

## MINUTES OF COUNCIL STUDY MEETING – FEBRUARY 7, 2012

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THE WEST VALLEY CITY COUNCIL MET IN STUDY SESSION ON TUESDAY, FEBRUARY 7, 2012, AT 4:30 P.M., IN THE MULTI-PURPOSE ROOM, WEST VALLEY CITY HALL, 3600 CONSTITUTION BOULEVARD, WEST VALLEY CITY, UTAH. THE MEETING WAS CALLED TO ORDER AND CONDUCTED BY MAYOR PRO TEM RUSHTON AND MAYOR WINDER.

THE FOLLOWING MEMBERS WERE PRESENT:

Mike Winder (Arrived as noted)  
Corey Rushton  
Steve Buhler  
Don Christensen  
Tom Huynh  
Steve Vincent

Wayne Pyle, City Manager  
Sheri McKendrick, City Recorder

ABSENT:

Karen Lang

STAFF PRESENT:

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

1. **APPROVAL OF MINUTES OF STUDY MEETING HELD JANUARY 17, 2012**  
The Council read and considered Minutes of the Study Meeting held January 17, 2012. There were no changes, corrections or deletions.

After discussion, Councilmember Christensen moved to approve the Minutes of the Study Meeting held January 17, 2012, as written. Councilmember Vincent seconded the motion.

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A roll call vote was taken:

|                       |     |
|-----------------------|-----|
| Mr. Vincent           | Yes |
| Mr. Buhler            | Yes |
| Mr. Huynh             | Yes |
| Mr. Christensen       | Yes |
| Mayor Pro Tem Rushton | Yes |

Unanimous.

2. **PRESENTATION, MIKE HORROCKS – RIVERSPORTS CENTER**

Mayor Pro Tem Rushton introduced Mike Horrocks and discussed background information regarding Mr. Horrocks' organization, the Wasatch Rowing Foundation.

Mr. Horrocks used PowerPoint and discussed information summarized as follows:

- Overview and mission statement of Wasatch Rowing Foundation
- Jordan River recreation
- Proposal for Riversports Center
- Review of proposed activities and uses for a Riversports Center

Mayor Winder arrived at the meeting at 4:36 P.M.

- Funding sources
- Potential locations for proposed Riversports Center on the Jordan River

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

3. **REVIEW AGENDA FOR REGULAR MEETING SCHEDULED FEBRUARY 7, 2012**

City Manager, Wayne Pyle, stated new items had been added to the Agenda for the Regular Council Meeting scheduled February 7, 2012, at 6:30 P.M., and he discussed those items, and others, as follows:

**Item No. 10.C. – RESOLUTION NO. 12-14, AUTHORIZE A PUBLIC UTILITY EASEMENT OVER PORTIONS OF WEST VALLEY CITY PROPERTIES LOCATED AT 5335 SOUTH RIDGE VILLAGE DRIVE AND APPROXIMATELY 5310 SOUTH RIDGE VILLAGE DRIVE**

City Manager, Wayne Pyle, discussed proposed Resolution No. 12-14 which would authorize a public utility easement over portions of West Valley City properties located at 5335 South Ridge Village Drive and approximately 5310 South Ridge Village Drive.

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Mr. Pyle stated the subject easement would be required so utility companies could provide services to the new West Ridge Golf Course maintenance facility currently under construction. He explained Ridge Village Drive (5885 West) had not been formally dedicated as a public street nor were there existing public utility easements adjacent to Ridge Village Drive. He indicated Rocky Mountain Power required easements before extending service to the facility. He stated rather than grant an exclusive easement to Rocky Mountain Power, it had been determined granting non-exclusive public utility easements would be a better alternative for the City. He stated the easements described in the Public Utility Easement (PUE) provided for a 10-foot wide PUE along the westerly frontage of parcel 20-11-400-057 abutting the east right-of-way line of Ridge Village Drive, and for a 10-foot wide PUE along a portion of the easterly frontage of parcel 20-11-400-056 abutting the westerly right-of-way line of Ridge Village Drive and crossing the road to the West Ridge Golf Course maintenance facility property.

City Manager, Wayne Pyle, further reviewed and discussed the proposed Resolution and answered questions from members of the City Council.

The City Council will consider proposed Resolution No. 12-14 at the Regular Council Meeting scheduled February 7, 2012, at 6:30 P.M.

### **Item No. 10.D. – RESOLUTION NO. 12-15, ACCEPT A QUIT CLAIM DEED FROM QUESTAR GAS COMPANY FOR SEVERAL UTILITY EASEMENTS LOCATED ON THE FAIRBOURNE STATION PHASE 1 SUBDIVISION PROPERTY**

City Manager, Wayne Pyle, discussed proposed Resolution No. 12-15 which would accept a Quit Claim Deed from Questar Gas Company for several utility easements located on the Fairbourne Station Phase 1 Subdivision property.

