

MINUTES OF COUNCIL REGULAR MEETING – OCTOBER 2, 2012

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THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, OCTOBER 2, 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
Eric Bunderson, City Attorney
Nicole Cottle, CED Director
John Evans, Fire Chief
Kevin Astill, Parks and Recreation Director
Layne Morris, CPD Director
Russell Willardson, Public Works Director
Marie Guarascio, Acting Finance Director
Mike Wells, Acting Police Chief
Aaron Crim, Administration
Jake Arslanian, Public Works Department

15905 **OPENING CEREMONY**

The Opening Ceremony was conducted by Mayor Winder who invited Reverend Dr. Matthew T. Seddon of St. Stephen's Episcopal Church to offer an invocation.

15906 **SCOUTS**

Mayor Winder welcomed Scout Troop No. 546 in attendance to complete requirements for the Citizenship in the Community and Communications merit badges.

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15907 **APPROVAL OF MINUTES OF REGULAR MEETING HELD SEPTEMBER 18, 2012**

The Council read and considered Minutes of the Regular Meeting held September 18, 2012. There were no changes, corrections or deletions.

After discussion, Councilmember Christensen moved to approve the Minutes of the Regular Meeting held September 18, 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.

15908 **PROCLAMATION DECLARING OCTOBER 2012 AS *LIGHTS ON AFTER SCHOOL MONTH* IN WEST VALLEY CITY**

Councilmember Buhler read a Proclamation declaring October 2012 as *Lights on After School Month* in West Valley City, after which students from West Lake Jr. High School's After School Program performed a dance.

15909 **PROCLAMATION RECOGNIZING THE MONTH OF OCTOBER 2012 AS *NATIONAL DOMESTIC VIOLENCE AWARENESS MONTH* IN WEST VALLEY CITY**

Mayor Winder read a Proclamation recognizing the month of October 2012 as *National Domestic Violence Awareness Month* in West Valley City.

15910 **COMMENT PERIOD:**

A. **PUBLIC COMMENTS**

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

Bud Shosted addressed the City Council and discussed traffic, speed and lack of sidewalks on several streets near Robert Frost Elementary School. He stated something needed to be done in school zones because signs and crossing guards were not stopping the problems. He suggested if police officers could not patrol the area, then digital speed readout signs should

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be installed. He stated the City needed to be proactive rather than reactive regarding these problems.

B. CITY MANAGER COMMENTS

City Manager, Wayne Pyle, stated he would direct staff to review the situation discussed by Mr. Shosted.

C. CITY COUNCIL COMMENTS

Councilmember Rushton expressed appreciation to City staff in the Victims Services Division. He stated it had been announced today that West Valley City was a recipient of a \$300,000 Safe Neighborhoods Grant that would fund a full-time prosecutor. He indicated those involved should be commended and congratulated.

15911

RESOLUTION NO. 12-136, APPROVE EXTENSION OF AN INTERLOCAL AGREEMENT BETWEEN WEST VALLEY CITY, COTTONWOOD HEIGHTS CITY, DRAPER CITY, MURRAY CITY, SALT LAKE CITY, SANDY CITY, SOUTH JORDAN CITY, SOUTH SALT LAKE CITY, AND WEST JORDAN CITY, FOR THE CREATION AND OPERATION OF THE VALLEY POLICE ALLIANCE

City Manager, Wayne Pyle, presented proposed Resolution No. 12-136 which would approve extension of an Interlocal Agreement between West Valley City, Cottonwood Heights City, Draper City, Murray City, Salt Lake City, Sandy City, South Jordan City, South Salt Lake City, and West Jordan City, for the creation and operation of the Valley Police Alliance.

Mr. Pyle stated the proposed extension would be for a period of 50 years unless the City chose to opt out. He also stated municipalities in the Salt Lake Valley had come together to form the Valley Police Alliance through the Interlocal Agreement. He advised that West Valley City had signed the original agreement on January 13, 2009, which had a three year termination date.

After discussion, Councilmember Huynh moved to approve Resolution No. 12-136, a Resolution Approving an Extension of an Interlocal Agreement between West Valley City, Cottonwood Heights City, Draper City, Murray City, Salt Lake City, Sandy City, South Jordan City, South Salt Lake City, and West Jordan City, for the Creation and Operation of the Valley Police Alliance. Councilmember Lang seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Buhler	Yes

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Mr. Huynh	Yes
Mr. Rushton	Yes
Mr. Christensen	Yes
Mayor Winder	Yes

Unanimous.

15912

RESOLUTION NO. 12-137, APPROVE AN AGREEMENT WITH PROJECT ENGINEERING CONSULTANTS TO PROVIDE ENGINEERING SERVICES FOR THE 6400 WEST EXTENSION PROJECT

City Manager, Wayne Pyle, presented proposed Resolution No. 12-137 which would approve an Agreement with Project Engineering Consultants, in the amount of \$262,513.00, to provide engineering services for the 6400 West Extension Project.

Mr. Pyle stated as part of House Bill 173 from the 2012 Legislative Session, West Valley City had been given \$3,000,000 for highway improvements on 6400 West from Parkway Boulevard to SR-201 Frontage Road. He indicated this road would provide access to the properties between the Riter Canal and SR-201. He explained presently the only access to this area was from the frontage road either at 7200 West or 5600 West.

The City Manager reported Professional Engineering Consultants were being recommended to provide the environmental and engineering services for the extension of 6400 West. He stated the project was a new roadway to be constructed in areas with potential wetland impacts. He explained scope of the work included wetland delineation and impact mitigation planning, topographic surveying, geotechnical investigations, roadway design services and other tasks associated with the development of construction drawings. He stated it was anticipated the roadway would be constructed in the summer of 2013.

After discussion, Councilmember Christensen moved to approve Resolution No. 12-137, a Resolution Authorizing the Execution of an Agreement between West Valley City and Project Engineering Consultants to Provide Engineering Services for Environmental and Design Services for the 6400 West Extension Project. Councilmember Vincent seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes

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Mr. Rushton	Yes
Mr. Christensen	Yes
Mayor Winder	Yes

Unanimous.

15913

CONSENT AGENDA:

A. RESOLUTION NO. 12-138, APPROVE AN AGREEMENT TO PROVIDE FOR THE GRANT OF A CERTAIN ACCESS EASEMENT AND RIGHT-OF-WAY TO PACIFICORP BY WEST VALLEY CITY

City Manager, Wayne Pyle, presented proposed Resolution No. 12-138 which would approve an Agreement to provide for the grant of a certain access easement and right-of-way to PacifiCorp by West Valley City.

Mr. Pyle stated the approval and authorization of an Access Easement and Right-of-Way in favor of PacifiCorp, an Oregon Corporation, covered a portion of West Valley City property located at approximately 5704 S. Far Vista Drive (Parcel 20-14-151-026) and over a portion of property owned by SR Second Chance, LLC, located at approximately 5728 S. Far Vista Drive (Parcel 20-14-151-025). He advised that SR Second Chance, LLC had prepared and requested a new easement and right-of-way in favor of PacifiCorp to provide access over properties owned by SR Second Chance, LLC and West Valley City to an existing Nextel cell tower site located on the West Valley City property.

He further explained that at the request of SR Second Chance, LLC, PacifiCorp had agreed to abandon an existing Access Easement over properties owned by SR Second Chance, LLC and West Valley City. He advised the existing easement encumbered the proposed and future development of the SR Second Chance, LLC property. He reported the new easement and right-of-way would run from the end of the existing Far Vista Drive within the alignment of the proposed future Far Vista Drive, then to and across the West Valley City parcel to the existing cell tower site. He stated SR Second Chance, LLC would be responsible for recording the executed Access Easement and Right-of-Way document.

B. RESOLUTION NO. 12-139, RATIFY CITY THE MANAGER'S APPOINTMENT OF J. ERIC BUNDERSON AS A MEMBER OF THE SALT LAKE COUNTY NOMINATING COMMISSION FOR A TERM COMMENCING OCTOBER 2, 2012, AND ENDING UPON THE SELECTION OF A WEST VALLEY JUSTICE COURT JUDGE

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City Manager, Wayne Pyle, presented proposed Resolution No. 12-139 which would ratify his appointment of J. Eric Bunderson as a member of the Salt Lake County Nominating Commission for a term commencing October 2, 2012, and ending upon the selection of a West Valley Justice Court judge.

Mr. Pyle stated based on the retirement of current Justice Court Judge Keith Stoney it was necessary to fill a judicial vacancy in the West Valley City Justice Court. He explained the Salt Lake County Justice Court Nominating Commission consisted of one member of the County Bar Association, one member of the Municipal Selection Committee comprised of mayors of each municipality in Salt Lake County, a member selected by the County Mayor, and two members from the jurisdiction where the judicial vacancy was located. He explained the Nominating Commission members were responsible to review applicants and make recommendations to the City.

C. RESOLUTION NO. 12-140, RATIFY THE CITY MANAGER'S APPOINTMENT OF PAUL ISAAC AS A MEMBER OF THE SALT LAKE COUNTY NOMINATING COMMISSION FOR A TERM COMMENCING OCTOBER 2, 2012, AND ENDING UPON THE SELECTION OF A WEST VALLEY JUSTICE COURT JUDGE

City Manager, Wayne Pyle, presented proposed Resolution No. 12-140 which would ratify his appointment of Paul Isaac as a member of the Salt Lake County Nominating Commission for a term commencing October 2, 2012, and ending upon the selection of a West Valley Justice Court Judge.

Mr. Pyle stated based on the retirement of current Justice Court Judge Keith Stoney it was necessary to fill a judicial vacancy in the West Valley City Justice Court. He explained the Salt Lake County Justice Court Nominating Commission consisted of one member of the County Bar Association, one member of the Municipal Selection Committee comprised of mayors of each municipality in Salt Lake County, a member selected by the County Mayor, and two members from the jurisdiction where the judicial vacancy was located. He explained the Nominating Commission members were responsible to review applicants and make recommendations to the City.

After discussion, Councilmember Rushton moved to approve Resolution Nos. 12-138, 12-139 and 12-140 as listed on the Consent Agenda. Councilmember Vincent seconded the motion.

A roll call vote was taken:

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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, OCTOBER 2, 2012, WAS ADJOURNED AT 7:02 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, October 2, 2012.

Sheri McKendrick, MMC
City Recorder