

## MINUTES OF COUNCIL STUDY MEETING – JULY 23, 2013

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THE WEST VALLEY CITY COUNCIL MET IN STUDY SESSION ON TUESDAY, JULY 23, 2013, 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 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/HR Director  
Eric Bunderson, City Attorney  
Jim Welch, Finance Director  
John Evans, Fire Chief  
Kevin Astill, Parks and Recreation Director  
Russell Willardson, Public Works Director  
Anita Schwemmer, Acting Police Chief  
Steve Lehman, Acting CED Director  
Chris Curtis, Acting CPD Director  
Aaron Crim, Administration  
Jake Arslanian, Public Works Department  
Jeannette Carpenter, Finance Department  
Dan Johnson, Public Works Department  
Brent Garlick, CED Department  
Kevin Despain, CED Department

1. **APPROVAL OF MINUTES OF STUDY MEETING HELD JULY 9, 2013**

The Council read and considered Minutes of the Study Meeting held July 9, 2013. There were no changes, corrections or deletions.

After discussion, Councilmember Christensen moved to approve the Minutes of the Study Meeting held July 9, 2013, as written. Councilmember Vincent seconded the motion.

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A roll call vote was taken:

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

Unanimous.

### 2. **STRATEGIC PLAN GOAL UPDATE – EDUCATION**

After discussion and consensus, Mayor Winder advised the Strategic Plan Goal update regarding education would be taken up out of Agenda order.

City Manager, Wayne Pyle, stated one of the Council's Strategic Plan Goals was to improve relationships with higher education entities in the State. He reported discussions had been held with Utah State University (USU) and Salt Lake Community College (SLCC) regarding space in Fairbourne Station to provide higher education opportunities in West Valley City.

He advised the following representatives were invited to the meeting to discuss ideas on establishing partnerships to achieve the desired goal: Neil Abercrombie, USU (Director of Government Relations); David Vernon, USU (Salt Lake Center); Chris Picard, SLCC (Provost); and Tim Sheehan, SLCC (Government Relations).

Each of the guest representatives talked with the City Council and discussed information summarized as follows:

- Overview of growth and presence in every county in the State at regional campuses
- Salt Lake County seen as home base for SLCC, thus a unique partnership
- West Valley City viewed as an exciting opportunity with economic development, demographics, and other positives
- Programs offered
- Creation of other options through partnerships
- Access to quality and affordable education through technology
- Flexible course offerings – evenings, broadcasted courses
- USU and SLCC interconnected partnership
- West Valley City "dead center" in the middle of "wheelhouse" of SLCC and importance to potential students

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- Wide range of programming at SLCC with core mission being career and technology education to prepare students for the workplace
- Importance of greater presence in West Valley City
- Community learning center partnership between USU and SLCC and meeting the learning needs in communities
- Outreach to area high schools
- Written information regarding available degrees and programs

During the above discussion, the guest representatives and the City Manager answered questions from members of the City Council.

On behalf of the City Council, Mayor Winder thanked the above representatives for the information presented and stated the Council was thrilled with their interest shown to West Valley City and the Council and staff looked forward to see what could transpire.

### 3. **REVIEW AGENDA FOR REGULAR MEETING SCHEDULED JULY 23, 2013**

City Manager, Wayne Pyle, stated new Consent Agenda items were added to the Agenda for the Regular Council Meeting scheduled July 23, 2013, at 6:30 P.M., as follows:

#### **Item No. 9.A. – RESOLUTION NO. 13-107, RATIFY THE CITY MANAGER'S REAPPOINTMENT OF CLOYD BELL TO THE PROFESSIONAL STANDARDS REVIEW BOARD, TERM: JULY 1, 2013 – JULY 1, 2015**

City Manager, Wayne Pyle, discussed proposed Resolution No. 13-107 which would ratify his reappointment of Cloyd Bell to the Professional Standards Review Board for the term July 1, 2013, through July 1, 2015.

Mr. Pyle stated Mr. Bell was a City resident and had served on the Professional Standards Review Board since September of 2005. He further stated Mr. Bell was very dedicated to maintaining a safe community for the residents as well as holding officers and the Police Department to high standards and professionalism.

The City Manager advised the Professional Standards Review Board reviewed all allegations of police misconduct from a citizen's perspective and made various recommendations to the Police Chief regarding incidents.

