

MINUTES OF COUNCIL REGULAR MEETING – JANUARY 5, 2016

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THE WEST VALLEY CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY, JANUARY 5, 2016, 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 BIGELOW.

THE FOLLOWING MEMBERS WERE PRESENT:

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

STAFF PRESENT:

Wayne Pyle, City Manager
Nichole Camac, City Recorder

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

OPENING CEREMONY

The Opening Ceremony was conducted by Councilmember Christensen who asked members of Scout Troop Nos. 343 and 643 to assist in leading the Pledge of Allegiance.

APPROVAL OF MINUTES OF REGULAR MEETING HELD DECEMBER 12, 2015

The Council read and considered Minutes of the Regular Meeting held December 12, 2015. There were no changes, corrections or deletions.

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Councilmember Nordfelt moved to approve the Minutes of the Regular Meeting held December 12, 2015. Councilmember Huynh seconded the motion.

A voice vote was taken and all members voted in favor of the motion.

____ **EMPLOYEE OF THE MONTH AWARD, JANUARY 2015 – JAY LAMPAS, FIRE DEPARTMENT**

Councilmember Buhler read the nomination of Jay Lampas, Fire Department, to receive the Employee of the Month Award for January 2016. Mr. Lampas had been nominated for his efforts regarding a garage sale of donated items sold to help a citizen earn enough money for a new power chair.

Councilmember Buhler presented the award.

____ **DIVISION OF THE QUARTER AWARD – ANIMAL SERVICES, COMMUNITY PRESERVATION DEPARTMENT**

Councilmember Vincent read the nomination of the Community Preservation Department to receive the Division of the Quarter Award. The Division had been nominated for their willingness to accept additional responsibilities, working together as a team, developing new and innovative ideas, and their skills in handling difficult circumstances.

Councilmember Vincent presented the award.

____ **PUBLIC HEARING, ACCEPT PUBLIC INPUT REGARDING RE-OPENING THE FY 2015-2016 BUDGET**

Mayor Bigelow informed a public hearing had been advertised for the Regular Council Meeting scheduled January 5, 2016, in order for the City Council to hear and consider public comments regarding re-opening the FY 2015-2016 Budget.

Mayor Bigelow presented proposed Ordinance No. 15-42 related to the proposal to be considered by the City Council subsequent to the public hearing. The City Council had previously received written information as follows:

State Statute Title 10, Chapter 6, Utah Code Annotated 1953, as amended, allowed West Valley City to amend its budget during the year. The City Council held public hearings on budget amendments on a quarterly basis each fiscal year.

A public notice had been posted December 10, 2015, in newspapers of general circulation to the general public.

Mayor Bigelow opened the public hearing.

A gentleman in the audience, who did not disclose his name, asked what the City's total

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budget was.

Mayor Bigelow stated there were two budgets, the operating one and an expanded one that included specialized funds.

City Manager, Wayne Pyle, stated the annual operating budget was approximately 65 million dollars and the total budget, including specialized funds, was approximately 100 million dollars.

Mayor Bigelow closed the public hearing.

ACTION: ORDINANCE NO. 15-42, AMENDING THE BUDGET OF WEST VALLEY CITY FOR THE FISCAL YEAR BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2016 TO REFLECT CHANGES IN THE BUDGET FROM INCREASED REVENUES AND AUTHORIZE THE DISBURSEMENT OF FUNDS

The City Council previously held a public hearing regarding re-opening the FY2015-2016 Budget and proposed Ordinance No. 15-42 that would amend the Budget of West Valley City for the fiscal year beginning July 1, 2015 and ending June 30, 2016, to reflect changes in the Budget from increased revenues and authorize the disbursement of funds.

Mayor Bigelow called for a motion.

