

MINUTES OF COUNCIL REGULAR MEETING – MAY 6, 2014

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THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, MAY 6, 2014, AT 6:34 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 BIGELOW.

THE FOLLOWING MEMBERS WERE PRESENT:

Ron Bigelow, Mayor
Corey Rushton, Councilmember At-Large
Lars Nordfelt, Councilmember At-Large
Tom Huynh, Councilmember District 1
Steve Buhler, Councilmember District 2
Karen Lang, Councilmember District 3
Steve Vincent, Councilmember District 4

Wayne Pyle, City Manager
Sheri McKendrick, City Recorder

STAFF PRESENT:

Paul Isaac, Assistant City Manager/HR Director
Nicole Cottle, Assistant City Manager/CED Director
Eric Bunderson, City Attorney
Jim Welch, Finance Director
Layne Morris, CPD Director
Lee Russo, Police Chief
John Evans, Fire Chief
Russell Willardson, Public Works Director
Kevin Astill, Parks & Recreation Director
Sam Johnson, Strategic Communications Director
Jason Eriksen, Parks & Recreation Department
Darren Nerdin, Parks & Recreation Department
Heather Royal, CPD Department
Jake Arslanian, Public Works Department
Kevin Conde', Administration

16591 **OPENING CEREMONY**

The Opening Ceremony was conducted by Karen Lang who led the Pledge of Allegiance to the Flag.

16592 **SCOUTS**

Mayor Bigelow welcomed Scout Troop No. 644 in attendance to complete requirements for the Citizenship in the Community merit badge.

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APPROVAL OF MINUTES OF REGULAR MEETINGS HELD APRIL 15, 2014 AND APRIL 22, 2014

The Council read and considered Minutes of the Regular Meetings held April 15, 2014 and April 22, 2014. There were no changes, corrections or deletions.

After discussion, Councilmember Nordfelt moved to approve the Minutes of the Regular Meetings held April 15, 2014 and April 22, 2014, 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. Rushton	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

16594

SCOTT ZEIDLER, WASATCH FRONT AREA URBAN AND COMMUNITY FORESTER, UTAH DIVISION OF FORESTRY, FIRE AND STATE LANDS – PRESENTATION OF TREE CITY USA AND GROWTH AWARDS TO WEST VALLEY CITY

Upon introduction by Mayor Bigelow, Scott Zeidler, Wasatch Front Area Urban and Community Forester, Utah Division of State Lands, addressed the City Council and presented the Tree City USA and Growth Awards to West Valley City. He praised City staff for their efforts in planting and caring for trees within the City.

Mr. Zeidler stated West Valley City was a steward leading in management of trees and this was the 19th year recognized with the Tree City USA award. He also mentioned some of the criteria used and requirements of a city to receive the award. He advised there were 84 cities in Utah that had received the award. He indicated in addition to longevity in the program, West Valley City received an additional award, the Sterling Tree City Award. He explained the background and significance of this award and indicated it was given to municipalities that had received 10 growth awards over time, and there were only four communities in Utah that had received that second award. He thanked the City Council for support of those efforts.

Councilmember Rushton stated this was an important award and worth noting the efforts of staff in caring for the urban forest in West Valley City. He

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congratulated the Parks and Recreation Department and the citizens involved in this effort.

16595

COMMENT PERIOD

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

A. PUBLIC COMMENTS

Elliott Mott addressed the City Council and discussed the suspension bridge over the Jordan River. Mr. Mott stated it was a hazard and asked the City Council to condemn the structure. He showed photographs and explained unsafe conditions for bicyclists. He indicated it was not a problem for walkers, but could injure bikers. He stated the Jordan River corridor was a wonderful asset, but we did not need hazards putting citizens in harms way. He requested the design be corrected to make it safer.

John Lithgoe addressed the City Council and submitted a petition regarding a problem on Lancer Way at 3325 West. He stated it was a “gully” in the road that had damaged cars. He indicated the problem had existed for years and was a hazard that should be addressed. He advised a few people from that area were in attendance at the meeting and over 30 residents had signed the petition. He further explained problems with the road. He indicated it should not cost that much to fix the problem and suggested ways to do so. He submitted the petition to the City Recorder.

B. CITY MANAGER COMMENTS

City Manager, Wayne Pyle, responded regarding the bridge and advised of the original intent for the bridge to provide for pedestrian access across the Jordan River. He stated there could be issues with bicycles and staff would review the matter to see if improvements needed to be made or signage posted. He advised the bridge would not be condemned, but review would be undertaken to determine if other things could be done.