#### **Item No. 9.B. – RESOLUTION NO. 13-108, RATIFY THE CITY MANAGER'S REAPPOINTMENT OF JOAN MCCREEDY-BURREL TO THE PROFESSIONAL STANDARDS REVIEW BOARD, TERM: JULY 1, 2013 – JULY 1, 2015**

City Manager, Wayne Pyle, discussed proposed Resolution No. 13-108 which would ratify his reappointment of Joan McCreedy-Burrel to the Professional Standards Review Board for the term July 1, 2013, through July 1, 2015.

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Mr. Pyle stated Ms. McCreedy-Burrel was a City resident and had served on the Professional Standards Review Board since August of 2005. He further stated Ms. McCreedy-Burrel was very dedicated to maintaining a safe community for the residents as well as holding officers and the Police Department to high standards and professionalism.

The City Manager advised the Professional Standards Review Board reviewed all allegations of police misconduct from a citizen's perspective and made various recommendations to the Police Chief regarding incidents.

### **Item No. 9.C. – RESOLUTION NO. 13-109, RATIFY THE CITY MANAGER'S APPOINTMENT OF FIA FAFAI TO THE PROFESSIONAL STANDARDS REVIEW BOARD, TERM: JULY 23, 2013 – JULY 1, 2015**

City Manager, Wayne Pyle, discussed proposed Resolution No. 13-109 which would ratify his appointment of Fia Fafai to the Professional Standards Review Board for the term July 23, 2013, through July 1, 2015.

Mr. Pyle stated Ms. Fafai was a court interpreter in the Samoan language and a West Valley City resident. He explained Ms. Fafai was very dedicated to maintaining a safe community for residents of the City as well as holding officers and the Police Department to high standards and professionalism.

The City Manager advised the Professional Standards Review Board reviewed all allegations of police misconduct from a citizen's perspective and made various recommendations to the Police Chief regarding incidents.

### **Item No. 9.D. – RESOLUTION NO. 13-110, RATIFY THE CITY MANAGER'S APPOINTMENT OF ABIGAIL M. DIZON-MAUGHAN TO THE PROFESSIONAL STANDARDS REVIEW BOARD, TERM: JULY 23, 2013 – JULY 1, 2015**

City Manager, Wayne Pyle, discussed proposed Resolution No. 13-110 which would ratify his appointment of Abigail M. Dizon-Maughan to the Professional Standards Review Board for the term July 23, 2013, through July 1, 2015.

Mr. Pyle stated Ms. Dizon-Maughan was an attorney currently serving as chair of the Salt Lake Branch of the NAACP Criminal Justice Committee, and interested in serving the community as a resident of West Valley City. He indicated she was very dedicated to maintaining a safe community for the residents as well as holding officers and the Police Department to high standards and professionalism.

The City Manager advised the Professional Standards Review Board reviewed all allegations of police misconduct from a citizen's perspective and made various recommendations to the Police Chief regarding incidents.

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The City Council will consider proposed Resolution Nos. 13-107 through 13-110 at the Regular Council Meeting scheduled July 23, 2013, at 6:30 P.M.

The City Manager explained the four proposed Resolutions had been added to the Agenda in order to facilitate the ratifications prior to a meeting of the Professional Standards Review Board scheduled for August 8, 2013. He also answered questions from members of the City Council.

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

#### 4. **PUBLIC HEARINGS SCHEDULED AUGUST 13, 2013:**

##### A. **PUBLIC HEARING, ACCEPT PUBLIC INPUT REGARDING THE TENTATIVE BUDGET FOR FY 2013-2014**

City Manager, Wayne Pyle, stated a public hearing had been advertised for the Regular Council Meeting scheduled August 13, 2013, at 6:30 P.M., in order for the City Council to hear and accept public input regarding the Tentative Budget for FY 2013-2014. He discussed proposed Resolution No. 13-111 to be considered by the City Council subsequent to the public hearing, as follows:

##### **RESOLUTION NO. 13-111, ADOPTING A FINAL BUDGET; MAKING APPROPRIATIONS FOR THE SUPPORT OF WEST VALLEY CITY FOR THE FISCAL YEAR BEGINNING JULY 1, 2013, AND ENDING JUNE 30, 2014; AND DETERMINING THE RATE OF TAX AND LEVYING TAXES UPON ALL REAL AND PERSONAL PROPERTY WITHIN WEST VALLEY CITY, UTAH, TAXABLE BY LAW FOR THE YEAR 2013**

City Manager, Wayne Pyle, discussed proposed Resolution No. 13-111 which would adopt the Final Budget; make appropriations for the support of West Valley City for the fiscal year beginning July 1, 2013, and ending June 30, 2014; and determine the rate of tax and levy taxes upon all real and personal property within West Valley City, Utah, taxable by law for the year 2013.