Councilmember Vincent moved to approve Ordinance No. 15-42, an Ordinance Amending the Budget of West Valley City for the Fiscal Year Beginning July 1, 2015 and Ending June 30, 2016, to Reflect Changes in the Budget from Increased Revenues and Authorize the Disbursement of Funds. Councilmember Lang seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

ORDINANCE NO. 15-43, REPEALING AND RE-ENACTING CHAPTER 3-16 OF THE WEST VALLEY CITY MUNICIPAL CODE REGARDING THE GOVERNMENT RECORDS ACCESS MANAGEMENT ACT

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Mayor Bigelow presented proposed Ordinance No. 15-43 that would repeal and re-enact Chapter 3-16 of the West Valley City Municipal Code regarding the Government Records Access Management Act (GRAMA).

Documentation previously provided to the Council included the following:

The proposal would provide for the City Council to choose between forming or not forming a Local Appeals Committee, and also clear up the numbering from several years of changes.

In 2015, the Utah Legislature made changes to the State GRAMA statute affecting the appeal process that West Valley City currently used. The changes did not allow the current appeal process to the City Council. The options now would include a direct appeal to the Records Committee from the City Manager's decision, or the formation of a committee of one employee and two citizens, one of who must have records experience.

Councilmember Buhler stated turning over appeals to the State Committee seemed like a good option for the City.

Mayor Bigelow called for a motion.

Councilmember Buhler moved to approve Ordinance No. 15-43, an Ordinance Repealing and Re-enacting Chapter 3-16 of the West Valley City Municipal Code Regarding the Government Records Access Management Act, subject to option B that provides a direct appeal to the Records Committee. Councilmember Huynh seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

RESOLUTION NO. 15-202, APPROVE AGREEMENT WITH JRCA ARCHITECTS, INC. FOR DESIGN AND CONSTRUCTION SERVICES FOR THE PUBLIC WORKS AND PARKS OPERATION FACILITIES LOCATED AT APPROXIMATELY 3600 WEST 2855 SOUTH

Mayor Bigelow presented proposed Resolution No. 15-202 that would approve an

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agreement with JRCA Architects, Inc. for design and construction services for the Public Works and Parks Operation facilities located at approximately 3600 West 2855 South.

Documentation previously provided to the Council included information as follows:

The proposal would authorize JRCA Architects to prepare master plans and construction documents, assist with the bidding process, and provide contract administration services for a construction contract. JRCA would provide professional services including architectural design, engineering services and construction administration for the Public Works and Parks Operation facilities project. The facility was badly in need of reconstruction and protection of equipment and apparatus. Provisions needed to be made for the adequate storage space for vehicles of very high value such as street sweepers, vactor trucks and concrete equipment to be stored indoors. JRCA would also provide professional services to construct a facility for the parks maintenance operation, including master planning of the property for better traffic flow and outside storage. The facility would provide office spaces and operations, employee lockers, and support facilities.

Funding for the project design had been provided by the General Fund, Class C Road Funds, Sanitation Funds, and Storm Water Utility.

Three architectural firms had been shortlisted and interviewed, as follows: JRCA, EDA, and THINK Architects. JRCA had been placed at the top of the list as the best qualified with the most experience and with the ability to provide the City with the best value for architectural maser planning and design.

Upon inquiry by Mayor Bigelow there were no further questions from members of the City Council, and he called for a motion.

Councilmember Vincent moved to approve Resolution No. 15-202, a Resolution approving an Agreement With JRCA Architects, Inc., for Design and Construction Services for the Public Works and Parks Operation Facilities. Councilmember Lang seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

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Unanimous.

RESOLUTION NO. 15-203, APPROVING PURCHASE OF TRAFFIC SIGNAL EQUIPMENT FROM UTAH DEPARTMENT OF TRANSPORTATION FOR THE 2400 SOUTH 4800 WEST PROJECT

Mayor Bigelow presented proposed Resolution No. 15-203 that would approve purchase of traffic signal equipment from the Utah Department of Transportation (UDOT) in an amount not to exceed \$70,000.00, for the 2400 South 4800 West Project.

Documentation previously provided to the City Council included the following:

As part of the 2400 South 4800 West Roadway Project a new traffic signal would be built at 2400 South and 5600 West. The new signal would be owned and maintained by UDOT. Per the construction contract with Whitaker Construction, the City would provide the traffic signal equipment to the contractor for installation. UDOT ran a warehouse that furnished signal equipment to State road projects.