The City Manager also discussed Lancer Way and advised regarding the petition and stated the street problem would be reviewed.

C. CITY COUNCIL COMMENTS

Mayor Bigelow stated in connection with the bridge it was not designed for bikes and was intended for pedestrian access.

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PUBLIC HEARING, ACCEPT PUBLIC INPUT REGARDING THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROPOSAL FOR RECOMMENDED PROJECTS FOR FISCAL YEAR 2014-2015

Mayor Bigelow stated a public hearing had been advertised in order for the City Council to hear and consider public comments regarding the Community Development Block Grant (CDBG) proposal for recommended projects for fiscal year 2014-2015. He discussed proposed Resolution No. 14-69 related to the proposal to be considered by the City Council subsequent to the public hearing, as follows:

Mayor Bigelow presented proposed Resolution No. 14-69 that would approve the West Valley City Community Development Block Grant (CDBG) budget proposal on recommended projects for fiscal year 2014-2015.

He stated before the U.S. Department of Housing and Urban Development (HUD) would approve any CDBG expenditures, an Annual Action Plan listing the projects to be funded for the 2014-2015 fiscal year must be approved by the City Council. He advised the budget proposal met the Annual Action Plan goals and Federal guidelines of funds awarded to the City's Community Development Block Grant Program.

He further explained the CDBG Program and Salt Lake County HOME Programs funded West Valley City with annual amounts to run various programs pertaining to low-moderate income individuals and families. Estimated CDBG Program Income (PI) generated from the CDBG Home Rehabilitation Program paybacks would be approximately \$50,000. He indicated PI offset the entitlement funds allocated to West Valley City's CDBG Program from HUD and must be reinvested into the CDBG Program's eligible projects. The Public Service projects and administration costs were capped by HUD, with 15% of the total entitlement allocation being allocated to Public Services projects and 20% toward administration and operating expenses.

He reported West Valley City had a CDBG Committee in place that consisted of 11 members of both CDBG knowledgeable staff and City residents, as directed by HUD. He explained the Committee went through an extensive process and dedicated over 10 hours this year to hearing each individual agency present their projects/programs, interviewing the agencies, tracking past performance and meeting to discuss funding requests. He stated these recommendations presented to the City Council were those that, by vote of the CDBG Committee members, ranked highest and the Committee members felt would be most impactful to residents, making the best use of funds received, and staying in line with both the City's five-year Consolidated Plan goals and HUD's direction.

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Mayor Bigelow opened the public hearing.

Sal Jansen, Salt Lake Community Action Program, addressed the City Council. Ms. Jansen expressed appreciation for continued support of the Food Pantry in West Valley City. She discussed the number of volunteers, donations of food and number of families and children served daily.

Mary Cranney, Legal Aid Society, addressed the City Council and gave an overview of Legal Aid for those not familiar with the organization. She discussed the domestic violence victims' assistance program for which they applied for CDBG funding. She expressed appreciation for the City's support of its own citizens to achieve safety in their homes. She also discussed the number of West Valley City residents served and the costs. She expressed appreciation for CDBG funds and support of their program.

Ellen Parrish, Community Health Centers, Inc., addressed the City Council. She stated the Taylorsville clinic served West Valley City residents. She expressed appreciation for the City's support and discussed the number of medical and dental visits provided to City residents on a sliding income scale. She stated they provided many services on a "shoestring" and they appreciated the City's support of the program.

Jessica Burnham, The Road Home, addressed the City Council and expressed gratitude for their partnership with the City and the current funding recommendation. She discussed statistics regarding homelessness and services provided by The Road Home's shelter facility. She also discussed their request for funding including the services that would be provided. She expressed appreciation for the City Council's support of their program.

Mariah Griffith, Family Support Center, addressed the City Council. Ms. Griffith indicated the Family Support Center had applied for funding for two different projects and expressed appreciation for the City's support. She explained services provided by the Crisis Nursery including those at the facility located in West Valley City. She also gave statistics regarding the number of visits and children being cared for from West Valley City. She explained funding helped to provide important childcare services to parents and children. She expressed excitement and appreciation for support from the City.

Francesca Blanc, House of Hope, addressed the City Council and submitted written information to members of the Council. Ms. Blanc discussed services and programs provided by her agency including the number of women and children from West Valley City who had received assistance and treatment at the facility. She explained how CDBG funding from the City would be used and thanked the Council for past support and the current recommendation for funding.