The City Manager advised a summary discussion for the Council had been scheduled this night, and on August 13, 2013, prior to the scheduled public hearing, the Finance Director would give an overview of the Final Budget for FY 2013-2014 for benefit of residents in attendance at the hearing.

Upon direction, the Finance Director discussed capturing the judgment levy and Truth in Taxation requirements. He also discussed budget line items in detail, including all items having a 10% or more change.

Assistant City Manager/HR Director, Paul Isaac, advised the Human Resource Division had worked hand in hand with the Finance Department in regards to the proposed budget, and the budget reflected the ability to give pay increases without

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using one-time monies. He indicated a previous retirement incentive also allowed for hiring eight new officers and improving service levels in the Police Department. He discussed benefit package information and its effect on the budget including insurance premium increases and other increases. He expressed appreciation for the City Manager' direction and for the opportunity to work closely with the Finance Director and department staff.

Mr. Pyle advised the Tentative Budget had been made available in the City Recorder's Office during regular office hours and all legal and required notices had been given. He further discussed the proposed Resolution and answered questions from members of the City Council.

The City Council will hold a public hearing and consider proposed Resolution No. 13-111 at the Regular Council Meeting scheduled August 13, 2013, at 6:30 P.M.

### 5. **RESOLUTION NO. 13-112, AUTHORIZE THE CITY TO ENTER INTO A POLICY WITH EMI TO PROVIDE DENTAL BENEFITS FOR CITY EMPLOYEES FOR FISCAL YEAR 2013-2014**

City Manager, Wayne Pyle, discussed proposed Resolution No. 13-112 which would authorize the City to enter into a policy with EMI to provide dental benefits for City employees for fiscal year 2013-2014.

Mr. Pyle stated EMI was the current provider for dental benefits for City employees and he proposed renewing the contract for FY 2013-2014. He reported dental premiums would increase by 4.8% in the proposed contract.

Assistant City Manager/HR Director, Paul Isaac, further reviewed and discussed the proposed Resolution and answered questions from members of the City Council.

The City Council will consider proposed Resolution No. 13-112 at the Regular Council Meeting scheduled August 13, 2013, at 6:30 P.M.

### 6. **DOMESTIC FOWL DISCUSSION**

City Manager, Wayne Pyle, advised a previous discussion of a drafted domestic fowl ordinance had taken place in 2010 and, per the Council's request, had been scheduled to be reviewed again for benefit of the newest Council members.

Mayor Winder indicated the discussion had been scheduled to determine if members of the Council desired staff to prepare an ordinance for consideration and possible action.

Upon direction, Steve Lehman, CED Department, used PowerPoint and discussed information summarized as follows:

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- Purpose of an ordinance: To provide standards for the keeping of domestic fowl in single-family residential zones in West Valley City; and intended to enable residents to keep a limited number of hens for non-commercial purposes while establishing standards to limit the adverse impacts on neighboring properties, and ensuring health and sanitation of hens and related structures.
- Definitions:
  - Domestic Fowl – Any chicken species, ducks, geese or pheasants; Only hens are permitted (female domestic chickens); no roosters
  - Chicken Pen – Henhouse structure for sheltering hens; run fenced area for the keeping of hens
- Standards (General Requirements):
  - Single-family residential property only
  - Hens must remain in pen at all times
  - Only one pen permitted per parcel/residence
  - Non-commercial use only (selling of eggs, fertilizer, breeding prohibited)
  - No slaughtering on premises
- Standards (Number of hens allowed per zone):
  - ‘R-1-6’ or ‘R-1-7’: Three (3)
  - ‘R-1-8’: Five (5)
  - ‘R-1-10’ or greater: Eight (8)
- Standards (Pen location):
  - Rear yard only
  - 3 feet from any property line
  - 50 feet from any school or church
  - 30 feet from any neighboring residence
  - 25 feet from residence of hen permit holder
- Standards (Pen design):
  - Run – Fully enclosed and secured, including a roof; fencing minimum 5 feet tall, maximum 6 feet tall made of ¼-inch metal mesh hardware cloth and buried at least 12 feet and turned outward; no chicken wire; 6 feet square/hen, maximum 48 square feet
  - Henhouse – Fully enclosed, including a roof, with access doors that can be shut and secured; inaccessible to rodents and other predators; all openings must be at least 18-inches off the ground; fully ventilated with openings, excluding access doors, sealed with

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rodent/predator proof wire mesh; 2 foot square/hen, maximum 16 square feet