Upon inquiry by Mayor Bigelow there were no further questions from members of the City Council, and he called for a motion.

Councilmember Buhler moved to approve Resolution No. 15-203, a Resolution Approving the Purchase of Traffic Signal Equipment from Utah Department of Transportation for the 2400 South 4800 West 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
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

ELECT MAYOR PRO TEM

Mayor Bigelow opened the floor to nominations for the position of Mayor Pro Tem.

Councilmember Buhler nominated Steve Vincent as Mayor Pro Tem to fulfill outgoing Councilmember Corey Rushton's term that would expire January 2018. He stated Councilmember Vincent had longevity on the City Council and would be a good

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candidate to represent the City as needed in the position of Mayor Pro Tem.

Upon inquiry, Councilmember Vincent accepted the nomination.

Councilmember Nordfelt moved to close the floor to nominations for Mayor Pro Tem. Councilmember Lang seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous. Floor closed to nominations for Mayor Pro Tem.

Councilmember Christensen moved to elect Steve Vincent as Mayor Pro Tem by acclamation. Councilmember Lang seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

Unanimous.

CONSENT AGENDA

- A. RESOLUTION NO. 15-204, AUTHORIZING THE CITY TO ENTER INTO A RIGHT-OF-WAY CONTRACT WITH THANG PHAM AND LOAN LUU, AND TO ACCEPT A WARRANTY DEED AND A TEMPORARY CONSTRUCTION EASEMENT FOR PROPERTY LOCATED AT 3974 WEST 4100 SOUTH (15-32-354-017)**

Mayor Bigelow presented proposed Resolution No. 15-204 that would authorize the City to enter into a Right-of-Way Contract with Thang Pham and Loan Luu, and to accept a Warranty Deed and a Temporary Construction Easement for

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property located at 3974 West 4100 South (15-32-354-017).

Documentation previously provided to the City Council included the following:

Thang Pham and Loan Luu had signed a Right-of-Way Contract, a Warranty Deed and a Temporary Construction Easement.

The parcel was one of the properties affected by the 4100 South 4000 West and 1300 West Signal Improvements Project. The project would widen intersections and improve signals on 4100 South at 4000 West, 2700 West and 1300 West. Acquisition included 2,420 square feet of right-of-way. Compensation for the purchase and improvements would be in the amount of \$62,300.00 based on an appraisal report prepared by the DH Group, LLC.

The project would be funded under the Highway Safety Improvement Project (HSIIP) with federal funds. Under a previously executed federal aid agreement, West Valley City would be responsible for 6.77% of all project costs, including right-of-way. With the total value of the easements for the acquisition being \$31,800.00, the City's share of these easements would be in the amount of \$2,152.86.

B. RESOLUTION NO. 15-205, RATIFYING THE CITY MANAGER'S APPOINTMENT OF SHELLEY DAY AS A MEMBER OF THE WEST VALLEY CITY CULTURAL ARTS BOARD

Mayor Bigelow presented proposed Resolution No. 15-205 that would ratify the City Manager's appointment of Shelley Day as a member of the West Valley City Cultural Arts Board.

Upon inquiry by Mayor Bigelow, the City Council members had no comments or questions regarding items scheduled on the Consent Agenda, and he called for a motion.

Councilmember Buhler moved to approve Resolution No. 15-204 and 15-205 as listed on the Consent Agenda. Councilmember Huynh seconded the motion.

A roll call vote was taken:

Mr. Vincent	Yes
Ms. Lang	Yes
Mr. Buhler	Yes
Mr. Huynh	Yes
Mr. Christensen	Yes
Mr. Nordfelt	Yes
Mayor Bigelow	Yes

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Unanimous.

MOTION TO ADJOURN

Upon motion of Councilmember Vincent all voted in favor to adjourn.

THERE BEING NO FURTHER BUSINESS OF THE WEST VALLEY COUNCIL THE REGULAR MEETING OF TUESDAY, JANUARY 5, 2016, WAS ADJOURNED AT 7:03 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, January 5, 2016.

Nichole Camac
City Recorder