

**MINUTES OF COTTONWOOD HEIGHTS  
CITY COUNCIL MEETING**

**Tuesday, January 26, 2010**

**7:00 p.m.**

**Cottonwood Heights Council Chamber  
1265 East Fort Union Boulevard, Suite 300  
Cottonwood Heights, Utah**

**Members Present:** Mayor Kelvyn Cullimore, Councilman Scott Bracken, Councilwoman Nicole Omer, Councilman Gordon Thomas, Councilman Tee Tyler

**Staff Present:** City Manager Liane Stillman, Deputy City Manager Kevin Smith, City Attorney Shane Topham, Finance Director Steve Fawcett, Chief Robby Russo, Assistant Chief Paul Brennemen, Assistant Chief Mike Watson, Public Information Specialist Bob Warnick, Sgt. Chris Gebhardt, Treasurer Gary Harmer

**Also Present:** Tom Bowen, Ron Fullmer, Eric Felt, Russ Naylor

**1.0 WELCOME/PLEDGE/ACKNOWLEDGEMENTS**

1.1 Mayor Cullimore opened the meeting at 7:00 p.m. and welcomed those attending.

1.2 The Pledge of Allegiance was led by Councilman Bracken.

1.3 Mayor Cullimore recognized Emily Warner, a member of the youth city council in attendance.

**2.0 CITIZEN COMMENTS**

2.1 Ron Fullmer asked for an update on the proposed Willow Creek annexation.

2.1.2 Mayor Cullimore said that notification of intent to annex had been filed with the city and that petition signatures are currently being gathered.

**3.0 REPORTS/PRESENTATIONS**

**3.1 Proclamation Honoring City Treasurer Gary Harmer**

3.1.1 Mayor Cullimore read a proclamation honoring Gary Harmer. (See attachment) Gary has been the Budget Officer and City Treasurer since the inception of the City and has been a great strength to the Council and staff.

3.1.2 Mr. Harmer expressed his appreciation to the Mayor and Council for allowing him to be part of a team. He pointed out that the Council and the administration has worked together to make sure the city meets its goals every year.

**3.2 Police Promotion – Chief Russo**

3.2.1 Chief Robby Russo promoted Detective Dan Bartlett to the rank of sergeant. Detective Bartlett distinguished himself early in his career as a patrol officer and was quickly moved to the position

of detective where he has worked on violent crimes, homicides, home invasion robberies, and many other types of cases. The City's detective unit has been the premier unit in the valley. Chief Russo invited Mr. Bartlett to participate in the promotional process.

- 3.2.3 Mayor Cullimore noted that Sergeant Bartlett and Sergeant Ford were honored last year by the Footprinters Association as "National Officers of the Year" for the work they did on the Dr Warren Stack drug case. The city is very proud of their work as detectives.

### 3.3 **Administration of Oath of Office to Reserve Officer Brandon Smalling**

- 3.3.1 Chief Russo introduced Brandon Smalling, Cottonwood Heights Reserve Police Officer.

- 3.3.2 The Oath of Office was administered to Officer Brandon Smalling by Deputy Recorder Kory Solorio.

- 3.3.3 Officer Smalling trained at Salt Lake Community College and graduated in August, 2009.

### 3.4 **Monthly Financial Report – Finance Director Steve Fawcett**

- 3.4.1 Finance Director Steve Fawcett presented the December, 2009 Financial Report. Mr. Fawcett stated that the report was completed using data from Caselle with some information needing to be computed manually. The department has also been working to provide 1099 and W2 forms to employees and vendors from the new system.

Mr. Fawcett stated that the general fund revenue accounts are on target and motor vehicle property tax may end the fiscal year with a short fall of approximately \$30,000. There are questions regarding the fines and forfeitures revenue received from the justice court that is being reviewed.

- 3.4.2 Mayor Cullimore stated that property tax revenue is at about 96 percent of the projected amount and asked if there is still confidence to receive the remainder of that projection.

- 3.4.3 Mr. Fawcett indicated there is no reason to believe that the revenue will not come in as budgeted but a final settlement from Salt Lake County will not be available March.

- 3.4.4 Mr. Fawcett noted that the departments are on budget at this time and he will be working with each department head on the upcoming fiscal year budget

### 3.5 **Monthly Unified Fire Report – Assistant Chief Mike Watson**

- 3.5.1 Chief Watson reviewed the statistics for the month of December, 2009. He introduced Assistant Chief Marty Slack, East Area Commander. Chief Watson said that there was a 24 percent increase between this year and 2008 in both fire and medical calls. He pointed out that the largest medical call volume is from traffic accidents at 26 percent

- 3.5.2 Chief Watson indicated in his safety message that because of the earthquake in Haiti he would be reviewing earthquake preparedness. It is critical for all residents to make sure and have their 72-hour kits.

- 3.5.3 Chief Watson reviewed the customer service messages for Stations 110 and 116.

#### 4.0 **ACTION ITEMS**

##### 4.1 **Consideration of Ordinance No. 150 Approving the Re-Zone of Real Property Located at Approximately 6800 South Highland Dr from R-1-8 (Single-Family Residential) to RO (Residential Office) and Amending the Zoning Map**

- 4.1.1 Deputy City Manager Kevin Smith reviewed the subject property.
- 4.1.2 Mayor Cullimore indicated that the Council has concern with the proposed zoning conditions.
- 4.1.3 Planning Commission Chair Tom Bowen explained that the Planning Commission was trying to allow all zoning conditions that fit the property and exclude conditions that do not. Mr. Bowen believes it would be more advantageous to include a zoning condition for a specific use and not allow property size to dictate the zone.
- 4.1.4 **MOTION:** Councilwoman Omer moved to amend Ordinance No. 150 excluding home occupations as an exception. The motion was seconded by councilman Bracken and passed on a vote of 4-1 with Councilman Thomas voting no.
- 4.1.5 **MOTION:** Councilman Thomas moved to approve amended Ordinance No. 150. The motion was seconded by Councilman Bracken and passed unanimously on a roll call vote.

##### 4.2 **Consideration of Ordinance No. 151 Approving the Re-Zone of Real Property Located at 2222, 2224-26 and 2228 East Fort Union Blvd to CR (Commercial Residential)**

- 4.2.1 Deputy City Manager Kevin Smith gave a brief overview of the proposed re-zone and reviewed a map of the subject property.
- 4.2.2 Mayor Cullimore stated that the City's General Plan was amended to Regional Commercial and included the subject property. This change made the property consistent with the surrounding area. The property owner has now applied for zoning to Regional Commercial. The Planning Commission has recommended approval of the proposed re-zone with conditions.
- 4.2.3 **MOTION:** Councilman Tyler moved to approve Ordinance No 151. The motion was seconded by Councilwoman Omer and passed unanimously on a roll call vote.

#### 5.0 **CONSENT CALENDAR**

##### 5.1 **a. Approval of December 8 and 29, 2009 and January 12, 2010 Minutes**

- 5.1.2 The minutes were approved as submitted.

#### 6.0 **ADJOURNMENT**

- 6.1 Councilwoman Omer moved to adjourn. The motion was seconded by Councilman Thomas, and passed unanimously on a voice vote. The business meeting adjourned at 7:57 p.m.

**Approval: 02/09/2010**