

1 **MINUTES OF THE COTTONWOOD HEIGHTS CITY COUNCIL BUSINESS MEETING**
2 **HELD TUESDAY, FEBRUARY 7, 2017 AT 7:02 P.M. IN THE COTTONWOOD HEIGHTS**
3 **CITY COUNCIL CONFERENCE ROOM LOCATED AT 2277 EAST BENGAL**
4 **BOULEVARD, COTTONWOOD HEIGHTS, UTAH**
5

6 **Members Present:** Mayor Kelvyn Cullimore, Councilman Scott Bracken, Councilman Mike
7 Peterson, Councilman Tee Tyler
8

9 **Staff Present:** City Manager John Park, City Attorney Shane Topham, City Recorder Paula
10 Melgar, Community and Economic Development Director Brian Berndt, UFA
11 Fire Chief Mike Watson, Finance Director Dean Lundell, Police Chief Robby
12 Russo, Public Works Director Matt Shipp, Public Relations Specialist Dan
13 Metcalf, Mike Halligan Emergency Preparedness Manager
14

15 **Excused:** Councilman Mike Shelton, Assistant City Manager Bryce Haderlie
16

17 **1.0 WELCOME**
18

19 1.1 Mayor Cullimore called the meeting to order at 7:02 p.m. and welcomed those in attendance.
20

21 1.2 The Pledge of Allegiance was led by Mayor Cullimore.
22

23 **2.0 CITIZEN COMMENTS**
24

25 2.1 There were no citizen comments.
26

27 **3.0 WELCOME/PLEDGE/ACKNOWLEDGEMENTS**
28

29 **3.1 Recognition of Mr. Ted Boyer for his Excellence in Emergency Preparedness.**
30

31 3.1.1 Ted and Susan Boyer were recognized. Councilman Tyler stated that Ted and Susan Boyer
32 have been great citizens of Cottonwood Heights. Mr. Boyer has been a farmer, attorney, and
33 professor. In addition to holding many other titles, he was recognized for volunteer service
34 with Emergency Preparedness. Emergency Preparedness Manager, Mike Halligan, expressed
35 appreciation and gratitude to Mr. Boyer for not just doing the work, but going above and
36 beyond. Mr. Boyer thanked the City for the recognition.
37

38 **4.0 STANDING MONTHLY REPORTS**
39

40 **4.1 Police Report – Police Support Supervisor Candie Terry.**
41

42 4.1.1 Police Records Supervisor, Candie Terry, presented the Police Report for the month of
43 January 2017. She reported that Officer Matt Mann was honored at the Dr. Martin Luther
44 King Jr. Memorial Luncheon and presented the Officer of the Year Award by the Fraternal
45 Order of Police. Calls for service by source were described. There were 395 911 calls, 476
46 on-view calls, and 871 total phone calls. There were 500 Priority 1 calls, 419 Priority 2 calls,
47 and 340 Priority 3 calls. The response times for Priority 1 calls averaged 4:37, Priority 2 were
48 5:40, and Priority 3 was 6:34. The top crime categories for District 1 included suspicious

1 circumstances, alarms and accidents. District 2 included burglary assist and alarms. District
2 3 included accidents, suspicious circumstances, and alarms. There were 84 adult arrests and
3 11 juvenile arrests. Ms. Terry reported that officers took five firearms off the street. There
4 were 248 traffic citations issued with nine DUIs and 56 warnings. There were 54 crashes with
5 property damage and seven with injury and property damage.
6

7 **4.2 Public Works Report – Public Works Director Matt Shipp.**

8
9 4.2.1 Public Works Director, Matt Shipp, presented the Public Works Report for the month of
10 January. He reported that during the month they used approximately 3,500 tons of salt. He
11 anticipated that the City will come in about \$50,000 under budget on this year’s salt allocation.
12

13 4.2.2 Mr. Shipp expressed gratitude for Public Works Superintendent, Danny Martinez, and the
14 Public Works crew for the great work they do. They are working on flood prevention and
15 sand bag staging should it be needed. Sand bag fillers on the back of the trucks were discussed.
16