Mr. Pyle stated various properties within the future Fairbourne Station Phase 1 Subdivision were encumbered with a variety of public utility easements. He indicated those easements had been used to provide service to those older areas of residential and commercial development which had not been demolished.

The City Manager further explained in order to provide clear title to prospective land buyers within the future subdivision, the City had been working with utility companies to abandon the public utility easements. He stated Questar Gas Company had agreed to quit claim to West Valley City the right, title and interest of certain utility easements recorded with the Salt Lake County Recorder's Office.

City Manager, Wayne Pyle, further reviewed and discussed the proposed Resolution and answered questions from members of the City Council.

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The City Council will consider proposed Resolution No. 12-15 at the Regular Council Meeting scheduled February 7, 2012, at 6:30 P.M.

### **Item No. 10.E. - RESOLUTION NO. 12-16, AUTHORIZE CITY TO GRANT A RIGHT-OF-WAY EASEMENT IN FAVOR OF ROCKY MOUNTAIN POWER OVER A PORTION OF PROPERTY LOCATED AT 6082 WEST CONCERT COURT**

City Manager, Wayne Pyle, discussed proposed Resolution No. 12-16 which would authorize the City to grant a Right-of-Way Easement in favor of Rocky Mountain Power over a portion of property located at 6082 West Concert Court.

Mr. Pyle stated a Right-of-Way Easement would be required in order for Rocky Mountain Power to relocate an underground electrical line, which would provide service for street and parking lot lighting around the USANA Amphitheater, necessary as part of the West Ridge Golf Course reconstruction project.

The City Manager reported the existing electrical lines ran from a box located on the west side of Westridge Boulevard (across from the clubhouse) diagonally to the north side of the Concert Court cul-de-sac. He also stated the new alignment would run south along the west side of Westridge Boulevard within an existing 20-foot wide public utilities and drainage easement located on the east side of Lot 3 of West Ridge Commerce Park Phase 4. He stated the new right-of-way easement would run west from the southeast corner of Lot 3 to a new box to be located within Concert Court. He indicated Lot 3 and Concert Court would become part of the reconstructed West Ridge Golf Course.

City Manager, Wayne Pyle, further reviewed and discussed the proposed Resolution and answered questions from members of the City Council.

The City Council will consider proposed Resolution No. 12-16 at the Regular Council Meeting scheduled February 7, 2012, at 6:30 P.M.

### **Review Redevelopment Agency, Housing Authority and Building Authority Agendas Items**

City Manager, Wayne Pyle, reviewed all items on the Redevelopment Agency, Housing Authority, and Building Authority Agendas for the meetings scheduled February 7, 2012.

Upon inquiry by the City Manager, there were no further questions regarding items scheduled on the subject Agendas.

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**4. AWARDS, CEREMONIES AND PROCLAMATIONS SCHEDULED FEBRUARY 14, 2012:**

**A. EMPLOYEE OF THE MONTH, JANUARY 2012 – CRAIG THOMAS, ADMINISTRATION**

City Manager, Wayne Pyle, stated Mayor Winder would read the nomination of Craig Thomas, Administration, to receive the Employee of the Month award for January 2012, at the Regular Council Meeting scheduled February 14, 2012, at 6:30 P.M. Mr. Thomas had been nominated for his outstanding and professional work in the West Valley City community.

**5. RESOLUTION NO. 12-17, APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH J-U-B ENGINEERS, INC., FOR A STUDY OF THE BRIGHTON DRAINAGE DISTRICT**

City Manager, Wayne Pyle, discussed proposed Resolution No. 12-17 which would approve a Professional Services Agreement with J-U-B Engineers, Inc., for a study of the Brighton Drainage District.

Mr. Pyle stated, if approved, J-U-B Engineers, Inc. would study the existing storm water system in the Brighton Drainage District, identify deficiencies and make recommendations for improvements to that system. He also stated the Brighton Drainage District was located near a portion of the Brighton Irrigation Canal in the area surrounding the intersection of I-215 and SR-201. He indicated that basin drained into the CWA3 Ditch under SR-201 and into Salt Lake City. He explained that area historically had drainage problems due to flat terrain, overgrowth of vegetation in the drainage channels, and poor condition of the aging infrastructure. He further explained the drainage problems included flooding in parking lots and public roadways lasting for weeks after a rain event. He stated J-U-B Engineers would be contracted to do a thorough survey of all drainage features in the basin, identify problems, and propose improvements to alleviate drainage problems being encountered in that area.

