

MINUTES OF COUNCIL REGULAR MEETING – JANUARY 10, 2012

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THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, JANUARY 10, 2012, 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 AND CONDUCTED BY MAYOR WINDER.

THE FOLLOWING MEMBERS WERE PRESENT:

Mike Winder
Steve Buhler
Don Christensen
Tom Huynh
Karen Lang
Corey Rushton
Steve Vincent

Wayne Pyle, City Manager
Sheri McKendrick, City Recorder

STAFF PRESENT:

Paul Isaac, Assistant City Manager
Kevin Astill, Parks and Recreation Director
Layne Morris, CPD Director
John Evans, Fire Chief
Eric Bunderson, City Attorney
Nicole Cottle, CED Director
Jim Welch, Finance Director
Russell Willardson, Public Works Director
Aaron Crim, Administration
Steve Pastorik, CED Department
Jake Arslanian, Public Works Department
Law Department employees
Parks and Recreation Department employees
Police Department employees
Community Preservation Department employees
Finance Department employees
Administration employees

15611 **OPENING CEREMONY**

The Opening Ceremony was conducted by Corey Rushton who discussed the recent shooting of six police officers in a neighboring city. He reminded that public safety employees put their lives on the line every day in performance of their duties. He also led the Pledge of Allegiance to the Flag.

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- 15612 **SCOUTS**
Mayor Winder welcomed Scout Troop Nos. 811 and 667 in attendance to complete requirements for the Citizenship in the Community and Communications merit badges.
- 15613 **EMPLOYEE OF THE MONTH AWARD, DECEMBER 2011 – MICHELLE SILLER, LAW DEPARTMENT**
Councilmember Buhler read the nomination of Michelle Siller, Law Department, to receive the Employee of the Month Award for December 2011. Ms. Siller had been nominated for her close association with the Police Department using her knowledge and advocate services to assist crime victims.
- The City Council congratulated Ms. Siller and expressed appreciation for her efforts on behalf of the City.
- Michelle Siller addressed the City Council and introduced her fiance' and co-workers in attendance at the meeting.
- 15614 **EAC QUARTERLY DIVISION AWARD – GOLF COURSE FOOD AND BEVERAGE STAFF, PARKS AND RECREATION DEPARTMENT**
Councilmember Vincent read the nomination of the Golf Course Food and Beverage Staff, Parks and Recreation Department, to receive the EAC Quarterly Division Award, for their outstanding service that highlighted and increased visibility of the City and City venues.
- Councilmember Vincent discussed a surprise birthday party that his wife hosted for him at the West Ridge Golf Course Clubhouse and stated the staff had done an excellent job with that event.
- The City Council congratulated the Golf Course Food and Beverage Staff and expressed appreciation for their efforts on behalf of West Valley City.
- 15615 **ESSENTIAL PIECE AWARD – BART DOWNS, GENERAL MANAGER OF WEST VALLEY SUPER SAVERS**
Councilmember Christensen read a narrative and presented the Essential Piece Award to Bart Downs, General Manager of West Valley Super Savers, for donation of goods and services to the West Valley City Giving Tree Project during the recent holiday season.
- The City Council congratulated Mr. Downs and expressed appreciation for his service to the West Valley City community.

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COMMENT PERIOD

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

Janita Coombs addressed the City Council and stated she was the one who fostered “Andrea” the cat that survived the gas chamber at the West Valley Animal Shelter. She also stated she had filed a GRAMA request and after reviewing those records was surprised to learn that employees did not document how many animals survived after being placed in the chamber and going through one or more cycles in the chamber. Ms. Coombs discussed dates of employee notes regarding use of the gas chamber. She stated from those examples it was very clear there were major problems at the Shelter. She advised of the states in the U.S. that had already or would be prohibiting use of gas chambers for euthanizing animals. She explained the controversy was continuing to gain momentum and asked the Council to stop using the chamber at the Shelter and work on the best way to adopt animals. Ms. Coombs submitted written materials to Mayor Winder and requested copies be made for the City Council.

Kay Brown addressed the City Council and stated she had been a veterinarian for over 30 years and gave the definition of euthanasia. She discussed procedures for proper euthanasia and various techniques used for that purpose. She discussed symptoms humans would have when exposed to carbon monoxide and indicated animals would have those same symptoms but worse because they did not understand what was happening. She discussed eight dangers in using gas for euthanasia. She also stated a chamber was less humane and more costly than other methods. She discussed statistics and information from the American Humane Association and the National Animal Control Association regarding best methods for humane euthanasia.

Neila Jordan addressed the City Council and stated she was a volunteer for the animal rescue group CAWS. She stated she disagreed with using the gas chamber for euthanasia and hoped West Valley City would discontinue its use. She discussed statistics from the Shelter regarding intake of animals, especially cats, and the numbers adopted and/or euthanized. She gave similar statistics regarding dogs. She discussed options including more education, trap and release programs, increased licensing, programs to reduce backyard breeding, spay/neuter promotions, more pets being micro-chipped, raising or abolishing pet limits, and others. She suggested the Shelter commit to becoming a no kill shelter and implement additional programs as previously mentioned.