17 4.2.3 Mr. Shipp reported that Midvale City Hall is hosting a Waste Water Conference on February
18 21, 2017. The Mayor and City Council were encouraged to attend.
19

20 4.2.4 Mr. Shipp next discussed equipment needs that would allow the City to facilitate and increase
21 service performance. The need to purchase a vibratory compactor was discussed. Mr. Shipp
22 believed the purchase of a truck (Ford F150) for daily use would be beneficial to the Public
23 Works Department as well. The speed of plowing cul-de-sacs was of concern for many. He
24 recommended the purchase of two F-550 trucks to allow for a quicker response to service
25 areas the larger trucks have difficulty navigating.
26

27 **5.0 ACTION ITEMS**

28 29 **5.1 Consideration of Ordinance 265-A Approving the Strong Realty Rezone.**

30
31 5.1.1 Mayor Cullimore reported that the above Ordinance approves the rezoning of approximately
32 1.91 acres of real property located at 9121 South Little Cottonwood Canyon Road from F-1-
33 43 to RR-1-21 as recommended by the Planning Commission. It was noted that it is consistent
34 with the General Plan for the area.
35

36 **5.1.2 MOTION:** Councilman Bracken moved to approve Ordinance 265-A. The motion was
37 seconded by Councilman Tyler. Vote on motion: Councilman Bracken-Aye, Councilman
38 Peterson-Aye, Councilman Tyler-Aye, and Mayor Cullimore-Aye. The motion passed
39 unanimously.
40

41 **5.2 Consideration of Ordinance 265-D Denying the Strong Realty Rezone.**

42
43 5.2.1 The above matter was deemed unnecessary as Ordinance 265-A was approved.
44

45 **5.3 Consideration of Resolution 2017-06 Authorizing and Approving Proceedings in** 46 **Eminent Domain as Necessary.**

47
48 5.3.1 Mayor Cullimore reported that the above Resolution authorizes the use of eminent domain

1 proceedings in connection with the City's proposed \$128,500 acquisition of a portion of the
2 land owned by Sun Development, LC, located at 7006 South Highland Drive. This would
3 include intersection modification/road widening purposes.
4

5 **5.3.2 MOTION:** Councilman Peterson moved to approve Resolution 2017-06. The motion was
6 seconded by Councilman Bracken. Vote on motion: Councilman Bracken-Aye, Councilman
7 Peterson-Aye, Councilman Tyler-Aye, and Mayor Cullimore-Aye. The motion passed
8 unanimously.
9

10 **5.4 Consideration of Resolution 2017-07 Approving and Ratifying a Professional Services**
11 **Agreement with Greg J. Curtis d/b/a GTC Consulting for Lobbying Services (2017).**
12

13 5.4.1 Mayor Cullimore reported that the above Resolution approves and ratifies an agreement with
14 Greg J. Curtis d/b/a GTC Consulting for lobbying services during 2017.
15

16 **5.4.2 MOTION:** Councilman Tyler moved to approve Resolution 2017-07. The motion was
17 seconded by Councilman Peterson. Vote on motion: Councilman Bracken-Aye, Councilman
18 Peterson-Aye, Councilman Tyler-Aye, and Mayor Cullimore-Aye. The motion passed
19 unanimously.
20

21 **5.5 Consideration of Resolution 2017-08 Declaring Certain Property Surplus.**
22

23 5.5.1 Mayor Cullimore reported that the above Resolution declares certain worn out or unneeded
24 items of personal property surplus and specifies the method of disposal of such items, as
25 required by the City's Procurement Code.
26

27 **5.5.2 MOTION:** Councilman Bracken moved to approve Resolution 2017-08. The motion was
28 seconded by Councilman Peterson. Vote on motion: Councilman Bracken-Aye, Councilman
29 Peterson-Aye, Councilman Tyler-Aye, and Mayor Cullimore-Aye. The motion passed
30 unanimously.
31

32 **6.0 CONSENT CALENDAR**
33

34 **6.1 Approval of minutes for the Business Meeting of December 13, 2016 and for the Business**
35 **and Work Meetings of January 10, 2017.**
36

