

MINUTES OF COUNCIL REGULAR MEETING – SEPTEMBER 4, 2012

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THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, SEPTEMBER 4, 2012, AT 6:32 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
Corey Rushton
Steve Buhler
Don Christensen
Tom Huynh
Karen Lang
Steve Vincent

Wayne Pyle, City Manager
Sheri McKendrick, City Recorder

STAFF PRESENT:

Eric Bunderson, City Attorney
Nicole Cottle, CED Director
Jim Welch, Finance Director
Layne Morris, CPD Director
Kevin Astill, Parks and Recreation Director
Russell Willardson, Public Works director
Buzz Nielsen, Police Chief
John Evans, Fire Chief
Aaron Crim, Administration
Jake Arslanian, Public Works Department
Paul Love, Public Works Department

- 15873 **OPENING CEREMONY**
The Opening Ceremony was conducted by Steve Vincent who led those in attendance in the Pledge of Allegiance to the Flag.
- 15874 **SCOUTS**
Mayor Winder welcomed Scout Troop No. 171 in attendance to complete requirements for the Citizenship in the Community merit badge.
- 15875 **SPECIAL RECOGNITIONS**
Mayor Winder recognized State Senator Luz Roblez in attendance at the meeting.

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15876 **APPROVAL OF MINUTES OF REGULAR MEETING HELD AUGUST 21, 2012**

The Council read and considered Minutes of the Regular Meeting held August 21, 2012. There were no changes, corrections or deletions.

After discussion, Councilmember Vincent moved to approve the Minutes of the Regular Meeting held August 21, 2012, as written. 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.

15877 **PROCLAMATION DECLARING SEPTEMBER AS “IDLE FREE AWARENESS” MONTH IN WEST VALLEY CITY**

Councilmember Christensen read a Proclamation declaring September as “Idle Free Awareness” Month in West Valley City.

15878 **COMMENT PERIOD**

A. **PUBLIC COMMENTS**

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

Steven Ha addressed the City Council and stated he had documents for members of the City Council. Mr. Ha also stated he was honored to be chosen by Chinese leadership and members to discuss the Chinese Heritage Gate project. He gave background information regarding the project including recognition of contributions of his people. He stated something had gone wrong and he desired to present developing issues. Mr. Ha read aloud and discussed concerns regarding transparency as listed in the handout information distributed to the City Council. He expressed desire to facilitate a discussion regarding those issues. He advised that leaders and other board members of the Chinese Heritage Foundation were also in attendance at the meeting and they too desired answers to their concerns.

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Andrew So addressed the City Council and stated he was the current owner of the China Town project in South Salt Lake. He advised the local Chinese community was discussing two Chinese gates in the Salt Lake Valley, which was somewhat confusing. He stated Terry Chen had requested he donate funds to the project in West Valley City. Mr. So stated he wondered what really happened after studying the history of the project, which was initiated 10 years ago by Chinese community leaders. Mr. So indicated after the China Town project had been announced in South Salt Lake, he heard the Chinese Gate initiated by Terry Chen was going again. He stated he felt the new Gate would enhance awareness of the Chinese culture, but did not want it confused with his project. Mr. So further stated the Chinese Heritage Foundation already collected major donations, most of them from one donor and from West Valley City. He explained he was a member of several associations and maybe the donations could better serve other programs within the Chinese community as a whole. He stated many people in the Chinese community did not support West Valley City's project and he requested reconsideration.

Woody Fang addressed the City Council. Mr. Fong stated 10 years ago Terry Chen came to him and discussed a joint project with West Valley City and Nantou, Taiwan, the City's "Sister City." He further stated Mr. Chen had kicked off the project. Mr. Fong advised he donated about \$5,000 and was told total cost of the project would be \$200,000. He informed that at that time he was serving as the chair of the Chinese Heritage Foundation (served for eight years), but had resigned two years ago. He stated the first eight years had not seen much activity and expenses were minor. Mr. Fong informed he had never audited the accounting because of a lack of activity during that time. He further stated the last two years he had not been involved as a board member, but did receive e-mails from Terry Chen regarding progress of the Chinese Gate project. He explained the accounting seemed "less than crystal clear" which was frustrating to the current board members. Mr. Fong requested the Council allow them to invite a few people to sit down with Terry Chen and go through the books to clarify entries, donations and expenses. Mr. Fong stated some donations were given for "other purposes" through the Foundation and board members had questions and concerns regarding those funds. He expressed desire for a meeting with Terry Chen to attempt to clarify or resolve the issues and, if not, they would return to the City Council for further action.

