tax increment revenue bonds to be designated Redevelopment Agency of West Valley City, Utah, Tax Increment Revenue Bonds, Series 2011 to provide funds to (i) finance the costs of

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acquiring various properties within the Redevelopment Project Area (the “Project”), (ii) fund a debt service revenue fund, if necessary, and (iii) pay costs associated with the issuance of the Bonds. He also stated in order to make these Bonds more marketable an Interlocal Agreement with the City would be required.

The City Manager explained the Limited Purpose Local Government Entities-Community Development and Renewal Agencies Act, under Title 17C of the Utah Code, allowed the City to grant or contribute funds to the RDA pursuant to an Interlocal Agreement.

City Manager, Wayne Pyle, distributed a final draft of the proposed Resolution and answered questions from members of the City Council.

The City Council will consider proposed Resolution No. 11-192 at the Regular Council Meeting scheduled November 22, 2011, at 6:30 P.M.

Item No. 10.A. - CONVENE AS BOARD OF CANVASSERS FOR THE 2011 MUNICIPAL GENERAL ELECTION HELD NOVEMBER 8, 2011 AND RESOLUTION NO. 11-193, ACCEPTING AND APPROVING THE RESULTS OF THE MUNICIPAL GENERAL ELECTION HELD NOVEMBER 8, 2011, AS SHOWN ON THE CANVASS REPORT

City Manager, Wayne Pyle, stated the City Council would convene as the Board of Canvassers for the 2011 Municipal General election held November 8, 2011, at the Regular Council Meeting scheduled November 22, 2011.

The City Recorder distributed a final draft of proposed Resolution No. 11-193 and the Canvass Report including number of votes cast per candidate.

The City Council will convene as the Board of Canvassers for the 2011 Municipal General Election held November 8, 2011, and consider proposed Resolution No. 11-193, at the Regular Council Meeting scheduled November 22, 2011, at 6:30 P.M.

Review Items on Agenda for Special Regular Redevelopment Agency Meeting Scheduled November 22, 2011

City Manager, Wayne Pyle, reviewed and discussed items on the Agenda for the Special Regular Redevelopment Agency Meeting scheduled November 22, 2011, and answered questions from members of the City Council.

Upon inquiry by the City Manager there were no further questions from members of the City Council regarding items scheduled on the subject Agendas.

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3. **COMMUNICATIONS:**

A. **JORDAN VALLEY WATER CONSERVANCY DISTRICT APPOINTMENTS**

City Manager, Wayne Pyle, stated Jordan Valley Water Conservancy District (JVWCD) appointments had been placed on the agenda for the purpose of discussion to allow an opportunity for Margaret Peterson, the City's representative on the JVWCD board, to discuss why she desired to continue serving for another term.

Margaret Peterson, vice chair of JVWCD, stated she desired the City Council to make a recommendation to the governor that she serve another term. She advised that, at this time, there were many complicated issues regarding water with a major "learning curve" involved when one served on this board. She stated she had over 10 years experience and knowledge that served West Valley City well. Ms. Peterson distributed and discussed written materials including water conservation, water supply development and other issues. She also discussed current projects and activities of JVWCD. During the discussion, Ms. Peterson answered questions from members of the City Council. She also advised she had served the City well and again requested the Council's consideration in submitting her name to the governor for appointment to the JVWCD board for one more term.

Upon inquiry, the City Manager discussed the process for West Valley City to nominate and submit two names to the governor for consideration. He stated West Valley City controlled two appointments and, in the past, had complied with Granger-Hunter Improvement District's request to submit one of the names. He indicated Ms. Peterson was interested in continuing service and some interest had also been expressed by Don Christensen and Corey Rushton to serve in that regard. He advised Granger-Hunter Improvement District was presently considering submittal of a current JVWCD board member, Steve Taggart and another unnamed person. He advised two names would be submitted for each seat with the governor making the final decision.

B. **COUNCIL UPDATE**

City Manager, Wayne Pyle, stated the City Council previously received a Memorandum outlining upcoming meetings and events as follows: November 24, 2011: Thanksgiving Holiday – City Hall closed; November 25, 2011: Santa Christmas Parade & 5K Santa Run, 9:00 A.M. – 11:00 A.M.; November 25, 2011: Utah Grizzlies vs. Alaska Aces, Maverik Center, 7:05 P.M.; November 26, 2011: Utah Grizzlies vs. Alaska Aces, Maverik Center, 7:05 P.M.; November 30., 2011: FLO RIDA and We The Kings, Maverik Center, 7:00 P.M.; December 1, 2011: EAC Holiday Lunch, Stonebridge Golf Course Clubhouse, Noon – 2:00 P.M.; December 2, 2011; Utah Grizzlies vs. Colorado Eagles, Maverik Center, 7:05