37 **6.1.1 MOTION:** Councilman Tyler moved to approve the minutes of December 13, 2016 and the
38 Business and Work Meeting of January 10, 2017. The motion was seconded by Councilman
39 Peterson. Vote on motion: Councilman Bracken-Aye, Councilman Peterson-Aye,
40 Councilman Tyler-Aye, and Mayor Cullimore-Aye. The motion passed unanimously.
41

42 **7.0 ADJOURN BUSINESS MEETING AND RECONVENE WORK SESSION**
43

44 **7.1 MOTION:** Councilman Tyler moved to adjourn the Business Meeting and Reconvene the
45 Work Session. The motion passed unanimously.
46

47 7.2 The meeting was adjourned at 7:57 p.m.

1 *I hereby certify that the foregoing represents a true, accurate and complete record of the Cottonwood*
2 *Heights City Council Business Meeting held Tuesday, February 7, 2017.*

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10 Teri Forbes
11 T Forbes Group
12 Minutes Secretary
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14 Minutes approved: March 14, 2017

MINUTES OF THE COTTONWOOD HEIGHTS CITY COUNCIL WORK SESSION HELD TUESDAY, FEBRUARY 7, 2017 AT 6:04 P.M. IN THE COTTONWOOD HEIGHTS CITY COUNCIL CONFERENCE ROOM LOCATED AT 2277 EAST BENGAL BOULEVARD, COTTONWOOD HEIGHTS, UTAH

Members Present: Mayor Kelvyn Cullimore, Councilman Scott Bracken, Councilman Mike Peterson, Councilman Tee Tyler

Staff Present: City Manager John Park, City Attorney Shane Topham, City Recorder Paula Melgar, Community and Economic Development Director Brian Berndt, UFA Fire Chief Mike Watson, Finance Director Dean Lundell, Police Chief Robby Russo, Public Works Director Matt Shipp, Public Relations Specialist Dan Metcalf, Associate Planner Andrew Hulka, Business Development Coordinator Peri Kinder

Excused: Councilman Mike Shelton, Assistant City Manager Bryce Haderlie

1. **Canyons School District.**

The report was moved to the City Council Work Session scheduled for Tuesday, February 28, 2017 at 6:00 p.m.

2. **Quality Community Academy.**

a. **Envision Utah Initiative.**

Associate Planner, Andrew Hulka, discussed the initiative from Envision Utah addressing how to make communities fiscally sustainable, ease congestion, and improve convenient access to jobs, services, and housing. They also reviewed ideas about how to ensure good design and quality of life. A video was shown (<http://www.envisionutah.org/>). Staff reviewed City plans and discussed the Highland Drive development.

3. **2017 Economic and Business Development Calendar of Events.**

Business Development Coordinator, Peri Kinder, presented the Economic and Business Development calendar and thanked the Mayor and Council for their support of local businesses. She reviewed the proposed calendar of events for 2017, which included “Death by Chocolate” and “Zombie Bike Ride”. Ideas for the Business Association Luncheon were reviewed. It was reported that the Trunk or Treat activity and Sub-for-Santa were both successful.

Ms. Kinder asked for input from the Council and Mayor regarding suggestions on how their program and her efforts can be improved. The Mayor and Council thanked Ms. Kinder for her hard work and efforts.

4. **Review of Business Meeting Agenda.**

Mayor Cullimore reviewed the Business Meeting agenda.

5. Public Relations Report

Public Relations Specialist, Dan Metcalf, reported on the following media coverage and events of the City:

KUTV on Facebook – Congressman Chaffetz event was to be held at City Hall, but was moved to Brighton High School.

Radio Broadcast – Mayor Cullimore and the City newsletter were mentioned.

Fox 13 News – Burglary case.

Mr. Metcalf reviewed possibly publishing Business Association events and maps of the City “before and after”. Staff discussed who will be next to write the newsletter.

City Manager, John Park, asked that public comment on the Fort Union Plan be announced in the City newsletter. Mr. Metcalf indicated that he had already received the information and was ready to publish and advertise the information.