- Standards (Health & sanitation):
  - Sanitation – Droppings cleaned out once per week; thorough cleaning of coops three times per year; henhouse must be free standing and accessible from all sides for cleaning and maintenance
  
- Permit
  - Written Application
  - Site Plan – Location of and dimensions to all property lines, schools, churches within 50 feet of residence; site plan of the chicken pen with correct dimensions; photo or illustration of the chicken pen design, including construction materials, height and width dimensions
  
- Permit Fees
  - 'R-1-6' or 'R-1-7' zone: \$15
  - 'R-1-8' zone: \$20
  - 'R-1-10' zone: \$27
  - Inspection: \$30

Mr. Lehman also discussed comparisons of Salt Lake County municipalities and other Utah municipalities, including when legislation had been enacted. The information also contained zoning and changes made since August of 2010. During the above presentation and discussion, Mr. Lehman answered questions from members of the City Council.

Upon further discussion, some members of the Council suggested more consideration be given to Salt Lake Valley Health Department standards rather than other cities' requirements. Some members of the Council stated a vast majority of cities in Salt Lake County allowed chickens and some members expressed a desire to give the matter reconsideration. It was also suggested research could be undertaken to investigate national or general guidelines other than the County Health Department. Also discussed was the interest in this matter previously expressed from some City residents.

After further discussion, the City Council instructed the City Manager to prepare a draft ordinance for consideration.

### 7. **COUNCIL UPDATE**

City Manager, Wayne Pyle, stated the City Council previously received a Memorandum outlining upcoming meetings and events as follows: July 11-28, 2013: "Face of Utah

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Sculpture 9" Art Exhibit, UCCC; July 24, 2013: Pioneer Day Holiday – City Hall closed; July 25, 2013: One Direction, Maverik Center, 7:30 P.M.; July 25 & 26, 2013: WorldStage Summer Concert – Polynesian Cultural Center, UCCC, 8:00 P.M.; July 26, 2013: Live After Five Concert Series – Better off with the Blues, Plaza at Fairbourne Station, 6:00 P.M.; July 27, 2013: Mountain View Mobile Home Park Events, Clubhouse, 2795 South 2540 West; July 29, 2013: WorldStage Summer Concert, UCCC, 8:00 P.M.; July 30 – August 9, 2013: Early Voting for Municipal Primary Election, City Hall Lobby, 11:00 A.M. – 3:00 P.M. (weekdays only); July 30, 2013: No Council Meeting scheduled (5<sup>th</sup> Tuesday); August 1, 2013: GIGANTOUR 2013, Maverik Center, 4:30 P.M.; August 2, 2013: Live After Five Concert Series – Cabana Band, Plaza at Fairbourne Station, 6:00 P.M.; August 2, 2013: Bruno Mars, Maverik Center, 7:30 P.M.; August 5, 2013: Honorary Colonels Golf Tournament, Stonebridge Golf Course, Registration at 7:00 A.M. & Shotgun Start at 8:00 A.M.; August 5, 2013: National Night Out Kick-off Event, UCCC, 5:30 P.M. – 8:00 P.M.; August 5, 2013: "Meet and Greet" the Candidates for Primary Election, UCCC, 5:30 P.M. – 8:00 P.M. (During NNO Kick-off Event); August 5, 2013: National Night Out Kick-off Event, UCCC; August 5, 2013: WorldStage Summer Concert – Hired Guns, UCCC, 8:00 P.M.; August 6, 2013: No Council Meeting scheduled (National Night Out); August 6, 2013: National Night Out – Neighborhood Block Parties, Various Locations in the City; August 8, 2013: Grand Opening of Five Parks Community Center, 1238 W. Village Main Drive, Unit 1, 2:00 P.M. – 6:30 P.M.; August 9, 2013: Live After Five Concert Series – River House, Plaza at Fairbourne Station, 6:00 P.M.; August 9, 2013: Meet the Candidates Night for Primary Election (Mayor & At-Large) sponsored by ChamberWest, West Valley Library, 2880 West 3650 South, 6:30 P.M. – 8:30 P.M.; August 10, 2013: Council District 4 Neighborhood "Meet-up" at West View Park, 4100 South 6000 West, 9:00 A.M. – 11:00 A.M.; August 10, 2013: Hunter Community Outreach National Night Out Block Party, LDS Church Building at 5000 W. Janette Avenue, 6:00 P.M. – 8:00 P.M.; August 12, 2013: WorldStage Summer Concert – World Travelers, UCCC, 8:00 P.M.; August 13, 2013: Municipal Primary Election; August 13, 2013: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; August 14, 2013: Reception hosted by Clean & Beautiful Committee, UCCC: 6:00 P.M. – Socializing and Refreshments, 6:30 P.M. – Presentation of yard awards; August 16, 2013: Live After Five Concert Series – BD Howes, Plaza at Fairbourne Station, 6:00 P.M.; August 16 & 17, 2013: National Night Out – Police Safety Fair, Valley Fair Mall, 1:00 P.M. – 7:00 P.M.; August 19, 2013: National Night Out – Family Safety Fair, Fitness Center, 4:00 P.M. – 6:00 P.M.; August 19, 2013: WorldStage Summer Concert – Asante African Performing Arts, UCCC, 8:00 P.M.; August 20, 2013: National Night Out – Senior Safety Fair, Harman Senior Center, 11:00 A.M. – Noon; August 20, 2013: August 20, 2013: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; August 21, 2013: Neighborhood Watch Meeting, City Hall, PR Offices/Suite 230, 6:30 P.M. – 8:00 P.M.; August 23, 2013: Live After Five Concert Series – Otter Creek, Plaza at Fairbourne Station, 6:00 P.M.; August 24, 2013: Westwatch Neighborhood Watch – National Night Out Block Party, 3046 South 3140 West, 3:00 P.M. – 9:00 P.M.; August 26, 2013: WorldStage Summer Concert, UCCC, 8:00 P.M.; August 27, 2013: Council Study Meeting, 4:30 P.M.,