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Tim Savage, Salt Lake Community Action Program, addressed the City Council and stated it was the 50th anniversary of community action agencies and the war on poverty. Mr. Savage discussed the mission of the housing program and other services provided by his organization. He advised it was a safe, affordable place to stay and important for those trying to resolve other issues related to poverty. He shared a letter received from a client in order for the Council to understand how their programs positively impacted clients. He expressed appreciation for the support of West Valley City.

Councilmember Vincent stated every year Council members went to Washington, D.C. to lobby our congressional delegation for funding regarding these programs that provided essential services to the community. He expressed gratitude for all of the organizations for taking care of the needs of those that were underserved.

Councilmember Rushton stated this year he and Councilmember Buhler had gone to Washington, D.C. and he thanked everyone for coming to the public hearing and providing such great services to the residents of the West Valley community. He indicated the return on the City's investment was staggering with money being saved, prevention in some cases, and positive outcomes. He thanked all those involved for making the community better.

Councilmember Buhler expressed thanks to all who came to the meeting and spoke. He indicated the Council would like to be able to fund, everyone but it was not possible to give all that had been requested.

There being no one else to speak either in favor or in opposition, Mayor Bigelow closed the public hearing.

ACTION: CONSIDER RESOLUTION NO. 14-69, APPROVING THE WEST VALLEY CITY COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) BUDGET PROPOSAL ON RECOMMENDED PROJECTS FOR FISCAL YEAR 2014-2015

The Council previously held a public hearing regarding proposed Resolution No. 14-69 that would approve the West Valley City Community Development Block Grant (CDBG) proposal on recommended projects for fiscal year 2014-2015.

After discussion, Councilmember Rushton moved to approve Resolution No. 14-69, a Resolution approving the West Valley City Community Development Block Grant (CDBG) Budget Proposal on Recommended Projects for Fiscal Year 2014-2015. Councilmember Buhler 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. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

16597

RESOLUTION NO. 14-70, ADOPT A TENTATIVE BUDGET FOR THE FISCAL YEAR COMMENCING JULY 1, 2014, AND ENDING JUNE 30, 2015; AND SET AUGUST 12, 2014, AS THE DATE FOR PUBLIC HEARING

Mayor Bigelow presented proposed Resolution No. 14-70 that would adopt a Tentative Budget for the fiscal year commencing July 1, 2014, and ending June 30, 2015; and set August 12, 2014, as the date for public hearing.

City Manager, Wayne Pyle, informed that the Finance Director was prepared to give a short presentation regarding the Tentative Budget if so desired by the City Council.

Upon request, Jim Welch, Finance Director, addressed the City Council and, using PowerPoint, discussed information summarized as follows:

- Budget summary and comparison of FY 2014-2015 to previous year
- Overview of revenues and expenditures
- Summary of revenue sources FY 2014-2015 by percentages: property tax, sales tax, utility tax, licenses and permits, Justice Court, and other
- Summary of expenditures FY 2014-2015 by percentages: Administration, Debt Service, Public Works Department, Law Department, Parks and Recreation Department, Community Preservation Department, Finance Department, CED Department, Fire Department, Police Department, Legislative, Non-Departmental, Transfers
- Overview of proposed changes for FY 2014-2015
- List of proposed CIP Expenditures for FY 2014-2015
- Operational changes that needed to be addressed in each department

The Finance Director answered questions from members of the City Council.

Upon discussion, Councilmember Buhler requested the above information be posted on the City's website.

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City Manager, Wayne Pyle, advised there would be further discussions regarding the budget prior to the public hearing scheduled August 12, 2014.

After further discussion, Councilmember Buhler moved to approve Resolution No. 14-70, a Resolution Adopting a Tentative Budget for the Fiscal Year Commencing July 1, 2014, and Ending June 30, 2015; and Setting August 12, 2014, as the Date for Public Hearing. 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. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

16598

RESOLUTION NO. 14-71, AUTHORIZE THE CITY TO ENTER INTO A RIGHT-OF-WAY CONTRACT WITH GENEVA ROCK PRODUCTS, INC. FOR PROPERTY LOCATED AT 6652 WEST 6200 SOUTH

Mayor Bigelow presented proposed Resolution No. 14-71 that would authorize the City to enter into a Right-of-Way Contract with Geneva Rock Products, Inc., in the amount of \$168,900.00, for property located at 6652 West 6200 South.