Mr. Metcalf discussed promoting some high school activities, such as LaCrosse. He also reported that conferences are being held at City Hall. He reminded the Mayor and the City Council that newsletter articles are due next Tuesday.

The Work Session was postponed to begin the Business Meeting at 6:55 p.m. The Work Session reconvened at 8:03 p.m.

6. Legislative Update.

City Lobbyist, Brian Allen, provided the Council with a legislative update. Some of the items discussed were short-term rentals, internet sales taxes, transparency requirements for UTA, restructuring of government, and local business. Mayor Cullimore described short-term rentals and defined owner/occupied residences. He explained that the statute states that if the owner is present 183 days of the year, it qualifies. The difficulty of enforcement was reviewed.

Panhandling issues throughout the City were discussed. Councilman Tyler reviewed Eliason’s Bill 161 and explained that it has become a safety issue for both pedestrians and drivers and poses multiple problems.

Mayor Cullimore described a bill proposing to eliminate schools from redevelopment.

The Council next discussed a marijuana research study, a bill requiring helmets for individuals 21 and under, and clean air bills.

a. Legislative Policy Committee.

Councilman Tyler and Mr. Park reported on the Utah League of Cities and Town’s Legislative Policy Committee Meetings held since the last Council Meeting.

Mr. Allen reviewed the Water Bill/Transparency bill.

b. Salt Lake Valley Caucus.

Mayor Cullimore reported on the Salt Lake Valley Caucus Meetings, which are a weekly meeting of legislators, and municipal and county elected officials that occur during the legislative session.

7. Planning and Economic Development Report.

a. Planning Commission Meeting.

Community Development Director, Brian Berndt, reviewed the February 8th Planning Commission Meeting agenda. The Hillrise Apartment application was presented and after some discussion, the applicant agreed to revisit the site plan and include greater detail. The Planning Commission recommended approval of the Sign Ordinance for digital billboards at local schools and public facilities.

The Planning Commission confirmed that *Even Stevens* does have adequate parking available..

8. Public Works Report.

a. Snow Removal Plans and Performance; Road Conditions.

Public Works Director, Matt Shipp, reviewed the City's snow removal performance this past week and plans for changes in the future. They also discussed road conditions and the strategy for repairing potholes.

b. Public Works Facilities and Development Plans.

9. Public Safety Reports

a. Unified Fire Authority.

UFA Assistant Chief, Mike Watson, reported on events of the week. Statistical tracking issues were discussed.

Mayor Cullimore described the civil action lawsuit procedure.

Mr. Watson next discussed a request that would authorize Fire Chief Jensen to employ personnel or to retain services for a Temporary Internal Affairs Director. Mayor Cullimore reported that others were identified in the audit besides Batch 1 and Batch 2. They discovered that very little work was done to investigate. The purpose of bringing in another entity was to conduct further investigation on an administrative basis on certain assistant Battalion Chiefs.

It was reported that Fire Department morale is very good and they are excited about Fire Chief Jensen and what lies ahead.

1. **Report on the UFA Board Meeting – Mayor Cullimore/Assistant Chief Watson.**

Mayor Cullimore and Assistant Chief Watson provided an overview of the Unified Fire Authority Board Meeting.

b. **Police Department.**

Chief Robby Russo reported on noteworthy events of the week. A new Police Officer from Hawaii was welcomed who has seven years' experience.

10. **City Manager/Assistant City Manager Report.**

a. **City Hall Report.**

Mr. Park provided the Council with a progress report on the remaining items to complete the punch list for City Hall. The heating system was working, but was not warming enough. There was also a crack in the wall in the detectives' room, which had been fixed.

b. **Review of Staff Communications.**

It was reported that each week staff gets informational reports from each department to allow the City Council to keep up on the day-to-day activities of the City. The report is available at www.ch.utah.gov. The above agenda item is intended to allow Council Members to ask questions or for staff to bring the Council up to date on any changes since the report was made.

c. **Salt Lake Leaders to Support New Americans.**

Mr. Park discussed the local effort to support refugees in the community.

Walk-on: Zafron Restaurant Liquor License: Staff reported that Zafron Restaurant has requested a liquor license. The restaurant is in close proximity to a church. Details of the property were described.