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Ralph Astorga addressed the City Council and discussed an overflow parking lot located near the Maverik Center that needed to be cleared of weeds. Hr. Astorga stated the property was owned by the City and needed to be taken care of, as pride in the City was important. He also advised regarding problems with “taggers” in his neighborhood.

B. CITY MANAGER COMMENTS

City Manager, Wayne Pyle, commented in response to the citizen input regarding the Chinese Gate. He advised that a group of individuals had met with City staff regarding their concerns and presently staff was looking into what could be done to assist with the situation.

City Manager, Wayne Pyle, advised he would direct the appropriate staff to follow-up on the weeds on City-owned property near the Maverik Center.

C. CITY COUNCIL COMMENTS

Councilmember Huynh expressed appreciation to those individuals attending the Council meeting who expressed concern regarding the Chinese Gate. He stated the Utah Cultural Celebration Center (UCCC) was a great place for everyone to enjoy and all efforts would be taken to have a good celebration for the gate located there.

Mayor Winder stated the Council appreciated those in attendance who shared concerns. He advised the City had limitations as related to private organizations. He indicated Mr. Fong made an appropriate suggestion regarding sitting down to discuss the problem and review the books; however, there was not a formal way for the Council to participate. He stated he would be willing to help personally if needed. Mayor Winder advised the Chinese Heritage Friendship Gate would be dedicated later this month. He stated the Gate was located in a park-like setting at the Utah Cultural Celebration Center (UCCC) facility, so that should eliminate some confusion regarding the gate in South Salt Lake.

Mayor Winder recognized an individual in attendance who stated some donations had been done by checks written directly to West Valley City.

City Manager, Wayne Pyle, advised there was an accounting for all donations given to West Valley City which had been placed in a reserve fund and those records were public records and available for anyone to review.

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RESOLUTION NO. 12-130, APPROVE AN INTERLOCAL COOPERATION AGREEMENT WITH SALT LAKE COUNTY FOR DEVELOPMENT AND CONSTRUCTION OF PHASE II OF THE UTAH & SALT LAKE CANAL TRAIL

City Manager, Wayne Pyle, presented proposed Resolution No. 12-130 which would approve an Interlocal Cooperation Agreement with Salt Lake County and authorize \$100,000.00 of the estimated \$400,000.00 cost for development and construction of Phase II of the Utah & Salt Lake Canal Trail.

Mr. Pyle stated upon approval by the City Council, West Valley City would provide \$100,000.00 of the estimated \$400,000.00 cost to Salt Lake County for construction of Phase II of the Utah & Salt Lake Canal Trail between 4800 West and 5600 West. He advised the City had been working with Salt Lake County to develop the Utah & Salt Lake Canal Trail and Phase I had been completed. He reported Salt Lake County was ready for Phase II and by seeking grants had provided the majority of the funding. He also advised it was hoped a State Trail Grant would also provide \$100,000.00 of that funding.

After discussion, Councilmember Vincent moved to approve Resolution No. 12-130, a Resolution approving an Interlocal Cooperation Agreement between West Valley City and Salt Lake County for Development and Construction of Phase II of the Utah & Salt Lake Canal Trail. Councilmember Rushton 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.

15880

RESOLUTION NO. 12-131, APPROVE AN AGREEMENT WITH ROCKY MOUNTAIN POWER TO TERMINATE BILLING OF STORM WATER AND SANITATION FEES

City Manager, Wayne Pyle, presented proposed Resolution No. 12-131 which would approve a Termination Agreement with Rocky Mountain Power to terminate billing of storm water and sanitation fees.

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Mr. Pyle stated the proposed Termination Agreement would close out Rocky Mountain Power accounts billed for storm water and sanitation services. He stated the agreement charged a last bill through October 31, 2012; and then West Valley City would begin billing for those services on December 1, 2012 (for November 2012 services). He indicated this was the final phase of a multi-phase endeavor to bring the billing of storm water and sanitation services in-house. He advised the initial phases of bringing the billing in-house had proven financially sound and logistically effective; and more money had been collected than through Rocky Mountain Power.

After discussion, Councilmember Huynh moved to approve Resolution No. 12-131, a Resolution Authorizing the City to enter into an Agreement with Rocky Mountain Power to Terminate Billing of Storm Water and Sanitation Fees. 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.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL, THE REGULAR MEETING OF TUESDAY, SEPTEMBER 4, 2012, WAS ADJOURNED AT 7:15 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, September 4, 2012.

Sheri McKendrick, MMC
City Recorder