The Mayor stated Geneva Rock Products, Inc. had signed a Right-of-Way Contract and had agreed to sign a Special Warranty Deed regarding the 6200 South Extension Project.

He explained the 1.598 parcel was one of the properties to be acquired for the 6200 South Extension Project that would extend 6200 South to State Highway No. 111, westerly from its current terminus at Mountain View Corridor. He reported compensation for the purchase would be in the amount of \$167,200.00 based on an appraisal report by Fortis Group, LLC, along with estimated closing costs in the amount of \$1,700.00 for the total of \$168,900.00. He advised the City had applied to Advanced Acquisition Corridor Preservation Funds and funding for this acquisition would be through the State Corridor Preservation Fund. The Right-of-Way Contract and purchase of right-of-way was contingent upon approval of the West Valley City application for Advanced Acquisition Corridor Preservations Funds by the Salt Lake County Council of Governments.

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After discussion, Councilmember Vincent moved to approve Resolution No. 14-71, a Resolution Authorizing the City to enter into a Right-of-Way Contract with Geneva Rock Products, Inc. for Property Located at 6652 West 6200 South. Councilmember Lang 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. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

16599

CONSENT AGENDA:

A. RESOLUTION NO. 14-72, AUTHORIZE THE EXECUTION OF A WARRANTY DEED IN FAVOR OF THE UTAH DEPARTMENT OF TRANSPORTATION FOR PROPERTY LOCATED AT 3087 SOUTH CORBIN DRIVE

Mayor Bigelow presented proposed Resolution No. 14-72 that would authorize execution of a Warranty Deed in favor of the Utah Department of Transportation (UDOT) for property located at 3087 South Corbin Drive.

The Mayor stated the proposal would convey property to UDOT that had been conveyed to the City by mistake. He indicated that in 2011, UDOT acquired two parcels of land comprising all of the former Lot 1 of the Bingham Subdivision. These acquisitions were part of the required right-of-way acquisitions for the Continuous Flow Intersection Project at the intersection of Bangerter Highway and 3100 South. Due to its proximity to the intersection, Corbin Drive had been closed as a through street and became a cul-de-sac as shown on the plat entitled, "Corbin Cul-des-sac Subdivision." He advised it was intended the portion of Lot 1 of Bingham Subdivision lying within the proposed cul-de-sac be conveyed to West Valley City and the remainder of Lot 1 conveyed to UDOT. In preparing the necessary deeds for this transaction, UDOT inadvertently prepared both deeds to convey the portions of Lot 1 to West Valley City. The remainder portion of the former Lot 1 was now Lot 2 of the Corbin Cul-de-sac Subdivision. Since that time, UDOT had maintained the property assuming it was the owner. He stated the subject Warranty Deed to UDOT would correct that oversight.

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After discussion, Councilmember Lang moved to approve Resolution No. 14-72, a Resolution Authorizing the Execution of a Warranty Deed in Favor of the Utah Department of Transportation for Property Located at 3087 South Corbin Drive. Councilmember Vincent 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. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

B. RESOLUTION NO. 14-73, RATIFY THE CITY MANAGER'S APPOINTMENT OF BARBARA THOMAS TO THE WEST VALLEY CITY PLANNING COMMISSION, TERM: MAY 6, 2014 – JULY 1, 2018

Mayor Bigelow presented proposed Resolution No. 14-73 that would ratify the City Manager's appointment of Barbara Thomas to the West Valley City Planning Commission for the term May 6, 2014 through July 1, 2018.

The Mayor stated Ms. Thomas had been recommended for appointment to the Planning Commission. He advised the Planning Commission was comprised of seven members and one alternate member appointed and reappointed by the City Manager with the advice and consent of the City Council. He indicated Ms. Thomas had resigned from the Commission for retirement reasons with the intent of returning after a 60 day time period. He stated Ms. Thomas' long-term residency in the City, experience as a Commissioner and City Council member, and involvement in the community made her a valuable member of the Planning Commission.

After discussion, Councilmember Huynh moved to approve Resolution No. 14-73, a Resolution Ratifying the City Manager's Appointment of Barbara Thomas to the West Valley City Planning Commission for a Term from May 6, 2014 to July 1, 2018. Councilmember Rushton 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. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY CITY COUNCIL, THE REGULAR MEETING OF TUESDAY, MAY 6, 2014, WAS ADJOURNED AT 7:32 P.M., BY MAYOR BIGELOW.

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, May 6, 2014.

Sheri McKendrick, MMC
City Recorder