Public Works Director, Russell Willardson, further reviewed and discussed the proposed Resolution, displayed an aerial map of the subject area, and answered questions from members of the City Council.

The City Council will consider proposed Resolution No. 12-17 at the Regular Council Meeting scheduled February 14, 2012, at 6:30 P.M.

**6. RESOLUTION NO. 12-18, APPROVE DELAY AGREEMENT WITH MICHAEL RUSSON FOR INSTALLATION OF PUBLIC IMPROVEMENTS ON PROPERTY LOCATED AT 3342 S. REDWOOD ROAD**

City Manager, Wayne Pyle, discussed proposed Resolution No. 12-18 which would approve a Delay Agreement with Michael Russon for installation of public improvements on property located at 3342 S. Redwood Road.

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Mr. Pyle stated the requested delay of installation included 148 lineal feet of two-inch electrical conduit for sidewalk lighting to replace the existing one-inch conduit for future expansion of sidewalk lighting at the above location.

City Manager, Wayne Pyle, further reviewed and discussed the proposed Resolution and answered questions from members of the City Council.

The City Council will consider proposed Resolution No. 12-18 at the Regular Council Meeting scheduled February 14, 2012, at 6:30 P.M.

### 7. **RESOLUTION NO. 12-19, RESOLVING TO SUPPORT THE ANIMAL SERVICES DIVISION OF WEST VALLEY CITY**

City Manager, Wayne Pyle, discussed proposed Resolution No. 12-19 which would resolve to support the Animal Services Division of West Valley City.

Mr. Pyle stated the City Council had invested considerable time and resources in reviewing policies and procedures currently in place at the West Valley City/Taylorville Animal Shelter and as a result desired to issue a resolution stating a position. He indicated that over the last several months several residents, organizations, and other interested parties had expressed concern over policies and procedures currently in place at the Animal Shelter.

City Manager, Wayne Pyle, discussed and updated the City Council regarding animal services issues, discussions with City staff and representatives of interested groups including volunteers and various organized animal groups. He reminded that the Council had directed him to draft a resolution for consideration. The City Manager informed a letter and language of the proposed Resolution had been posted on the City's website.

Upon discussion, members of the City Council commented regarding Mayor Russ Wall of Taylorville challenging West Valley City to have a "no kill" shelter by 2015. Some members expressed agreement with such a goal. Members of the Council discussed what the term "no kill" actually meant and inquired regarding statistics of euthanized animals per year as compared to Salt Lake County. Some members of the Council expressed concern with a resolution until a decision was made regarding a "no kill" shelter. Some members stated time was needed in order to consider Mayor Wall's challenge as Taylorville was a partner in the shelter. Members of the Council discussed that there was still need to deal with the issue of use of a carbon monoxide gas chamber for euthanizing animals. Some members of the Council expressed frustration that Salt Lake County's shelter received "accolades" for being a "no kill" shelter but still euthanized animals. Discussion ensued regarding possible problems with the draft resolution as some members felt it should express legislative intent rather than being defensive, and should also express intent of future accomplishments. It was discussed that phone calls

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had been received from members of concerned groups that were happy with the City's progress to date regarding this matter.

The City Council discussed a draft proclamation distributed by Councilmember Rushton, which was suggested to replace the draft resolution currently scheduled on the agenda. Members of the Council discussed information contained in the proclamation including a proposal and goal to become a "no kill" shelter, without a timeline; preference for no euthanasia but reasons and needs for that procedure; and an end date for becoming a "no kill" shelter to be included. The City Council discussed waiting on a resolution or proclamation and directing the City Manager to develop a plan to become a "no kill" shelter using Salt Lake County's definition of a "no kill" shelter.

After further discussion, the City Council expressed a consensus and requested the City Manager direct the City Recorder to add the proclamation discussed above to the agenda for the Regular Council Meeting scheduled February 14, 2012, at 6:30 P.M.

During the above discussion, the City Manager and CPD Director, Layne Morris, answered questions from members of the City Council.

### 8. **COMMUNICATIONS:**

#### A. **LEGISLATIVE UPDATE**

Upon direction by the City Manager, the CED Director, Nicole Cottle, discussed and provided an update regarding legislative matters. She discussed proposed legislative bills of interest to the City, summarized as follows:

- Open carry of weapons
- Requirement for cities and counties to conduct feasibility and market studies for commercial activity
- Use of public buildings
- Billboards
- Land use and code enforcement

Ms. Cottle answered questions from members of the City Council during the above presentation of information.