Walk-on: Lawsuit Reservation of Rights: It was reported that staff received a letter from the Trust concerning the lawsuit. Reservation of Rights is issued when there may be an issue with a particular lawsuit that is not covered by the insurance company.

11. **Mayor/City Council Reports.**

a. **Local Officials Day at the Legislature – Councilman Bracken.**

Councilman Bracken reported on the January 25th Local Officials Day at the Legislature with Youth City Council participation. He was impressed by the speaker and the efforts made to help refugees.

b. Volunteer Appreciation Dinner – Mayor Cullimore.

Mayor Cullimore reported on the January 28th Volunteer Appreciation Dinner at City Hall. Those in attendance felt it was a successful event and were pleased with the accommodations.

c. Council of Governments – Mayor Cullimore.

Mayor Cullimore discussed the agenda items from the monthly Council of Governments (COG) Meeting. Mayor Alvord from South Jordan asked why Council Member Jensen was being appointed when there is someone that may be more qualified. He motioned to change that appointment. Mayor Cullimore seconded the motion and the result was a divided vote. He then asked if they had learned anything from the UFA incident.

d. Wasatch Front Regional Council – Mayor Cullimore.

Mayor Cullimore reported on the recent Wasatch Front Regional Council meeting. A meeting was scheduled at Sandy City Hall on February 23, 2017 to discuss on the 20/50 plan.

e. Butlerville Days Committee Meeting – Councilman Peterson.

Councilman Peterson reported on the recent Butlerville Days Committee Meeting. He expressed appreciation for Ann Eatchel and her experience and professionalism. He next introduced several events being considered as well a Parade Grand Marshall.

Mr. Metcalf showed a video of the Dance Doctors who will be performing at Butlerville Days.

f. CH2 Meeting – Councilman Bracken.

Councilman Bracken reported on the recent CH2 Meeting, which is the coordination meeting between the City and the Cottonwood Heights Recreation Center. Snow plowing and revenue were discussed.

Councilman Bracken raised a question about who is taking over the parks. Mr. Park explained that the issue is under negotiation with the Recreation Center and should be resolved in the next two months.

Walk-On by Tee Tyler: Councilman Tyler reported on a recent Mosquito Abatement Meeting and reported that the new members were sworn in. Elaine Rasmussen from White City was one of the new members. A letter was received from the State Auditor confirming that they have too much money. The north pond is not producing enough fish and they have decided to have it filled in.

Walk-On by Tee Tyler: Councilman Tyler reported on a recent Watershed Council Meeting and reported that the Salt Lake County Water Shed Department was represented by Bob Thompson, who is very involved with projects around the Valley. They have received \$750,000 in grant money that will be used to correct a loop in the Jordan River.

12. **Calendar of Events.**

Councilmember Schedules for the next week / 2017 Calendar:

- a. **February 14 – No Council Meeting;**
- b. **February 20 (Monday) – Presidents Day – City Hall will be closed;**
- c. **February 21 – Special Council Retreat Meeting;**
- d. **March 7 – CHBA Quarterly Luncheon at City Hall; and**
- e. **April 5-7 – ULCT Meetings in St. George.**

13. **Closed Meeting to Discuss Litigation, Property Acquisition and the Character and Professional Competence or Physical or Mental Health of an Individual.**

MOTION: Councilman Tyler moved to close the Open Session and open the Closed Meeting. The motion was seconded by Councilman Petersen. The motion passed with the unanimous consent of the Council.

The Council was in closed session from 10:19 p.m. to 10:31p.m.

MOTION: Councilman Tyler moved to adjourn the Closed Meeting, return to the Work Session, and adjourn the Work Session. The motion was seconded by Councilman Petersen. The motion passed with the unanimous consent of the Council.

14. **ADJOURN**

The City Council Work Session adjourned at 10:32 p.m.

I hereby certify that the foregoing represents a true, accurate and complete record of the Cottonwood Heights City Council Work Meeting held Tuesday, February 7, 2017.



Teri Forbes
T Forbes Group
Minutes Secretary

Minutes approved: