

MINUTES OF COUNCIL REGULAR MEETING – OCTOBER 1, 2013

-1-

THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, OCTOBER 1, 2013, 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 PRO TEM RUSHTON

THE FOLLOWING MEMBERS WERE PRESENT:

Corey Rushton
Steve Buhler
Don Christensen
Tom Huynh
Karen Lang
Steve Vincent

Wayne Pyle, City Manager
Sheri McKendrick, City Recorder

ABSENT: Mike Winder

STAFF PRESENT:

Paul Isaac, Assistant City Manager/HR Director
Nicole Cottle, Assistant City Manager, CED Director
Eric Bunderson, City Attorney
Jim Welch, Finance Director
Russell Willardson, Public Works Director
Layne Morris, CPD Director
Kevin Astill, Parks and Recreation Director
Lee Russo, Police Chief
John Evans, Fire Chief
Jake Arslanian, Public Works Department
Kevin Conde', Administration

16316 **OPENING CEREMONY**

The Opening Ceremony was conducted by Mayor Pro Tem Rushton who read a humorous short story in hopes of “lightening the mood” regarding the recent government shutdown.

16317 **SPECIAL RECOGNITIONS**

Mayor Pro Tem Rushton recognized and welcomed City Council candidates Lars Nordfelt and Phil Conder.

MINUTES OF COUNCIL REGULAR MEETING – OCTOBER 1, 2013

-2-

16318 **APPROVAL OF MINUTES OF REGULAR MEETING HELD
SEPTEMBER 17, 2013**

The Council read and considered Minutes of the Regular Meeting held September 17, 2013. There were no changes, corrections or deletions.

After discussion, Councilmember Vincent moved to approve the Minutes of the Regular Meeting held September 17, 2013, as written. Councilmember Buhler seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mayor Pro Tem Rushton	Yes

Unanimous.

16319 **EMPLOYEE OF THE MONTH, SEPTEMBER 2013 – JAY HORNER,
POLICE DEPARTMENT**

Councilmember Christensen read the nomination of Jay Horner, Police Department, to receive the Employee of the Month Award for September 2013. Officer Horner had been nominated for his high level of competency and demonstrated ability of thorough investigative techniques.

The award was presented and Officer Horner addressed the City Council and expressed appreciation for the recognition and support of his superiors.

16320 **COMMENT PERIOD**

A. PUBLIC COMMENTS

Upon inquiry by Mayor Pro Tem Rushton, the following individuals addressed the City Council during the comment period:

Annette and Mike Katsanevakis, owners of Atlantis Burgers, addressed the City Council and stated they were in attendance to discuss a problem. They discussed purchase of their restaurant ten years ago and problems with one neighbor who had regularly complained. They stated those complaints had been resolved in a timely manner. Mr. and Mrs. Katsanevakis indicated they would not leave the business or home they purchased next door to their children as they did not feel safe living in this part of town. In addition, there had only been complaints from one person,

MINUTES OF COUNCIL REGULAR MEETING – OCTOBER 1, 2013

-4-

Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mayor Pro Tem Rushton	Yes

Unanimous.

16322

RESOLUTION NO. 13-143, APPROVE THE PURCHASE OF EIGHT VEHICLES FROM TONY DIVINO TOYOTA FOR USE BY THE POLICE DEPARTMENT

City Manager, Wayne Pyle, presented proposed Resolution No. 13-143 which would approve purchase of eight vehicles from Tony Divino Toyota, in an amount not to exceed \$195,760.48, for use by the Police Department.

Mr. Pyle stated Tony Divino Toyota was recommended as the supplier of the requested vehicles as they were one of the dealers on the State contract. He indicated all eight vehicles were Toyota Camry Hybrid Sedans with a cost for each at \$24,470.06.

Mr. Pyle stated the proposal would authorize replacement of vehicles on the Light Vehicle Replacement List.

After discussion, Councilmember Huynh moved to approve Resolution No. 13-143, a Resolution Approving the Purchase of Eight Vehicles from Tony Divino Toyota for use by the Police Department. Councilmember Buhler seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mayor Pro Tem Rushton	Yes

Unanimous.

16323

RESOLUTION NO. 13-144, AWARD A CONTRACT TO M.C. GREEN & SONS CONSTRUCTION FOR THE USANA POND OVERFLOW PROJECT

City Manager, Wayne Pyle, presented proposed Resolution No. 13-144 which would award a contract to M.C. Green & Sons Construction, in an amount of

MINUTES OF COUNCIL REGULAR MEETING – OCTOBER 1, 2013

-5-

\$27,845.00, and authorize an amount not to exceed \$30,700.00 on the base bid plus change orders, for the USANA Pond Overflow Project.

Mr. Pyle stated bids had been solicited and six bids received as follows:

M.C. Green & Sons:	\$27,845.00
Dennis Lierd Construction:	\$35,822.50
Beck Construction:	\$37,000.00
Bowen Construction:	\$37,260.00
Westbrook Construction:	\$41,611.08
Wolff Excavating:	\$48,055.00

The City Manager reported M.C. Green & Sons had submitted the lowest responsible bid.

Mr. Pyle also advised the project included 430 lineal feet of 15-inch concrete pipe and miscellaneous boxes to provide an overflow to the existing pond in the area surrounding the west parking areas of the USANA Amphitheater.

After discussion, Councilmember Vincent moved to approve Resolution No. 13-144, A Resolution Awarding a Contract to M.C. Green & Sons Construction for the USANA Pond Overflow Project. Councilmember Christensen seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mayor Pro Tem Rushton	Yes

Unanimous.

16324

RESOLUTION NO. 13-145, APPROVE THE EXECUTION AND RECORDING OF DELAY AGREEMENT WITH ELIZABETH AND CARLOS MATAMOROS FOR OFF-SITE IMPROVEMENTS ON PROPERTY LOCATED AT 3576 SOUTH 6800 WEST

City Manager, Wayne Pyle, presented proposed Resolution No. 13-145 that would approve execution and recording of a Delay Agreement with Elizabeth and Carlos Matamoros for off-site improvements on property located at 3576 South 6800 West.

MINUTES OF COUNCIL REGULAR MEETING – OCTOBER 1, 2013

-6-

Mr. Pyle stated A. Elizabeth Matamoros and Carlos A. Matamoros had requested to delay construction of curb and gutter, sidewalk, asphalt, and road improvements for property located at 3576 South 6800 West. He advised delaying improvements would allow the City to coordinate engineering and design across several properties as new construction proceeded.

He reported the property owners had proposed to construct a home on their property on the west side of 6800 West and, at the present time, there were no existing curb, gutter and sidewalk improvements along or adjacent to the property. He indicated postponing construction of the improvements would provide time for additional development of similar improvements and the combination of the delayed improvements from this agreement and others collected as development progressed would result in a more complete and contiguous design of curb and gutter.

After discussion, Councilmember Lang moved to approve Resolution No. 13-145, a Resolution Authorizing the Execution and Recording of a Delay Agreement between West Valley City and Elizabeth and Carlos Matamoros, for Property Located at 3576 South 6800 West. Councilmember Vincent seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mayor Pro Tem Rushton	Yes

Unanimous.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY CITY COUNCIL, THE REGULAR MEETING OF TUESDAY, OCTOBER 1, 2013, WAS ADJOURNED AT 6:50 P.M., BY MAYOR PRO TEM RUSHTON.

MINUTES OF COUNCIL REGULAR MEETING – OCTOBER 1, 2013

-7-

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 1, 2013.

Sheri McKendrick, MMC
City Recorder