#### B. **COUNCIL UPDATE**

City Manager, Wayne Pyle, stated the City Council previously received a Memorandum outlining upcoming meetings and events as follows: January 12 – February 29, 2012: Utah Travels Photo Exhibit, UCCC; February 8, 2012: Utah Grizzlies vs. Bakersfield Condors, Maverik Center, 7:05 P.M.; February 9, 2012: Community Infrastructure Sustainability Puzzle, Taylorsville City Council Chambers, 2600 West 5350 South, 11:00 A.M. – 1:00 P.M.; February 9, 2012: American Cancer Society's Relay for Life Kick-off Event, Rowland Hall, 720 S.

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Guardsman Way, Salt Lake City, 6:30 P.M. – 8:30 P.M.; February 11, 2012: ChamberWest Legislative Roundup, Pioneer Valley Hospital, 8:00 A.M. – 9:30 A.M.; February 14, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; February 15, 2012: Utah Grizzlies vs. Las Vegas Wranglers, Maverik Center, 7:05 P.M.; February 17, 2012: Winter Meltdown Concert, Maverik Center, 7:00 P.M.; February 20, 2012: President’s Day Holiday – City Hall closed; February 21, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; February 28, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; March 5, 2012: Utah Grizzlies vs. Ontario Reign, Maverik Center, 7:05 P.M.; March 6, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; March 7, 2012: Utah Grizzlies vs. Ontario Reign, Maverik Center, 7:05 P.M.; March 8, 2012: Closing Day of State Legislative Session; March 9, 2012: Utah Grizzlies vs. Stockton Thunder, Maverik Center, 7:05 P.M.; March 10, 2012: Utah Grizzlies vs. Stockton Thunder, Maverik Center, 7:05 P.M.; March 13, 2012: Council Meetings Cancelled (Neighborhood Caucus Meetings); March 13, 2012: Democratic Precinct Caucus Meetings, 7:00 P.M.; March 15, 2012: Republican Precinct Caucus Meetings, 7:00 P.M.; March 20, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; March 20, 2012: Kelly Clarkson, Maverik Center, 7:30 P.M.; March 23, 2012: Utah Grizzlies vs. Colorado Eagles, Maverik Center, 7:05 P.M.; March 24, 2012: Utah Grizzlies vs. Colorado Eagles, Maverik Center, 7:05 P.M.; March 27, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; March 31, 2012: Jackie Evancho, Maverik Center, 7:30 P.M.; April 3, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; April 10, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; April 11-13, 2012: ULCT Mid-year Conference, St. George; April 17, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; April 24, 2012: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; May 2, 2012: The Black Keys, Maverik Center, 7:30 P.M.; May 3, 2012: UDOT’s Annual Meeting with Salt Lake County and Municipalities, Calvin Rampton Complex, 4501 South 2700 West, 9:00 A.M. – 11:00 A.M.; and May 28, 2012: Memorial Day – City Hall closed.

### 9. **COUNCIL REPORTS:**

#### A. **COUNCILMEMBER STEVE BUHLER – ANIMAL SHELTER**

Councilmember Buhler advised he had recently visited the City’s Animal Shelter and observed the euthanasia procedure and also inspected the facility. He stated he was troubled by the bulletin board at the Shelter with many notices of animals that were lost but not licensed; which, if licensed, would insure the animals could be found and returned to their owners.



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**B. COUNCILMEMBER TOM HUYNH – CHINESE NEW YEAR EVENT**

Councilmember Huynh reported on his attendance at a Chinese New Year event held at Cottonwood High School.

**C. COUNCILMEMBER DON CHRISTENSEN – ASSOCIATION OF MUNICIPAL COUNCILS**

Councilmember Christensen reported regarding a recent meeting of the Association of Municipals Councils, including the issues discussed.

**D. COUNCILMEMBER COREY RUSHTON – COG MEETING AND JORDAN RIVER COMMISSION**

Councilmember Rushton reported regarding a recent Salt Lake County Council of Governments (COG) meeting and the issues discussed.

Councilmember Rushton reported the Jordan River Commission would be receiving a \$300,000 grant to improve water quality.

**E. MAYOR MIKE WINDER – “MILK WITH THE MAYOR” AND POWELL CASE**

Mayor Winder reported regarding a recent “Milk with the Mayor” event and discussed the number of citizens in attendance.

Mayor Winder discussed requests he received for interviews regarding the Powell case, and informed he had coordinated those requests with the City Manager. He also discussed events regarding that case which occurred over the weekend.

**THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL, THE STUDY MEETING OF TUESDAY, FEBRUARY 7, 2012, WAS ADJOURNED AT 5:54 P.M., BY MAYOR WINDER.**

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, February 7, 2012.

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Sheri McKendrick, MMC  
City Recorder