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Regular Council Meeting & Canvass of Municipal Primary Election, 6:30 P.M.; August 30, 2013: Live After Five Concert Series – Chad and Kristo, Plaza at Fairbourne Station, 6:00 P.M.; September 2, 2013: Labor Day Holiday – City Hall closed; September 3, 2013: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; September 3, 2013: VOLBEAT & HIM, Maverik Center, 6:45 P.M.; September 4, 2013: Lake Park Golf Social, Stonebridge Golf Course, Breakfast at 8:00 A.M. and Golf at 9:00 A.M.; September 6, 2013: Live After Five Concert Series – Ramblewood, Plaza at Fairbourne Station, 6:00 P.M.; September 7, 2013: Neighborhood Block Party, 6780 West 4060 South, 1:30 P.M. – 8:00 P.M.; September 10, 2013: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; September 11-13, 2013: ULCT Annual Conference; September 13, 2013: Live After Five Concert Series – Paul Boruff, Plaza at Fairbourne Station, 6:00 P.M.; September 17, 2013: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; September 24, 2013: Council Study Meeting, 4:30 P.M., Regular Council Meeting, 6:30 P.M.; October 1, 2013: Cirque Masica, Maverik Center, 7:30 P.M.; October 9, 2013: Meet the Candidates Night for Municipal General Election, UCCC, 6:30 P.M. – 8:30 P.M.; October 11, 2013: A Night of Hope with Joel Osteen, Maverik Center, 7:30 P.M.; October 19, 2013: Gabriel Iglesias, Maverik Center, 7:30 P.M.; October 22 – November 1, 2013: Early Voting for Municipal General Election, City Hall Lobby, 11:00 A.M. – 3:00 P.M. (weekdays only); October 26, 2013: Macklemore & Ryan Lewis, Maverik Center, 7:30 P.M.; November 5, 2013: Municipal General Election; November 11, 2013: Veteran's Day Holiday – City Hall closed; November 28, 2013: Thanksgiving Holiday – City Hall closed; December 14, 2013: George Lopez, Maverik Center, 8:00 P.M.; December 25 & 26, 2013: and Christmas Holiday – City Hall closed.

### 8. **REVIEW DRAFT AGENDAS FOR REDEVELOPMENT AGENCY AND HOUSING AUTHORITY MEETINGS SCHEDULED AUGUST 13, 2013**

City Manager, Wayne Pyle, reviewed draft Agendas for the Redevelopment Agency and Housing Authority meetings scheduled August 13, 2013. He advised consideration of approval of Minutes was currently listed on both Agendas.

### 9. **COUNCIL REPORTS**

#### A. **MAYOR MIKE WINDER –SALT LAKE CITY PUBLIC SAFETY BUILDING OPENING**

Mayor Winder discussed the opening of the new Salt Lake City Public Safety Building.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY CITY COUNCIL, THE STUDY MEETING OF TUESDAY, JULY 23, 2013, WAS ADJOURNED AT 6:26 P.M., BY MAYOR WINDER.

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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, July 23, 2013.

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Sheri McKendrick, MMC  
City Recorder