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P.M.; December 3, 2011: Breakfast with Santa, Fitness Center, 9:00 A.M. – 10:00 A.M.; December 3, 2011: Winter Market, UCCC, 10:00 A.M. – 7:00 P.M.; December 5, 2011: Annual Legislative Luncheon, UCCC, Noon – 1:00 P.M.; December 6, 2011: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; December 7, 2011: Open House for Councilmembers Russ Brooks and Carolynn Burt, City Hall Lobby, 2:00 P.M. – 4:00 P.M.; December 8, 2011: Employee Holiday Celebration & Awards Presentation, Lobby, 2:00 P.M. – 4:00 P.M.; December 10, 2011: Breakfast with Santa, Fitness Center, 9:00 A.M. – 10:00 A.M.; December 12, 2011: Beehive Statesmen Christmas Concert, UCCC, 7:00 P.M.; December 13, 2011: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; December 14, 2011: Utah Grizzlies vs. Colorado Eagles, 7:05 P.M.; December 16, 2011: Utah Grizzlies vs. Colorado Eagles, 7:05 P.M.; December 17, 2011: International Christmas Celebration 2011, UCCC, 3:00 P.M. – 9:30 P.M.; December 19, 2011: Bonnie Harris Christmas Concert, UCCC, 7:00 P.M.; December 19, 2011: Utah Grizzlies vs. Idaho Steelheads, 7:05 P.M.; December 20, 2011: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; December 21, 2011: Utah Grizzlies vs. Las Vegas Wranglers, 7:05 P.M.; December 26, 2011: Christmas Holiday – City Hall closed; December 30, 2011: Utah Grizzlies vs. Bakersfield Condors, 7:05 P.M.; and December 31, 2011: Utah Grizzlies vs. Bakersfield Condors, 7:05 P.M.

C. **CHRISTMAS TREE LIGHTING CEREMONY**

Mayor Winder reminded that the City Council and City staff had been invited to attend the Christmas tree lighting ceremony and announcement of future development at Valley Fair Mall scheduled this night at 6:00 P.M.

4. **COUNCIL REPORTS:**

A. **COUNCILMEMBER DON CHRISTENSEN – COG MEETING**

Councilmember Don Christensen reported regarding a Salt Lake County Council of Governments (COG) meeting held the previous week.

B. **COUNCILMEMBER STEVE VINCENT – CARPORT ISSUES OF MR. PORTLOCK**

Councilmember Vincent discussed Mr. Portlock's carport issues and inquired whether an ordinance would be drafted addressing temporary structures. He inquired regarding interest from other Council members in addressing those issues.

Councilmember Brooks stated he desired to take another look at the issue and, in particular, what other cities allowed regarding temporary structures.

Councilmember Burt expressed the importance of making certain structures could handle snow loads, winds and other, as all temporary structures should be safe.

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City Manager, Wayne Pyle, stated consideration should also be given to enforcement and fire code issues. He advised he would direct staff to review this matter again. He discussed philosophical issues including his personal views as a resident of West Valley City. He stated there were good and valid issues to be considered regarding carports and/or other temporary structures not in compliance with ordinances. He advised another important question was the aesthetic issue and what was desired for the City in terms of what it should look like. He indicated, as a resident, he did not like the idea of allowing temporary structures and, from staff's viewpoint; it would not be advisable to amend the current ordinance to make it more lenient. He continued that if the Council's direction was to revisit the ordinance, a proposal would be developed.

Upon discussion, the City Council expressed a consensus and directed the City Manager to present some minor changes to the ordinance for further discussion and consideration.

Councilmember Buhler stated people did not pay attention to ordinances and built what they wanted and then complained to the City.

Councilmember Rushton suggested City staff could be given a little more discretion on a case-by-case basis.

City Manager, Wayne Pyle, advised that a case-by-case consideration would result in inconsistent enforcement from neighborhood to neighborhood.

Councilmember Christensen stated the Board of Adjustment was the appeal body and Mr. Portlock's application for a variance had been denied.

City Manager, Wayne Pyle, stated he would direct Mr. Portlock's situation to be re-examined, but the temporary structure was too close to the property line.

Councilmember Christensen stated the root of the problem was the contractor had not obtained proper permits from the City.

Mr. Pyle advised there certainly was no "magic" solution that would make everyone happy and he would present some ideas to the Council in the future.

C. **COUNCILMEMBER RUSS BROOKS – SLURRY SEAL FLYER**

Councilmember Brooks stated he had received a flyer in his neighborhood regarding slurry seal and inquired if it had been distributed by the City.

Public Works Director, Russell Willardson, advised the City had sent out reminders to certain areas that included slurry seal information for the upcoming year.

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D. COUNCILMEMBER CAROLYNN BURT – ATTENDANCE AT UTAH GRIZZLIES GAME

Councilmember Burt stated the Grizzlies hockey team had won their game the previous night 4-0 but there were very few people in attendance.

City Manager, Wayne Pyle, stated Kevin Bruder, Maverik Center, desired to hold a hockey night in honor of Carolynn Burt and Russ Brooks and suggested some possible dates. He advised week night games had lower attendance rates than weekend games.

Councilmember Burt also expressed a complaint regarding high prices of the food ordered when using the City's suites.

E. MAYOR MIKE WINDER – HEXCEL EVENT, SALT LAKE VALLEY CONFERENCE OF MAYORS LUNCHEON, TREES OF DIVERSITY OPENING RECEPTION, ZAGG RIBBON CUTTING AT VALLEY FAIR MALL, AND SALT LAKE CHAMBER BOARD OF GOVERNORS MEETING

Mayor Winder reported he and Councilmember Christensen had attended the Hexcel event the previous week.

Mayor Winder stated he hosted the monthly Salt Lake Valley Conference of Mayors luncheon at the West Valley City/Taylorsville Animal Shelter the previous week, and noted the governor also attended.

Mayor Winder reported regarding the Trees of Diversity opening reception the previous Thursday at the Utah Cultural Celebration Center (UCCC).

Mayor Winder stated a ribbon-cutting event had recently been held for the Zagg business at the Valley Fair Mall.

Mayor Winder stated he, and the CED Director, Nicole Cottle, had recently attended the Salt Lake Chamber Board of Governors meeting and made a presentation regarding the Fairbourne Station.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL, THE STUDY MEETING OF TUESDAY, NOVEMBER 22, 2011, WAS ADJOURNED AT 5:33 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 22, 2011.

Sheri McKendrick, MMC
City Recorder