Amy Mena addressed the City Council and expressed concern regarding the West Valley Animal Shelter. She indicated she had been coming to City Council meetings for the last three months regarding this issue. She informed she had

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discussed issues of concern with Layne Morris, CPD Director, and related his comments. Ms. Mena stated she understood the City Council were the ones to make changes at the Shelter. She expressed belief there was misuse of funds at the Shelter and that the City was required by ordinance to maintain funds to assist in sterilizing animals rather than using carbon monoxide for euthanasia purposes. She requested an audit be conducted to determine what was happening at the Shelter. She suggested changing hours, holding adopting events, giving the public additional opportunities to adopt animals and holding events at the Shelter or pet stores every week. She read aloud the mission of the Shelter from the City's website and indicated staff was not following that mission. She stated it was time to change the leadership at the Shelter and this was important for people who cared about and loved animals.

Debbie Brouchard addressed the City Council. She discussed the West Valley Shelter becoming a no kill shelter and explained the definition of that term and benefits of doing so. She stated the public would be more willing to donate money and time and grants were available to shelters that were or became no kill shelters. She indicated she worked with a volunteer group and was sickened by what was happening at the Shelter.

DeAnna Bame addressed the City Council and stated she volunteered with two rescue groups. She informed that the previous weekend there had been six dogs from West Valley City adopted at various events. She requested the City Council consider changing the ownership limit of number of animals to more than two so more animals' lives would be saved.

Mayor Winder stated members of the City Council would go to the Shelter to view different methods of euthanasia to learn more about this issue.

15617

RESOLUTION NO. 12-03, APPROVE CHANGE ORDER NO. 1 TO CONTRACT WITH INTERWEST CONSTRUCTION FOR CONSTRUCTION OF THE WEST RIDGE GOLF COURSE MAINTENANCE BUILDING

City Manager, Wayne Pyle, presented proposed Resolution No. 12-03 which would approve Change Order No. 1 to the contract with Interwest Construction, in an amount not to exceed \$92,064.00, for construction of the West Ridge Golf Course Maintenance Building.

Mr. Pyle stated the change order would cover several necessary expenses identified after bids had been received for the building. He explained the winning bid had been in the amount of \$714,800.00, and changes to the contract would be required to account for items due to changing conditions. He indicated an itemized list of those changes had been provided to the Council. He stated the changes would total \$77,327.00 to \$92,064.00 depending on location of water

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lines in the street. He further advised the original budget estimate for the structure had been in the amount of \$719,283.00. He reported funds for the change order would come from the Golf Course Construction Fund contingency.

He reminded that contract price change order line items were reviewed in detail at last week's Study Session and stated a sum total of \$92,064.00 and a total of 12 days would be added to the contract.

After discussion, Councilmember Huynh moved to approve Resolution No. 12-03, a Resolution Approving Change Order No. 1 to the Contract with Interwest Construction for Construction of the West Ridge Golf Course Maintenance Building. Councilmember Christensen seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Rushton	Yes
Mr. Christensen	Yes
Mayor Winder	Yes

Unanimous.

15618

RESOLUTION NO. 12-04, AUTHORIZE WEST VALLEY CITY TO GRANT A RIGHT-OF-WAY AND EASEMENT TO PACIFICORP, AN OREGON CORPORATION DBA ROCKY MOUNTAIN POWER, OVER PORTION OF PROPERTY LOCATED AT 2950 SOUTH BURDOCK DRIVE

City Manager, Wayne Pyle, presented proposed Resolution No. 12-04 which would authorize West Valley City to grant a Right-of-Way and Easement to Pacificorp, an Oregon Corporation dba Rocky Mountain Power, over a portion of property located at 2950 South Burdock Drive.

Mr. Pyle stated Rocky Mountain Power had requested the easement for a new transmission line being constructed as part of its Oquirrh to Terminal Project. He advised the proposed easement largely ran parallel with existing power lines running north and south on Rocky Mountain Power property located at approximately 5800 West. He explained the alignment of the proposed Mountain View Corridor Project by the Utah Department of Transportation (UDOT) created the need for Rocky Mountain Power to run its new lines outside of and west of its existing property.

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The City Manager stated the proposed easement encompassed 8,621 square feet, of which 7,916 square feet had already been encumbered by an existing 50-foot wide Kern River Gas easement. He further stated upon an appraisal by the Fortis Group, LLC, the value of the easement was \$4,500.00; however, based upon the values of adjacent properties Rocky Mountain Power had decided upon an offer of \$14,861.00.

After discussion, Councilmember Vincent moved to approve Resolution No. 12-04, a Resolution Authorizing West Valley City to Grant a Right of Way and Easement to Pacificorp, an Oregon Corporation dba Rocky Mountain Power, Over a Portion of Property Located at 2951 South Burdock Drive. Councilmember Huynh seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	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, JANUARY 10, 2012, WAS ADJOURNED AT 7:12 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, January 10, 2012.

Sheri McKendrick, MMC
City Recorder