

**MINUTES OF COUNCIL REGULAR MEETING – DECEMBER 6, 2011**

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THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, DECEMBER 6, 2011, 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  
Russ Brooks  
Steve Buhler  
Carolynn Burt  
Don Christensen  
Corey Rushton  
Steve Vincent

Wayne Pyle, City Manager  
Sheri McKendrick, City Recorder

STAFF PRESENT:

Paul Isaac, Assistant City Manager  
Eric Bunderson, City Attorney  
Jim Welch, Finance Director  
Layne Morris, Community Preservation Director  
Kevin Astill, Parks and Recreation Director  
John Evans, Fire Chief  
Nicole Cottle, CED Director  
Mike Wells, Acting Police Chief  
Jake Arslanian, Acting Public Works Director  
Aaron Crim, Administration

15578

**OPENING CEREMONY**

The Opening Ceremony was conducted by Mike Winder who read aloud a letter of apology he had written to citizens of West Valley City regarding his recent action of using a penname to write articles about the City for the newspaper. He stated the letter would appear in full in the next edition of the West Valley Journal.

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**SCOUTS**

Mayor Winder welcomed Scout Troop Nos. 913 and 951 in attendance to complete requirements for the Citizenship in the Community and Communications merit badges.

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15580 **SPECIAL RECOGNITIONS**

Mayor Winder recognized and welcomed Councilmember-elect Karen Lang and Necia Christensen, Utah Transit Authority Board member.

15581 **APPROVAL OF MINUTES OF REGULAR MEETING HELD NOVEMBER 15, 2011**

The Council read and considered Minutes of the Regular Meeting held November 15, 2011. There were no changes, corrections or deletions.

After discussion, Councilmember Buhler moved to approve the Minutes of the Regular Meeting held November 15, 2011, as written. Councilmember Vincent seconded the motion.

A roll call vote was taken:

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

Unanimous.

15582 **ORDINANCE NO. 11-29, AN ORDINANCE AMENDING SECTIONS 3-2-104, 10-1-110, 22-2-201 AND 22-2-202 OF THE WEST VALLEY CITY MUNICIPAL CODE AND REPEAL SECTIONS 22-2-105 AND 22-2-106 OF THE WEST VALLEY CITY MUNICIPAL CODE TO REFLECT RECENT CHANGES IN THE JUSTICE COURT SOFTWARE PROGRAM AND PERSONNEL CHANGES IN THE JUSTICE COURT**

City Manager, Wayne Pyle, presented proposed Ordinance No. 11-29 which would amend Sections 3-2-104, 10-1-110, 22-2-201 and 22-2-202 of the West Valley City Municipal Code and repeal Sections 22-2-105 and 22-2-106 of the West Valley City Municipal Code to reflect recent changes in the Justice Court software program and personnel changes in the Justice Court.

Mr. Pyle explained on December 8, 2011, the computer program that the courts used to track cases and collect money would no longer accept civil penalties. Because of this, the City would have to move the process of collecting money for parking tickets from the Justice Court to the City Attorney's Office. He stated, additionally, based on recent decisions by City Administration, the role of the

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hearing officer was eliminated and the proposed ordinance reflected that change as well.

The City Manager indicated the proposed ordinance change moved the parking collection and coordination for the City into the City Attorney's Office. It also clarified language concerning the administrative law judge and eliminated parking violations that duplicated State law.

After discussion, Councilmember Rushton moved to approve Ordinance No. 11-29, an Ordinance Amending Sections 3-2-104, 10-1-110, 22-2-201 and 22-2-202 of the West Valley City Municipal Code and Repeal Sections 22-2-105 and 22-2-106 of the West Valley City Municipal Code to Reflect Recent Changes in the Justice Court Software Program and Personnel Changes in the Justice Court. Councilmember Christensen seconded the motion.

A roll call vote was taken:

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

Unanimous.

15583

**RESOLUTION NO. 11-196, AUTHORIZE PURCHASE OF THREE COURT RECORDING DEVICES FOR USE BY THE WEST VALLEY CITY JUSTICE COURT**

City Manager, Wayne Pyle, presented proposed Resolution No. 11-196 which would authorize purchase of three court recording devices, in an amount not to exceed \$34,638.00, for use by the West Valley City Justice Court.

Mr. Pyle stated the West Valley Justice Court currently operated three courtrooms. He advised of the necessity to purchase digital recording devices for use in the courtrooms as required by Senate Bill 318 and House Bill 494 passed in 2011. He stated, as a result it was necessary for the City to purchase digital recording devices for the three courtrooms in operation. He reported the digital recording device currently used by the District Court met the needs of the City and similar equipment would be purchased for use in the three courtrooms.

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The City Manager indicated if approved, the purchase would be financed through the HP Lease Purchase Agreement previously approved on January 3, 2006, by Resolution No. 06-04.

After discussion, Councilmember Vincent moved to approve Resolution No. 11-196, a Resolution Authorizing West Valley City to Purchase Three Court Recording Devices for use by the Justice Court. Councilmember Burt seconded the motion.

A roll call vote was taken:

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

Unanimous.

15584

**RESOLUTION NO. 11-197, RESOLUTION REPRIMANDING MAYOR MIKE WINDER**

The Council considered proposed Resolution No. 11-197 which would approve an Open Letter of Reprimand to Mayor Mike Winder written by the City Council, regarding recent revelations of misbehavior. The City Manager advised this item had been placed on the Agenda at the request of members of the City Council.

Upon discussion, Councilmember Burt discussed and commented regarding the City Council's position and reasons for the proposed action.

After further discussion, Councilmember Vincent moved to approve Resolution No. 11-197, a Resolution Reprimanding Mayor Mike Winder. Councilmember Brooks seconded the motion.

A roll call vote was taken:

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

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Unanimous.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL, THE REGULAR MEETING OF TUESDAY, DECEMBER 6, 2011, WAS ADJOURNED AT 6:50 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, December 6, 2011.

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Sheri McKendrick, MMC  
City Recorder